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# Exhibit 194

Case 5:07-cv-00347-D Document 72 Filed 10/09/2007 Page 3 of 9 Page 1 of 10

SÄEGIS.

**CUSTOM REPORT** 

Reference: DWK/Lulu/Ownership Search

Usemame: BRONWYN TUCKER

Search Strategy

Q1 5 BROWSE Owner Names = LULU ENTERPRISES, INC

Selected Databases

TRADEMARKSCAN®: U.S. Federal, U.S. State, International Register (selected countries only)

Citations

1. THE MARKETPLACE FOR DIGITAL CONTENT

U.S. Federal

2. TECH CIRCUS

U.S. Federal

3. LULU

U.S. Federal

4. LULU TECH CIRCUS

U.S. Federal

5. LULU PRESS

 $U.S.\ Federal$ 

Full Text For Citations

# THE MARKETPLACE FOR DIGITAL CONTENT ref.1

Cross Reference: THE MARKET PLACE FOR DIGITAL CONTENT

TRADEMARKSCAN®--U.S. Federal

Serial Number: 78284538

Status: ABANDONED INTENT TO USE

USPTO Status: (602) ABANDONED-FAILURE TO RESPOND

USPTO Status Date: September 30, 2004

Filed: August 7, 2003

Abandoned: September 30, 2004

**International Class(es):** 

36 (Insurance and Financial Services)

Goods/Services:

(INT. CL. 36) FACILITATING THE EXCHANGE OF INTELLECTUAL PROPERTY FOR FINANCIAL COMPENSATION VIA THE

http://www.saegis.com/svc/search/PSearch/Reporting/custom\_report2

10/15/2004

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#### INTERNET

Applicant:

LÛLU ENTERPRISES, INC.
DELAWARE CORPORATION
SUITE 210
3131 RDU CENTER
MORRISVILLE, NORTH CAROLINA 27560

Filing Correspondent:

LULU ENTERPRISES, INC. SUITE 210 3131 RDU CENTER MORRISVILLE, NC 27560

History:

SEPTEMBER 30, 2004 ABANDONMENT NOTICE MAILED - FAILURE TO RESPOND SEPTEMBER 30, 2004 ABANDONMENT - FAILURE TO RESPOND MARCH 01, 2004 NON-FINAL ACTION E-MAILED FEBRUARY 22, 2004 ASSIGNED TO EXAMINER

# TECH CIRCUS ref.2

TRADEMARKSCAN®--U.S. Federal

Serial Number: 78155144

Status: PUBLISHED INTENT TO USE

USPTO Status: (730) FIRST EXTENSION - GRANTED

USPTO Status Date: August 9, 2004

Filed: August 16, 2002

Allowance Filed: February 10, 2004 Published: November 18, 2003 Extension Approved: August 9, 2004

#### **International Class(es):**

9 (Electrical and Scientific Apparatus)
16 (Paper Goods and Printed Matter)
35 (Advertising and Business Services)
41 (Education and Entertainment Services)

#### Goods/Services:

(INT. CL. 9) PRERECORDED AUDIO AND AUDIOVISUAL TAPES, CASSETTES, COMPACT DISKS, AND THE LIKE ELECTRONIC AND OPTICAL MEDIA, AND COMPUTER SOFTWARE, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS AND WORKS OF FICTION AND NONFICTION ON A VARIETY OF TOPICS; ELECTRONIC AND VIDEO GAME PROGRAMS; SOFTWARE FOR USE BY ACTUAL AND PROSPECTIVE ATTENDEES AND ORGANIZERS OF CONFERENCES, CONVENTIONS, EXHIBITIONS, AND TRADE SHOWS FEATURING INFORMATION CONCERNING SUCH EVENTS AND CONCERNING RELATED PRODUCTS AND SERVICES

(INT. CL. 16) BOOKS FEATURING FICTION AND NONFICTION ON A VARIETY OF TOPICS; NEWSPAPERS AND PERIODICALS IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, LITERATURE, SCIENCE, AND TECHNOLOGY; NOTEBOOKS; AND PENCILS

(INT. CL. 35) ADMINISTRATION OF A DISCOUNT PROGRAM ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS ON GOODS AND SERVICES; ADVERTISING AND MARKETING SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ARRANGING, CONDUCTING AND PROMOTING BUSINESS AND CONSUMER CONFERENCES, BUSINESS AND CONSUMER CONVENTIONS, BUSINESS AND CONSUMER EXHIBITIONS, AND TRADE SHOWS, IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, BUSINESS AND CONSUMER INFORMATION SERVICES, AND TECHNOLOGY; BUSINESS CONSULTATION SERVICES; CONTESTS AND INCENTIVE AWARD PROGRAMS

Case 5:07-cv-00347-D

COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; BOOK PUBLISHING SERVICES AND ELECTRONIC PUBLISHING SERVICES, NAMELY, PUBLICATION OF TEXT AND GRAPHIC WORKS OF OTHERS ON CD-ROMS, ELECTRONIC MEDIA, OPTICAL MEDIA, AND IN PRINT, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS, AND WORKS OF FICTION AND NONFICTION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; ENTERTAINMENT IN THE NATURE OF AUDIO, VISUAL, AND MULTIMEDIA PERFORMANCES, MOTION PICTURE PERFORMANCES, AND NEWS AND VARIETY SHOWS; ENTERTAINMENT IN THE NATURE OF COMPETITIONS IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, GENERAL KNOWLEDGE, LITERATURE, SCIENCE, AND TECHNOLOGY; ENTERTAINMENT IN THE NATURE OF PRERECORDED AUDIO AND AUDIOVISUAL MESSAGES AND PROGRAMS ON THE SUBJECTS OF THE ARTS, EDUCATION, ENTERTAINMENT, AND LITERATURE DELIVERED BY COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING AUDIO, VISUAL, AND MULTIMEDIA PROGRAMS AND ON-LINE ANNOUNCEMENTS, ARTICLES, BOOKS, BROCHURES, MESSAGES, PERIODICALS, AND STORIES, ON A VARIETY OF EDUCATIONAL AND INSTRUCTIONAL TOPICS, AND IN THE FIELDS OF THE ARTS, EDUCATION, ENTERTAINMENT, AND LITERATURE VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS: ENTERTAINMENT SERVICES, NAMELY, PROVIDING ELECTRONIC AND VIDEO GAMES FOR PLAYING ON SITE, AND PROVIDING ON-LINE ELECTRONIC AND VIDEO GAMES; AND ENTERTAINMENT SERVICES, NAMELY, PROVIDING EDUCATIONAL AND MOTIVATIONAL SPEAKERS

#### Owner At Publication:

LULU ENTERPRISES, INC. DELAWARE CORPORATION 2019 FAIRVIEW ROAD RALEIGH, NORTH CAROLINA 27608

#### Applicant:

LULU ENTERPRISES, INC. DELAWARE CORPORATION 2019 FAIRVIEW ROAD RALEIGH, NORTH CAROLINA 27608

Filing Attorney: EDWARD A SOKOLSKI Reference Number: LULU2001SOVJ

Filing Correspondent: **EDWARD A SOKOLSKI** OLIVE & OLIVE, P.A. 500 MEMORIAL STREET; PO BOX 2049 **DURHAM NC 27702-2049** 

Disclaims: "TECH"

#### History:

FEBRUARY 10, 2004 NOTICE OF ALLOWANCE-MAILED DECEMBER 31, 2003 PAPER RECEIVED NOVEMBER 18, 2003 PUBLISHED FOR OPPOSITION OCTOBER 29, 2003 NOTICE OF PUBLICATION SEPTEMBER 10, 2003 APPROVED FOR PUB - PRINCIPAL REGISTER SEPTEMBER 09, 2003 EXAMINERS AMENDMENT E-MAILED

JULY 14, 2003 CORRESPONDENCE RECEIVED IN LAW OFFICE JULY 29, 2003 CASE FILE IN TICRS JULY 14, 2003 TEAS RESPONSE TO OFFICE ACTION RECEIVED JANUARY 13, 2003 NON-FINAL ACTION E-MAILED JANUARY 09, 2003 ASSIGNED TO EXAMINER

# LULU ref.3

TRADEMARKSCAN®--U.S. Federal

Serial Number: 78155152

Status: PENDING INTENT TO USE

USPTO Status: (645) FINAL REFUSAL - MAILED

USPTO Status Date: May 26, 2004

Filed: August 16, 2002

#### International Class(es):

35 (Advertising and Business Services)41 (Education and Entertainment Services)

# Goods/Services:

(INT. CL. 35) ADMINISTRATION OF A DISCOUNT PROGRAM ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS ON GOODS AND SERVICES; PROMOTING THE GOODS AND SERVICES OF OTHERS BY PLACING ADVERTISEMENTS AND PROMOTIONAL MATERIALS IN ELECTRONIC PUBLICATIONS ACCESSED VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS, BY DISTRIBUTING ADVERTISEMENTS AND PROMOTIONAL MATERIALS VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS, OR THROUGH ON-LINE PROMOTIONAL CONTESTS; ARRANGING, CONDUCTING AND PROMOTING BUSINESS AND CONSUMER CONFERENCES, BUSINESS AND CONSUMER CONVENTIONS, BUSINESS AND CONSUMER EXHIBITIONS, AND TRADE SHOWS IN THE FIELDS OF BUSINESS AND COMMERCE, EDUCATION, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY, OTHER THAN SUCH CONFERENCES, CONVENTIONS, EXHIBITIONS AND TRADE SHOWS FOCUSED ON THE AREAS OF ADVERTISING AND MARKETING; BUSINESS CONSULTATION SERVICES; CONTESTS AND INCENTIVE AWARD PROGRAMS TO PROMOTE THE SALE OF GOODS AND SERVICES OF OTHERS; ON-LINE AUCTION SERVICES; PROMOTING EDUCATIONAL AND SALE OF GOODS AND SERVICES OF OTHERS; ON-LINE AUCTION SERVICES; EXOMORIMORE DUCATIONAL AND EXHIBITIONS INTHE FIELDS OF STREET OR THROUGHOUS INTERPROMOTIONAL CONTESTS PROMOTING THE SALE OF GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF ON-LINE PROMOTIONAL MATERIAL AND PROMOTIONAL CONTESTS; PROVIDING CONSUMER INFORMATION IN THE FIELDS OF BUSINESS AND COMMERCE, EDUCATION, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY; AND PROVIDING INFORMATION IN THE FIELDS OF BUSINESS AND COMMERCE (INT. CL. 41) ARRANGING AND CONDUCTING EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS, IN THE FIELDS OF BUSINESS AND COMMERCE, EDUCATION, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY, OTHER THAN SUCH CONFERENCES, CONVENTIONS, EXHIBITIONS AND TRADE SHOWS FOCUSED ON THE AREAS OF ADVERTISING AND MARKETING; AWARDS PROGRAMS FOR BUSINESSES AND INDIVIDUALS WHO HAVE MADE SIGNIFICANT CONTRIBUTIONS IN OR TO THE FIELDS OF BUSINESS AND COMMERCE, EDUCATION, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY, OTHER THAN SUCH AWARDS FOCUSED ON CONTRIBUTIONS TO THE AREAS OF ADVERTISING AND MARKETING INTERPRESENTATION OF ADVERTISING AND MARKETING AND M NAMURE OF AUDIO VISUAL AND MULTIMEDIA PERFORMANCES MOTION PICTURE PERFORMANCES AND NEWS AND WARRED SHOWS; ENTERTAINMENT IN THE NATURE OF COMPETITIONS IN THE FIELDS OF BUSINESS AND COMMERCE, GENERAL; KNOWLEDGE, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY, OTHER THAN SUCH COMPETITIONS FOCUSED ON THE AREAS OF ADVERTISING AND MARKETING; ENTERTAINMENT IN THE NATURE OF PRERECORDED AUDIO AND AUDIOVISUAL MESSAGES AND PROGRAMS ON THE SUBJECTS OF BUSINESS AND COMMERCE, GENERAL KNOWLEDGE, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY DELIVERED BY COMPUTER, COMMUNICATION

NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING AUDIO, VISUAL, AND MULTIMEDIA PROGRAMS AND ON-LINE ANNOUNCEMENTS, ARTICLES, BOOKS, BROCHURES, MESSAGES, PERIODICALS, AND STORIES IN THE FIELDS OF BUSINESS AND COMMERCE, GENERAL KNOWLEDGE, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY, VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ELECTRONIC AND VIDEO GAMES FOR PLAYING ON SITE, AND PROVIDING ON-LINE ELECTRONIC AND VIDEO GAMES; ENTERTAINMENT SERVICES, NAMELY, PROVIDING EDUCATIONAL AND MOTIVATIONAL SPEAKERS IN THE FIELDS OF BUSINESS AND COMMERCE, GENERAL KNOWLEDGE, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY; AND PROVIDING RECOGNITION AND INCENTIVES BY THE WAY OF AWARDS TO DEMONSTRATE EXCELLENCE OR UNUSUAL PERFORMANCE IN THE FIELDS OF BUSINESS AND COMMERCE, GENERAL KNOWLEDGE, INFORMATION SERVICES, SCIENCE, AND TECHNOLOGY, OTHER THAN SUCH AWARDS FOCUSED ON THE AREAS OF ADVERTISING AND MARKETING

#### Applicant:

LÛLU ENTERPRISES, INC. DELAWARE CORPORATION 2019 FAIRVIEW ROAD RALEIGH, NORTH CAROLINA 27608

Filing Attorney: SUSAN FREYA OLIVE Reference Number: LULU1203SOVJ

Filing Correspondent: SUSAN FREYA OLIVE OLIVE & OLIVE P.A.

500 MEMORIAL STREET; PO BOX 2049

**DURHAM NC 27702-2049** 

### LULU TECH CIRCUS ref.4

TRADEMARKSCAN®--U.S. Federal

Serial Number: 78155141

Status: PUBLISHED INTENT TO USE

USPTO Status: (730) FIRST EXTENSION - GRANTED

USPTO Status Date: August 9, 2004

Filed: August 16, 2002

Allowance Filed: February 10, 2004 Published: November 18, 2003 Extension Approved: August 9, 2004

# International Class(es):

9 (Electrical and Scientific Apparatus)

- 16 (Paper Goods and Printed Matter)
- 35 (Advertising and Business Services)
- 41 (Education and Entertainment Services)

#### Goods/Services:

(INT. CL. 9) PRERECORDED AUDIO AND AUDIOVISUAL TAPES, CASSETTES, COMPACT DISKS, AND THE LIKE ELECTRONIC AND OPTICAL MEDIA, AND COMPUTER SOFTWARE, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS AND WORKS OF FICTION AND NONFICTION ON A VARIETY OF TOPICS; ELECTRONIC AND VIDEO GAME PROGRAMS; SOFTWARE FOR USE BY ACTUAL AND PROSPECTIVE ATTENDEES AND ORGANIZERS OF CONFERENCES, CONVENTIONS, EXHIBITIONS, AND TRADE SHOWS FEATURING INFORMATION CONCERNING SUCH EVENTS AND CONCERNING RELATED PRODUCTS AND SERVICES

(INT. CL. 16) BOOKS FEATURING FICTION AND NONFICTION ON A VARIETY OF TOPICS; NEWSPAPERS AND PERIODICALS IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, LITERATURE, SCIENCE, AND TECHNOLOGY; NOTEBOOKS; AND PENCILS

(INT. CL. 35) ADMINISTRATION OF A DISCOUNT PROGRAM ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS ON GOODS AND SERVICES; ADVERTISING AND MARKETING SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ARRANGING, CONDUCTING AND PROMOTING BUSINESS AND CONSUMER CONFERENCES, BUSINESS AND CONSUMER CONVENTIONS, BUSINESS AND CONSUMER EXHIBITIONS, AND TRADE SHOWS, IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, BUSINESS AND CONSUMER INFORMATION SERVICES, AND TECHNOLOGY; BUSINESS CONSULTATION SERVICES; CONTESTS AND INCENTIVE AWARD PROGRAMS TO PROMOTE THE SALE OF GOODS AND SERVICES OF OTHERS; ON-LINE AUCTION SERVICES; PROMOTING THE SALE OF GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF ON-LINE PROMOTIONAL MATERIAL AND PROMOTIONAL CONTESTS; PROVIDING CONSUMER INFORMATION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; AND PROVIDING INFORMATION IN THE FIELDS OF BUSINESS AND COMMERCE (INT. CL. 41) EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS IN THE FIELDS OF THE ARTS, EDUCATION, ENTERTAINMENT AND LITERATURE; ARRANGING AND CONDUCTING EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS IN THE FIELDS OF THE ARTS, COMMUNICATION, EDUCATION, ENTERTAINMENT, GENERAL INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; AWARDS PROGRAMS FOR BUSINESSES AND INDIVIDUALS WHO HAVE MADE SIGNIFICANT CONTRIBUTIONS IN OR TO THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; BOOK PUBLISHING SERVICES AND ELECTRONIC PUBLISHING SERVICES, NAMELY, PUBLICATION OF TEXT AND GRAPHIC WORKS OF OTHERS ON CD-ROMS, ELECTRONIC MEDIA, OPTICAL MEDIA, AND IN PRINT, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS, AND WORKS OF FICTION AND NONFICTION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; ENTERTAINMENT IN THE NATURE OF AUDIO, VISUAL, AND MULTIMEDIA PERFORMANCES, MOTION PICTURE PERFORMANCES, AND NEWS AND VARIETY SHOWS: ENTERTAINMENT IN THE NATURE OF COMPETITIONS IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, GENERAL KNOWLEDGE, LITERATURE, SCIENCE, AND TECHNOLOGY; ENTERTAINMENT IN THE NATURE OF PRERECORDED AUDIO AND AUDIOVISUAL MESSAGES AND PROGRAMS ON THE SUBJECTS OF THE ARTS, ENTERTAINMENT, AND LITERATURE DELIVERED BY COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING AUDIO, VISUAL, AND MULTIMEDIA PROGRAMS AND ON-LINE ANNOUNCEMENTS, ARTICLES, BOOKS, BROCHURES, MESSAGES, PERIODICALS, AND STORIES, ON A VARIETY OF EDUCATIONAL AND INSTRUCTIONAL TOPICS, AND IN THE FIELDS OF THE ARTS, EDUCATION, ENTERTAINMENT, AND LITERATURE VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ELECTRONIC AND VIDEO GAMES FOR PLAYING ON SITE, AND PROVIDING ON-LINE ELECTRONIC AND VIDEO GAMES; AND ENTERTAINMENT SERVICES, NAMELY, PROVIDING EDUCATIONAL AND MOTIVATIONAL SPEAKERS

# **Owner At Publication:**

LULU ENTERPRISES, INC.
DELAWARE CORPORATION
2019 FAIRVIEW ROAD
RALEIGH, NORTH CAROLINA 27608

#### Applicant:

LULU ENTERPRISES, INC.
DELAWARE CORPORATION
2019 FAIRVIEW ROAD
RALEIGH, NORTH CAROLINA 27608

Filing Attorney: SUSAN FREYA OLIVE Reference Number: LULU1202SOVJ

# Filing Correspondent:

SUSÁN FREŸA OLIVE OLIVE & OLIVE, P.A. 500 MEMORIAL STREET; PO BOX 2049 DURHAM NC 27702-2049

Disclaims: "TECH"

Case 5:07-cv-00347-D Document 72 Filed 10/09/2007 Page 9 of 9 Page 7 of 10

History:

NOVEMBER 18, 2003 PUBLISHED FOR OPPOSITION
OCTOBER 29, 2003 NOTICE OF PUBLICATION
SEPTEMBER 10, 2003 APPROVED FOR PUB - PRINCIPAL REGISTER
SEPTEMBER 09, 2003 EXAMINERS AMENDMENT E-MAILED
JULY 14, 2003 COMMUNICATION RECEIVED FROM APPLICANT
JULY 29, 2003 CASE FILE IN TICRS
JULY 14, 2003 TEAS RESPONSE TO OFFICE ACTION RECEIVED
JANUARY 13, 2003 NON-FINAL ACTION E-MAILED
JANUARY 09, 2003 ASSIGNED TO EXAMINER

# LULU PRESS ref.5

TRADEMARKSCAN®--U.S. Federal

Serial Number: 78155140

Status: PUBLISHED INTENT TO USE

USPTO Status: (730) FIRST EXTENSION - GRANTED

USPTO Status Date: August 9, 2004

Filed: August 16, 2002

Allowance Filed: February 10, 2004 Published: November 18, 2003 Extension Approved: August 9, 2004

#### **International Class(es):**

9 (Electrical and Scientific Apparatus)

16 (Paper Goods and Printed Matter)

35 (Advertising and Business Services)

41 (Education and Entertainment Services)

#### Goods/Services:

(INT. CL. 9) COMPUTER PROGRAMS FOR USE IN DATABASE MANAGEMENT; COMPUTER PROGRAMS USED TO FACILITATE FINANCIAL AND BUSINESS TRANSACTIONS IN ELECTRONIC COMMERCE; COMPUTER PROGRAMS USED TO FACILITATE DESKTOP, ELECTRONIC, AND ON-LINE PUBLISHING; COMPUTER PROGRAMS FOR ORGANIZING, DIRECTING, AND CONTROLLING COMMUNICATION, INFORMATION, TASKS, AND INTERACTION BETWEEN USERS, NAMELY CHAT SOFTWARE, ELECTRONIC MAIL SOFTWARE, INTERNET TELEPHONY SOFTWARE, MESSAGING SOFTWARE, SOFTWARE FOR FACILITATING THE AUTHORING OF AUDIO, VISUAL, AND MULTIMEDIA PUBLICATIONS, AND WEB INTERACTION SOFTWARE; PRERECORDED AUDIO AND AUDIOVISUAL TAPES, CASSETTES, COMPACT DISKS, AND THE LIKE ELECTRONIC AND OPTICAL MEDIA, AND COMPUTER SOFTWARE FOR EDUCATION AND ENTERTAINMENT FEATURING-TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS AND WORKS OF FICTION AND NONFICTION IN THE FIELDS OF COMMUNICATION, COMPUTER SCIENCE, EDUCATION, SCIENCE, AND TECHNOLOGY; AND WEB SITE DEVELOPMENT COMPUTER PROGRAMS

(INT. CL. 16) BOOKS FEATURING FICTION AND NONFICTION IN THE FIELDS OF COMMUNICATION, COMPUTER SCIENCE, ELECTRONICS, ROBOTICS, AND TECHNOLOGY; BOOKS FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS; NOTEBOOKS; AND PENCILS

(INT. CL. 35) ADMINISTRATION OF A DISCOUNT PROGRAM ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS ON GOODS AND SERVICES; ADVERTISING AND MARKETING SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ARRANGING, CONDUCTING AND PROMOTING BUSINESS AND CONSUMER CONFERENCES, BUSINESS AND CONSUMER CONVENTIONS, BUSINESS AND CONSUMER EXHIBITIONS, AND TRADE SHOWS, IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; BUSINESS CONSULTATION SERVICES; CONTESTS AND INCENTIVE AWARD PROGRAMS TO PROMOTE THE SALE OF GOODS AND SERVICES OF OTHERS; PROMOTING THE SALE OF GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF ON-LINE PROMOTIONAL MATERIAL AND PROMOTIONAL CONTESTS; PROVIDING CONSUMER INFORMATION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND