

ESTTA Tracking number: **ESTTA1303419**

Filing date: **08/14/2023**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer information

Name	NetScout System, Inc.
Granted to date of previous extension	08/12/2023
Address	310 LITTLETON ROAD WESTFORD, MA 01886 UNITED STATES
Attorney information	AMANDA K. GREENSPON MUNCK WILSON MANDALA, LLP P.O. DRAWER 800889 DOCKET CLERK DALLAS, TX 75380 UNITED STATES Primary email: ttab@munckwilson.com 9726283600
Docket no.	NTCT05-00413

Applicant information

Application no.	97351472	Publication date	06/13/2023
Opposition filing date	08/14/2023	Opposition period ends	08/12/2023
Applicant	QINTEL LLC 322 NORTH SHORE DRIVE, STE 300 PITTSBURGH, PA 15212 UNITED STATES		

Goods/services affected by opposition

<p>Class 042. First Use: Aug 31, 2015 First Use In Commerce: Aug 31, 2015 All goods and services in the class are opposed, namely: Cybersecurity services in the nature of restricting unauthorized access to computer systems, namely, cybersecurity threats underground monitoring; providing information in the field of computer security, namely, reporting data on cybercrime and cybercriminals; searching data, namely, searching and retrieving information, sites, and other resources in the field of cybercrime and cybercriminals available on computer networks for others; providing online non-downloadable software for searching, analyzing, compiling, and reporting data on cybercrime and cyber criminals</p>
--

Grounds for opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
--------------------------------------	----------------------------

Marks cited by opposer as basis for opposition

U.S. registration no.	1764154	Application date	11/08/1991
Register	Principal		
Registration date	04/13/1993	Foreign priority date	NONE
Word mark	NETSCOUT		
Design mark			
Description of mark	NONE		
Goods/services	Class 009. First use: First Use: Oct 7, 1991 First Use In Commerce: Oct 7, 1991 software for use on local area networks and wide area networks to analyze network information traffic for the purpose of measuring network performance and isolating and diagnosing errors, delays and faults		

U.S. registration no.	6610434	Application date	10/02/2017
Register	Principal		
Registration date	01/11/2022	Foreign priority date	NONE
Word mark	NETSCOUT		
Design mark			
Description of mark	NONE		
Goods/services	<p>Class 009. First use: First Use: Mar 1997 First Use In Commerce: Mar 1997 Computer hardware; computer software, namely, computer software for monitoring and management of performance and availability of software applications; computer software, namely, computer software for analyzing wireless, cable, and wireline service performance; computer software for analyzing computer network performance; Telecommunications hardware devices, namely, switches and servers and software for transporting voice, data and video communications across multiple network infrastructures and communications protocols; Telecommunications Network test equipment, namely, servers and switches and parts therefor and testing software relating thereto, for use in operation support systems for billing, fraud prevention, marketing, service quality assurance, network management, early warning and troubleshooting; Computer software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software; computer software for network intrusion detection applications; computer software for network management; and manuals provided together with each of the foregoing goods; Computer hardware and software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software and hardware for supporting the utility of the computer infrastructure; computer hardware and software for monitoring network and system activities for network intrusion activity; computer hardware and software for use in network management; and manuals therewith sold as a unit; Computer hardware and software for managing computer networks, namely, hardware and software to monitor, analyze, identify, report, troubleshoot, and forecast the performance and efficiency of application and content delivery over network infrastructures; computer software that manages switches that direct packet flows used in network testing</p> <p>Class 037. First use: First Use: Mar 1997 First Use In Commerce: Mar 1997 Installation and repair of computer hardware; customizing computer hardware;</p>		

	<p>maintenance of computer hardware</p> <p>Class 042. First use: First Use: Mar 1997 First Use In Commerce: Mar 1997</p> <p>Software as a service (saas) services, namely, software as a service featuring software for monitoring and management of performance and availability of software applications; software as a services, namely, software as a service for analyzing wireless, cable, and wireline service performance; software as a service for analyzing computer network performance; design and development of computer hardware and computer software; consulting services in the field of application and network performance management; computer software consulting; computer consultation; installation, repair and maintenance of computer software; technical support services, namely, troubleshooting computer software problems; technical support services, namely, monitoring technological functions of computer network systems</p>
--	--

Attachments	Notice of Opposition 6053360.pdf(2678728 bytes)
-------------	--

Signature	/AKG/
Name	Amanda K. Greenspon
Date	08/14/2023

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

NetScout Systems, Inc.,	§	
	§	
Opposer,	§	
	§	Opposition No.
v.	§	
	§	[not yet assigned]
QINTEL LLC,	§	
	§	
Applicant.	§	
	§	
	§	
	§	

RE: U.S. Trademark Application Serial No. 97/351,472 (QSCOUT)
Filed on: April 7, 2022
Published: June 13, 2023

NOTICE OF OPPOSITION

Opposer, NetScout Systems, Inc., a Delaware corporation with its principal place of business at 310 Littleton Road, Westford, MA 01886 (“Opposer”), believes that it will be damaged by the registration of the mark QSCOUT (“Applicant’s Mark”), subject of Application Serial No. 97/351,472 in International Class 042 (the “Opposed Application”), and hereby opposes registration thereof pursuant to Section 13 of the Lanham Act (15 U.S.C. §1063), alleging as grounds for opposing the registration of Applicant’s Mark that:

1. Opposer is the current owner of the marks NETSCOUT (“Opposer’s NETSCOUT Marks”) used on or in connection with computer network hardware and software products and computer and software-related services.

2. Opposer, itself or by its predecessors, has used and continues to use Opposer’s NETSCOUT Marks since at least as early as 1991 in interstate commerce in the United States and has therefore established common law rights from that time in Opposer’s NETSCOUT Marks.

3. Opposer is the owner of the following U.S. trademark registrations for Opposer's

Marks:

Trademark	Reg. No.	Full Goods/Services
NETSCOUT	U.S. Reg. 1,764,154	(Int'l Class 009) software for use on local area networks and wide area networks to analyze network information traffic for the purpose of measuring network performance and isolating and diagnosing errors, delays and faults
NETSCOUT	U.S. Reg. 6,610,434	(Int'l Class 009) Computer hardware; computer software, namely, computer software for monitoring and management of performance and availability of software applications; computer software, namely, computer software for analyzing wireless, cable, and wireline service performance; computer software for analyzing computer network performance; Telecommunications hardware devices, namely, switches and servers and software for transporting voice, data and video communications across multiple network infrastructures and communications protocols; Telecommunications Network test equipment, namely, servers and switches and parts therefor and testing software relating thereto, for use in operation support systems for billing, fraud prevention, marketing, service quality assurance, network management, early warning and troubleshooting; Computer software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software; computer software for network intrusion detection applications; computer software for network management; and manuals provided together with each of the foregoing goods; Computer hardware

		<p>and software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software and hardware for supporting the utility of the computer infrastructure; computer hardware and software for monitoring network and system activities for network intrusion activity; computer hardware and software for use in network management; and manuals therewith sold as a unit; Computer hardware and software for managing computer networks, namely, hardware and software to monitor, analyze, identify, report, troubleshoot, and forecast the performance and efficiency of application and content delivery over network infrastructures; computer software that manages switches that direct packet flows used in network testing</p> <p>(Int'l Class: 037) Installation and repair of computer hardware; customizing computer hardware; maintenance of computer hardware</p> <p>(Int'l Class 042) Software as a service (saas) services, namely, software as a service featuring software for monitoring and management of performance and availability of software applications; software as a services, namely, software as a service for analyzing wireless, cable, and wireline service performance; software as a service for analyzing computer network performance; design and development of computer hardware and computer software; consulting services in the field of application and network performance management; computer software consulting; computer consultation; installation, repair and maintenance of computer software;</p>
--	--	--

		technical support services, namely, troubleshooting computer software problems; technical support services, namely, monitoring technological functions of computer network systems
--	--	--

Copies of the above registrations from the U.S. Patent and Trademark Office (“USPTO”) TSDR Database are attached collectively as Exhibit A and made of record in this proceeding pursuant to Trademark Rule 2.122(d). The goods and services covered by the above registrations are collectively referred to as “Opposer’s Goods/Services.”

4. Opposer’s U.S. Trademark Registration No. 1,764,154 issued on April 13, 1993, is currently valid and subsisting on the Principal Register, and has become incontestable within the meaning of Section 15 of the Lanham Act, 15 U.S.C. § 1065.

5. Opposer’s U.S. Trademark Registration No. 6,610,434 issued on January 11, 2022, and is currently valid and subsisting on the Principal Register.

6. The records of the USPTO indicate that the Opposed Application is currently owned by QINTEL, LLC., a Delaware limited liability company having an address of 322 North Shore Drive, Ste 300, Pittsburgh, PA 15212 (“Applicant”).

7. The records of the USPTO indicate the Opposed Application covers the following services in International Class 042:

“Cybersecurity services in the nature of restricting unauthorized access to computer systems, namely, cybersecurity threats underground monitoring; providing information in the field of computer security, namely, reporting data on cybercrime and cybercriminals; searching data, namely, searching and retrieving information, sites, and other resources in the field of cybercrime and cybercriminals available on computer networks for others; providing online non-downloadable software for searching, analyzing, compiling, and reporting data on cybercrime and cyber criminals”

(collectively, “Applicant’s Services”).

8. The records of the USPTO indicate that the Opposed Application was filed on April 7, 2022.

9. The records of the USPTO indicate that, on April 7, 2022, at the time of filing the Opposed Application, Applicant alleged it was entitled to registration based on actual use in interstate commerce of Applicant's Mark in connection with Applicant's Services (15 U.S.C. §1051(a)).

10. The records of the USPTO indicate that Applicant claimed August 31, 2015, as the first use date of the Applicant's Mark anywhere and in interstate commerce in connection with Applicant's Services.

11. Opposer's common law and registered rights in each of Opposer's Marks are senior in time to the filing date of the Opposed Application, Applicant's claimed date of first use of Applicant's Mark, and any other priority date on which Applicant may rely.

12. Applicant's Mark is confusingly similar in appearance, sound, meaning, and overall commercial impression to Opposer's Marks.

13. Applicant's Services consist of cybersecurity services and providing such services to customers generally requires using computer hardware and software.

14. Opposer's Goods/Services include computer hardware and computer software goods and services will be perceived by customers as closely related to the services identified in Applicant's Application.

15. Opposer's Goods/Services do not include any limitation on the use of such Goods/Services and these Goods/Services are for use in the provision of cybersecurity services. *See Exhibit B, a June 2015 marketing brochure.*

16. Applicant's Services, therefore, are a subset of Opposer's Goods/Services and closely related to the same.

17. Applicant's Services are within a reasonable zone of expansion of Opposer's Goods/Services.

18. Applicant's Services and Opposer's Goods/Services are offered in the same channels of trade.

19. Applicant's Services and Opposer's Goods/Services are offered to the same types of consumers.

FIRST GROUND FOR OPPOSITION
(Likelihood of Confusion - 15 U.S.C. § 1052(d))

20. Opposer repeats and realleges each and every allegation set forth in the preceding paragraphs.

21. In view of the similarities between Opposer's Marks and Applicant's Mark, and Opposer's Goods/Services and Applicant's Services, there is a likelihood that consumers will mistakenly believe that Applicant's Services are sponsored by or affiliated with Opposer.

22. Applicant's Mark, when used in connection with Applicant's Services, so resembles Opposer's Marks as to be likely to cause confusion, or to cause mistake, or to deceive as to the source of Applicant's Services within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

23. Opposer will be damaged by registration of Applicant's Mark because consumers are likely to attribute the source or sponsorship of Applicant's Services to Opposer.

24. Accordingly, registration of Applicant's Mark should be refused under the provisions of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

WHEREFORE, Opposer prays that the Trademark Trial and Appeal Board deny registration to U.S. Trademark Application Serial No. 97/351,472 for the mark QSCOUT and otherwise sustain this opposition.

Payment in the amount of the required filing fee is submitted with this Notice of Opposition.

Dated: August 14, 2023

Respectfully submitted,

/s/Amanda K. Greenspon

Amanda K. Greenspon

Connecticut Bar No. 426639

Year of Admission 2007

Catherine L. Rifai

Texas Bar No. 24113679

Year of Admission 2019

MUNCK WILSON MANDALA, LLP

600 Banner Place Tower

12770 Coit Road

Dallas, Texas 75251

Telephone: 972.628.3600

Telecopier: 972.628.3616

Email: ttab@munckwilson.com

ATTORNEYS FOR OPPOSER

NetScout Systems, Inc.

EXHIBIT A

Generated on: This page was generated by TSDR on 2023-08-09 15:12:24 EDT

Mark: NETSCOUT

NETSCOUT

US Serial Number: 74220917

Application Filing Date: Nov. 08, 1991

US Registration Number: 1764154

Registration Date: Apr. 13, 1993

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jan. 04, 2023

Publication Date: Jan. 19, 1993

Mark Information

Mark Literal Elements: NETSCOUT

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: software for use on local area networks and wide area networks to analyze network information traffic for the purpose of measuring network performance and isolating and diagnosing errors, delays and faults

International Class(es): 009 - Primary Class

U.S Class(es): 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 07, 1991

Use in Commerce: Oct. 07, 1991

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: NETSCOUT SYSTEMS, INC.

Owner Address: 310 LITTLETON ROAD
WESTFORD, MASSACHUSETTS UNITED STATES 01886

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Amanda K. Greenspon

Docket Number: NTCT05-00011

Attorney Primary Email Address: trademarks@munckwilson.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Amanda K. Greenspon
Munck Wilson Mandala LLP
P.O. Drawer 800889
Docket Clerk
Dallas, TEXAS UNITED STATES 75380

Phone: 972-628-3600

Fax: 972-628-3616

Correspondent e-mail: trademarks@munckwilson.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 04, 2023	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 04, 2023	REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS)	77074
Jan. 04, 2023	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	77074
Jan. 04, 2023	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77074
Jun. 16, 2022	TEAS SECTION 8 & 9 RECEIVED	
Apr. 13, 2022	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jul. 12, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 12, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 22, 2015	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jul. 15, 2015	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jun. 14, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 14, 2013	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	75184
Jun. 14, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75184
Jun. 13, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jun. 05, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Aug. 04, 2008	CASE FILE IN TICRS	
May 31, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 13, 2003	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jun. 13, 2003	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Apr. 09, 2003	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 09, 2003	TEAS SECTION 8 & 9 RECEIVED	
Jul. 28, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Mar. 12, 1999	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Oct. 26, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 13, 1993	REGISTERED-PRINCIPAL REGISTER	
Jan. 19, 1993	PUBLISHED FOR OPPOSITION	
Dec. 18, 1992	NOTICE OF PUBLICATION	
Nov. 09, 1992	APPROVED FOR PUB - PRINCIPAL REGISTER	

Oct. 26, 1992	EXAMINER'S AMENDMENT MAILED	
Aug. 25, 1992	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 03, 1992	NON-FINAL ACTION MAILED	
Feb. 10, 1992	ASSIGNED TO EXAMINER	69940
Jan. 29, 1992	ASSIGNED TO EXAMINER	69930

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 04, 2023

Assignment Abstract Of Title Information

Summary

Total Assignments: 11

Registrant: Frontier Software Development, Inc.

Assignment 1 of 11

Conveyance: MERGER

Reel/Frame: [1895/0036](#)

Pages: 13

Date Recorded: May 07, 1999

Supporting Documents: [assignment-tm-1895-0036.pdf](#)

Assignor

Name: [FRONTIER SOFTWARE DEVELOPMENT, INC.](#)

Execution Date: May 31, 1993

Legal Entity Type: CORPORATION

State or Country Where Organized: MASSACHUSETTS

Assignee

Name: [FRONTIER SOFTWARE DEVELOPMENT, INC.](#)

State or Country Where Organized: DELAWARE

Legal Entity Type: CORPORATION

Address: 1013 CENTRE ROAD
WILMINGTON, DELAWARE

Correspondent

Correspondent Name: TESTA, HURWITZ & THIBEAULT, LLP

Correspondent Address: DEBORAH J. PECKHAM
125 HIGH STREET
HIGH STREET TOWER
BOSTON, MASSACHUSETTS 02110

Domestic Representative - Not Found

Assignment 2 of 11

Conveyance: MERGER

Reel/Frame: [1900/0566](#)

Pages: 13

Date Recorded: May 06, 1999

Supporting Documents: [assignment-tm-1900-0566.pdf](#)

Assignor

Name: [FRONTIER SOFTWARE DEVELOPMENT, INC.](#)

Execution Date: May 31, 1993

Legal Entity Type: CORPORATION

State or Country Where Organized: MASSACHUSETTS

Assignee

Name: [FRONTIER SOFTWARE DEVELOPMENT, INC.](#)

State or Country Where Organized: DELAWARE

Legal Entity Type: CORPORATION

Address: 1013 CENTRE ROAD

WILMINGTON, DELAWARE

Correspondent

Correspondent Name: TESTA, HURWITZ & THIBEAULT, LLP

Correspondent Address: DEBORAH J. PECKHAM
125 HIGH STREET
HIGH STREET TOWER
BOSTON, MA 02110

Domestic Representative - Not Found

Assignment 3 of 11

Conveyance: CHANGE OF NAME

Reel/Frame: [1588/0968](#)

Pages: 3

Date Recorded: May 15, 1997

Supporting Documents: No Supporting Documents Available

Assignor

Name: [FRONTIER SOFTWARE DEVELOPMENT, INC.](#)

Execution Date: Mar. 31, 1997

Legal Entity Type: UNKNOWN

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: [NETSCOUT SYSTEMS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 321 BILLERICA ROAD
CHELMSFORD, MASSACHUSETTS 01824

Correspondent

Correspondent Name: TESTA, HURWITZ & THIBEAULT

Correspondent Address: TRADEMARK ADMINISTRATOR
HIGH STREET TOWER
125 HIGH STREET
BOSTON, MA 02110

Domestic Representative - Not Found

Assignment 4 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: [3652/0310](#)

Pages: 9

Date Recorded: Nov. 01, 2007

Supporting Documents: [assignment-tm-3652-0310.pdf](#)

Assignor

Name: [NETSCOUT SYSTEMS, INC.](#)

Execution Date: Nov. 01, 2007

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 625 MARQUETTE AVENUE SOUTH
MAC N9311-110
MINNEAPOLIS, MINNESOTA 55479

Correspondent

Correspondent Name: MARCELA ROBLEDO

Correspondent Address: 2550 HANOVER STREET
PALO ALTO, CA 94304

Domestic Representative - Not Found

Assignment 5 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: [3720/0410](#)

Pages: 16

Date Recorded: Feb. 15, 2008

Supporting Documents: [assignment-tm-3720-0410.pdf](#)

Assignor

Name: [NETSCOUT SYSTEMS, INC.](#)

Execution Date: Dec. 21, 2007

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [KEYBANK NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 127 PUBLIC SQUARE
ATTN: COMMUNITY BANK
CLEVELAND, OHIO 44114

Correspondent

Correspondent Name: THOMPSON HINE LLP

Correspondent Address: 127 PUBLIC SQUARE
NATHAN L. WIEDEMANN, ESQ.
CLEVELAND, OH 44114

Domestic Representative - Not Found

Assignment 6 of 11

Conveyance: INTELLECTUAL PROPERTY SECURITY AGREEMENT

Reel/Frame: [4666/0416](#)

Pages: 18

Date Recorded: Nov. 28, 2011

Supporting Documents: [assignment-tm-4666-0416.pdf](#)

Assignor

Name: [NETSCOUT SYSTEMS, INC.](#)

Execution Date: Nov. 22, 2011

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [KEYBANK NATIONAL ASSOCIATION AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: OHIO

Address: 127 PUBLIC SQUARE
ATTN: INSTITUTIONAL BANKING
CLEVELAND, OHIO 44114

Correspondent

Correspondent Name: THOMAS R. BUTCHKO, ESQ.

Correspondent Address: 127 PUBLIC SQUARE
3900 KEY CENTER
CLEVELAND, OH 44114

Domestic Representative - Not Found

Assignment 7 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: [5569/0836](#)

Pages: 3

Date Recorded: Jul. 06, 2015

Supporting Documents: [assignment-tm-5569-0836.pdf](#)

Assignor

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)

Execution Date: Jul. 01, 2015

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: UNITED STATES

Assignee

Name: [NETSCOUT SYSTEMS INC](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 310 LITTLETON ROAD
WESTFORD, MASSACHUSETTS 01886-4105

Correspondent

Correspondent Name: DEBBIE ESCAMILLA

Correspondent Address: MAC # C3700-043
1700 LINCOLN STREET, 4TH FLOOR
DENVER, CO 80203

Domestic Representative - Not Found

Assignment 8 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: [5576/0528](#)

Pages: 7

Date Recorded: Jul. 14, 2015

Supporting Documents: [assignment-tm-5576-0528.pdf](#)

Assignor

Name: [NETSCOUT SYSTEMS, INC.](#)

Execution Date: Jul. 14, 2015

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [SIMENA, LLC](#)

Execution Date: Jul. 14, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: VIRGINIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A.](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: DELAWARE

Address: 270 PARK AVE, 43RD
NEW YORK, NEW YORK 10017

Correspondent

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE
REBECCA RODAL
NEW YORK, NY 10036

Domestic Representative - Not Found

Assignment 9 of 11

Conveyance: RELEASE OF SECURITY INTEREST

Reel/Frame: [5576/0547](#)

Pages: 5

Date Recorded: Jul. 14, 2015

Supporting Documents: [assignment-tm-5576-0547.pdf](#)

Assignor

Name: [KEYBANK NATIONAL ASSOCIATION](#)

Execution Date: Jul. 14, 2015

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: [NETSCOUT SYSTEMS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 310 LITTLETON ROAD
WESTFORD, MASSACHUSETTS 01886

Correspondent

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE
REBECCA RODAL
NEW YORK, NY 10036

Domestic Representative - Not Found

Assignment 10 of 11

Conveyance: RELEASE OF SECURITY INTEREST

Reel/Frame: [5576/0552](#)

Pages: 6

Date Recorded: Jul. 14, 2015

Supporting Documents: [assignment-tm-5576-0552.pdf](#)

Assignor

Name: [KEYBANK NATIONAL ASSOCIATION](#)

Execution Date: Jul. 14, 2015

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: [NETSCOUT SYSTEMS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 310 LITTLETON ROAD
WESTFORD, MASSACHUSETTS 01886

Correspondent

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE
REBECCA RODAL
NEW YORK, NY 10036

Domestic Representative - Not Found

Assignment 11 of 11

Conveyance: RELEASE OF SECURITY INTEREST

Reel/Frame: [5576/0558](#)

Pages: 6

Date Recorded: Jul. 14, 2015

Supporting Documents: [assignment-tm-5576-0558.pdf](#)

Assignor

Name: [KEYBANK NATIONAL ASSOCIATION](#)

Execution Date: Jul. 14, 2015

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: [NETSCOUT SYSTEMS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 310 LITTLETON ROAD
WESTFORD, MASSACHUSETTS 01886

Correspondent

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE
REBECCA RODAL
NEW YORK, NY 10036

Domestic Representative - Not Found

Int. Cl.: 9

Prior U.S. Cl.: 38

United States Patent and Trademark Office

Reg. No. 1,764,154

Registered Apr. 13, 1993

**TRADEMARK
PRINCIPAL REGISTER**

NETSCOUT

FRONTIER SOFTWARE DEVELOPMENT, INC.
(MASSACHUSETTS CORPORATION)
1501 MAIN STREET, SUITE 39-40
TEWKSBURY, MA 01876

FOR: SOFTWARE FOR USE ON LOCAL
AREA NETWORKS AND WIDE AREA NET-
WORKS TO ANALYZE NETWORK INFORMA-
TION TRAFFIC FOR THE PURPOSE OF MEAS-
URING NETWORK PERFORMANCE AND ISO-

LATING AND DIAGNOSING ERRORS,
DELAYS AND FAULTS , IN CLASS 9 (U.S. CL.
38).

FIRST USE 10-7-1991; IN COMMERCE
10-7-1991.

SER. NO. 74-220,917, FILED 11-8-1991.

DOMINIC J. FERRAIUOLO, EXAMINING AT-
TORNEY

Generated on: This page was generated by TSDR on 2023-08-09 15:10:36 EDT

Mark: NETSCOUT

NETSCOUT

US Serial Number: 87630078

Application Filing Date: Oct. 02, 2017

US Registration Number: 6610434

Registration Date: Jan. 11, 2022

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jan. 11, 2022

Publication Date: Aug. 21, 2018

Mark Information

Mark Literal Elements: NETSCOUT

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1764154

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer hardware; computer software, namely, computer software for monitoring and management of performance and availability of software applications; computer software, namely, computer software for analyzing wireless, cable, and wireline service performance; computer software for analyzing computer network performance; Telecommunications hardware devices, namely, switches and servers and software for transporting voice, data and video communications across multiple network infrastructures and communications protocols; Telecommunications Network test equipment, namely, servers and switches and parts therefor and testing software relating thereto, for use in operation support systems for billing, fraud prevention, marketing, service quality assurance, network management, early warning and troubleshooting; Computer software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software; computer software for network intrusion detection applications; computer software for network management; and manuals provided together with each of the foregoing goods; Computer hardware and software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software and hardware for supporting the utility of the computer infrastructure; computer hardware and software for monitoring network and system activities for network intrusion activity; computer hardware and software for use in network management; and manuals therewith sold as a unit; Computer hardware and software for managing computer networks, namely, hardware and software to monitor, analyze, identify, report, troubleshoot, and forecast the performance and efficiency of application and content delivery over network infrastructures; computer software that manages switches that direct packet flows used in network

testing

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1997

Use in Commerce: Mar. 1997

For: Installation and repair of computer hardware; customizing computer hardware; maintenance of computer hardware

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1997

Use in Commerce: Mar. 1997

For: Software as a service (saas) services, namely, software as a service featuring software for monitoring and management of performance and availability of software applications; software as a services, namely, software as a service for analyzing wireless, cable, and wireline service performance; software as a service for analyzing computer network performance; design and development of computer hardware and computer software; consulting services in the field of application and network performance management; computer software consulting; computer consultation; installation, repair and maintenance of computer software; technical support services, namely, troubleshooting computer software problems; technical support services, namely, monitoring technological functions of computer network systems

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1997

Use in Commerce: Mar. 1997

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: NetScout Systems, Inc.

Owner Address: 310 Littleton Road
Westford, MASSACHUSETTS UNITED STATES 01886

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: AMANDA K GREENSPON

Attorney Primary Email Address: trademarks@munckwilson.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: AMANDA K GREENSPON
MUNCK WILSON MANDALA LLP
600 BANNER PLACE TOWER
12770 COIT ROAD
DALLAS, TEXAS UNITED STATES 75251

Phone: 972-628-3600

Fax: 972-628-3616

Correspondent e-mail: trademarks@munckwilson.com ttab@munckwilson.com bsprang@munckwilson.com srose@munckwilson.com

Correspondent e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Jan. 11, 2022	REGISTERED-PRINCIPAL REGISTER	
Dec. 03, 2021	TTAB RELEASE CASE TO TRADEMARKS	246497
Dec. 03, 2021	OPPOSITION TERMINATED NO. 999999	246497
Dec. 03, 2021	OPPOSITION DISMISSED NO. 999999	246497
Feb. 20, 2019	OPPOSITION INSTITUTED NO. 999999	246497
Aug. 21, 2018	EXTENSION OF TIME TO OPPOSE RECEIVED	
Aug. 21, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 21, 2018	PUBLISHED FOR OPPOSITION	
Aug. 01, 2018	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 10, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 10, 2018	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 10, 2018	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 10, 2018	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 10, 2018	EXAMINERS AMENDMENT -WRITTEN	93643
Jun. 05, 2018	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 04, 2018	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 04, 2018	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 05, 2017	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 05, 2017	NON-FINAL ACTION E-MAILED	6325
Dec. 05, 2017	NON-FINAL ACTION WRITTEN	93643
Dec. 05, 2017	ASSIGNED TO EXAMINER	93643
Oct. 06, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Oct. 05, 2017	NEW APPLICATION ENTERED	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 11, 2022

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: NetScout Systems, Inc.

Assignment 1 of 1

Conveyance: SECURITY INTEREST

Reel/Frame: [6254/0286](#)

Pages: 8

Date Recorded: Jan. 19, 2018

Supporting Documents: [assignment-tm-6254-0286.pdf](#)

Assignor

Name: [NETSCOUT SYSTEMS, INC.](#)

Execution Date: Jan. 16, 2018

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [AIRMAGNET, INC.](#)

Execution Date: Jan. 16, 2018

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [ARBOR NETWORKS, INC.](#)

Execution Date: Jan. 16, 2018

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [NETSCOUT SYSTEMS TEXAS, LLC](#)

Execution Date: Jan. 16, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 270 PARK AVENUE
NEW YORK, NEW YORK 10017

Correspondent

Correspondent Name: STEWART WALSH

Correspondent Address: 1025 VERMONT AVE NW, SUITE 1130
COGENCY GLOBAL INC.
WASHINGTON, DC 20005

Domestic Representative - Not Found

United States of America

United States Patent and Trademark Office

NETSCOUT

Reg. No. 6,610,434

Registered Jan. 11, 2022

Int. Cl.: 9, 37, 42

Service Mark

Trademark

Principal Register

NetScout Systems, Inc. (DELAWARE CORPORATION)
310 Littleton Road
Westford, MASSACHUSETTS 01886

CLASS 9: Computer hardware; computer software, namely, computer software for monitoring and management of performance and availability of software applications; computer software, namely, computer software for analyzing wireless, cable, and wireline service performance; computer software for analyzing computer network performance; Telecommunications hardware devices, namely, switches and servers and software for transporting voice, data and video communications across multiple network infrastructures and communications protocols; Telecommunications Network test equipment, namely, servers and switches and parts therefor and testing software relating thereto, for use in operation support systems for billing, fraud prevention, marketing, service quality assurance, network management, early warning and troubleshooting; Computer software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software; computer software for network intrusion detection applications; computer software for network management; and manuals provided together with each of the foregoing goods; Computer hardware and software for collection, storage, analysis and re-assembly of data traffic over computer and communications networks; computer utility software and hardware for supporting the utility of the computer infrastructure; computer hardware and software for monitoring network and system activities for network intrusion activity; computer hardware and software for use in network management; and manuals therewith sold as a unit; Computer hardware and software for managing computer networks, namely, hardware and software to monitor, analyze, identify, report, troubleshoot, and forecast the performance and efficiency of application and content delivery over network infrastructures; computer software that manages switches that direct packet flows used in network testing

FIRST USE 3-00-1997; IN COMMERCE 3-00-1997

CLASS 37: Installation and repair of computer hardware; customizing computer hardware; maintenance of computer hardware

FIRST USE 3-00-1997; IN COMMERCE 3-00-1997

CLASS 42: Software as a service (saas) services, namely, software as a service featuring software for monitoring and management of performance and availability of



A handwritten signature in black ink, appearing to read "Dennis H. Hurlbald".

Performing the Functions and Duties of the
Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office



software applications; software as a services, namely, software as a service for analyzing wireless, cable, and wireline service performance; software as a service for analyzing computer network performance; design and development of computer hardware and computer software; consulting services in the field of application and network performance management; computer software consulting; computer consultation; installation, repair and maintenance of computer software; technical support services, namely, troubleshooting computer software problems; technical support services, namely, monitoring technological functions of computer network systems

FIRST USE 3-00-1997; IN COMMERCE 3-00-1997

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

OWNER OF U.S. REG. NO. 1764154

SER. NO. 87-630,078, FILED 10-02-2017

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

EXHIBIT B

Implementing Cyber & Security Test Labs

Test Optimization Solutions for Cyber & Security Test Labs



Introduction

Cyber and security testing is an intensive process that grows in importance with each new security threat that is discovered. Testing for security flaws in network devices and applications requires the use of specialized tools and analyzers in addition to the traditional test tools more commonly found in labs. Coupled with a wide variety of tools, security testing requires countless topology changes in order to stress and analyze different components of the system. NetScout Test Optimization solutions are designed to meet these challenges by providing centralized functionality that includes layer 1 switching and layer 2-4 intelligence in a single platform.

Cyber & Security Test Lab Challenges

Cyber and security testing, however, presents unique challenges for the test lab. Complex topologies need to be configured in a timely fashion in order to execute test scenarios without increasing OPEX due to labor intensive and error prone methods. Often times, network topologies need to be re-created on very short notice in order to validate that a security update functions correctly in all scenarios. User authentication, logging, and audit trails are often required to meet strict regulations associated with lab management.

NetScout Cyber & Security Testing Solutions

NetScout delivers a proven solution for creating a high-performance cyber and security testing infrastructure. By providing scalable and secure technology, the productivity, optimization, and scale of a cyber and security test infrastructure can be significantly improved – saving valuable time, space, power and, most importantly, capital

NetScout Test Optimization solutions allow cyber and security and test labs to provide instant equipment sharing, remote monitoring, multiplied DoS attack scenarios, and topology management via an easy to use software interface.

NetScout Test Optimization Benefits

The NetScout nGenius® 3900 Series Packet Flow Switch, along with our TestStream™ Management Software, provides the ideal platform to enable cyber and security test labs to meet the key objectives of performing rapid and secure topology changes, increasing utilization of all resources, reducing cycle time for tests, and realizing significant savings on CAPEX and OPEX.

A Test Optimization Solution from NetScout Can Help:

Increase Utilization

- Improve access to expensive security and monitoring tools
- Securely monitor and reconfigure network infrastructure from any location
- Increase personnel efficiency during operation, configuration and troubleshooting

Reduce Time

- Improve response time by quickly creating complex network topologies
- Quickly deploy and access monitoring and test tools
- Automatically generate reports and audit trails

Save Money

- Lower capital costs by purchasing less test equipment and security tools
- Lower operational costs by enabling a simplified network architecture, and increasing reliability
- Reduce manual operations with increased automation and standardization

Traditional Labs

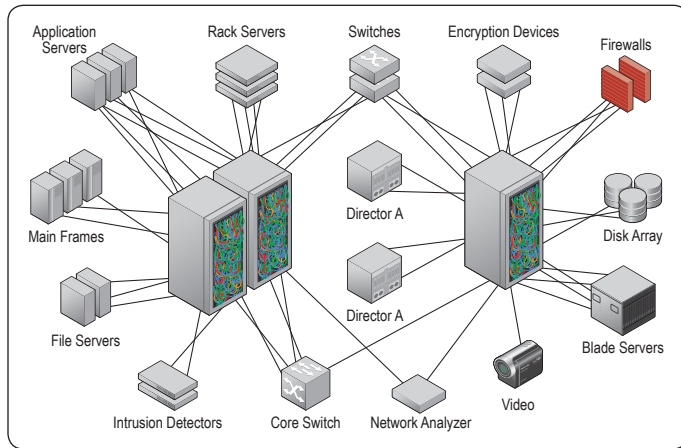


Figure 1: Traditional labs can be exceedingly wasteful of CAPEX and OPEX due to ongoing infrastructure costs coupled with poor utilization. Cyber & security testing adds additional stress due to more demanding time constraints and increased demands for efficient topology changes.

NetScout Solution

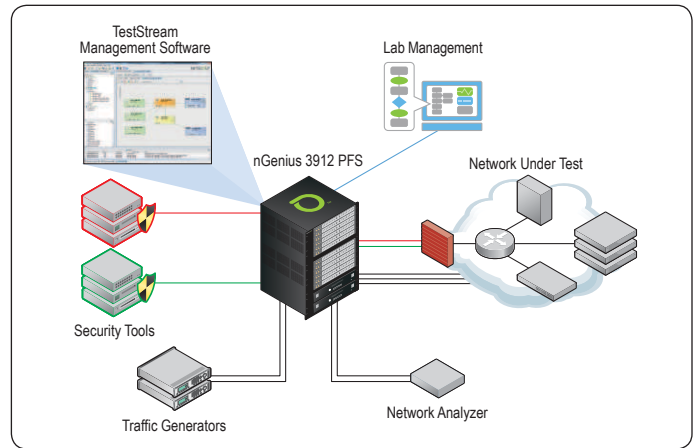


Figure 2: A NetScout solution enables customers to optimize cyber & security labs by providing innovative functionality combining layer 1 switching with layer 2-4 intelligence. With such a solution, customers can improve the efficiency, speed, and performance of cyber & security labs.



Americas East
 310 Littleton Road
 Westford, MA 01886-4105
 Phone: 978-614-4000
 Toll Free: 800-357-7666

Americas West
 178 E. Tasman Drive
 San Jose, CA 95134
 Phone: 408-571-5000

Asia Pacific
 17F/B
 No. 167 Tun Hwa N. Road
 Taipei 105, Taiwan
 Phone: +886 2 2717 1999

Europe
 One Canada Square
 29th floor, Canary Wharf
 London E14 5DY, United Kingdom
 Phone: +44 207 712 1672

NetScout offers sales, support, and services in over 32 countries.

For more information, please visit www.netscout.com or contact NetScout at 800-309-4804 or +1 978-614-4000

Copyright © 2015 NetScout Systems, Inc. All rights reserved. NetScout, nGenius, InfiniStream and Sniffer are registered trademarks, nGeniusONE and Adaptive Service Intelligence are trademarks and MasterCare is a service mark of NetScout Systems, Inc. and/or its affiliates in the United States and/or other countries. All other brands and product names, and registered and unregistered trademarks are the sole property of their respective owners. NetScout reserves the right, at its sole discretion, to make changes at any time in its technical information, specifications, and service and support programs.