

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

-----X		
itote Inc.,	:	Opposition No. 91121054 et al.
	:	
Opposer/Petitioner,	:	
	:	
v.	:	
	:	
Totes Isotoner Corporation,	:	TTAB
	:	
Applicant/Registrant.	:	
-----X		

**OPPOSER'S THIRD NOTICE OF RELIANCE
PURSUANT TO RULE 2.122(e)**

Pursuant to Trademark Rule 2.122(e), Opposer itote Inc. gives notice of its intent to rely on the following documents that are relevant to the issues in this proceeding:

A. Definitions of carryall

1. Webster's 1913 Dictionary, carryall
<http://www.webster-dictionary.org/definition/Carryall>
2. Merriam-Webster Online Dictionary, carryall
<http://www.m-w.com/cgi-bin/dictionary?book=Dictionary&va=carryall>
3. hyperdictionary, carryall
10/15/2004 <http://www.hyperdictionary.com/dictionary/carryall>
4. WordNet 2.0 Dictionary, carryall
<http://www.cogsci.princeton.edu/cgi-bin/webwn?stage=1&word=carryall>

B. Public records

1. 08-07-2000 Dun & Bradstreet Comprehensive Report on TOTES ISOTONER CORPORATION
2. 08-07-2000 Dun & Bradstreet Comprehensive Report on TOTES ISOTONER HOLDINGS



10-15-2004

3. 06-24-1994 Secretary of State of Ohio Corporate Filing Record Number 04169-1077, Merger/Domestic Totes Incorporated

C. WEBSITES AND GOODS

1. www.ebags.com, Fall Sale > Totes > Travel Totes & Satchels
2. eBags Professional Deluxe Tote
(SKU-EB2037-15) (CT10-9690): Fall Sale > Totes > Travel Totes & Satchels > Product Page
3. Samsonite Ultra 3000 XLT Wheeled Tote
(SKU-383115) (CT10-18544): Fall Sale > Totes > Travel Totes & Satchels > Product Page
4. Samsonite Signature Wheeled Tote
(SKU-370115) (CT10-17240): Fall Sale > Totes > Travel Totes & Satchels > Product Page
5. Atlantic Infinity 5.0 Wheeled Carry-On Tote
(SKU-374-18F) (CT10-9671): Fall Sale > Totes > Travel Totes & Satchels > Product Page

D. Search Report for Trademark Reg. Nos. 1,149,822 and 1,577,776

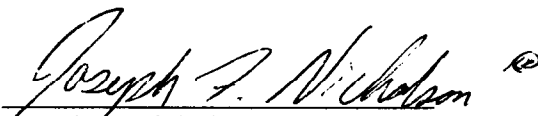
1. April 25, 2001 Montrose Intellectual Property Services, Inc. search report.

Respectfully submitted,

Dated: October 15, 2004

KENYON & KENYON

By:

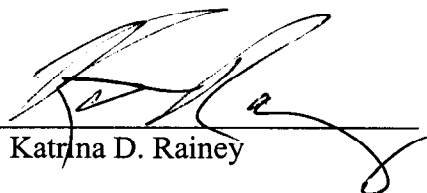

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Attorneys for Opposer/Petitioner
itote Inc.

CERTIFICATE OF SERVICE

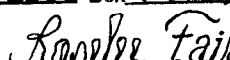
I hereby certify that a true copy of **OPPOSER'S THIRD NOTICE OF RELIANCE PURSUANT TO RULE 2.122(e)** was sent this 15th day of October, 2004 by overnight courier, to Applicant's counsel:

Gregory F. Ahrens
P. Andrew Blatt
WOOD HERRON & EVANS, L.L.P.
2700 Carew Tower
Cincinnati, Ohio 45202

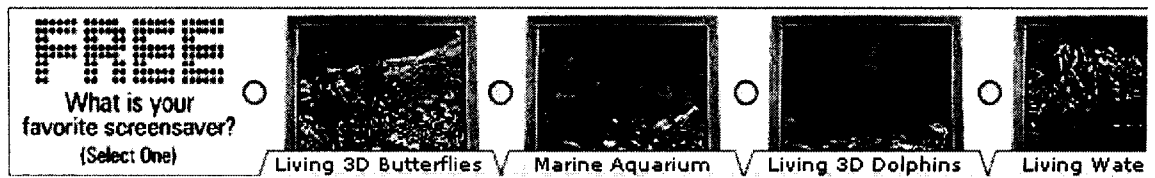

Katrina D. Rainey

I hereby certify that this correspondence is being deposited with the United States Postal Service as ~~first class~~/express mail in an envelope addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-6814, on

Date October 15, 2004 Box T.T.A.B. - NO FEE

Signature 
KENYON & KENYON

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Webster's 1913 Dictionary

Car'ry'all'

n. 1. A light covered carriage, having four wheels and seats for four or more persons, usually drawn by one horse.

WordNet Dictionary

Noun 1. carryall - a capacious bag or basket

Synonyms: holdall, tote, tote bag

Related Words

bag, holdall, tote, tote bag

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Merriam-Webster Online Dictionary

ThesaurusOne entry found for **carryall**.Main Entry: **car·ry·all** ˈkɑr-ē-əl

Pronunciation: 'kar-E-"ol, 'ker-

Function: *noun*

1 [by folk etymology from French *carriole*, from Old Provençal *carriola*, ultimately from Latin *carrus* car] **a** : a light covered carriage for four or more persons **b** : a passenger automobile used as a small bus

2 [¹carry + ³all] : a capacious bag or carrying case

For **More Information on "carryall"** go to Britannica.comGet the **Top 10 Search Results for "carryall"**Pronunciation Symbols

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