

ESTTA Tracking number: **ESTTA634095**

Filing date: **10/21/2014**

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

**Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

**Petitioner Information**

Name	BOA AG		
Entity	Swiss aktiengesellschaft	Citizenship	Switzerland
Address	Station-Ost 1 CH-6023 Rothenburg, SWITZERLAND		

Domestic Representative	Sarah Otte Graber Partner Wood, Herron & Evans LLP 441 Vine Street 2700 Carew Tower Cincinnati, OH 45202 UNITED STATES usptodock@whe-law.com, sgrab@whe-law.com, cjackson@whe-law.com Phone:5132412324
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**Registration Subject to Cancellation**

Registration No	3578718	Registration date	02/24/2009
Registrant	Future Pipe Industries, Inc. 11811 Proctor Road Houston, TX 77038 UNITED STATES		

**Goods/Services Subject to Cancellation**

Class 017. First Use: 1999/12/31 First Use In Commerce: 2004/12/29 All goods and services in the class are cancelled, namely: Non-metallic flexible pipes used for water and sewage industrial applications
Class 019. First Use: 1999/12/31 First Use In Commerce: 2004/12/29 All goods and services in the class are cancelled, namely: Rigid pipes, not of metal, used for water and sewage industrial applications; Non-metal sewer pipes for industrial applications; Non-metal water pipes for industrial applications

**Grounds for Cancellation**

The registration is being used by, or with the permission of, the registrant so as to misrepresent the source of the goods or services on or in connection with which the mark is used.	Trademark Act section 14
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Attachments	Petition to Cancel- BOA.pdf(23863 bytes ) Exhibit A.pdf(90637 bytes ) Exhibit B.pdf(87057 bytes )
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	Exhibit C.pdf(91201 bytes ) Exhibit D.pdf(115662 bytes )
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### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Sarah O. Graber/
Name	Sarah Otte Graber
Date	10/21/2014

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

_____ )	
BOA AG )	Cancellation No. _____
)	
Petitioner, )	
)	
v. )	Registration No. 3,578,718
)	Registration Date: February 24, 2009
Future Pipe Industries Limited )	
)	
Registrant-Respondent. )	
)	
_____ )	

Commissioner for Trademarks  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

**PETITION TO CANCEL**

Petitioner, BOA AG, a Swiss aktiengesellschaft, located and doing business at Station-Ost 1 CH-6023 Rothenburg Switzerland believes that it is and will continue to be damaged by U.S. Trademark Registration No. 3,578,718 for the mark BOA for “non-metallic flexible pipes used for water and sewage industrial applications,” in Class 17, and "rigid pipes, not of metal, used for water and sewage industrial applications; Non-metal sewer pipes for industrial applications; non-metal water pipes for industrial applications," in Class 19; and hereby petitions to cancel same. (a U.S. Patent and Trademark Office TDSR copy is attached as Exhibit A.)

As grounds for this Petition, it is alleged as follows:

- 1.) Petitioner is the owner of the marks BOA, by itself and as a component of other marks, in connection with a wide variety of flexible mechanical elements, including pipes and pipe components (hereinafter “BOA Marks” or “Family of BOA Marks”).

- 2.) Petitioner is the owner of U.S. Trademark Registration No. 670,112, registered November 25, 1958, filed under Section 1(a) of the Trademark Act, for the mark BOA and Design (a U.S. Patent and Trademark Office TDSR copy is attached as Exhibit B), which covers the following goods: “flexible metallic pipes, membranes, and compensators” in Class 6. The Registration has been renewed and is incontestable.
- 3.) Petitioner is the owner of U.S. Trademark Registration No. 759,901, registered November 12, 1963, filed under Section 44(e) of the Trademark Act, for the mark BOA-DUO (a U.S. Patent and Trademark Office TDSR copy is attached as Exhibit C), which covers the following goods: “metallic pipes” in Class 6. The Registration has been renewed and is incontestable.
- 4.) Petitioner is the owner of U.S. Trademark Application No. 79/126,961, filed on September 14, 2012, under Section 66(a) of the Trademark Act, for the mark BOA (a U.S. Patent and Trademark Office TDSR copy is attached as Exhibit D), which covers the following goods and services: "flexible pipes and tubes and pipes and tubes of metal, particularly flexible tubes and pipes for gas, flexible tubes and pipes for solar technology and heating technology, flexible tubes and pipes and tubes and pipes for the automobile industry, flexible tubes and pipes and tubes and pipes for the aviation industry; components of flexible metal tubes and pipes, compensators, particularly for compensating against fluctuations caused by temperature and by vibrations entering into ducts; metal bellows, particularly for the building of apparatus and valves as well as for vacuum technology and medical technology; common metals and alloys thereof; non-electric cables and wires of common; goods of common metal not included in other classes namely, metal storage containers and tanks, especially for gases and liquids,

metal volumetric and pressure compensation containers for use in pipeline systems filled with gas or fluids, metal accumulator containers for use in pipeline systems filled with gas or fluids; metal containers, particularly for gases and liquids; diaphragm bellows; vibration absorbers of metal" in Class 6; "pressure gauges and altimeters; weighing instruments; measuring instruments; signaling instruments; surveying instruments; testing apparatus and instruments, particularly scientific testing apparatus and instruments , namely voltage regulators, illumination regulators, oxygen regulators, pressure regulators not for use with sanitary installations; optical testing apparatus and instruments; software, particularly for the installation and design of compensators, hoses, conduits, pipes, pipe systems; the aforesaid goods not associated with buoys" in Class 9; "Regulating and safety accessories for gas apparatus, gas lines, water apparatus, namely, water hammer arresters, regulating accessories for water or gas apparatus and pipes, vacuum release safety valve for flow shutoff in pools and spas, plumbing valves, plumbing traps, bibbs, and cocks ; pressure and volume compensation containers for liquids and gases; buffer tanks for storage of compressed gases and liquids; pressurized water tanks; water purification tanks" in Class 11; " flexible tubes, not of metal; plastic articles, particularly pipes and hoses whether lined or coated, valves; the aforesaid goods not associated with buoys" in Class 17; "scientific and technological services and research and design in the field of design, layout, FEM calculations, modal analysis, testing related to bellows, expansion joints, flexible hose, accumulator, reservoir, sensors and transducer applications in pipeline systems conveying gas or liquids; design and development of computers and software; the aforesaid goods not associated with buoys" in Class 42.

- 5.) Petitioner's application has been refused registration based on Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d), on the basis that the U.S. Patent and Trademark Office ("USPTO") believes that Petitioner's BOA mark is likely to cause confusion with the mark listed in U.S. Trademark Reg. No. 3,578,718 owned by Registrant, Future Pipe Industries Limited (Attached as Exhibit E is a copy of the Office Action issued against U.S. Trademark Application No. 79/126,961).
- 6.) Petitioner has argued that the marks are not confusingly similar, but the USPTO has maintained the refusal.
- 7.) Petitioner's two U.S. Registrations for BOA Marks were issued prior to Registrant's filing date of December 13, 2007, and Registrant's claimed first use in commerce date of December 29, 2004.
- 8.) Petitioner has continuously used, by itself, its predecessors-in-interest, licensees, distributors, its subsidiaries and/or affiliates, the BOA Marks in commerce since at least as early as the 1948, and certainly from a time prior to Registrant's filing date of December 13, 2007, and claimed first use in commerce date of December 29, 2004.
- 9.) Upon information and belief, Registrant did not commence use of BOA as a mark in commerce subject to regulation by the U.S. Congress in connection with the goods recited in its registration prior to Petitioner's first use in commerce date of at least 1948 of the BOA Marks or prior to the issuance of Petitioner's two Registrations, referenced in Paragraphs 2 and 3 herein.
- 10.) Petitioner has priority to the BOA Marks over the use and registration of the BOA mark by Registrant.

- 11.) Since it appears that the USPTO will maintain the current refusal, Petitioner asserts that Registrant's mark when used on Registrant's goods so resembles Petitioner's BOA Marks as likely cause confusion, deception or mistake under 15 U.S.C. § 1052(d) as to (a) the affiliation, connection, or association of Registrant with Petitioner, and/or (b) the origin, sponsorship or approval of Registrant's goods and/or registration by Petitioner.
- 12.) If the USPTO maintains the current refusal, then Petitioner will be damaged pursuant to 15 U.S.C. § 1064 in that Registrant's continued use and registration of the mark BOA is diluting Petitioner's BOA Mark and preventing Petitioner from further protecting and strengthening its BOA Mark with a second U.S. registration.
- 13.) Based on the USPTO's refusal, Registrant was not entitled to register the mark BOA for the goods in its U.S. Trademark Registration No. 3,578,718 on December 13, 2007, the date of filing of said application, or on December 9, 2008, the date the registration issued.
- 14.) Upon information and belief, Petitioner is and continues to be damaged by the U.S. Trademark Registration No. 3,578,718 in that the viability of this registration constitutes prima facie evidence of exclusive use and ownership of the BOA mark in the United States by Registrant, in connection with flexible tubing products, and as such, prevents Petitioner herein from further obtaining a federal registration and fully developing goodwill in its long-established, distinct BOA Marks for its goods and services, and in that it is diluting the value and recognition of Petitioner's BOA Marks, and lessening the distinctive status that they enjoy for decades.

15.) The registration of BOA in U.S. Trademark Registration No. 3,578,718 is damaging and injurious to Petitioner within the meaning of Section 14 of the Trademark Act, 15 U.S.C. §1064.

WHEREFORE, Petitioner believes that is and will continue to be damaged by U.S. Trademark Registration No. 3,578,718, and respectfully petitions for cancellation thereof.

Petitioner herewith submits the \$600 filing fee associated with filing of this Petition to Cancel. The Commissioner is authorized to charge Deposit Account No. 23-3000 for any deficiencies in the filing fee and any and all other fees associated with filing the Petition to Cancel.

Dated: October 21, 2014

Respectfully submitted,

/s/ Sarah O. Graber  
Sarah Otte Graber, Esq.  
WOOD, HERRON & EVANS, L.L.P.  
441 Vine Street, 2700 Carew Tower  
Cincinnati, OH 45202  
(513) 241-2324

Attorney for Petitioner  
BOA AG

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted electronically to the U.S. Patent and Trademark Office, Trademark Trial and Appeal Board on the date shown below.

Date: October 21, 2014

/s/ Sarah O. Graber

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **PETITION TO CANCEL** was served upon the following, as Attorney for Registrant, via First Class Mail, this 21st day of October 2014:

Mohammad S. Rahman, Esq.  
Rahman LLC  
10025 Governor Warfield Pkwy Ste 212  
Columbia, Maryland 21044  
United States

Dated: October 21, 2014

/s/ Sarah O. Graber  
Sarah Otte Graber, Esq.  
WOOD, HERRON & EVANS, L.L.P.  
441 Vine Street, 2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324

Attorney for Petitioner  
BOA AG

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Mark: BOA

# Boa

<b>US Serial Number:</b> 77351087	<b>Application Filing Date:</b> Dec. 13, 2007
<b>US Registration Number:</b> 3578718	<b>Registration Date:</b> Feb. 24, 2009
<b>Register:</b> Principal	
<b>Mark Type:</b> Trademark	
<b>Status:</b> Registered. The registration date is used to determine when post-registration maintenance documents are due.	
<b>Status Date:</b> Feb. 24, 2009	
<b>Publication Date:</b> Dec. 09, 2008	

▼ Mark Information [▲ Collapse All](#)

**Mark Literal Elements:** BOA  
**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

▼ 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:** Non-metallic flexible pipes used for water and sewage industrial applications  
**International Class(es):** 017 - Primary Class **U.S Class(es):** 001, 005, 012, 013, 035, 050  
**Class Status:** ACTIVE  
**Basis:** 1(a)  
**First Use:** Dec. 31, 1999 **Use in Commerce:** Dec. 29, 2004

**For:** Rigid pipes, not of metal, used for water and sewage industrial applications; Non-metal sewer pipes for industrial applications; Non-metal water pipes for industrial applications  
**International Class(es):** 019 - Primary Class **U.S Class(es):** 001, 012, 033, 050  
**Class Status:** ACTIVE  
**Basis:** 1(a)  
**First Use:** Dec. 31, 1999 **Use in Commerce:** Dec. 29, 2004

▼ Basis Information (Case Level)

<b>Filed Use:</b> Yes	<b>Currently Use:</b> Yes	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

▼ Current Owner(s) Information

**Owner Name:** Future Pipe Industries, Inc.  
**Owner Address:** 11811 Proctor Road  
Houston, TEXAS 77038  
UNITED STATES  
**Legal Entity Type:** CORPORATION **State or Country Where Organized:** TEXAS

▼ Attorney/Correspondence Information

Attorney of Record

**Attorney Name:** Mohammad S. Rahman **Docket Number:** FPI1011  
**Attorney Primary Email Address:** [rahman@qbb-rahman.com](mailto:rahman@qbb-rahman.com) **Attorney Email Authorized:** No

Correspondent

**Correspondent Name/Address:** Mohammad S. Rahman  
RAHMAN LLC  
10025 GOVERNOR WARFIELD PKWY STE 212  
COLUMBIA, MARYLAND 21044  
UNITED STATES  
**Phone:** 4432837000 **Fax:** 4432838430  
**Correspondent e-mail:** [rahman@rahmanllc.com](mailto:rahman@rahmanllc.com) [martins@rahmanllc.com](mailto:martins@rahmanllc.com) **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
May 07, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 24, 2009	REGISTERED-PRINCIPAL REGISTER	
Feb. 12, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 04, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Dec. 09, 2008	PUBLISHED FOR OPPOSITION	
Dec. 05, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 19, 2008	NOTICE OF PUBLICATION	
Nov. 04, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78145
Nov. 04, 2008	ASSIGNED TO LIE	78145
Oct. 28, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 24, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 24, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 24, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 24, 2008	NON-FINAL ACTION MAILED	
Mar. 21, 2008	NON-FINAL ACTION WRITTEN	76848
Mar. 21, 2008	ASSIGNED TO EXAMINER	76848
Dec. 18, 2007	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

**Current Location:** PUBLICATION AND ISSUE SECTION **Date in Location:** Feb. 24, 2009

▼ Assignment Abstract Of Title Information - [Click to Load](#)

▼ Proceedings - [Click to Load](#)

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**Mark:** BOA



<b>US Serial Number:</b> 72045589	<b>Application Filing Date:</b> Feb. 10, 1958
<b>US Registration Number:</b> 670112	<b>Registration Date:</b> Nov. 25, 1958
<b>Register:</b> Principal	
<b>Mark Type:</b> Trademark	
<b>Status:</b> The registration has been renewed.	
<b>Status Date:</b> Jan. 14, 2009	

**▼ Mark Information** [▲ Collapse All](#)

**Mark Literal Elements:** BOA  
**Standard Character Claim:** No  
**Mark Drawing Type:** 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)  
**Design Search Code(s):** 14.01.01 - Couplings and joints, metal pipe; Pipe couplings and joints; Pipes and fittings; Tubes (hardware); Tubing (hardware)  
 14.03.01 - Springs (hardware)

**▼ 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:** FLEXIBLE METALLIC PIPES, MEMBRANES, AND COMPENSATORS  
**International Class(es):** 006 **U.S. Class(es):** 013 - Primary Class  
**Class Status:** ACTIVE  
**Basis:** 1(a)  
**First Use:** 1927 **Use in Commerce:** Apr. 22, 1948

**▼ Basis Information (Case Level)**

<b>Filed Use:</b> Yes	<b>Currently Use:</b> Yes	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

**▼ Current Owner(s) Information**

**Owner Name:** BOA AG  
**Owner Address:** STATIONSSTRASSE 95  
 6023 ROTHENBURG  
 SWITZERLAND  
**Legal Entity Type:** CORPORATION **State or Country Where Organized:** SWITZERLAND

**▼ Attorney/Correspondence Information**

**Attorney of Record**

**Attorney Name:** David S. Stallard **Docket Number:** AMBO-20-109

**Correspondent**

**Correspondent Name/Address:** David S. Stallard  
 Wood, Herron & Evans, LLP  
 441 Vine St.  
 2700 Carew Tower  
 Cincinnati, OHIO 45202  
 UNITED STATES  
**Phone:** 513-241-2324 **Fax:** 513-241-6234

**Domestic Representative**

**Domestic Representative Name:** David S. Stallard **Phone:** 513-241-2324  
**Fax:** 513-241-6234

**▼ Prosecution History**

Date	Description	Proceeding Number
Jan. 14, 2009	REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS)	75461
Jan. 14, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Nov. 26, 2008	ASSIGNED TO PARALEGAL	75461
Nov. 24, 2008	TEAS SECTION 8 & 9 RECEIVED	
Oct. 21, 2008	CASE FILE IN TICRS	
Feb. 25, 1999	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	
Nov. 23, 1998	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
Nov. 25, 1978	REGISTERED AND RENEWED (FIRST RENEWAL - 20 YRS)	

**▼ Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted  
**Affidavit of Incontestability:** Section 15 - Accepted  
**Renewal Date:** Nov. 25, 2008  
**Change in Registration:** Yes

**▼ TM Staff and Location Information**

**TM Staff Information - None**

**File Location**

**Current Location:** POST REGISTRATION **Date in Location:** Jan. 14, 2009

**▼ Assignment Abstract Of Title Information - Click to Load**

**▼ Proceedings - Click to Load**

STATUS	DOCUMENTS	<a href="#">Back to Search</a>  Print			
Generated on: This page was generated by TSDR on 2014-10-21 09:45:14 EDT					
Mark:	BOA-DUO	No Image exists for this case.			
US Serial Number:	72154363	Application Filing Date: Oct 02, 1962			
US Registration Number:	759901	Registration Date: Nov 12, 1963			
Register:	Principal				
Mark Type:	Trademark				
Status:	The registration has been renewed.				
Status Date:	Dec. 09, 2013				
<b>▼ Mark Information</b> <span style="float: right;"><a href="#">▲ Collapse All</a></span>					
Mark Literal Elements:	BOA-DUO				
Standard Character Claim:	No				
Mark Drawing Type:	1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)				
<b>▼ Related Properties Information</b>					
Claimed Ownership of US Registrations:	<a href="#">00670112</a>				
<b>▼ Foreign Information</b>					
Foreign Registration Number:	192,077	Foreign Registration Date: May 25, 1962			
Foreign Application/Registration Country:	SWITZERLAND				
<b>▼ Goods and Services</b>					
Note:	The following symbols indicate that the registrant/owner has amended the goods/services:				
	<ul style="list-style-type: none"> <li>• Brackets [ ] indicate deleted goods/services;</li> <li>• Double parenthesis ( ) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and</li> <li>• Asterisks "*" identify additional (new) wording in the goods/services.</li> </ul>				
For:	Metallic Pipes				
International Class(es):	006	U.S. Class(es): 013 - Primary Class			
Class Status:	ACTIVE				
Basis:	44(e)				
<b>▼ Basis Information (Case Level)</b>					
Filed Use:	No	Currently Use:	No	Amended Use:	No
Filed ITU:	No	Currently ITU:	No	Amended ITU:	No
Filed 44D:	No	Currently 44D:	No	Amended 44D:	No
Filed 44E:	Yes	Currently 44E:	Yes	Amended 44E:	No
Filed 66A:	No	Currently 66A:	No		
Filed No Basis:	No	Currently No Basis:	No		
<b>▼ Current Owner(s) Information</b>					
Owner Name:	BOA AG				
Owner Address:	STATIONSTRASSE 95 6023 ROTHENBURG SWITZERLAND				
Legal Entity Type:	CORPORATION	State or Country Where Organized:	SWITZERLAND		
<b>▼ Attorney/Correspondence Information</b>					
<b>Attorney of Record</b>					
Attorney Name:	REBECCA GAN		Docket Number:	4043-1022	
Attorney Primary Email Address:	<a href="mailto:trademarks@young-thompson.com">trademarks@young-thompson.com</a>		Attorney Email Authorized:	Yes	
<b>Correspondent</b>					
Correspondent Name/Address:	REBECCA GAN YOUNG & THOMPSON 209 MADISON ST., STE. 500 ALEXANDRIA, VIRGINIA 22314 UNITED STATES				
Phone:	703-521-0143	Fax:	703-685-0573		
Correspondent e-mail:	<a href="mailto:trademarks@young-thompson.com">trademarks@young-thompson.com</a>		Correspondent e-mail Authorized:	Yes	
<b>Domestic Representative</b>					
Domestic Representative Name:	REBECCA GAN		Phone:	703-521-0143	
Fax:	703-685-0573				
Domestic Representative e-mail:	<a href="mailto:trademarks@young-thompson.com">trademarks@young-thompson.com</a>		Domestic Representative e-mail Authorized:	Yes	
<b>▼ Prosecution History</b>					
Date	Description	Proceeding Number			
Dec. 09, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED				
Dec. 09, 2013	REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS)	67603			
Dec. 09, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67603			
Nov. 12, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	67603			
Nov. 29, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67603			
Nov. 12, 2013	TEAS SECTION 8 & 9 RECEIVED				
Oct. 17, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED				
Nov. 06, 2008	CASE FILE IN TIGRS				
Jan. 16, 2004	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)				
Jan. 16, 2004	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED				
Nov. 03, 2003	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED				
Nov. 12, 1983	REGISTERED AND RENEWED (FIRST RENEWAL - 20 YRS)				
<b>▼ Maintenance Filings or Post Registration Information</b>					
Affidavit of Continued Use:	Section 8 - Accepted				
Affidavit of Incontestability:	Section 15 - Accepted				
Renewal Date:	Nov. 12, 2013				
<b>▼ TM Staff and Location Information</b>					
<b>TM Staff Information - None</b>					
<b>File Location</b>					
Current Location:	GENERIC WEB UPDATE		Date in Location:	Dec. 09, 2013	
<b>▼ Assignment Abstract Of Title Information - Click to Load</b>					
<b>▼ Proceedings - Click to Load</b>					

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Mark: BOA

# BOA

US Serial Number: 79126961 Application Filing Date: Sep. 14, 2012  
 Register: Principal  
 Mark Type: Trademark  
 Status: Suspension check completed. Application remains suspended.  
 Status Date: May 06, 2014

▼ Mark Information [Collapse All](#)

Mark Literal Elements: BOA  
 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

International Registration Number: [1152074](#)  
 International Registration Date: Sep. 14, 2012

▼ 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:** Flexible pipes and tubes and pipes and tubes of metal, particularly flexible tubes and pipes for gas, flexible tubes and pipes for solar technology and heating technology, flexible tubes and pipes and tubes and pipes for the automobile industry, flexible tubes and pipes and tubes and pipes for the aviation industry, components of flexible metal tubes and pipes, compensators, particularly for compensating against fluctuations caused by temperature and by vibrations entering into ducts; metal bellows, particularly for the building of apparatus and valves as well as for vacuum technology and medical technology; common metals and alloys thereof; non-electric cables and wires of common; goods of common metal not included in other classes namely, metal storage containers and tanks, especially for gases and liquids, metal volumetric and pressure compensation containers for use in pipeline systems filled with gas or fluids, metal accumulator containers for use in pipeline systems filled with gas or fluids, metal containers, particularly for gases and liquids; diaphragm bellows; vibration absorbers of metal

International Class(es): 006 - Primary Class U.S Class(es): 002, 012, 013, 014, 023, 025, 050

▼ Current Owner(s) Information

Owner Name: BOA AG  
 Owner Address: Station-Ost 1  
 CH-6023 Rothenburg  
 SWITZERLAND  
 Legal Entity Type: Aktiengesellschaft State or Country Where Organized: SWITZERLAND

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Sarah Otte Graber Docket Number: BOA-03  
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Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Oct. 02, 2014	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Oct. 02, 2014	LIMITATION OF GOODS/SERVICES FROM IB ENTERED	68359
Aug. 27, 2014	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Aug. 27, 2014	NOTIFICATION OF POSSIBLE OPPOSITION CREATED, TO BE SENT TO IB	
May 06, 2014	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
May 02, 2014	ASSIGNED TO LIE	66213
Mar. 13, 2014	LIMITATION OF GOODS RECEIVED FROM IB	
Oct. 18, 2013	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Oct. 18, 2013	LETTER OF SUSPENSION E-MAILED	6332
Oct. 18, 2013	SUSPENSION LETTER WRITTEN	76521
Sep. 28, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 27, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 27, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 17, 2013	REFUSAL PROCESSED BY IB	
Mar. 27, 2013	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Mar. 27, 2013	REFUSAL PROCESSED BY MPU	67445
Mar. 26, 2013	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Mar. 26, 2013	APPLICATION FILING RECEIPT MAILED	
Mar. 25, 2013	NON-FINAL ACTION WRITTEN	76521
Mar. 24, 2013	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Mar. 24, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 22, 2013	ASSIGNED TO EXAMINER	76521
Mar. 22, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 21, 2013	SN ASSIGNED FOR SECT 66A APPL FROM IB	

▼ International Registration Information (Section 66a)

International Registration Number: 1152074 International Registration Date: Sep. 14, 2012  
 Priority Claimed Flag: Yes Date of Section 67 Priority Claim: Mar. 16, 2012  
 Intl. Registration Status: REQUEST FOR EXTENSION OF PROTECTION PROCESSED Date of International Registration Status: Mar. 21, 2013  
 Notification of Designation Date: Mar. 21, 2013 Date of Automatic Protection: Sep. 21, 2014  
 International Registration Renewal Date: Sep. 14, 2022  
 First Refusal Flag: Yes

▼ TM Staff and Location Information

TM Staff Information

TM Attorney: MIZELLE HOWARD, DEZMON Law Office Assigned: LAW OFFICE 110

File Location

Current Location: GENERIC WEB UPDATE Date in Location: Oct. 02, 2014

▼ Assignment Abstract Of Title Information - Click to Load

▼ Proceedings - Click to Load