

ESTTA Tracking number: **ESTTA909903**

Filing date: **07/17/2018**

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

Proceeding	92062400
Party	Plaintiff AvalonBay Communities, Inc.
Correspondence Address	BRENT D SOKOL JONES DAY 555 S FLOWER STREET, 50TH FLOOR LOS ANGELES, CA 90071 UNITED STATES Email: bdsokol@jonesday.com, aeraimer@jonesday.com, laprosecution@jonesday.com, lrefinetti@jonesday.com, mwilliams@jonesday.com, nytef@jonesday.com
Submission	Motion to Amend Pleading/Amended Pleading
Filer's Name	Lauren Timmons
Filer's email	ltimmons@jonesday.com
Signature	/Lauren Timmons/
Date	07/17/2018
Attachments	Avalon Amended Petition for Cancellation 7-17-18 with Exhibit A.pdf(1689031 bytes)

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

AvalonBay Communities, Inc.,

Petitioner,

v.

Avalon IP Holding Co.,

Registrant.

Cancellation No. 92062400

Registration No.: 4043653

Registration Date: October 25, 2011

Trademark: AVALON

International Class: 43

AMENDED PETITION FOR CANCELLATION

AvalonBay Communities, Inc. (“AvalonBay”), a Maryland corporation having its principal place of business at 671 N. Glebe Road, Suite 800, Arlington, VA 22203, believes that it is being damaged by U.S. Trademark Registration No. 4043653 for “Hotel and resort lodging services; provision of general purpose facilities for meetings, conferences and exhibitions; reservation services for hotel room accommodations; restaurant and bar services” in International Class 43, and, through its attorneys, hereby petitions to cancel the entire registration pursuant to 15 U.S.C. § 1064 and 37 CFR § 2.111(b). As grounds for this petition, it is alleged that:

1. AvalonBay, including through its predecessors in interest, has been in the business of developing, redeveloping, acquiring and managing high-quality residential communities in the United States since at least as early as 1978.

2. On information and belief, Registrant Avalon IP Holding Co. (“Registrant”), a California limited liability company with an address of 1729 Abbot

Kinney Boulevard, Venice, California 90291, is the owner of U.S. Trademark Registration No. 4043653 for “Hotel and resort lodging services; provision of general purpose facilities for meetings, conferences and exhibitions; reservation services for hotel room accommodations; restaurant and bar services” in International Class 43 (“Registrant’s Services”). This registration issued on October 25, 2011.

3. Upon information and belief, Registrant operates a hotel that includes villa-style residences with full living rooms, dining rooms, and kitchens, as well as a pool and fitness area, much like many of AvalonBay’s apartment communities.

4. AvalonBay is the owner of numerous incontestable registrations incorporating AVALON (the “AVALON marks”), including the following¹:

TRADEMARK	REG. NO.	REG. DATE	GOODS/SERVICES
AVALON PROPERTIES & Design	1,871,559	January 3, 1995	Class 36: Real estate investment trust services
AVALONBAY	2,618,414	September 10, 2002	Class 36: Managing, operating, leasing, appraising, brokering, investing in, and valuing real property; financial investment in the field of real property
AVALON & Design	2,799,153	December 23, 2003	Class 16: Paper, printed and cardboard articles, namely address labels, survey answer sheets on the subject of real property and residential services, printed charts; printed guides for real property; printed guides for residential services; periodical publications namely news letters, journals, and magazines relating to real property and residential services
AVALON & Design	2,887,466	September 21, 2004	Class 36: Real estate management, leasing, appraisal, investment, brokering,

¹ Copies of the registration certificates and TSDR records for the registrations listed in the following chart are attached hereto as **Exhibit A**.

TRADEMARK	REG. NO.	REG. DATE	GOODS/SERVICES
			<p>and valuation, and providing information on residential services in the management and leasing of real estate via the Internet and e-mail; providing information on renter's insurance for residents and prospective residents</p> <p>Class 37: Real estate development, construction; residential building construction, repair and maintenance; planning and laying out of residential communities; real estate site selection; and providing information in the field of construction and development of residential buildings via the Internet</p> <p>Class 39: Providing information on storage space and moving for residents and prospective residents</p>
AVALON COMMUNITIES	2,931,998	March 8, 2005	<p>Class 36: Real estate management, leasing; providing information via the internet in the field of real estate management, leasing, appraisal, investment; providing information on rental insurance for residents and prospective residents of community properties</p> <p>Class 37: Real estate development, construction and repair of buildings; planning and laying out of residential communities; real estate site selection; providing information on real estate in development and construction via the internet</p> <p>Class 39: Providing information on storage and moving for residents and prospective residents of community properties</p>
AVALONBAY	2,950,374	May 10, 2005	<p>Class 16: Printed guides for real property</p> <p>Class 36: Providing online information in the field of real property, namely investment information, providing links to</p>

TRADEMARK	REG. NO.	REG. DATE	GOODS/SERVICES
			<p>other web sites concerning property management and property listings, renter's insurance, multi-family housing management and residential support services, and neighborhood guides</p> <p>Class 37: Providing online information in the field of residential services, namely residential property construction and the planning of residential communities</p>
<p>AVALON COMMUNITIES & Design</p>	<p>2,950,378</p>	<p>May 10, 2005</p>	<p>Class 36: Managing, operating, maintaining, leasing and investing in real property; financial investment in the field of real property; providing online information for renters and prospective renters</p> <p>Class 37: Real estate development, construction and repair of buildings; planning and laying out of residential communities, real estate site selection; providing online information in the field of residential services, namely, real estate development, construction, maintenance and repair of buildings</p> <p>Class 39: Providing information on storage and moving services for real property residents and prospective residents</p>
<p>AVALON COMMUNITIES & Design</p>	<p>2,950,379</p>	<p>May 10, 2005</p>	<p>Class 36: Providing information in the field of real property, namely, real estate management, leasing and residential property listings</p> <p>Class 37: Real estate development, construction and repair of buildings; planning and laying out of residential communities, real estate site selection; providing online information in the field of residential services, namely, real estate development, construction, maintenance and repair of buildings</p>
<p>AVALON</p>	<p>3,101,896</p>	<p>June 6,</p>	<p>Class 16: Paper and cardboard articles</p>

TRADEMARK	REG. NO.	REG. DATE	GOODS/SERVICES
		2006	<p>namely address labels, survey answer sheets, notebooks, picture books, calendars, announcement cards, blank cards, postcards, note cards, business cards, paper mats, printed charts, stationery, posters, signs; decals; drawing pencils; photographs; plastic bags; ball point pens; binders; bulletin boards; printed guides for real property; printed guides for residential services; periodical publications namely news letters, journals, and magazines relating to real property and residential services</p> <p>Class 35: Real estate marketing services, namely, providing advertising information on residential services for others</p> <p>Class 36: Managing, operating, maintaining, leasing, appraising, brokering, investing in, and valuing real property; purchasing real property for others; financial investment in the field of real property; providing online information for renters and prospective renters; providing information regarding real estate and rental insurance</p> <p>Class 37: Real estate development, construction and repair of buildings; planning and laying out of residential communities, real estate site selection; providing online information in the field of residential services, namely, real estate development, construction, maintenance and repair of buildings</p> <p>Class 39: Providing information on storage and moving services for real property residents and prospective residents</p> <p>Class 41: Providing online information and listings of the social events of others; providing information regarding</p>

TRADEMARK	REG. NO.	REG. DATE	GOODS/SERVICES
			community activities in the nature of social events Class 42: Providing information regarding architectural floor plans and furniture arrangement within floor plans Class 45: Providing online information regarding the security goods and services of others
AVALONBAY	3,154,668	October 10, 2006	Class 16: Posters Class 35: Real estate marketing services, namely providing online tours and images of residential real estate and other property
AVALON COMMUNITIES & Design	3,174,681	November 21, 2006	Class 16: ball point pens
AVALON COMMUNITIES & Design	3,419,667	April 29, 2008	Class 16: Ball point pens; printed guides for real property; printed guides for residential services Class 41: Providing online information and listings of the social events of others, namely, organizing, arranging, and hosting social events, get togethers, and parties for community members
AVALON COMMUNITIES	3,423,982	May 6, 2008	Class 36: Real estate appraisal, investment, and financial valuation
AVALON	3,523,079	October 28, 2008	Class 16: Printed guides for real property; Printed guides for residential support services and community information; periodical publications, namely, newsletters in the field of real property, residential support services, and community information Class 35: Providing online tours and images of real estate; providing online classified advertisements; real estate marketing services, namely, providing advertising information for others in the field of residential support services and community information; bringing

TRADEMARK	REG. NO.	REG. DATE	GOODS/SERVICES
			together, for the benefit of others, a variety of goods and services to enable customers to conveniently view and purchase those goods and services Class 36: Multi-family housing management, namely, real estate management; residential support services, namely, managing and leasing real property; providing online information for renters and prospective renters of real property; and providing information regarding real estate and rental insurance Class 37: Real estate development, construction, and maintenance; and providing online information in the field of residential services, namely, maintenance and repair of buildings Class 41: Providing recreational and exercise facilities Class 42: Computer services, namely, providing an online community for social networking

Grounds for Cancellation

Likelihood of Confusion

5. AvalonBay has used its AVALON marks in connection with residential real estate and other services since at least as early as 1994, well before the filing of Registrant’s application to register the mark AVALON on October 29, 2008, and claimed first use date of July 31, 1999.

6. AvalonBay has undertaken significant efforts to actively promote its trademarks, including spending millions of dollars over the years in advertising and

marketing the goods and services offered under the AVALON marks. Additionally, AvalonBay has been recognized numerous times and received multiple awards for high quality and excellence. It has received, among many other awards, the NAREIT Residential Leader in the Light Award, “Property Management Company of the Year” by the National Association of Home Builders, and the Multifamily Executive Awards’ “Project of the Year” Award.

7. As a result of AvalonBay’s continuous and extensive use, advertising and promotion of the AVALON marks, as well as the distinctiveness of the marks, the AVALON marks have become well-known, and consumers have come to recognize the AVALON marks as uniquely associated with AvalonBay and an indication of origin.

8. Registrant is not affiliated with or sponsored by AvalonBay, and Registrant has never been authorized by AvalonBay to use any of the AVALON marks.

9. Registrant’s mark AVALON, which is registered under U.S. Trademark Registration No. 4043653 (the “AVALON registered mark”) is identical to AvalonBay’s AVALON mark and confusingly similar to AvalonBay’s other AVALON marks. As such, consumers are likely to be confused, mistaken, or deceived into the belief, contrary to fact, that Registrant’s Services offered under the AVALON registered mark emanate from and/or are in some way sponsored or approved by AvalonBay, and/or that Registrant is somehow affiliated with AvalonBay, thereby damaging AvalonBay.

10. In addition, Registrant’s Services are closely related to those offered by AvalonBay under its AVALON marks.

11. Registrant's Services are also likely to be sold to the same or overlapping classes of purchasers and trade channels as goods and services bearing the AVALON marks.

12. Because of the high degree of similarity between the parties' respective marks, services, and trade channels, as well as the fame of the AVALON marks in the real estate industry, Registrant's continued registration of the AVALON registered mark is likely to cause consumer confusion, mistake or deception, violating Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

Void Ab Initio

13. Registrant's AVALON mark was not in use in connection with "resort lodging" services either before or at the time the use-based application for the mark was filed on October 29, 2008.

14. Because the AVALON mark was not in use in connection with "resort lodging" at the time the use-based application was filed, this portion of the registration is void *ab initio*.

Prayer for Relief

15. On the bases of likelihood of confusion and void *ab initio*, U.S. Trademark Registration No. 4043653 is subject to cancellation under Section 14 of the United States Trademark Act of 1946, 15 U.S.C. § 1064.

16. AvalonBay believes that it is being damaged and will be damaged by the continued registration of the AVALON registered mark.

In view of the above, Registrant is not entitled to maintain a federal registration for the mark AVALON.

WHEREFORE, AvalonBay prays that said U.S. Trademark Registration No. 4043653 be cancelled in its entirety and that this Amended Petition for Cancellation be sustained in favor of AvalonBay.

Respectfully submitted,

By: /Brent D. Sokol/

Brent D. Sokol
JONES DAY
555 S. Flower Street, 50th Floor
Los Angeles, CA 90071
Telephone: 213.489.3939
Facsimile: 213.243.2539

Dated: July 17, 2018

Anna E. Raimer
JONES DAY
717 Texas Ave., Suite 3300
Houston, TX 77002
Telephone: 832.239.3786
Facsimile: 832.239.3600

EXHIBIT A

Generated on: This page was generated by TSDR on 2018-07-17 13:22:17 EDT

Mark: AVALON PROPERTIES



US Serial Number: 74456785

Application Filing Date: Nov. 10, 1993

US Registration Number: 1871559

Registration Date: Jan. 03, 1995

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Sep. 07, 2005

Publication Date: Oct. 11, 1994

Mark Information

Mark Literal Elements: AVALON PROPERTIES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Disclaimer: "PROPERTIES"

Design Search Code(s): 05.05.03 - Fleur-de-lis
27.03.04 - Plants forming letters or numerals

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: real estate investment trust services

International Class(es): 036 - Primary Class

U.S Class(es): 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 18, 1993

Use in Commerce: Oct. 18, 1993

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AVALONBAY COMMUNITIES, INC.

Owner Address: 2900 EISENHOWER AVENUE, SUITE 300

ALEXANDRIA, VIRGINIA 22314
UNITED STATES

Legal Entity Type: CORPORATION

State or Country MARYLAND
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None Correspondent

Correspondent Name/Address: GIAM M NGUYEN
JONES DAY
555 W 5TH ST STE 4600
LOS ANGELES, CALIFORNIA 90013
UNITED STATES

Phone: 213-489-3939

Fax: 213-243-2539

Correspondent e-mail: wlmclaren@jonesday.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 08, 2008	NOTICE OF SUIT	
Sep. 20, 2007	CASE FILE IN TICRS	
Sep. 07, 2005	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Sep. 07, 2005	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 30, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Sep. 06, 2005	ASSIGNED TO PARALEGAL	73376
Jun. 30, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jun. 30, 2005	TEAS SECTION 8 & 9 RECEIVED	
Sep. 24, 2003	REINSTATED	
Jul. 23, 2003	CANCELLED SEC. 8 (6-YR)	
May 01, 2003	PETITION TO DIRECTOR DENIED	
Mar. 27, 2003	FAX RECEIVED	
Sep. 16, 2002	PETITION TO DIRECTOR RECEIVED	
Sep. 16, 2002	RESPONSE RECEIVED TO POST REG. ACTION	
Oct. 04, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 16, 2002	PAPER RECEIVED	
Aug. 06, 2002	POST REGISTRATION ACTION MAILED - SEC. 7	
Apr. 22, 2002	RESPONSE RECEIVED TO POST REG. ACTION	
Mar. 12, 2002	POST REGISTRATION ACTION MAILED - SEC. 7	
Jan. 22, 2002	POST REGISTRATION ACTION MAILED - SEC. 7	
Aug. 29, 2001	RESPONSE RECEIVED TO POST REG. ACTION	
Oct. 15, 2001	POST REGISTRATION ACTION MAILED - SEC. 7	
Aug. 29, 2001	SEC 7 REQUEST FILED	
Aug. 03, 2001	SEC 7 REQUEST FILED	
Jun. 16, 2000	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 03, 2000	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 03, 1995	REGISTERED-PRINCIPAL REGISTER	
Oct. 11, 1994	PUBLISHED FOR OPPOSITION	
Sep. 09, 1994	NOTICE OF PUBLICATION	
Jun. 21, 1994	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 16, 1994	EXAMINER'S AMENDMENT MAILED	
May 05, 1994	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 22, 1994	NON-FINAL ACTION MAILED	
Apr. 11, 1994	ASSIGNED TO EXAMINER	70712

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 03, 2005

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Sep. 07, 2005

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: Avalon Properties, Inc.

Assignment 1 of 2

Conveyance: MERGER/CHANGE OF NAME

Reel/Frame: [2031/0651](#)

Pages: 9

Date Recorded: Jan. 31, 2000

Supporting Documents: [assignment-tm-2031-0651.pdf](#)

Assignor

Name: [AVALON PROPERTIES, INC.](#)

Execution Date: Jun. 04, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Assignee

Name: [AVALON BAY COMMUNITIES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Address: 2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VIRGINIA 22314

Correspondent

Correspondent Name: LYON & LYON LLP

Correspondent Address: BRENT D. SOKOL
633 WEST FIFTH STREET, SUITE 4700
LOS ANGELES, CA 90071-2066

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CHANGE OF NAME

Reel/Frame: [2031/0668](#)

Pages: 4

Date Recorded: Jan. 31, 2000

Supporting Documents: [assignment-tm-2031-0668.pdf](#)

Assignor

Name: [AVALON BAY COMMUNITIES, INC.](#)

Execution Date: Oct. 02, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Assignee

Name: [AVALONBAY COMMUNITIES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Address: 2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VIRGINIA 22314

Correspondent

Correspondent Name: LYON & LYON LLP

Correspondent Address: BRENT D. SOKOL
633 WEST FIFTH STREET, SUITE 4700
LOS ANGELES, CA 90071-2066

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bd Sokol@jonesday.com , aeraimer@jonesday.com , lprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	
23	PROCEEDINGS RESUMED	Sep 19, 2017	
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017	
25	SUSPENDED	Nov 01, 2017	
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018	
29	EXTENSION OF TIME GRANTED	Jan 11, 2018	
30	D OPP/RESP TO MOTION	Jan 16, 2018	
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018	
32	SUSPENDED	Jan 26, 2018	
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018	
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018	
35	SUSPENDED	Mar 08, 2018	
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018	
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018	
38	SUSPENDED	Apr 26, 2018	
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018	
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018	
41	SUSPENDED	May 09, 2018	
42	TRIAL DATES RESET	May 10, 2018	
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018	
44	EXTENSION OF TIME GRANTED	Jun 27, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91124595](#)

Filing Date: Nov 23, 2001

Status: Terminated

Status Date: Apr 03, 2002

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: AVALON AVENUE

Correspondent Address: AVALON AVENUE, INC.
20 STYMUS AVENUE
BETHPAGE NY , 11714-3200

UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON AVENUE	Abandoned - After Inter-Partes Decision	78030837	

Plaintiff(s)

Name: AVALONBAY COMMUNITIES, INC.

Correspondent Address: BRENT D. SOKOL
LYON & LYON, LLP
633 WEST FIFTH STREET SUITE 4700
LOS ANGELES CA , 90071
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 23, 2001	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 18, 2001	Jan 27, 2002
3	PENDING, INSTITUTED	Dec 18, 2001	
4	DEF'S EXPRESS ABANDONMENT	Mar 01, 2002	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Apr 03, 2002	
6	TERMINATED	Apr 03, 2002	

Type of Proceeding: Opposition

Proceeding Number: [91124901](#)

Filing Date: Oct 23, 2001

Status: Terminated

Status Date: Oct 25, 2002

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: P & P ENTERPRISE

Correspondent Address: SUSAN MCBEE
815 CONNECTICUT AVENUE NW SUITE 200
WASHINGTON DC , 20006-4052
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Abandoned - After Inter-Partes Decision	75842231	

Plaintiff(s)

Name: AVALONBAY COMMUNITIES, INC.

Correspondent Address: BRENT D. SOKOL
LYON & LYON, LLP
633 WEST FIFTH STREET, SUITE 4700
LOS ANGELES CA , 90071
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2001	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 10, 2002	Feb 19, 2002
3	PENDING, INSTITUTED	Jan 10, 2002	
4	DEF'S #3 RETURNED UNDELIVERABLE	Jan 29, 2002	
5	#3 REMAILED;ANSWER DUE 5/22/02;TD RESET	Apr 12, 2002	

6	NOTICE OF DEFAULT	Aug 01, 2002
7	BOARD'S DECISION: SUSTAINED	Oct 25, 2002
8	TERMINATED	Oct 25, 2002

Int. Cl.: 36

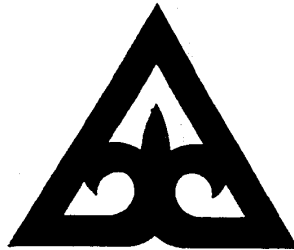
Prior U.S. Cls.: 101 and 102

United States Patent and Trademark Office

Reg. No. 1,871,559

Registered Jan. 3, 1995

**SERVICE MARK
PRINCIPAL REGISTER**



Avalon Properties

AVALON PROPERTIES, INC. (MARYLAND
CORPORATION)
11 BURTIS AVENUE
NEW CANAAN, CT 06840

FIRST USE 10-18-1993; IN COMMERCE
10-18-1993.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "PROPERTIES", APART FROM
THE MARK AS SHOWN.

FOR: REAL ESTATE INVESTMENT TRUST
SERVICES, IN CLASS 36 (U.S. CLS. 101 AND
102).

SER. NO. 74-456,785, FILED 11-10-1993.

PETER CATALDO, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2018-07-17 13:23:10 EDT

Mark: AVALONBAY

US Serial Number: 78093244

Application Filing Date: Nov. 14, 2001

US Registration Number: 2618414

Registration Date: Sep. 10, 2002

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jul. 23, 2012

Publication Date: Jun. 18, 2002

Mark Information

Mark Literal Elements: AVALONBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 1871559

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: Commercial and residential building construction and repair; planning and laying out of residential communities, real estate development, real estate site selection.

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 04, 1998

Use in Commerce: Jun. 04, 1998

For: Managing, operating, leasing, appraising, brokering, investing in, and valuing real property; financial investment in the field of real property

International 036 - Primary Class

U.S Class(es): 100, 101, 102

Class(es):**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Jun. 04, 1998**Use in Commerce:** Jun. 04, 1998

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.**Owner Address:** 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA UNITED STATES 22203**Legal Entity Type:** CORPORATION**State or Country** MARYLAND
Where Organized:

Attorney/Correspondence Information

Attorney of Record**Attorney Name:** Brent D. Sokol**Docket Number:** 673964-10001**Attorney Primary** laprosecution@jonesday.com
Email Address:**Attorney Email** Yes
Authorized:**Correspondent****Correspondent** Brent D. Sokol, Anna E. Raimer
Name/Address: JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
LOS ANGELES, CALIFORNIA UNITED STATES 90071**Phone:** (213) 489-3939**Fax:** (213) 243-2539**Domestic Representative - Not Found**

Prosecution History

Date	Description	Proceeding Number
Jul. 23, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Jul. 23, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	77315
Jul. 23, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	77315
Jul. 23, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Jul. 11, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jul. 11, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 24, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Feb. 12, 2009	ASSIGNED TO PARALEGAL	69471
Jan. 23, 2009	TEAS SECTION 8 & 15 RECEIVED	
Oct. 08, 2008	NOTICE OF SUIT	
Nov. 05, 2007	CASE FILE IN TICRS	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 10, 2002	REGISTERED-PRINCIPAL REGISTER	
Jun. 18, 2002	PUBLISHED FOR OPPOSITION	
May 29, 2002	NOTICE OF PUBLICATION	
Apr. 07, 2002	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 22, 2002	PREVIOUS ALLOWANCE COUNT WITHDRAWN	

Mar. 10, 2002 APPROVED FOR PUB - PRINCIPAL REGISTER
 Feb. 26, 2002 EXAMINER'S AMENDMENT MAILED
 Feb. 22, 2002 ASSIGNED TO EXAMINER

78050

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted
Affidavit of Incontestability: Section 15 - Accepted
Renewal Date: Sep. 10, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 23, 2012

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
 NEAL GERBER & EISENBERG LLP
 2 N LASALLE ST SUITE 1700
 CHICAGO IL UNITED STATES , 60602

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
 JONES DAY
 555 S FLOWER STREET, 50TH FLOOR
 LOS ANGELES CA UNITED STATES , 90071

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378

AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	
23	PROCEEDINGS RESUMED	Sep 19, 2017	
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017	
25	SUSPENDED	Nov 01, 2017	
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018	
29	EXTENSION OF TIME GRANTED	Jan 11, 2018	
30	D OPP/RESP TO MOTION	Jan 16, 2018	
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018	
32	SUSPENDED	Jan 26, 2018	
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018	
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018	
35	SUSPENDED	Mar 08, 2018	
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018	
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018	
38	SUSPENDED	Apr 26, 2018	
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018	
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018	
41	SUSPENDED	May 09, 2018	
42	TRIAL DATES RESET	May 10, 2018	
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018	
44	EXTENSION OF TIME GRANTED	Jun 27, 2018	

Int. Cls.: 36 and 37

Prior U.S. Cls.: 100, 101, 102, 103 and 106

United States Patent and Trademark Office

Reg. No. 2,618,414

Registered Sep. 10, 2002

**SERVICE MARK
PRINCIPAL REGISTER**

AVALONBAY

AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: MANAGING, OPERATING, LEASING, AP-
PRAISING, BROKERING, INVESTING IN, AND
VALUING REAL PROPERTY; FINANCIAL INVEST-
MENT IN THE FIELD OF REAL PROPERTY, IN
CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-4-1998; IN COMMERCE 6-4-1998.

FOR: COMMERCIAL AND RESIDENTIAL
BUILDING CONSTRUCTION AND REPAIR; PLAN-

NING AND LAYING OUT OF RESIDENTIAL COM-
MUNITIES, REAL ESTATE DEVELOPMENT, REAL
ESTATE SITE SELECTION., IN CLASS 37 (U.S. CLS.
100, 103 AND 106).

FIRST USE 6-4-1998; IN COMMERCE 6-4-1998.

OWNER OF U.S. REG. NO. 1,871,559.

SER. NO. 78-093,244, FILED 11-14-2001.

EDD VASQUEZ, EXAMINING ATTORNEY

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Mark: AVALON

Avalon

US Serial Number: 78096245

Application Filing Date: Dec. 03, 2001

US Registration Number: 2799153

Registration Date: Dec. 23, 2003

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Sep. 20, 2013

Publication Date: Apr. 15, 2003

Notice of Allowance Date: Jul. 08, 2003

Mark Information

Mark Literal Elements: AVALON

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US Registrations: 1871559

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: Paper, printed and cardboard articles, namely address labels, survey answer sheets on the subject of real property and residential services, printed charts; printed guides for real property; printed guides for residential services; periodical publications namely news letters, journals, and magazines relating to real property and residential services

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 30, 2001

Use in Commerce: Mar. 30, 2001

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No
Filed 66A: No
Filed No Basis: No

Currently 44E: No
Currently 66A: No
Currently No Basis: No

Amended 44E: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.
Owner Address: Suite 800
671 N. Glebe Road
Arlington, VIRGINIA UNITED STATES 22203
Legal Entity Type: CORPORATION
State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Brent D. Sokol
Docket Number: 270/089

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer, Alexis A. Houle
JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
LOS ANGELES, CALIFORNIA UNITED STATES 90071

Phone: (213) 489-3939

Fax: (213) 243-2539

Correspondent e-mail: lprosecution@jonesday.com bd Sokol@jonesday.com
com aeraimer@jonesday.com ahoule@jonesday.com
com vmitongtare@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 20, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 20, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Sep. 20, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75184
Sep. 03, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	75184
Sep. 11, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75184
Sep. 03, 2013	TEAS SECTION 8 & 9 RECEIVED	
Aug. 28, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 07, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	66607
Dec. 07, 2009	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Nov. 24, 2009	TEAS SECTION 8 & 15 RECEIVED	
Oct. 08, 2008	NOTICE OF SUIT	
Jun. 06, 2007	CASE FILE IN TICRS	
Aug. 31, 2006	REVIEW OF CORRESPONDENCE COMPLETE	68973
Apr. 02, 2004	PAPER RECEIVED	
Dec. 23, 2003	REGISTERED-PRINCIPAL REGISTER	
Oct. 28, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 28, 2003	ASSIGNED TO EXAMINER	76520
Oct. 23, 2003	ASSIGNED TO EXAMINER	76509
Sep. 22, 2003	STATEMENT OF USE PROCESSING COMPLETE	
Sep. 22, 2003	USE AMENDMENT FILED	
Sep. 22, 2003	PAPER RECEIVED	
Jul. 08, 2003	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 15, 2003	PUBLISHED FOR OPPOSITION	
Mar. 26, 2003	NOTICE OF PUBLICATION	
Feb. 06, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Sep. 09, 2002 LETTER OF SUSPENSION MAILED
 Aug. 26, 2002 PAPER RECEIVED
 Aug. 21, 2002 CORRESPONDENCE RECEIVED IN LAW OFFICE
 Feb. 26, 2002 NON-FINAL ACTION MAILED
 Feb. 25, 2002 ASSIGNED TO EXAMINER

76520

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted
Affidavit of Incontestability: Section 15 - Accepted
Renewal Date: Dec. 23, 2013

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 20, 2013

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
 NEAL GERBER & EISENBERG LLP
 2 N LASALLE ST SUITE 1700
 CHICAGO IL UNITED STATES , 60602

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
 JONES DAY
 555 S FLOWER STREET, 50TH FLOOR
 LOS ANGELES CA UNITED STATES , 90071

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998

AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	
23	PROCEEDINGS RESUMED	Sep 19, 2017	
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017	
25	SUSPENDED	Nov 01, 2017	
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018	
29	EXTENSION OF TIME GRANTED	Jan 11, 2018	
30	D OPP/RESP TO MOTION	Jan 16, 2018	
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018	
32	SUSPENDED	Jan 26, 2018	
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018	
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018	
35	SUSPENDED	Mar 08, 2018	
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018	
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018	
38	SUSPENDED	Apr 26, 2018	
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018	
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018	
41	SUSPENDED	May 09, 2018	
42	TRIAL DATES RESET	May 10, 2018	
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018	
44	EXTENSION OF TIME GRANTED	Jun 27, 2018	

Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,799,153

Registered Dec. 23, 2003

**TRADEMARK
PRINCIPAL REGISTER**

Avalon

AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

ZINES RELATING TO REAL PROPERTY AND
RESIDENTIAL SERVICES, IN CLASS 16 (U.S. CLS.
2, 5, 22, 23, 29, 37, 38 AND 50).

FOR: PAPER, PRINTED AND CARDBOARD AR-
TICLES, NAMELY ADDRESS LABELS, SURVEY
ANSWER SHEETS ON THE SUBJECT OF REAL
PROPERTY AND RESIDENTIAL SERVICES, PRIN-
TED CHARTS; PRINTED GUIDES FOR REAL
PROPERTY; PRINTED GUIDES FOR RESIDENTIAL
SERVICES; PERIODICAL PUBLICATIONS NAME-
LY NEWS LETTERS, JOURNALS, AND MAGA-

FIRST USE 3-30-2001; IN COMMERCE 3-30-2001.

OWNER OF U.S. REG. NO. 1,871,559.

SN 78-096,245, FILED 12-3-2001.

AMY HELLA, EXAMINING ATTORNEY

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Mark: AVALON

Avalon

US Serial Number: 78109950

Application Filing Date: Feb. 20, 2002

US Registration Number: 2887466

Registration Date: Sep. 21, 2004

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Apr. 29, 2014

Publication Date: Feb. 17, 2004

Notice of Allowance Date: May 11, 2004

Mark Information

Mark Literal Elements: AVALON

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Color(s) Claimed: Color is not claimed as a feature of the 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: Providing information on storage space and moving for residents and prospective residents

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 30, 2002

Use in Commerce: Sep. 30, 2002

For: (Based on Use in Commerce) Real estate development, construction; residential building construction, repair and maintenance; planning and laying out of residential communities; real estate site selection; and providing information in the field of construction and development of residential buildings via the Internet

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 16, 1999

Use in Commerce: Nov. 16, 1999

For: (Based on Use in Commerce) Real estate management, leasing, appraisal, investment, brokering, and valuation, and providing information on residential services in the management and leasing of real estate via the Internet and e-mail; providing information on renter's insurance for residents and prospective residents

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 26, 1999

Use in Commerce: Jun. 26, 1999

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: Yes
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.
Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION
State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Brent D. Sokol
Attorney Primary Email Address: laprosecution@jonesday.com
Docket Number: 270/064
Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer, Alexis A. Houle
JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

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Correspondent e-mail: laprosecution@jonesday.com bd Sokol@jonesday.com
com_aeraimer@jonesday.com ahoule@jonesday.com
com_vmittongtare@jonesday.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 30, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 29, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Apr. 29, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75184
Apr. 15, 2014	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	75184
Apr. 29, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75184
Apr. 15, 2014	TEAS SECTION 8 & 9 RECEIVED	
Apr. 10, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 09, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68335
Aug. 09, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Jul. 20, 2010	TEAS SECTION 8 & 15 RECEIVED	
Oct. 08, 2008	NOTICE OF SUIT	
Sep. 21, 2004	REGISTERED-PRINCIPAL REGISTER	
Jul. 19, 2004	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 12, 2004	ASSIGNED TO EXAMINER	76855
Jul. 09, 2004	STATEMENT OF USE PROCESSING COMPLETE	
Jun. 02, 2004	USE AMENDMENT FILED	
Jun. 02, 2004	TEAS STATEMENT OF USE RECEIVED	

May 11, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 08, 2003	PAPER RECEIVED	
Feb. 17, 2004	PUBLISHED FOR OPPOSITION	
Jan. 28, 2004	NOTICE OF PUBLICATION	
Nov. 18, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 22, 2003	Sec. 1(B) CLAIM ADDED	76855
Oct. 27, 2003	ACTION DENYING REQ FOR RECON MAILED	
Sep. 22, 2003	PAPER RECEIVED	
Sep. 18, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 27, 2003	CASE FILE IN TICRS	
Sep. 18, 2003	FAX RECEIVED	
Aug. 12, 2003	FINAL REFUSAL MAILED	
Jul. 21, 2003	PETITION TO REVIVE-GRANTED	66303
May 15, 2003	PETITION TO REVIVE-RECEIVED	
May 15, 2003	PAPER RECEIVED	
Mar. 10, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 11, 2002	NON-FINAL ACTION MAILED	
Jun. 03, 2002	ASSIGNED TO EXAMINER	76855

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 21, 2014

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Apr. 29, 2014

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653
Plaintiff(s)			

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bsokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com ,
mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	
23	PROCEEDINGS RESUMED	Sep 19, 2017	
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017	
25	SUSPENDED	Nov 01, 2017	
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018	

29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 36, 37, and 39

Prior U.S. Cls.: 100, 101, 102, 103, 105, and 106

Reg. No. 2,887,466

United States Patent and Trademark Office

Registered Sep. 21, 2004

SERVICE MARK
PRINCIPAL REGISTER

Avalon

AVALONBAY COMMUNITIES, INC. (MARYLAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: (BASED ON USE IN COMMERCE) REAL ESTATE MANAGEMENT, LEASING, APPRAISAL, INVESTMENT, BROKERING, AND VALUATION, AND PROVIDING INFORMATION ON RESIDENTIAL SERVICES IN THE MANAGEMENT AND LEASING OF REAL ESTATE VIA THE INTERNET AND E-MAIL; PROVIDING INFORMATION ON RENTER'S INSURANCE FOR RESIDENTS AND PROSPECTIVE RESIDENTS, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-26-1999; IN COMMERCE 6-26-1999.

FOR: (BASED ON USE IN COMMERCE) REAL ESTATE DEVELOPMENT, CONSTRUCTION; RESIDENTIAL BUILDING CONSTRUCTION, REPAIR

AND MAINTENANCE; PLANNING AND LAYING OUT OF RESIDENTIAL COMMUNITIES; REAL ESTATE SITE SELECTION; AND PROVIDING INFORMATION IN THE FIELD OF CONSTRUCTION AND DEVELOPMENT OF RESIDENTIAL BUILDINGS VIA THE INTERNET, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 11-16-1999; IN COMMERCE 11-16-1999.

FOR: PROVIDING INFORMATION ON STORAGE SPACE AND MOVING FOR RESIDENTS AND PROSPECTIVE RESIDENTS, IN CLASS 39 (U.S. CLS. 100 AND 105).

FIRST USE 9-30-2002; IN COMMERCE 9-30-2002.

SN 78-109,950, FILED 2-20-2002.

MICHAEL WEBSTER, EXAMINING ATTORNEY

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Mark: AVALON COMMUNITIES

US Serial Number: 78975698

Application Filing Date: Mar. 04, 2002

US Registration Number: 2931998

Registration Date: Mar. 08, 2005

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Oct. 10, 2015

Publication Date: Feb. 24, 2004

Notice of Allowance Date: May 18, 2004

Mark Information

Mark Literal Elements: AVALON COMMUNITIES

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "COMMUNITIES"

Related Properties Information

Claimed Ownership of US Registrations: 1871559, 2618414

Child Of: 78112367

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: PROVIDING INFORMATION ON STORAGE AND MOVING FOR RESIDENTS AND PROSPECTIVE RESIDENTS OF COMMUNITY PROPERTIES

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2002

Use in Commerce: Sep. 2002

For: REAL ESTATE DEVELOPMENT, CONSTRUCTION AND REPAIR OF BUILDINGS; PLANNING AND LAYING OUT OF RESIDENTIAL COMMUNITIES; REAL ESTATE SITE SELECTION; PROVIDING INFORMATION ON REAL ESTATE IN DEVELOPMENT AND CONSTRUCTION VIA THE INTERNET

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1999

Use in Commerce: Dec. 1999

For: REAL ESTATE MANAGEMENT, LEASING; PROVIDING INFORMATION VIA THE INTERNET IN THE FIELD OF REAL ESTATE MANAGEMENT, LEASING, APPRAISAL, INVESTMENT; PROVIDING INFORMATION ON RENTAL INSURANCE FOR RESIDENTS AND PROSPECTIVE RESIDENTS OF COMMUNITY PROPERTIES

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1999

Use in Commerce: Jun. 1999

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record - None Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer
JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: (213) 489-3939

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Correspondent e-mail: lprosecution@jonesday.com bd Sokol@jonesday.com
com aeraimer@jonesday.com vmittongtare@jonesday.com
sday.com nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 10, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Oct. 10, 2015	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	64591
Oct. 10, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	64591
Oct. 09, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Sep. 08, 2015	TEAS SECTION 8 & 9 RECEIVED	
Sep. 08, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 25, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Feb. 24, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Feb. 07, 2011	TEAS SECTION 8 & 15 RECEIVED	

Oct. 17, 2008	NOTICE OF SUIT	
Mar. 08, 2005	REGISTERED-PRINCIPAL REGISTER	
Dec. 13, 2004	PAPER RECEIVED	
Nov. 12, 2004	LAW OFFICE REGISTRATION REVIEW COMPLETED	69350
Nov. 01, 2004	ASSIGNED TO LIE	69350
Oct. 27, 2004	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 25, 2004	STATEMENT OF USE PROCESSING COMPLETE	65362
Sep. 20, 2004	USE AMENDMENT FILED	65362
Oct. 25, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Jun. 25, 2004	CASE FILE IN TICRS	
May 18, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 24, 2004	PUBLISHED FOR OPPOSITION	
Feb. 04, 2004	NOTICE OF PUBLICATION	
Jan. 01, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 31, 2003	EXAMINERS AMENDMENT MAILED	
Dec. 17, 2003	EXAMINERS AMENDMENT MAILED	
Dec. 16, 2003	ASSIGNED TO EXAMINER	76625
Sep. 04, 2003	FINAL REFUSAL MAILED	
Jun. 23, 2003	ASSIGNED TO EXAMINER	74665
Jun. 13, 2003	PETITION TO REVIVE-GRANTED	69690
Apr. 10, 2003	PETITION TO REVIVE-RECEIVED	
Apr. 10, 2003	PAPER RECEIVED	
Feb. 06, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 26, 2002	NON-FINAL ACTION MAILED	
Jun. 18, 2002	ASSIGNED TO EXAMINER	74665

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted
Affidavit of Incontestability: Section 15 - Accepted
Renewal Date: Mar. 08, 2015

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Oct. 10, 2015

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent: LEE J EULGEN

Address: NEAL GERBER & EISENBERG LLP
 2 N LASALLE ST SUITE 1700
 CHICAGO IL , 60602
 UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653
Plaintiff(s)			

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
 JONES DAY
 555 S FLOWER STREET, 50TH FLOOR
 LOS ANGELES CA , 90071
 UNITED STATES

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	

20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017
23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 36, 37, and 39

Prior U.S. Cls.: 100, 101, 102, 103, 105, and 106

United States Patent and Trademark Office

Reg. No. 2,931,998

Registered Mar. 8, 2005

**SERVICE MARK
PRINCIPAL REGISTER**

AVALON COMMUNITIES

AVALONBAY COMMUNITIES, INC. (MARYLAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: REAL ESTATE MANAGEMENT, LEASING; PROVIDING INFORMATION VIA THE INTERNET IN THE FIELD OF REAL ESTATE MANAGEMENT, LEASING, APPRAISAL, INVESTMENT; PROVIDING INFORMATION ON RENTAL INSURANCE FOR RESIDENTS AND PROSPECTIVE RESIDENTS OF COMMUNITY PROPERTIES, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-0-1999; IN COMMERCE 6-0-1999.

FOR: REAL ESTATE DEVELOPMENT, CONSTRUCTION AND REPAIR OF BUILDINGS; PLANNING AND LAYING OUT OF RESIDENTIAL COMMUNITIES; REAL ESTATE SITE SELECTION; PROVIDING INFORMATION ON REAL ESTATE IN DEVELOPMENT AND CONSTRUCTION VIA THE INTERNET, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 12-0-1999; IN COMMERCE 12-0-1999.

FOR: PROVIDING INFORMATION ON STORAGE AND MOVING FOR RESIDENTS AND PROSPECTIVE RESIDENTS OF COMMUNITY PROPERTIES, IN CLASS 39 (U.S. CLS. 100 AND 105).

FIRST USE 9-0-2002; IN COMMERCE 9-0-2002.

OWNER OF U.S. REG. NOS. 1,871,559 AND 2,618,414.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COMMUNITIES", APART FROM THE MARK AS SHOWN.

SN 78-975,698, FILED 3-4-2002.

MARIA-VICTORIA SUAREZ, EXAMINING ATTORNEY

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Mark: AVALONBAY

US Serial Number: 78975290

Application Filing Date: Nov. 15, 2001

US Registration Number: 2950374

Registration Date: May 10, 2005

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Jan. 11, 2016

Publication Date: Apr. 08, 2003

Notice of Allowance Date: Jul. 01, 2003

Mark Information

Mark Literal Elements: AVALONBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 1871559

Child Of: 78093503

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: Providing online information in the field of residential services, namely residential property construction and the planning of residential communities

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1999

Use in Commerce: Dec. 1999

For: Providing online information in the field of real property, namely investment information, providing links to other web sites concerning property management and property listings, renter's insurance, multi-family housing management and residential support services, and neighborhood guides

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1999

Use in Commerce: Dec. 1999

For: Printed guides for real property

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1999

Use in Commerce: Dec. 1999

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Alexandria, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Docket Number: 673964-10001

Correspondent

Correspondent Name/Address: BRENT D. SOKOL, ANNA E. RAIMER
JONES DAY
555 SOUTH FLOWER STREET, 50TH FLOOR
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: 213.489.3939

Fax: 213.243.2539

Correspondent e-mail: laprosecution@jonesday.com bd Sokol@jonesday.com
com_aeraimer@jonesday.com vmittongtare@jonesday.com
nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 11, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 11, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Jan. 11, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75184
Jan. 11, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75184
Oct. 30, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 30, 2015	TEAS SECTION 8 & 9 RECEIVED	
May 31, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
May 31, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
May 03, 2011	TEAS SECTION 8 & 15 RECEIVED	
Oct. 17, 2008	NOTICE OF SUIT	
May 10, 2005	REGISTERED-PRINCIPAL REGISTER	

Feb. 02, 2005	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Jan. 25, 2005	ASSIGNED TO LIE	68171
Jan. 12, 2005	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 22, 2004	AMENDMENT FROM APPLICANT ENTERED	78145
Dec. 13, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	78145
Dec. 13, 2004	PAPER RECEIVED	
Nov. 10, 2004	NON-FINAL ACTION E-MAILED	
Nov. 10, 2004	SU - NON-FINAL ACTION - WRITTEN	74782
Oct. 21, 2004	STATEMENT OF USE PROCESSING COMPLETE	65362
Sep. 20, 2004	USE AMENDMENT FILED	65362
Oct. 21, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Jul. 30, 2004	EXTENSION 2 GRANTED	
Jun. 30, 2004	EXTENSION 2 FILED	
Jul. 12, 2004	CASE FILE IN TICRS	
Jun. 30, 2004	TEAS EXTENSION RECEIVED	
Jan. 23, 2004	EXTENSION 1 GRANTED	
Dec. 31, 2003	EXTENSION 1 FILED	
Dec. 31, 2003	TEAS EXTENSION RECEIVED	
Jul. 01, 2003	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 08, 2003	PUBLISHED FOR OPPOSITION	
Mar. 19, 2003	NOTICE OF PUBLICATION	
Jan. 30, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 24, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 24, 2002	PAPER RECEIVED	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 08, 2002	FINAL REFUSAL MAILED	
Aug. 26, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 26, 2002	PAPER RECEIVED	
Mar. 07, 2002	NON-FINAL ACTION MAILED	
Feb. 25, 2002	ASSIGNED TO EXAMINER	74782
Nov. 15, 2001	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 10, 2015

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 11, 2016

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dceseek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	

15	TRIAL DATES RESET	Nov 21, 2016
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017
18	P OPP/RESP TO MOTION	Jan 25, 2017
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017
23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 16, 36, and 37

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101,
102, 103, and 106**

Reg. No. 2,950,374

United States Patent and Trademark Office

Registered May 10, 2005

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

AVALONBAY

AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: PRINTED GUIDES FOR REAL PROPERTY,
IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 12-0-1999; IN COMMERCE 12-0-1999.

FOR: PROVIDING ONLINE INFORMATION IN
THE FIELD OF REAL PROPERTY, NAMELY IN-
VESTMENT INFORMATION, PROVIDING LINKS
TO OTHER WEB SITES CONCERNING PROPERTY
MANAGEMENT AND PROPERTY LISTINGS, REN-
TER'S INSURANCE, MULTI-FAMILY HOUSING
MANAGEMENT AND RESIDENTIAL SUPPORT
SERVICES, AND NEIGHBORHOOD GUIDES, IN
CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 12-0-1999; IN COMMERCE 12-0-1999.

FOR: PROVIDING ONLINE INFORMATION IN
THE FIELD OF RESIDENTIAL SERVICES, NAME-
LY RESIDENTIAL PROPERTY CONSTRUCTION
AND THE PLANNING OF RESIDENTIAL COMMU-
NITIES, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 12-0-1999; IN COMMERCE 12-0-1999.

OWNER OF U.S. REG. NO. 1,871,559.

SN 78-975,290, FILED 11-15-2001.

KAREN BRACEY, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2018-07-17 13:27:36 EDT

Mark: AVALON COMMUNITIES



US Serial Number: 78975685

Application Filing Date: Dec. 18, 2001

US Registration Number: 2950378

Registration Date: May 10, 2005

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jan. 23, 2016

Publication Date: May 18, 2004

Notice of Allowance Date: Aug. 10, 2004

Mark Information

Mark Literal Elements: AVALON COMMUNITIES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Disclaimer: "COMMUNITIES"

Design Search Code(s): 26.17.25 - Other lines, bands or bars

Related Properties Information

Claimed Ownership of US Registrations: 1871559

Registrations:

Child Of: 78099077

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: Real estate development, construction and repair of buildings; planning and laying out of residential communities, real estate site selection; providing online information in the field of residential services, namely, real estate development, construction, maintenance and repair of buildings

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2001

Use in Commerce: Dec. 2001

For: Managing, operating, maintaining, leasing and investing in real property; financial investment in the field of real property; providing online information for renters and prospective renters

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1999

Use in Commerce: Jun. 1999

For: Providing information on storage and moving services for real property residents and prospective residents

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Sep. 2002

Use in Commerce: Sep. 2002

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer
JONES DAY
555 South Flower Street, 50th Floor
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: 213.489.3939

Fax: 213.243.2539

Correspondent e-mail: laprosecution@jonesday.com bd Sokol@jonesday.com
aeraimer@jonesday.com vmitongtare@jonesday.com
nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 23, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Jan. 23, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68973
Jan. 23, 2016	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	68973
Jan. 23, 2016	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	68973
Jan. 23, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
Nov. 09, 2015	TEAS SECTION 8 & 9 RECEIVED	
Nov. 09, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 03, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
May 02, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Apr. 14, 2011	TEAS SECTION 8 & 15 RECEIVED	
Oct. 17, 2008	NOTICE OF SUIT	
May 10, 2005	REGISTERED-PRINCIPAL REGISTER	
Feb. 01, 2005	LAW OFFICE REGISTRATION REVIEW COMPLETED	78145
Jan. 28, 2005	ASSIGNED TO LIE	78145

Jan. 21, 2005	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 22, 2004	AMENDMENT FROM APPLICANT ENTERED	78145
Dec. 13, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	78145
Dec. 13, 2004	PAPER RECEIVED	
Dec. 16, 2004	AMENDMENT FROM APPLICANT ENTERED	68171
Dec. 02, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	68171
Dec. 02, 2004	PAPER RECEIVED	
Nov. 10, 2004	NON-FINAL ACTION MAILED	
Nov. 09, 2004	SU - NON-FINAL ACTION - WRITTEN	74782
Oct. 22, 2004	STATEMENT OF USE PROCESSING COMPLETE	71034
Sep. 20, 2004	USE AMENDMENT FILED	71034
Oct. 22, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Aug. 20, 2004	CASE FILE IN TICRS	
Aug. 10, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
May 18, 2004	PUBLISHED FOR OPPOSITION	
Apr. 28, 2004	NOTICE OF PUBLICATION	
Mar. 10, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 03, 2004	EXAMINERS AMENDMENT MAILED	
Feb. 12, 2004	EXAMINERS AMENDMENT MAILED	
Jan. 29, 2004	ASSIGNED TO EXAMINER	74782
Jan. 23, 2004	REINSTATED	71359
Jan. 16, 2004	PETITION TO REVIVE-RECEIVED	
Jan. 20, 2004	PAPER RECEIVED	
Jan. 16, 2004	FAX RECEIVED	
Nov. 19, 2003	PETITION TO REVIVE-DENIED	71359
Mar. 28, 2003	PETITION TO REVIVE-RECEIVED	
Mar. 28, 2003	PAPER RECEIVED	
Jan. 09, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 15, 2002	NON-FINAL ACTION MAILED	
Apr. 30, 2002	ASSIGNED TO EXAMINER	74782
Apr. 30, 2002	ASSIGNED TO EXAMINER	73706

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 10, 2015

Change in Registration: Yes

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: TMO LAW OFFICE 116

Date in Location: Jan. 23, 2016

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding [92062400](#)
Number:

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , lprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	

12	P OPP/RESP TO MOTION	Jul 08, 2016
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
15	TRIAL DATES RESET	Nov 21, 2016
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017
18	P OPP/RESP TO MOTION	Jan 25, 2017
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017
23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 36, 37, and 39

Prior U.S. Cls.: 100, 101, 102, 103, 105, and 106

United States Patent and Trademark Office

Reg. No. 2,950,378

Registered May 10, 2005

**SERVICE MARK
PRINCIPAL REGISTER**



AVALONBAY COMMUNITIES, INC. (MARYLAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: MANAGING, OPERATING, MAINTAINING, LEASING AND INVESTING IN REAL PROPERTY; FINANCIAL INVESTMENT IN THE FIELD OF REAL PROPERTY; PROVIDING ONLINE INFORMATION FOR RENTERS AND PROSPECTIVE RENTERS, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-0-1999; IN COMMERCE 6-0-1999.

FOR: REAL ESTATE DEVELOPMENT, CONSTRUCTION AND REPAIR OF BUILDINGS; PLANNING AND LAYING OUT OF RESIDENTIAL COMMUNITIES, REAL ESTATE SITE SELECTION; PROVIDING ONLINE INFORMATION IN THE FIELD OF RESIDENTIAL SERVICES, NAMELY, REAL ESTATE DEVELOPMENT, CONSTRUCTION,

MAINTENANCE AND REPAIR OF BUILDINGS, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 12-0-2001; IN COMMERCE 12-0-2001.

FOR: PROVIDING INFORMATION ON STORAGE AND MOVING SERVICES FOR REAL PROPERTY RESIDENTS AND PROSPECTIVE RESIDENTS, IN CLASS 39 (U.S. CLS. 100 AND 105).

FIRST USE 9-0-2002; IN COMMERCE 9-0-2002.

OWNER OF U.S. REG. NO. 1,871,559.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COMMUNITIES", APART FROM THE MARK AS SHOWN.

SN 78-975,685, FILED 12-18-2001.

KAREN BRACEY, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2018-07-17 13:28:13 EDT

Mark: AVALON COMMUNITIES



US Serial Number: 78975686

Application Filing Date: Dec. 18, 2001

US Registration Number: 2950379

Registration Date: May 10, 2005

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jan. 23, 2016

Publication Date: Apr. 27, 2004

Notice of Allowance Date: Jul. 20, 2004

Mark Information

Mark Literal Elements: AVALON COMMUNITIES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Disclaimer: "COMMUNITIES"

Design Search Code(s): 24.17.13 - Clef symbol (musical); Musical symbols, including treble and bass clef symbols, sharp and flat symbols and notes; Musical staff; Musical notes

Related Properties Information

Child Of: 78099074

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: Real estate development, construction and repair of buildings; planning and laying out of residential communities, real estate site selection; providing online information in the field of residential services, namely, real estate development, construction, maintenance and repair of buildings

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2001

Use in Commerce: Dec. 2001

For: Providing information in the field of real property, namely, real estate management, leasing and residential property listings

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2001

Use in Commerce: Dec. 2001

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country MARYLAND
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None
Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer
JONES DAY
555 South Flower Street, 50th Floor
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: 213.489.3939

Fax: 213.243.2539

Correspondent e-mail: laprosecution@jonesday.com bd Sokol@jonesday.com
com aeraimer@jonesday.com vmittongtare@jonesday.com
nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 23, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 23, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68973
Jan. 23, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68973
Jan. 23, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
Nov. 09, 2015	TEAS SECTION 8 & 9 RECEIVED	
Nov. 09, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 03, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
May 02, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Apr. 14, 2011	TEAS SECTION 8 & 15 RECEIVED	
Oct. 17, 2008	NOTICE OF SUIT	
May 10, 2005	REGISTERED-PRINCIPAL REGISTER	
Feb. 02, 2005	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Jan. 25, 2005	ASSIGNED TO LIE	68171
Jan. 12, 2005	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 22, 2004	AMENDMENT FROM APPLICANT ENTERED	78145
Dec. 13, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	78145
Dec. 13, 2004	PAPER RECEIVED	
Dec. 16, 2004	AMENDMENT FROM APPLICANT ENTERED	68171
Dec. 02, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	68171

Dec. 02, 2004	PAPER RECEIVED	
Nov. 10, 2004	NON-FINAL ACTION MAILED	
Nov. 09, 2004	SU - NON-FINAL ACTION - WRITTEN	74782
Oct. 22, 2004	STATEMENT OF USE PROCESSING COMPLETE	71034
Sep. 20, 2004	USE AMENDMENT FILED	71034
Oct. 22, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Feb. 27, 2004	PAPER RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Aug. 27, 2004	CASE FILE IN TICRS	
Jul. 20, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 27, 2004	PUBLISHED FOR OPPOSITION	
Apr. 07, 2004	NOTICE OF PUBLICATION	
Feb. 02, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 20, 2004	EXAMINERS AMENDMENT MAILED	
Jul. 29, 2003	NON-FINAL ACTION MAILED	
May 08, 2003	REINSTATED	70458
Mar. 28, 2003	PAPER RECEIVED	
Jan. 09, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 15, 2002	NON-FINAL ACTION MAILED	
Apr. 30, 2002	ASSIGNED TO EXAMINER	74782
Apr. 30, 2002	ASSIGNED TO EXAMINER	73706
Dec. 31, 2001	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	
Dec. 31, 2001	CORRESPONDENCE RECEIVED IN LAW OFFICE	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 10, 2015

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 23, 2016

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuellemann@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653
Plaintiff(s)			

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , lprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	

23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 36 and 37

Prior U.S. Cls.: 100, 101, 102, 103, and 106

Reg. No. 2,950,379

United States Patent and Trademark Office

Registered May 10, 2005

**SERVICE MARK
PRINCIPAL REGISTER**



AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: PROVIDING INFORMATION IN THE
FIELD OF REAL PROPERTY, NAMELY, REAL
ESTATE MANAGEMENT, LEASING AND RESI-
DENTIAL PROPERTY LISTINGS , IN CLASS 36
(U.S. CLS. 100, 101 AND 102).

FIRST USE 12-0-2001; IN COMMERCE 12-0-2001.

FOR: REAL ESTATE DEVELOPMENT, CON-
STRUCTION AND REPAIR OF BUILDINGS; PLAN-
NING AND LAYING OUT OF RESIDENTIAL
COMMUNITIES, REAL ESTATE SITE SELECTION;

PROVIDING ONLINE INFORMATION IN THE
FIELD OF RESIDENTIAL SERVICES, NAMELY,
REAL ESTATE DEVELOPMENT, CONSTRUCTION,
MAINTENANCE AND REPAIR OF BUILDINGS, IN
CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 12-0-2001; IN COMMERCE 12-0-2001.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "COMMUNITIES", APART FROM
THE MARK AS SHOWN.

SN 78-975,686, FILED 12-18-2001.

KAREN BRACEY, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2018-07-17 13:29:00 EDT

Mark: AVALON

AVALON

US Serial Number: 78455252

Application Filing Date: Jul. 22, 2004

US Registration Number: 3101896

Registration Date: Jun. 06, 2006

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Aug. 29, 2016

Publication Date: May 31, 2005

Notice of Allowance Date: Aug. 23, 2005

Mark Information

Mark Literal Elements: AVALON

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

Claimed Ownership of US Registrations: 1871559, 2618414, 2799153, 2887466

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: Providing online information regarding the security goods and services of others

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2003

Use in Commerce: Jan. 2003

For: Providing information regarding architectural floor plans and furniture arrangement within floor plans

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2003

Use in Commerce: Dec. 2003

For: Providing online information and listings of the social events of others; providing information regarding community activities in the nature of social events

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2001

Use in Commerce: Dec. 2001

For: Providing information on storage and moving services for real property residents and prospective residents

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2002

Use in Commerce: Sep. 2002

For: Real estate development, construction and repair of buildings; planning and laying out of residential communities, real estate site selection; providing online information in the field of residential services, namely, real estate development, construction, maintenance and repair of buildings

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1994

Use in Commerce: Dec. 1994

For: Managing, operating, maintaining, leasing, appraising, brokering, investing in, and valuing real property; purchasing real property for others; financial investment in the field of real property; providing online information for renters and prospective renters; providing information regarding real estate and rental insurance

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 26, 1999

Use in Commerce: Jun. 26, 1999

For: Real estate marketing services, namely, providing advertising information on residential services for others

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 2001

Use in Commerce: Mar. 2001

For: Paper and cardboard articles namely address labels, survey answer sheets, notebooks, picture books, calendars, announcement cards, blank cards, postcards, note cards, business cards, paper mats, printed charts, stationery, posters, signs; decals; drawing pencils; photographs; plastic bags; ball point pens; binders; bulletin boards; printed guides for real property; printed guides for residential services; periodical publications namely news letters, journals, and magazines relating to real property and residential services

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 2001

Use in Commerce: Mar. 2001

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Docket Number: 673964-60000

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer
JONES DAY
555 South Flower Street, 50th Floor
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: 213.489.3939

Fax: 213.243.2539

Correspondent e-mail: lprosecution@jonesday.com bd Sokol@jonesday.com
com aeraimer@jonesday.com vmittongtare@jonesday.com
sday.com nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 29, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Aug. 29, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	69471
Aug. 29, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Aug. 29, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Jun. 06, 2016	TEAS SECTION 8 & 9 RECEIVED	
Jun. 06, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 05, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Apr. 05, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70619
Apr. 05, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70619
Mar. 08, 2012	TEAS SECTION 8 & 15 RECEIVED	
Mar. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 08, 2008	NOTICE OF SUIT	
Jun. 06, 2006	REGISTERED-PRINCIPAL REGISTER	
Apr. 20, 2006	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Apr. 14, 2006	ASSIGNED TO LIE	68171
Apr. 07, 2006	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 10, 2006	STATEMENT OF USE PROCESSING COMPLETE	76874
Feb. 23, 2006	USE AMENDMENT FILED	76874
Feb. 23, 2006	TEAS STATEMENT OF USE RECEIVED	
Aug. 23, 2005	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 06, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 31, 2005	PUBLISHED FOR OPPOSITION	
May 11, 2005	NOTICE OF PUBLICATION	
Feb. 15, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Feb. 11, 2005	ASSIGNED TO LIE	68171
Feb. 09, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 08, 2005	EXAMINER'S AMENDMENT ENTERED	88888
Feb. 08, 2005	EXAMINERS AMENDMENT E-MAILED	6328
Feb. 08, 2005	EXAMINERS AMENDMENT -WRITTEN	74782

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted
Affidavit of Incontestability: Section 15 - Accepted
Renewal Date: Jun. 06, 2016

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE **Date in Location:** Aug. 29, 2016

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#) **Filing Date:** Apr 27, 2018
Status: Pending **Status Date:** Oct 06, 2015
Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC
Correspondent Address: LEE J EULGEN
 NEAL GERBER & EISENBERG LLP
 2 N LASALLE ST SUITE 1700
 CHICAGO IL , 60602
 UNITED STATES
Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanulson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.
Correspondent Address: BRENT D SOKOL
 JONES DAY
 555 S FLOWER STREET, 50TH FLOOR
 LOS ANGELES CA , 90071
 UNITED STATES
Correspondent e-mail: bd Sokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES			

	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	
23	PROCEEDINGS RESUMED	Sep 19, 2017	
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017	
25	SUSPENDED	Nov 01, 2017	
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018	
29	EXTENSION OF TIME GRANTED	Jan 11, 2018	
30	D OPP/RESP TO MOTION	Jan 16, 2018	
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018	
32	SUSPENDED	Jan 26, 2018	
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018	
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018	
35	SUSPENDED	Mar 08, 2018	
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018	
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018	
38	SUSPENDED	Apr 26, 2018	
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018	
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018	
41	SUSPENDED	May 09, 2018	
42	TRIAL DATES RESET	May 10, 2018	
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018	
44	EXTENSION OF TIME GRANTED	Jun 27, 2018	

Int. Cls.: 16, 35, 36, 37, 39, 41, 42, and 45

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101, 102, 103, 105, 106, and 107

Reg. No. 3,101,896

United States Patent and Trademark Office

Registered June 6, 2006

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

AVALON

AVALONBAY COMMUNITIES, INC. (MARYLAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: PAPER AND CARDBOARD ARTICLES NAMELY ADDRESS LABELS, SURVEY ANSWER SHEETS, NOTEBOOKS, PICTURE BOOKS, CALENDARS, ANNOUNCEMENT CARDS, BLANK CARDS, POSTCARDS, NOTE CARDS, BUSINESS CARDS, PAPER MATS, PRINTED CHARTS, STATIONERY, POSTERS, SIGNS; DECALS; DRAWING PENCILS; PHOTOGRAPHS; PLASTIC BAGS; BALL POINT PENS; BINDERS; BULLETIN BOARDS; PRINTED GUIDES FOR REAL PROPERTY; PRINTED GUIDES FOR RESIDENTIAL SERVICES; PERIODICAL PUBLICATIONS NAMELY NEWS LETTERS, JOURNALS, AND MAGAZINES RELATING TO REAL PROPERTY AND RESIDENTIAL SERVICES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 3-0-2001; IN COMMERCE 3-0-2001.

FOR: REAL ESTATE MARKETING SERVICES, NAMELY, PROVIDING ADVERTISING INFORMATION ON RESIDENTIAL SERVICES FOR OTHERS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-0-2001; IN COMMERCE 3-0-2001.

FOR: MANAGING, OPERATING, MAINTAINING, LEASING, APPRAISING, BROKERING, INVESTING IN, AND VALUING REAL PROPERTY; PURCHASING REAL PROPERTY FOR OTHERS; FINANCIAL INVESTMENT IN THE FIELD OF REAL PROPERTY; PROVIDING ONLINE INFORMATION FOR RENTERS AND PROSPECTIVE RENTERS; PROVIDING INFORMATION REGARDING REAL ESTATE AND RENTAL INSURANCE, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-26-1999; IN COMMERCE 6-26-1999.

FOR: REAL ESTATE DEVELOPMENT, CONSTRUCTION AND REPAIR OF BUILDINGS; PLANNING AND LAYING OUT OF RESIDENTIAL COMMUNITIES, REAL ESTATE SITE SELECTION; PROVIDING ONLINE INFORMATION IN THE FIELD OF RESIDENTIAL SERVICES, NAMELY, REAL ESTATE DEVELOPMENT, CONSTRUCTION, MAINTENANCE AND REPAIR OF BUILDINGS, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 12-0-1994; IN COMMERCE 12-0-1994.

FOR: PROVIDING INFORMATION ON STORAGE AND MOVING SERVICES FOR REAL PROPERTY RESIDENTS AND PROSPECTIVE RESIDENTS, IN CLASS 39 (U.S. CLS. 100 AND 105).

FIRST USE 9-0-2002; IN COMMERCE 9-0-2002.

FOR: PROVIDING ONLINE INFORMATION AND LISTINGS OF THE SOCIAL EVENTS OF OTHERS; PROVIDING INFORMATION REGARDING COMMUNITY ACTIVITIES IN THE NATURE OF SOCIAL EVENTS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 12-0-2001; IN COMMERCE 12-0-2001.

FOR: PROVIDING INFORMATION REGARDING ARCHITECTURAL FLOOR PLANS AND FURNITURE ARRANGEMENT WITHIN FLOOR PLANS, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 12-0-2003; IN COMMERCE 12-0-2003.

FOR: PROVIDING ONLINE INFORMATION REGARDING THE SECURITY GOODS AND SERVICES OF OTHERS, IN CLASS 45 (U.S. CLS. 100 AND 101).

FIRST USE 1-0-2003; IN COMMERCE 1-0-2003.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,871,559, 2,887,466, AND OTHERS.

SN 78-455,252, FILED 7-22-2004.

KAREN BRACEY, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2018-07-17 13:29:45 EDT

Mark: AVALONBAY

US Serial Number: 78093503

Application Filing Date: Nov. 15, 2001

US Registration Number: 3154668

Registration Date: Oct. 10, 2006

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Dec. 21, 2016

Publication Date: Apr. 08, 2003

Notice of Allowance Date: Jul. 01, 2003

Mark Information

Mark Literal Elements: AVALONBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 1871559

Parent Of: 78975290

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: Real estate marketing services, namely providing online tours and images of residential real estate and other real property

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 2001

Use in Commerce: Mar. 2001

For: posters

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2004

Use in Commerce: Jan. 2004

For: [Providing online information in the field of storage of personal property in general]

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Sep. 2002

Use in Commerce: Sep. 2002

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Docket Number: 673964100015

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer
JONES DAY
555 South Flower Street, 50th Floor
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: 213.489.3939

Fax: 213.243.2539

Correspondent e-mail: lprosecution@jonesday.com bd Sokol@jonesday.com
com aeraimer@jonesday.com vmittongtare@jonesday.com
nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 21, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Dec. 21, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	71359
Dec. 21, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	71359
Dec. 19, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71359
Oct. 10, 2016	TEAS SECTION 8 & 9 RECEIVED	
Oct. 10, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 10, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Sep. 21, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 21, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Sep. 21, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Aug. 30, 2012	TEAS SECTION 8 & 15 RECEIVED	
Aug. 29, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Oct. 17, 2008	NOTICE OF SUIT	
Oct. 10, 2006	REGISTERED-PRINCIPAL REGISTER	
Aug. 23, 2006	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Aug. 11, 2006	ASSIGNED TO LIE	68171
Aug. 10, 2006	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 24, 2006	STATEMENT OF USE PROCESSING COMPLETE	71280
Jun. 30, 2006	USE AMENDMENT FILED	71280
Jun. 30, 2006	TEAS STATEMENT OF USE RECEIVED	
Dec. 28, 2005	EXTENSION 5 GRANTED	98765
Dec. 28, 2005	EXTENSION 5 FILED	98765
Dec. 28, 2005	TEAS EXTENSION RECEIVED	
Jul. 06, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 21, 2005	EXTENSION 4 GRANTED	98765
Jun. 21, 2005	EXTENSION 4 FILED	98765
Jun. 21, 2005	TEAS EXTENSION RECEIVED	
Nov. 01, 2004	EXTENSION 3 GRANTED	65362
Oct. 27, 2004	FAX RECEIVED	
Sep. 20, 2004	EXTENSION 3 FILED	65362
Oct. 21, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Jul. 30, 2004	EXTENSION 2 GRANTED	
Jun. 30, 2004	EXTENSION 2 FILED	
Jul. 12, 2004	CASE FILE IN TICRS	
Jun. 30, 2004	TEAS EXTENSION RECEIVED	
Jan. 23, 2004	EXTENSION 1 GRANTED	
Dec. 31, 2003	EXTENSION 1 FILED	
Dec. 31, 2003	TEAS EXTENSION RECEIVED	
Jul. 01, 2003	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 08, 2003	PUBLISHED FOR OPPOSITION	
Mar. 19, 2003	NOTICE OF PUBLICATION	
Jan. 30, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 24, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 24, 2002	PAPER RECEIVED	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 08, 2002	FINAL REFUSAL MAILED	
Aug. 26, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 26, 2002	PAPER RECEIVED	
Mar. 07, 2002	NON-FINAL ACTION MAILED	
Feb. 25, 2002	ASSIGNED TO EXAMINER	74782
Nov. 15, 2001	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Oct. 10, 2016

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 21, 2016

Proceedings

Summary

Number of
Proceedings: 1

Type of Proceeding: Cancellation

Proceeding
Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory
Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent
Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent
Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bd Sokol@jonesday.com , aeraimer@jonesday.com , lprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	

7	ANSWER	Dec 16, 2015
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016
11	P OPP/RESP TO MOTION	Jul 08, 2016
12	P OPP/RESP TO MOTION	Jul 08, 2016
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
15	TRIAL DATES RESET	Nov 21, 2016
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017
18	P OPP/RESP TO MOTION	Jan 25, 2017
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017
23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 16, 35, and 39

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101,
102, and 105**

Reg. No. 3,154,668

United States Patent and Trademark Office

Registered Oct. 10, 2006

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

AVALONBAY

AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: POSTERS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23,
29, 37, 38 AND 50).

FIRST USE 1-0-2004; IN COMMERCE 1-0-2004.

FOR: REAL ESTATE MARKETING SERVICES,
NAMELY PROVIDING ONLINE TOURS AND IMA-
GES OF RESIDENTIAL REAL ESTATE AND OTHER
REAL PROPERTY, IN CLASS 35 (U.S. CLS. 100, 101
AND 102).

FIRST USE 3-0-2001; IN COMMERCE 3-0-2001.

FOR: PROVIDING ONLINE INFORMATION IN
THE FIELD OF STORAGE OF PERSONAL PROP-
ERTY IN GENERAL, IN CLASS 39 (U.S. CLS. 100
AND 105).

FIRST USE 9-0-2002; IN COMMERCE 9-0-2002.

OWNER OF U.S. REG. NO. 1,871,559.

SN 78-093,503, FILED 11-15-2001.

KAREN BRACEY, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2018-07-17 13:31:16 EDT

Mark: AVALON COMMUNITIES



US Serial Number: 78099074

Application Filing Date: Dec. 18, 2001

US Registration Number: 3174681

Registration Date: Nov. 21, 2006

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Jan. 26, 2017

Publication Date: Apr. 27, 2004

Notice of Allowance Date: Jul. 20, 2004

Mark Information

Mark Literal Elements: AVALON COMMUNITIES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "COMMUNITIES"

Design Search Code(s): 24.17.13 - Clef symbol (musical); Musical symbols, including treble and bass clef symbols, sharp and flat symbols and notes; Musical staff; Musical notes

Related Properties Information

Claimed Ownership of US Registrations: 1871559

Parent Of: 78975686

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: [Paper and cardboard articles, namely, calendars, postcards, posters,] ball point pens[; printed guides for real property; printed guides for residential services]

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1999

Use in Commerce: Aug. 1999

For: [Providing online information regarding the security goods and services of others]

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Jul. 2002

Use in Commerce: Jul. 2002

For: [Providing online information and listings of the social events of others]

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Jul. 2002

Use in Commerce: Jul. 2002

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Docket Number: 673964100012

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer
JONES DAY
555 SOUTH FLOWER STREET, 50TH FLOOR
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: 213.489.3939

Fax: 213.243.2539

Correspondent e-mail: laprosecution@jonesday.com bdsokol@jonesday.com
com_aeraimer@jonesday.com vmitongtare@jonesday.com
nytef@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 26, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Jan. 26, 2017	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	69615
Jan. 26, 2017	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	69615
Jan. 26, 2017	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	69615
Jan. 24, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69615
Nov. 15, 2016	TEAS SECTION 8 & 9 RECEIVED	
Nov. 15, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 21, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	

Sep. 21, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 21, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Sep. 21, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Aug. 30, 2012	TEAS SECTION 8 & 15 RECEIVED	
Aug. 29, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 08, 2008	NOTICE OF SUIT	
Nov. 21, 2006	REGISTERED-PRINCIPAL REGISTER	
Oct. 10, 2006	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Sep. 29, 2006	ASSIGNED TO LIE	68171
Sep. 25, 2006	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 11, 2006	STATEMENT OF USE PROCESSING COMPLETE	66530
Jul. 20, 2006	USE AMENDMENT FILED	66530
Jul. 27, 2006	PAPER RECEIVED	
Jan. 19, 2006	EXTENSION 3 GRANTED	98765
Jan. 19, 2006	EXTENSION 3 FILED	98765
Jan. 19, 2006	TEAS EXTENSION RECEIVED	
Jul. 19, 2005	EXTENSION 2 GRANTED	98765
Jul. 19, 2005	EXTENSION 2 FILED	98765
Jul. 19, 2005	TEAS EXTENSION RECEIVED	
Jul. 06, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 22, 2004	EXTENSION 1 GRANTED	71034
Sep. 20, 2004	EXTENSION 1 FILED	71034
Oct. 22, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Feb. 27, 2004	PAPER RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Aug. 27, 2004	CASE FILE IN TICRS	
Jul. 20, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 27, 2004	PUBLISHED FOR OPPOSITION	
Apr. 07, 2004	NOTICE OF PUBLICATION	
Feb. 02, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 20, 2004	EXAMINERS AMENDMENT MAILED	
Jul. 29, 2003	NON-FINAL ACTION MAILED	
May 08, 2003	REINSTATED	70458
Mar. 28, 2003	PAPER RECEIVED	
Jan. 09, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 15, 2002	NON-FINAL ACTION MAILED	
Apr. 30, 2002	ASSIGNED TO EXAMINER	74782
Apr. 30, 2002	ASSIGNED TO EXAMINER	73706
Dec. 31, 2001	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	
Dec. 31, 2001	CORRESPONDENCE RECEIVED IN LAW OFFICE	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 21, 2016

Change in Registration: Yes

TM Staff and Location Information

TM Staff Information - None
File Location

Proceedings

Summary

Number of
Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	

4	P CERTIFICATE OF SERVICE	Oct 07, 2015
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015
6	EXTENSION OF TIME GRANTED	Nov 13, 2015
7	ANSWER	Dec 16, 2015
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016
11	P OPP/RESP TO MOTION	Jul 08, 2016
12	P OPP/RESP TO MOTION	Jul 08, 2016
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
15	TRIAL DATES RESET	Nov 21, 2016
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017
18	P OPP/RESP TO MOTION	Jan 25, 2017
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017
23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 16, 41, and 45

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101, and 107

Reg. No. 3,174,681

United States Patent and Trademark Office

Registered Nov. 21, 2006

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**



AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: PAPER AND CARDBOARD ARTICLES
NAMESLY CALENDARS, POSTCARDS, POSTERS,
BALL POINT PENS; PRINTED GUIDES FOR REAL
PROPERTY; PRINTED GUIDES FOR RESIDENTIAL
SERVICES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37,
38 AND 50).

FIRST USE 8-0-1999; IN COMMERCE 8-0-1999.

FOR: PROVIDING ONLINE INFORMATION
AND LISTINGS OF THE SOCIAL EVENTS OF
OTHERS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 7-0-2002; IN COMMERCE 7-0-2002.

FOR: PROVIDING ONLINE INFORMATION RE-
GARDING THE SECURITY GOODS AND SERVI-
CES OF OTHERS, IN CLASS 45 (U.S. CLS. 100 AND
101).

FIRST USE 7-0-2002; IN COMMERCE 7-0-2002.

OWNER OF U.S. REG. NO. 1,871,559.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "COMMUNITIES", APART FROM
THE MARK AS SHOWN.

SN 78-099,074, FILED 12-18-2001.

KAREN BRACEY, EXAMINING ATTORNEY

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Mark: AVALON COMMUNITIES



US Serial Number: 78099077

Application Filing Date: Dec. 18, 2001

US Registration Number: 3419667

Registration Date: Apr. 29, 2008

Register: Principal

Mark Type: Trademark, Service Mark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Apr. 24, 2014

Publication Date: May 18, 2004

Notice of Allowance Date: Aug. 10, 2004

Mark Information

Mark Literal Elements: AVALON COMMUNITIES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "COMMUNITIES"

Design Search Code(s): 26.17.25 - Other lines, bands or bars

Related Properties Information

Claimed Ownership of US Registrations: 1871559

Parent Of: 78975685

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: Providing online information and listings of the social events of others, namely, organizing, arranging, and hosting social events, get together, and parties for community members

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 2002

Use in Commerce: Jul. 2002

For: [calendars; posters;] ball point pens; printed guides for real property; printed guides for residential services

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1999

Use in Commerce: Aug. 1999

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.
Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA 22203
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Brent D. Sokol

Docket Number: 267/028

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer, Alexis A. Houle
JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
LOS ANGELES, CALIFORNIA 90071
UNITED STATES

Phone: (213) 489-3939

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Correspondent e-mail: laprosecution@jonesday.com bd Sokol@jonesday.com
aeraimer@jonesday.com ahoule@jonesday.com
vmittongtare@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 29, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Apr. 24, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 24, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69934
Apr. 10, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	69934
Apr. 24, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69934
Apr. 10, 2014	TEAS SECTION 8 & 15 RECEIVED	
Mar. 31, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 08, 2008	NOTICE OF SUIT	
Apr. 29, 2008	REGISTERED-PRINCIPAL REGISTER	
Mar. 24, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	65864
Mar. 21, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 05, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	65864
Mar. 05, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	65864
Mar. 03, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 03, 2008	PETITION TO REVIVE-GRANTED	88889
Mar. 03, 2008	TEAS PETITION TO REVIVE RECEIVED	
Jan. 03, 2008	ABANDONMENT NOTICE MAILED - FAILURE TO RESPOND	
Jan. 03, 2008	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
May 30, 2007	FINAL REFUSAL MAILED	

May 30, 2007	SU - FINAL REFUSAL - WRITTEN	74782
May 10, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	65864
May 10, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	65864
May 10, 2007	ASSIGNED TO LIE	65864
Apr. 18, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 18, 2006	NON-FINAL ACTION MAILED	
Oct. 18, 2006	SU - NON-FINAL ACTION - WRITTEN	74782
Sep. 19, 2006	STATEMENT OF USE PROCESSING COMPLETE	61756
Aug. 10, 2006	USE AMENDMENT FILED	61756
Aug. 14, 2006	PAPER RECEIVED	
Feb. 08, 2006	EXTENSION 3 GRANTED	98765
Feb. 08, 2006	EXTENSION 3 FILED	98765
Feb. 08, 2006	TEAS EXTENSION RECEIVED	
Aug. 08, 2005	EXTENSION 2 GRANTED	98765
Aug. 08, 2005	EXTENSION 2 FILED	98765
Aug. 08, 2005	TEAS EXTENSION RECEIVED	
Jul. 06, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 22, 2004	EXTENSION 1 GRANTED	71034
Sep. 20, 2004	EXTENSION 1 FILED	71034
Oct. 22, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Aug. 20, 2004	CASE FILE IN TICRS	
Aug. 10, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
May 18, 2004	PUBLISHED FOR OPPOSITION	
Apr. 28, 2004	NOTICE OF PUBLICATION	
Mar. 10, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 03, 2004	EXAMINERS AMENDMENT MAILED	
Feb. 12, 2004	EXAMINERS AMENDMENT MAILED	
Jan. 29, 2004	ASSIGNED TO EXAMINER	74782
Jan. 23, 2004	REINSTATED	71359
Jan. 16, 2004	PETITION TO REVIVE-RECEIVED	
Jan. 20, 2004	PAPER RECEIVED	
Jan. 16, 2004	FAX RECEIVED	
Nov. 19, 2003	PETITION TO REVIVE-DENIED	71359
Mar. 28, 2003	PETITION TO REVIVE-RECEIVED	
Mar. 28, 2003	PAPER RECEIVED	
Jan. 09, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 15, 2002	NON-FINAL ACTION MAILED	
Apr. 30, 2002	ASSIGNED TO EXAMINER	74782
Apr. 30, 2002	ASSIGNED TO EXAMINER	73706

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: TMO LAW OFFICE 116

Date in Location: Apr. 24, 2014

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bd Sokol@jonesday.com , aeraimer@jonesday.com , laprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	

8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016
11	P OPP/RESP TO MOTION	Jul 08, 2016
12	P OPP/RESP TO MOTION	Jul 08, 2016
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
15	TRIAL DATES RESET	Nov 21, 2016
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017
18	P OPP/RESP TO MOTION	Jan 25, 2017
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017
23	PROCEEDINGS RESUMED	Sep 19, 2017
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017
25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018
29	EXTENSION OF TIME GRANTED	Jan 11, 2018
30	D OPP/RESP TO MOTION	Jan 16, 2018
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018
32	SUSPENDED	Jan 26, 2018
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018
35	SUSPENDED	Mar 08, 2018
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018
38	SUSPENDED	Apr 26, 2018
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018
41	SUSPENDED	May 09, 2018
42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 16 and 41

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101, and 107

Reg. No. 3,419,667

United States Patent and Trademark Office

Registered Apr. 29, 2008

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**



AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

FOR: CALENDARS; POSTERS; BALL POINT
PENS; PRINTED GUIDES FOR REAL PROPERTY;
PRINTED GUIDES FOR RESIDENTIAL SERVICES,
IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 8-0-1999; IN COMMERCE 8-0-1999.

FOR: PROVIDING ONLINE INFORMATION
AND LISTINGS OF THE SOCIAL EVENTS OF
OTHERS, NAMELY, ORGANIZING, ARRANGING,
AND HOSTING SOCIAL EVENTS, GET TOGE-

THERS, AND PARTIES FOR COMMUNITY MEM-
BERS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 7-0-2002; IN COMMERCE 7-0-2002.

OWNER OF U.S. REG. NO. 1,871,559.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "COMMUNITIES" , APART FROM
THE MARK AS SHOWN.

SN 78-099,077, FILED 12-18-2001.

KAREN BRACEY, EXAMINING ATTORNEY

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Mark: AVALON COMMUNITIES

US Serial Number: 78112367

Application Filing Date: Mar. 04, 2002

US Registration Number: 3423982

Registration Date: May 06, 2008

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: May 03, 2018

Publication Date: Feb. 24, 2004

Notice of Allowance Date: May 18, 2004

Mark Information

Mark Literal Elements: AVALON COMMUNITIES

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "COMMUNITIES"

Related Properties Information

Claimed Ownership of US Registrations: 1871559, 2618414

Parent Of: 78975698

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: REAL ESTATE APPRAISAL, INVESTMENT, AND FINANCIAL VALUATION

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1999

Use in Commerce: Jun. 1999

For: [DISSEMINATION OF ADVERTISING FOR OTHERS]

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: May 2006

Use in Commerce: May 2006

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Arlington, VIRGINIA UNITED STATES 22203

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Brent D. Sokol
Attorney Primary Email Address: laprosecution@jonesday.com
Docket Number: 673964100020
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Brent D. Sokol
JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
LOS ANGELES, CALIFORNIA UNITED STATES 90071
Phone: (213) 243-2396
Fax: (213) 243-2539
Correspondent e-mail: laprosecution@jonesday.com bd Sokol@jonesday.com
com_aeraimer@jonesday.com vmittongtare@jonesday.com nytef@jonesday.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 03, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
May 03, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
May 03, 2018	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	68502
May 03, 2018	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	68502
May 03, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68502
Apr. 24, 2018	TEAS SECTION 8 & 9 RECEIVED	
May 06, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Apr. 24, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 24, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Apr. 10, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	77315
Apr. 24, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Apr. 10, 2014	TEAS SECTION 8 & 15 RECEIVED	
Mar. 31, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Oct. 08, 2008	NOTICE OF SUIT	
May 06, 2008	REGISTERED-PRINCIPAL REGISTER	
Apr. 02, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	68691
Apr. 02, 2008	ASSIGNED TO LIE	68691
Mar. 24, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 24, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 24, 2008	SU-EXAMINER'S AMENDMENT WRITTEN	76625
Aug. 27, 2007	NON-FINAL ACTION MAILED	
Aug. 27, 2007	SU - NON-FINAL ACTION - WRITTEN	76625
Aug. 01, 2007	STATEMENT OF USE PROCESSING COMPLETE	76874
May 18, 2007	USE AMENDMENT FILED	76874
May 18, 2007	TEAS STATEMENT OF USE RECEIVED	
Jan. 13, 2007	EXTENSION 5 GRANTED	64657
Nov. 17, 2006	EXTENSION 5 FILED	64657
Nov. 17, 2006	TEAS EXTENSION RECEIVED	
May 18, 2006	EXTENSION 4 GRANTED	98765
May 18, 2006	EXTENSION 4 FILED	98765
May 18, 2006	TEAS EXTENSION RECEIVED	
Nov. 17, 2005	EXTENSION 3 GRANTED	98765
Nov. 17, 2005	EXTENSION 3 FILED	98765
Nov. 17, 2005	TEAS EXTENSION RECEIVED	
Jul. 06, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 16, 2005	EXTENSION 2 GRANTED	98765
May 16, 2005	EXTENSION 2 FILED	98765
May 16, 2005	TEAS EXTENSION RECEIVED	
Oct. 25, 2004	EXTENSION 1 GRANTED	65362
Sep. 20, 2004	EXTENSION 1 FILED	65362
Oct. 25, 2004	DIVISIONAL PROCESSING COMPLETE	
Sep. 20, 2004	DIVISIONAL REQUEST RECEIVED	
Sep. 20, 2004	PAPER RECEIVED	
Jun. 25, 2004	CASE FILE IN TICRS	
May 18, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 24, 2004	PUBLISHED FOR OPPOSITION	
Feb. 04, 2004	NOTICE OF PUBLICATION	
Jan. 01, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 31, 2003	EXAMINERS AMENDMENT MAILED	
Dec. 17, 2003	EXAMINERS AMENDMENT MAILED	
Dec. 16, 2003	ASSIGNED TO EXAMINER	76625
Sep. 04, 2003	FINAL REFUSAL MAILED	
Jun. 23, 2003	ASSIGNED TO EXAMINER	74665
Jun. 13, 2003	PETITION TO REVIVE-GRANTED	69690
Apr. 10, 2003	PETITION TO REVIVE-RECEIVED	
Apr. 10, 2003	PAPER RECEIVED	
Feb. 06, 2003	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Oct. 09, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 26, 2002	NON-FINAL ACTION MAILED	
Jun. 18, 2002	ASSIGNED TO EXAMINER	74665

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 06, 2018

Change in Yes

Registration:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: May 03, 2018

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL UNITED STATES , 60602

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON	Cancellation Pending	77603359	4043653

Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA UNITED STATES , 90071

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , lprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
AVALON PROPERTIES	Renewed	74456785	1871559
AVALONBAY	Renewed	78093244	2618414
AVALON	Renewed	78096245	2799153
AVALON	Renewed	78109950	2887466
AVALON COMMUNITIES	Renewed	78975698	2931998
AVALONBAY	Renewed	78975290	2950374
AVALON COMMUNITIES	Renewed	78975685	2950378
AVALON COMMUNITIES	Renewed	78975686	2950379
AVALON	Renewed	78455252	3101896
AVALONBAY	Renewed	78093503	3154668
AVALON COMMUNITIES	Renewed	78099074	3174681
AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
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1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
5	D MOT FOR EXT W/ CONSENT	Nov 13, 2015	
6	EXTENSION OF TIME GRANTED	Nov 13, 2015	
7	ANSWER	Dec 16, 2015	
8	D MOT FOR EXT W/O CONSENT	Jun 23, 2016	
9	D MOT TO COMPEL DISCOVERY	Jun 23, 2016	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jun 30, 2016	
11	P OPP/RESP TO MOTION	Jul 08, 2016	
12	P OPP/RESP TO MOTION	Jul 08, 2016	
13	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016	
15	TRIAL DATES RESET	Nov 21, 2016	
16	P MOT TO COMPEL DISCOVERY	Dec 21, 2016	
17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017	
18	P OPP/RESP TO MOTION	Jan 25, 2017	
19	P REPLY IN SUPPORT OF MOTION	Jan 25, 2017	
20	D REPLY IN SUPPORT OF MOTION	Feb 14, 2017	
21	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2017	
22	PETITION TO DISQUALIFY DENIED	Jun 15, 2017	
23	PROCEEDINGS RESUMED	Sep 19, 2017	
24	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 26, 2017	
25	SUSPENDED	Nov 01, 2017	
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
27	P CONF MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017	
28	D MOT FOR EXT W/ CONSENT	Jan 04, 2018	
29	EXTENSION OF TIME GRANTED	Jan 11, 2018	
30	D OPP/RESP TO MOTION	Jan 16, 2018	
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 19, 2018	
32	SUSPENDED	Jan 26, 2018	
33	P REPLY IN SUPPORT OF MOTION	Feb 05, 2018	
34	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 15, 2018	
35	SUSPENDED	Mar 08, 2018	
36	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 19, 2018	
37	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 06, 2018	
38	SUSPENDED	Apr 26, 2018	
39	DUPLICATE OF ENTRY 37 (NOT CONSIDERED)	Apr 06, 2018	
40	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 27, 2018	
41	SUSPENDED	May 09, 2018	
42	TRIAL DATES RESET	May 10, 2018	
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018	
44	EXTENSION OF TIME GRANTED	Jun 27, 2018	

Int. Cls.: 35 and 36

Prior U.S. Cls.: 100, 101, and 102

United States Patent and Trademark Office

Reg. No. 3,423,982

Registered May 6, 2008

**SERVICE MARK
PRINCIPAL REGISTER**

AVALON COMMUNITIES

AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
2900 EISENHOWER AVENUE, SUITE 300
ALEXANDRIA, VA 22314

OWNER OF U.S. REG. NOS. 1,871,559 AND
2,618,414.

FOR: DISSEMINATION OF ADVERTISING FOR
OTHERS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "COMMUNITIES", APART FROM
THE MARK AS SHOWN.

FIRST USE 5-0-2006; IN COMMERCE 5-0-2006.

FOR: REAL ESTATE APPRAISAL, INVESTMENT,
AND FINANCIAL VALUATION, IN CLASS 36 (U.S.
CLS. 100, 101 AND 102).

SN 78-112,367, FILED 3-4-2002.

FIRST USE 6-0-1999; IN COMMERCE 6-0-1999.

MARIA-VICTORIA SUAREZ, EXAMINING ATTOR-
NEY

Generated on: This page was generated by TSDR on 2018-07-17 13:33:08 EDT

Mark: AVALON

AVALON

US Serial Number: 77073494

Application Filing Date: Dec. 29, 2006

US Registration Number: 3523079

Registration Date: Oct. 28, 2008

Register: Principal

Mark Type: Trademark, Service Mark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Nov. 06, 2014

Publication Date: Aug. 12, 2008

Mark Information

Mark Literal Elements: AVALON

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

Claimed Ownership of US Registrations: 2931998, 2980030, 3101896 and others

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: Computer services, namely, providing an online community for social networking

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2001

Use in Commerce: Dec. 2001

For: Providing recreational and exercise facilities

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2001

Use in Commerce: Dec. 2001

For: Real estate development, construction, and maintenance; and providing online information in the field of residential services, namely, maintenance and repair of buildings

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1994

Use in Commerce: Dec. 1994

For: Multi-family housing management, namely, real estate management; residential support services, namely, managing and leasing real property; providing online information for renters and prospective renters of real property; and providing information regarding real estate and rental insurance

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 26, 1999

Use in Commerce: Jun. 26, 1999

For: Providing online tours and images of real estate; providing online classified advertisements; real estate marketing services, namely, providing advertising information for others in the field of residential support services and community information; bringing together, for the benefit of others, a variety of goods and services to enable customers to conveniently view and purchase those goods and services

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 2001

Use in Commerce: Mar. 2001

For: Printed guides for real property; Printed guides for residential support services and community information; periodical publications, namely, newsletters in the field of real property, residential support services, and community information

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 2001

Use in Commerce: Mar. 2001

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: AvalonBay Communities, Inc.

Owner Address: 671 N. Glebe Road, Suite 800
Alexandria, VIRGINIA 22303
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MARYLAND

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John J. Kim

Docket Number: 673964-10002

Attorney Primary Email Address: jjkim@jonesday.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Brent D. Sokol, Anna E. Raimer, Alexis A. Houle
JONES DAY
555 South Flower Street, 50th Floor
Patent Prosecution Department
Los Angeles, CALIFORNIA 90071
UNITED STATES

Phone: 213 489 3939

Fax: 213 243-2539

Correspondent e-mail: lprosecution@jonesday.com bd Sokol@jonesday.com
aeraimer@jonesday.com ahoule@jonesday.com
vmittongtare@jonesday.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 28, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Nov. 06, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Nov. 06, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76873
Nov. 04, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Oct. 23, 2014	TEAS SECTION 8 & 15 RECEIVED	
Oct. 23, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 28, 2008	REGISTERED-PRINCIPAL REGISTER	
Aug. 12, 2008	PUBLISHED FOR OPPOSITION	
Jul. 23, 2008	NOTICE OF PUBLICATION	
Jul. 08, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
Jul. 02, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 30, 2008	ASSIGNED TO LIE	71441
Jun. 29, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 29, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Jun. 29, 2008	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jun. 29, 2008	EXAMINERS AMENDMENT E-MAILED	6328
Jun. 29, 2008	EXAMINERS AMENDMENT -WRITTEN	77654
Dec. 05, 2007	ASSIGNED TO EXAMINER	77654
Nov. 13, 2007	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Nov. 13, 2007	NON-FINAL ACTION E-MAILED	6325
Nov. 13, 2007	NON-FINAL ACTION WRITTEN	81101
Oct. 23, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 22, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 22, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 20, 2007	NON-FINAL ACTION E-MAILED	6325
Apr. 20, 2007	NON-FINAL ACTION WRITTEN	81101
Apr. 20, 2007	ASSIGNED TO EXAMINER	81101
Jan. 03, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Nov. 06, 2014

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92062400](#)

Filing Date: Apr 27, 2018

Status: Pending

Status Date: Oct 06, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Avalon IP Holding Co., LLC

Correspondent Address: LEE J EULGEN
NEAL GERBER & EISENBERG LLP
2 N LASALLE ST SUITE 1700
CHICAGO IL , 60602
UNITED STATES

Correspondent e-mail: knye@ngelaw.com , leulgen@ngelaw.com , temanuelson@ngelaw.com , dcesek@ngelaw.com , ECFDocket@ngelaw.com , mhoffman@ngelaw.com , leulgen@nge.com , knye@nge.com , afuelleman@nge.com , mhoffman@nge.com , ecfdocket@nge.com

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Plaintiff(s)

Name: AvalonBay Communities, Inc.

Correspondent Address: BRENT D SOKOL
JONES DAY
555 S FLOWER STREET, 50TH FLOOR
LOS ANGELES CA , 90071
UNITED STATES

Correspondent e-mail: bdsokol@jonesday.com , aeraimer@jonesday.com , lprosecution@jonesday.com , lrefinetti@jonesday.com , mwilliams@jonesday.com , nytef@jonesday.com

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AVALON COMMUNITIES	Renewed	78975686	2950379
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AVALON COMMUNITIES	Section 8 and 15 - Accepted and Acknowledged	78099077	3419667
AVALON COMMUNITIES	Renewed	78112367	3423982
AVALON	Section 8 and 15 - Accepted and Acknowledged	77073494	3523079

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 07, 2015	Nov 16, 2015
3	PENDING, INSTITUTED	Oct 07, 2015	
4	P CERTIFICATE OF SERVICE	Oct 07, 2015	
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12	P OPP/RESP TO MOTION	Jul 08, 2016	
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14	D REPLY IN SUPPORT OF MOTION	Jul 28, 2016
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17	D OPP/RESP TO MOT & X-MOT TO DISQUALIFY	Jan 10, 2017
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25	SUSPENDED	Nov 01, 2017
26	P MOT TO AMEND PLEADING/AMENDED PLEADING	Dec 27, 2017
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42	TRIAL DATES RESET	May 10, 2018
43	P MOT FOR EXT W/ CONSENT	Jun 21, 2018
44	EXTENSION OF TIME GRANTED	Jun 27, 2018

Int. Cls.: 16, 35, 36, 37, 41 and 42

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101,
102, 103, 106 and 107**

Reg. No. 3,523,079

United States Patent and Trademark Office

Registered Oct. 28, 2008

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

AVALON

AVALONBAY COMMUNITIES, INC. (MARY-
LAND CORPORATION)
SUITE 300
2900 EISENHOWER AVENUE
ALEXANDRIA, VA 22314

FOR: PRINTED GUIDES FOR REAL PROPERTY;
PRINTED GUIDES FOR RESIDENTIAL SUPPORT
SERVICES AND COMMUNITY INFORMATION;
PERIODICAL PUBLICATIONS, NAMELY, NEWS-
LETTERS IN THE FIELD OF REAL PROPERTY,
RESIDENTIAL SUPPORT SERVICES, AND COM-
MUNITY INFORMATION, IN CLASS 16 (U.S. CLS. 2,
5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 3-0-2001; IN COMMERCE 3-0-2001.

FOR: PROVIDING ONLINE TOURS AND IMA-
GES OF REAL ESTATE; PROVIDING ONLINE
CLASSIFIED ADVERTISEMENTS; REAL ESTATE
MARKETING SERVICES, NAMELY, PROVIDING
ADVERTISING INFORMATION FOR OTHERS IN
THE FIELD OF RESIDENTIAL SUPPORT SERVICES
AND COMMUNITY INFORMATION; BRINGING
TOGETHER, FOR THE BENEFIT OF OTHERS, A
VARIETY OF GOODS AND SERVICES TO ENABLE
CUSTOMERS TO CONVENIENTLY VIEW AND
PURCHASE THOSE GOODS AND SERVICES, IN
CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-0-2001; IN COMMERCE 3-0-2001.

FOR: MULTI-FAMILY HOUSING MANAGE-
MENT, NAMELY, REAL ESTATE MANAGEMENT;
RESIDENTIAL SUPPORT SERVICES, NAMELY,
MANAGING AND LEASING REAL PROPERTY;
PROVIDING ONLINE INFORMATION FOR REN-
TERS AND PROSPECTIVE RENTERS OF REAL
PROPERTY; AND PROVIDING INFORMATION

REGARDING REAL ESTATE AND RENTAL IN-
SURANCE, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-26-1999; IN COMMERCE 6-26-1999.

FOR: REAL ESTATE DEVELOPMENT, CON-
STRUCTION, AND MAINTENANCE; AND PROVID-
ING ONLINE INFORMATION IN THE FIELD OF
RESIDENTIAL SERVICES, NAMELY, MAINTE-
NANCE AND REPAIR OF BUILDINGS, IN CLASS
37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 12-0-1994; IN COMMERCE 12-0-1994.

FOR: PROVIDING RECREATIONAL AND EXER-
CISE FACILITIES, IN CLASS 41 (U.S. CLS. 100, 101
AND 107).

FIRST USE 12-0-2001; IN COMMERCE 12-0-2001.

FOR: COMPUTER SERVICES, NAMELY, PRO-
VIDING AN ONLINE COMMUNITY FOR SOCIAL
NETWORKING, IN CLASS 42 (U.S. CLS. 100 AND
101).

FIRST USE 12-0-2001; IN COMMERCE 12-0-2001.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,931,998, 3,101,896
AND OTHERS.

SER. NO. 77-073,494, FILED 12-29-2006.

ROBIN CHOSID, EXAMINING ATTORNEY