

ESTTA Tracking number: **ESTTA1072191**

Filing date: **08/03/2020**

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	Google LLC		
Entity	Limited Liability Company	Citizenship	Delaware
Address	1600 AMPHITHEATRE PARKWAY MOUNTAIN VIEW, CA 94043 UNITED STATES		
Attorney information	BRIAN J. FOCARINO COOLEY LLP 1299 PENNSYLVANIA AVENUE, N.W. SUITE 700 WASHINGTON, DC 20004 UNITED STATES Primary Email: trademarks@cooley.com Secondary Email(s): bfocarino@cooley.com, bhughes@cooley.com, aander-son@cooley.com 6179372347		
Docket Number			

Applicant Information

Application No.	88847079	Publication date	07/28/2020
Opposition Filing Date	08/03/2020	Opposition Period Ends	08/27/2020
Applicant	DENNIS, DAVID B PO BOX 833 BANDON, OR 97411 UNITED STATES		

Goods/Services Affected by Opposition

Class 045. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Providing an on-line computer web site notifying healthcare personnel and other individuals of natural and manmade disasters or acts of terrorism and how to respond to such disasters or acts of terrorism

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	5324610	Application Date	02/18/2016
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Registration Date	10/31/2017	Foreign Priority Date	08/24/2015
Word Mark	GOOGLE		
Design Mark			
Description of Mark	The mark consists of the word "GOOGLE" in a stylized font. The letters from left to right are in the following colors: blue (the letter "G"), red (the letter "o"), yellow (the letter "o", blue (the letter "g"), green (the letter "l") and red (the letter "e"). The color white shown in the mark is background only and is not claimed as a feature of the mark.		
Goods/Services	<p>Class 009. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01 Downloadable software for creating indexes of information, indexes of web sites, and indexes of other information resources; downloadable software for mobile phones and mobile devices for detecting a user's location and displaying relevant local information of general interest; downloadable software for mobile phones and mobile devices that allows the user to search the phone or device's content for information, contacts, and applications; downloadable software for mobile phones and mobile devices that allows the user to search the Internet for information of general interest; computer hardware; battery chargers; power adapters</p> <p>Class 025. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01 Clothing, namely, shirts, T-shirts, hats, and caps; children's clothing, namely, t-shirts</p> <p>Class 035. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01 Dissemination of advertising for others via the Internet; on-line retail store services featuring consumer goods of others; advertising and promoting the goods and services of others via a global computer network; promoting the goods and services of others by providing a website featuring coupons, offers, rebates, reward cards, consumer reviews, links to the retail websites of others, online catalogs featuring a wide variety of consumer goods of others, comparison shopping, and discount information; providing commercial assistance to advertisers in creating, managing, and organizing online advertising and online product listings</p> <p>Class 036. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01 Charitable fundraising; providing grants to charitable organizations; financial services, namely, providing stock, bond, commodity, index, futures, options, securities, and currency prices and market information; financial services, namely, providing a web site with information concerning stocks, bonds, commodities, indexes, futures, options, securities, and currency prices, and where users can post ratings, reviews and recommendations on the same; financial transaction processing services, namely, clearing and reconciling financial transactions via a global computer network; bill payment services</p> <p>Class 038. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01 Telecommunication services, namely, communications via multinational telecommunication networks; telecommunications services, namely, telecommunications access services; data transmission and reception services via telecommunication means; electronic exchange of voice, data, and graphics accessible via computer and telecommunication networks; providing multiple-user access to a global computer information network; providing online bulletin boards for transmission of messages among users in the field of general interest; providing online discussion groups for transmission of messages among users in the field of general interest; electronic mail services; workgroup communications services over computer networks; instant messaging services; voice over ip services; communications by computer terminals; wireless broadband communication services; mobile phone communications services</p> <p>Class 039. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01</p>		

	<p>Electronic storage of digital media, namely, data, documents, text, photographs, images, music, graphics, audio, video, and multimedia content</p> <p>Class 042. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01</p> <p>Provision of search engines for the Internet; providing e-mail authentication services, namely, providing an online service that allows users to sign on to multiple third party websites using a single user name and password; computer services in the nature of customized web pages featuring user defined information, personal profiles, and information; providing on-line non-downloadable software for use in database management, for use as a spreadsheet, and for word processing; providing on-line non-downloadable computer software for tracking documents over computer networks, intranets and the Internet; providing on-line non-downloadable software for creating and maintaining websites and blogs; providing on-line non-downloadable software for document collaboration and revision tracking; providing on-line non-downloadable software for granting and controlling access to documents; providing on-line non-downloadable software for managing individual and group calendars and schedules; providing on-line non-downloadable software featuring online storage of documents and databases; providing on-line non-downloadable software for language translation; providing on-line computer mapping services; mapping services, namely, providing a website and website links to geographic information, map images, and trip routing; providing online non-downloadable software for tracking, managing, and optimizing advertising and promotional campaigns, and calculating return on investment in connection with the same; providing online non-downloadable software for tracking website traffic, e-commerce activity, customer loyalty, and sales conversion rates; providing online non-downloadable software for optimizing website navigation; providing online non-downloadable software for managing, collecting, monitoring and analyzing web, blog and other on-line site traffic, user preferences and links in real time; technical support services, namely, troubleshooting of problems of software for managing, collecting, monitoring and analyzing web, blog and other online site traffic, user preferences and links; design and development services for others of software for managing, collecting, monitoring and analyzing web, blog and other online site traffic, user preferences and links; technical support and consulting services related to all of the foregoing; computer consultation services</p>
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U.S. Registration No.	4202570	Application Date	01/12/2007
Registration Date	09/04/2012	Foreign Priority Date	NONE
Word Mark	GOOGLE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 042. First use: First Use: 1997/09/00 First Use In Commerce: 1997/09/00</p> <p>Computer services, namely, search engine services; computer services, namely, acting as an application service provider to host the applications of others; computer services, namely, acting as an application service provider to host, manage, develop, and maintain applications, software, websites, and databases in the field of in personal productivity, collaboration, communication, and publishing; computer services, namely, monitoring, tracking and reporting on the performance of the website and online content of others; computer services in the nature of customized web pages featuring user defined information, personal profiles, and information; providing on-line non-downloadable software for use in personal productivity, collaboration, communication, and publishing; providing on-line non-downloadable software for use in database management, for use as a spreadsheet, and for word processing; providing on-line non-downloadable computer software for tracking documents over computer networks, intranets</p>		

	and the Internet; providing on-line non-downloadable software for creating and maintaining websites and blogs; providing on-line non-downloadable software for document collaboration and revision tracking; providing on-line non-downloadable software for granting and controlling access to documents; providing on-line non-downloadable software for managing individual and group calendars and schedules; providing on-line non-downloadable software featuring on-line storage of documents and databases; providing on-line non-downloadable software for language translation; providing on-line computer mapping services; mapping services, namely, providing a website and website links to geographic information, map images, and trip routing; providing online non-downloadable software for tracking, managing, and optimizing advertising and promotional campaigns, and calculating return on investment in connection with the same; providing online non-downloadable software for tracking website traffic, e-commerce activity, customer loyalty, and sales conversion rates; providing online non-downloadable software for optimizing website navigation; providing online non-downloadable software for managing, collecting, monitoring and analyzing web, blog and other online site traffic, user preferences and links in real time; technical support services, namely, troubleshooting of problems of software for managing, collecting, monitoring and analyzing web, blog and other online site traffic, user preferences and links; technical support services, namely, troubleshooting of computer hardware, computer software, and network problems; computer and computer software consultation services
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U.S. Registration No.	2806075	Application Date	09/16/1999
Registration Date	01/20/2004	Foreign Priority Date	NONE
Word Mark	GOOGLE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 038. First use: First Use: 1997/09/00 First Use In Commerce: 1997/09/00 Providing electronic mail and workgroup communications services over computer networks; providing multiple user access to proprietary collections of information by means of global computer information networks</p> <p>Class 042. First use: First Use: 1997/09/00 First Use In Commerce: 1997/09/00 computer services, namely, providing software interfaces available over a network in order to create a personalized on-line information service; extraction and retrieval of information and data mining by means of global computer networks; creating indexes of information, indexes of web sites and indexes of other information sources in connection with global computer networks; providing information from searchable indexes and databases of information, including text, electronic documents, databases, graphics and audio visual information, by means of global computer information networks</p>		

U.S. Registration No.	2884502	Application Date	09/16/1998
Registration Date	09/14/2004	Foreign Priority Date	NONE
Word Mark	GOOGLE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2000/01/26 First Use In Commerce: 2000/01/26		

	computer hardware; computer software for creating indexes of information, indexes of web sites and indexes of other information resources		
U.S. Application No.	87786172	Application Date	02/06/2018
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	GOOGLE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Software used for the control of voice controlled information and communication devices; software for providing a personal voice-enabled digital assistant; voice recognition software; software for accessing and searching online databases and websites; software for searching a user's mobile phone, computer, tablet, or other electronic communication device for documents, files, and other stored information on command; software for providing personal concierge services for others initiated by voice-controlled commands via a mobile phone, computer, tablet, or other electronic communication device, namely, adding and accessing calendar appointments, alarms, timers, reminders, and making restaurant, travel, and hotel reservations; downloadable software for mobile phones and mobile devices for detecting a user's location and displaying relevant local information of general interest; downloadable software for mobile phones and mobile devices that allow the user to search the phone or device's content for information, contacts, and applications; downloadable software for mobile phones and mobile devices that allows the user to search the Internet for information of general interest; Computer software for accessing and searching online databases and websites using image capture; character recognition software; image recognition software; software for searching a user's mobile phone, computer, tablet, or other electronic communication device, namely, wearable computer peripherals, for data, graphics, files and images; Downloadable computer software for providing geographic information, interactive geographic maps, satellite and aerial images of earth and space, and ocean bathymetry; downloadable computer software for accessing satellite imagery on global computer networks, mobile devices and applications; Electrical apparatus and instruments, namely, mobile telephones, smart card readers, and proximity payment processing devices all using near field communication technology for facilitating commercial transactions through electronic means via wireless networks, global computer networks and mobile telecommunication devices; Near Field Communication (NFC) technology-enabled devices, namely, mobile phones, computers, tablets, smart phones, credit card and transaction processing terminals and handheld computers; Near Field Communication (NFC) technology-enabled readers; computer software for facilitating commercial transactions through electronic means via wireless networks, global computer networks and mobile telecommunication devices; computer software, namely, electronic financial platform that accommodates multiple types of payment and debt transactions in an integrated mobile device and web based environment; computer software for use in connection with the electronic storage, transmission, presentation, verification, authentication, and redemption of coupons, rebates, discounts, incentives, and special offers; computer software for use in connection with consumer loyalty programs and loyalty cards used to access and use loyalty points; Data processing equipment, namely, computers; Routers, namely, wireless network routers and network routers; Loud Speakers; Wireless indoor and outdoor speakers; Loudspeaker systems; Voice controlled audio speakers; Audio Speakers controlled by mobile applications; Home automation control device; Stand alone information device, namely, voice and manual controlled audio speakers</p>		

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