

ESTTA Tracking number: **ESTTA1102349**

Filing date: **12/16/2020**

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	Cisco Technology, Inc
Granted to Date of previous extension	12/16/2020
Address	170 WEST TASMAN DRIVE SAN JOSE, CA 95134 UNITED STATES
Correspondence information	SALLY M. ABEL FENWICK & WEST LLP 801 CALIFORNIA STREET MOUNTAIN VIEW, CA 94041 UNITED STATES Primary Email: trademarks@fenwick.com Secondary Email(s): chowell@fenwick.com 16509885500

Applicant Information

Application No.	88537768	Publication date	08/18/2020
Opposition Filing Date	12/16/2020	Opposition Period Ends	12/16/2020
Applicant	Omcisco Technology INC. WWW.OMCISCO.COM 90 CHURCH ST, FL 1 #3514 NEW YORK, NY 10008 UNITED STATES		

Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Control valves for regulating the flow of gases and liquids; Mass flowmeters; Scientific instrumentation for measuring turbidity, namely, Turbiditors; Moisturemeters; Gas flowmeters; Electrical transducers; Pressure indicators; Temperature indicators; Electric installations for the remote control of industrial operations; X-ray apparatus not for medical purposes; Semi-conductors; Microscopes; Vacuum gauges

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)
False suggestion of a connection with persons, living or dead, institutions, beliefs, or national	Trademark Act Section 2(a)

symbols, or brings them into contempt, or disrepute	
Other	common law rights

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3709076	Application Date	12/19/2006
Registration Date	11/10/2009	Foreign Priority Date	NONE
Word Mark	CISCO		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 1984/12/27 First Use In Commerce: 1984/12/27 Computer hardware and software for interconnecting, managing, securing and operating local and wide area networks and telephony systems; telephones; electroniccommunication devices, namely, mobile telephones; wireless communications devices, namely, wireless hardware and software for the transmission of voice, data, audio, and video; call processing software for the transmission of data, video, and voice traffic; downloadable electronic instructional materials, namely, manuals, guides, test materials, and magazines in the fields of network communications, and managing, operating and using local, wide and global networks, and cabletelevision systems; [stereos;] video monitors; computer software for use in social networking; [remote controls for stereos, televisions, *and* computers] [, and electronic games]; electronic devices for recording, organizing, transmitting, and/or reviewing voice, audio, video,and/or data files; spectrum analyzers used to diagnose and repair cellular, wireless and RF communications networks; semiconductor integrated circuits, chips and chipsets, and software, for use in wireless communication applications; [CD players;] consumer electronics, namely,hardware and software for the transmission of voice, data, audio, and/or video;computer network routers; gateway routers in the nature of computer control hardware; telecommunications switches; network access range expanders; Internet video cameras; print servers; communicationterminals comprising computer hardware and/or software for providing video, audio, data, video game, and telephone communications and/or transmissions; networkstorage devices, comprised of computer hardware and/or software; interfaces forinterconnecting computers, projectors, stereo systems and game consoles; devices for organizing, transmitting, and reviewing audio files; computer hardware; network interface cards; network cables; computer network adapters; computer servers; communications servers; computer hardware containing network security functionality, including firewalls, data encryption, and/or interoperability with network security protocols; computer software and hardware for sending, storing, managing, integrating and accessing text and voice messages via telephone, electronic mail, pagers, personal digital assistants, and internal and global computer networks; digital video recorders; [set-top boxes; cable television converters; receivers for receiving cable television;] computer hardware and software for usein cable television systems, content distribution systems, and communication systems</p> <p>Class 016. First use: First Use: 1997/04/25 First Use In Commerce: 1997/04/25 Books and manuals in the fields of interconnecting, managing and operating of local and wide area networks; computer manuals for computer networking; printed instructional materials, namely, books, manuals, guides, test materials and magazines in the fields of network communications, managing, operating and using local, wide and global networks, and cable television systems [; packaging, namely, cardboard packing]</p>		

	<p>Class 036. First use: First Use: 1997/02/13 First Use In Commerce: 1997/02/13 Financing services, namely, providing financing to others for the lease or purchase of computer hardware and computer software</p> <p>Class 038. First use: First Use: 1996/08/00 First Use In Commerce: 1996/08/00 Providing information via local and global computer networks in the fields of telecommunications and telephony; broadcasting programs via computer networks; providing telephone conferencing services; providing facilities and equipment for video conferencing; electronic voice messaging, namely, the recording and subsequent transmission of voice messages; providing telecommunications services, namely, web conferencing services; Internet telephony services</p> <p>Class 041. First use: First Use: 1992/04/00 First Use In Commerce: 1992/04/00 Educational services, namely, conducting conferences, training courses, testing, workshops, and distributing course materials in connection therewith, all in the fields of computer networking, broadband networks, computer systems, telecommunication systems, IP telephony, cable television systems, security and storage</p> <p>Class 042. First use: First Use: 1996/08/00 First Use In Commerce: 1996/08/00 On-line services, namely, providing information via computer networks in the field of computer and network security; customer support services in connection with computer hardware and software for use in interconnecting, managing and operating local and wide area networks, namely, computer network design, computer consultation services, updating of computersoftware for others, computer systems analysis, and engineering services; providing technical consultation in connection with computer hardware, computer software, computer networking equipment, telephony systems, telecommunications equipment, IP telephony, telecommunication systems, computer network design, storage design, security of networks, and voice and wireless communications; application service provider (ASP), namely, hosting the software applications of others; computer consulting services; computer network design for others; on line services, namely, providing information via computer networks in the fields of computer networks, computer systems, cable television systems, technical consultation and research and systems design; applicationservice provider (ASP) featuring software in the fields of audio conferencing, electronic messaging, document collaboration, video conferencing, and voice and call processing; providing information via computer networks in the fields of computer security and computer network security</p> <p>Class 045. First use: First Use: 2006/00/00 First Use In Commerce: 2006/00/00 On line services, namely, monitoring of computer systems and computer networks for security purposes</p>
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U.S. Registration No.	3978294	Application Date	12/17/2010
Registration Date	06/14/2011	Foreign Priority Date	NONE
Word Mark	CISCO		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2007/07/12 First Use In Commerce: 2007/07/12 messaging and network security appliances comprising computer hardware and software for detecting, blocking and removing computer viruses and threats, encrypting and authenticating data, preventing data-loss, recovering data, securing networks, and detecting, filtering, analyzing, managing and blocking electronic communications; energy management hardware and software; computer software and networking equipment, namely, network hardware and software for se-</p>		

	curing, monitoring and managing energy usage by network devices; computer hardware and software for collecting and analyzing data from the building, IT, energy supply, and energy demand systems; headsets
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U.S. Registration No.	1542339	Application Date	06/13/1988
Registration Date	06/06/1989	Foreign Priority Date	NONE
Word Mark	CISCO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1984/12/27 First Use In Commerce: 1984/12/27 COMPUTER HARDWARE FOR INTERCONNECTING LOCAL AREA NETWORKS, NAMELY GATEWAYS AND PARTS THEREFOR		

U.S. Registration No.	2498746	Application Date	03/11/1999
Registration Date	10/16/2001	Foreign Priority Date	NONE
Word Mark	CISCO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1984/12/27 First Use In Commerce: 1984/12/27 computer hardware and software for distribution, manipulation and retrieval of video, data and sound over computer networks		

U.S. Registration No.	4035427	Application Date	06/04/2009
Registration Date	10/04/2011	Foreign Priority Date	NONE
Word Mark	CISCO		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2010/10/01 First Use In Commerce: 2010/10/01 Video cameras; camcorders; software to enable uploading, posting, displaying, tagging, editing, organizing, and transmitting images and audiovisual works; battery chargers; battery packs; power adapters; cables, namely, USB cables and multimedia cables; tripods; cases and bags specifically designed for carrying portable consumer electronics, namely, video cameras and camcorders</p> <p>Class 016. First use: First Use: 2004/09/08 First Use In Commerce: 2004/09/08 Gift cards</p> <p>Class 035. First use: First Use: 2010/04/01 First Use In Commerce: 2010/04/01 On-line retail store services featuring consumer electronic devices and related accessories</p> <p>Class 042. First use: First Use: 2007/06/30 First Use In Commerce: 2007/06/30 Technical support services, namely, troubleshooting in the nature of diagnosing computer hardware and software problems</p>		

U.S. Registration No.	5546129	Application Date	05/13/2014
Registration Date	08/21/2018	Foreign Priority Date	11/14/2013
Word Mark	CISCO ACI		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2014/06/00 First Use In Commerce: 2014/06/00 Computer networking hardware; software for use in data centers for network automation, network optimization, network management, network configuration, and deployment of software applications over networks; computer network servers and switches; all of the foregoing not including software for electronic banking and payments</p> <p>Class 042. First use: First Use: 2014/06/00 First Use In Commerce: 2014/06/00 Consulting in the field of datacenter network architecture and computer networking; computer network design for others; computer consultation services; providing technical support and consultation in connection with computer hardware, computer software, networking equipment, computer network design, storage design, network security, cloud security and data center design; on line services, namely, providing information via computer networks in the fields of computer networking, computer networks, computer systems, computer and network security and cloud computing; all of the foregoing not including services in the field of software for electronic banking and payments</p>		

U.S. Registration No.	4088845	Application Date	10/20/2010
Registration Date	01/17/2012	Foreign Priority Date	NONE
Word Mark	CISCO ACTIVEPRESENCE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2008/12/31 First Use In Commerce: 2008/12/31 [Computer hardware for telecommunications;] computer [hardware and] software for enabling, interconnecting, integrating, securing, managing, monitoring and operating multi-location video conferencing; [video and audio conferencing systems comprising endpoint devices, power and Ethernet ports, IP phones, cameras, displays, lighting, speakers, microphones, and projectors;] video conferencing software for selecting and controlling video display configurations and for automatic voice-activated switching to control which participants are visible on display screens</p>		

U.S. Registration No.	4069423	Application Date	07/16/2010
Registration Date	12/13/2011	Foreign Priority Date	NONE
Word Mark	CISCO ANYCONNECT		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2007/06/00 First Use In Commerce: 2007/06/00		

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