

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICROSOFT CORPORATION, a
Washington Corporation,

Plaintiff,

v.

SULE GARBA, an individual; DARIN S.
GRABOWSKI; an individual; and YI NING,
an individual,

Defendants.

No. C06 – 1192 RSM

FIRST AMENDED COMPLAINT FOR
DAMAGES AND EQUITABLE
RELIEF

Plaintiff Microsoft Corporation (“Microsoft”) brings this action against
DEFENDANTS SULE GARBA, DARIN GRABOWSKI, and YI NING and alleges as
follows:

I. JURISDICTION AND VENUE

1. This is a complaint for an injunction, damages and other appropriate relief to
stop Defendants from infringing Microsoft’s trade and service marks by registering Internet
domain names that are identical or confusingly similar to Microsoft’s trademarks and service
marks, and by using those domain names in bad faith to profit from Microsoft’s marks. In
this action, Microsoft asserts violations of the Anti-Cybersquatting Consumer Protection Act,

1 15 U.S.C. § 1125(d); of sections 32 and 43 Lanham Act, 15 U.S.C. § 1114(1) (Trademark
2 Infringement) and 1125(a) (False Designation of Origin, Unfair Competition/False
3 Advertising); of the Washington Consumer Protection Act, RCW § 19.86.090; and of
4 Washington common law.

5 2. This Court has subject matter jurisdiction over Microsoft's claims pursuant to
6 15 U.S.C. § 1121 and 28 U.S.C. §§ 1331 and 1338.

7 3. This Court has personal jurisdiction over the defendants, who have engaged in
8 business activities in and directed to this district and have committed a tortious act within this
9 district.

10 4. Venue is proper in this Court pursuant to 28 U.S.C. § 1391 because a
11 substantial part of the events or omissions giving rise to Microsoft's claims occurred in this
12 judicial district.

13 II. THE PARTIES

14 5. Plaintiff Microsoft is a Washington corporation with its principal place of
15 business in Redmond, WA.

16 6. Defendant Sule Garba is an individual currently residing in Shaker Heights,
17 Ohio.

18 7. Defendant Darin Grabowski is an individual currently residing in Oak Creek,
19 Wisconsin.

20 8. Defendant Yi Ning is an individual currently residing in Boston,
21 Massachusetts.

22 III. MICROSOFT'S BUSINESS AND TRADEMARKS

23 9. Microsoft is a world leader in the market for software and related products.
24 Microsoft offers a wide range of products and services, including but not limited to computer
25 software such as the Microsoft Windows operating system and Microsoft Office; computer
26 hardware and accessories including keyboards and mice; gaming systems such as the

1 Microsoft XBOX and Microsoft XBOX 360; and internet service and electronic mail services
2 such as the MSN and MSN Hotmail services, to name a few.

3 10. Microsoft owns registrations for a number of trademarks and service marks
4 that it uses to identify its products and services in the marketplace. Among the marks owned
5 by Microsoft are the following registered marks (collectively the "Microsoft Marks"):
6 HALO; MICROSOFT; MS; MSN; WINDOWS; WINDOWS XP; XBOX; and XBOX LIVE.

7 11. Since at least November 15, 2001, Microsoft's predecessor used, in commerce,
8 the trademark and service mark "HALO®" to promote game software and other related
9 products.

10 12. On February 11, 1999, Microsoft's predecessor applied for the registration of
11 the HALO trademark and service mark. United States Trademark Registration No. 2,598,381
12 was issued on July 23, 2002. The HALO trademark and service mark is also the subject of
13 United States Trademark Registration No. 2,837,420 and others. *See Exhibit A.* The HALO
14 trademark and service mark is broadly recognized as a brand identifier for Microsoft's game
15 software and related products.

16 13. Since at least November 12, 1975, Microsoft has used, in commerce, the
17 trademark and service mark "MICROSOFT®" to promote its products and services.

18 14. On October 22, 1979, Microsoft's predecessor applied for the registration of
19 the MICROSOFT trademark and service mark. United States Trademark Registration No.
20 1,200,236 was issued on July 6, 1982. The MICROSOFT trademark and service mark is also
21 the subject of United States Trademark Registration Nos. 1,966,382, 2,250,973, 2,285,870,
22 among others. *See Exhibit B.* Microsoft's MICROSOFT trademark and service mark is
23 broadly recognized as identifying plaintiff Microsoft and its various products and services.

24 15. Since at least December 1981, Microsoft has used, in commerce, the trademark
25 and service mark "MS®" to promote computer software.

26 16. On February 16, 1983, Microsoft applied for the registration of the MS

1 trademark and service mark. United States Trademark Registration No. 1,303,495 was issued
2 on November 6, 1984. The MS trademark and service mark is also the subject of United
3 States Trademark Registration No. 1,333,178 and others. *See* Exhibit C. The MS trademark
4 and service mark is broadly recognized as a brand identifier for Microsoft's software and
5 other products.

6 17. Since at least March 7, 1995, Microsoft has used, in commerce, the trademark
7 and service mark "MSN®" to promote computer hardware and software as well as electronic
8 communications services.

9 18. On April 25, 1997, Microsoft applied for the registration of the MSN
10 trademark and service mark. United States Trademark Registration No. 2,153,763 was issued
11 on April 28, 1998. The MSN trademark and service mark is also the subject of United States
12 Trademark Registration Nos. 2,201,105, 2,418,517, 2,459,987 and others. *See* Exhibit D.
13 The MSN trademark and service mark is broadly recognized as a brand identifier for
14 Microsoft's software and hardware products and for electronic communications services.

15 19. Since at least October 18, 1983, Microsoft has used, in commerce, the
16 trademark and service mark "WINDOWS®" to promote computer hardware, software, and
17 other electronic services.

18 20. On August 20, 1990, Microsoft applied for the registration of the WINDOWS
19 trademark and service mark. United States Trademark Registration No. 1,872,264 was issued
20 on January 10, 1995. The WINDOWS trademark and service mark is also the subject of
21 United States Trademark Registration Nos. 1,875,069, 1,989,386, 2,005,901, 2,212,784,
22 2,463,510, 2,463,509, 2,463,526, 2,513,051, 2,565,965 and others. *See* Exhibit E. The
23 WINDOWS trademark and service mark is broadly recognized as a brand identifier for
24 Microsoft's software and hardware products and for other electronic services.

25 21. Since at least March 14, 2001, Microsoft has used, in commerce, the trademark
26 and service mark "WINDOWS XP®" to promote operating systems and related products.

1 22. On January 19, 2001, Microsoft applied for the registration of the WINDOWS
2 XP trademark and service mark. United States Trademark Registration No. 2,640,353 was
3 issued on October 22, 2002. The WINDOWS XP trademark and service mark is also the
4 subject of United States Trademark Registration Nos. 2,640,357, 2,691,662, 2,705,442,
5 2,710,133, 2,789,690 and others. *See* Exhibit F. The WINDOWS XP trademark and service
6 mark is broadly recognized as a brand identifier for Microsoft's operating system and related
7 products.

8 23. Since at least December 1998, Microsoft has used, in commerce, the trademark
9 and service mark "XBOX®" to promote television and video converters and related products,
10 including the Xbox home entertainment system.

11 24. On October 18, 1999, Microsoft applied for the registration of the XBOX
12 trademark and service mark. United States Trademark Registration No. 2,646,465 was issued
13 on November 5, 2002. The XBOX trademark and service mark is also the subject of United
14 States Trademark Registration Nos. 2,663,880, 2,698,179, 2,730,847, 2,738,849, 2,775,859,
15 2,776,769, 2,786,794, 2,792,744, 2,811,895, 2,841,854, 2,907,179, 2,934,666 and others. *See*
16 Exhibit G. The XBOX trademark and service mark is broadly recognized as a brand identifier
17 for Microsoft's entertainment products.

18 25. Since at least November 15, 2002, Microsoft has used, in commerce, the
19 trademark and service mark "XBOX LIVE®" to promote entertainment services.

20 26. On September 27, 2002, Microsoft applied for the registration of the XBOX
21 LIVE trademark and service mark. United States Trademark Registration No. 2,902,268 was
22 issued on November 9, 2004. The XBOX LIVE trademark and service mark is also the
23 subject of United States Trademark Registration Nos. 2,940,682, 2,940,679 and others. *See*
24 Exhibit H. The XBOX LIVE trademark and service mark is broadly recognized as a brand
25 identifier for Microsoft's entertainment services.

26 27. The Microsoft Marks, as well as others owned by Microsoft, are used in

1 interstate commerce in connection with the sale, offering for sale, distribution, and advertising
2 of Microsoft's products and services. The Microsoft Marks are distinctive and were
3 distinctive at the time of all acts alleged herein. As a result of Microsoft's substantial
4 investment, the Microsoft Marks have developed extensive goodwill in the market.
5 Accordingly, the Microsoft Marks are extremely valuable to Microsoft.

6 **IV. MICROSOFT'S INTERNET PRESENCE**

7 28. Microsoft also maintains a substantial presence on the Internet. Via the
8 Internet, Microsoft advertises its products and services, transacts business with its customers,
9 offers its customers access to many of its services, and provides product support, among other
10 things.

11 29. In order to provide its customers with easy access to its online products and
12 services, Microsoft has registered a number of Internet domain names. Many of these domain
13 names correspond to Microsoft's trademarks and service marks. Examples of such domain
14 names are <microsoft.com>; <microsoftwindows.com>; <xbox.com>; <msn.com>.

15 30. Each of these domain names, as well as others registered to Microsoft, resolves
16 to a Microsoft-created website that provides Microsoft's customers with information related
17 to Microsoft's products and services. These websites generate business for Microsoft and
18 allow Microsoft to maintain relationships with its customers.

19 **V. DEFENDANTS' UNLAWFUL ACTIONS**

20 31. Defendants are the registrants, assignees, traffickers, and users of numerous
21 Internet domain names that contain or consist of Microsoft's marks and/or intentional
22 misspellings of Microsoft's marks. These domain names are hereinafter referred to as the
23 "Infringing Domain Names." Some of the Defendants have undertaken their activities with
24 respect to the Infringing Domain Names using privacy protection services that initially
25 prevented Microsoft from discovering their true identities through publicly-available
26 information. A representative, though not necessarily exhaustive, list of one hundred thirty-

1 five (135) of the Infringing Domain Names registered by the Defendants is attached hereto as
2 **Appendix A.**

3 32. The Infringing Domain Names are identical or confusingly similar to
4 Microsoft's marks. The Infringing Domain Names do not resolve to websites owned or
5 endorsed by Microsoft. Rather, they resolve to websites that either at one point were, or
6 presently are, controlled by Defendants (collectively referred to as "Defendants' Websites").

7 33. On information and belief, many of Defendants' Websites either have
8 contained or now contain numerous advertisements for and/or hyperlinks to a variety of
9 products and services. When a person looking for a Microsoft website lands on one of
10 Defendants' Websites, that person may click on one of the advertisements or hyperlinks on
11 the site either because the person finds it easier to click on the advertisement or hyperlink than
12 to continue searching for the Microsoft site, or because the person mistakenly believes
13 Microsoft has authorized or endorsed the advertisements or hyperlinks. In either case, the
14 person has been diverted from the Microsoft website he or she was seeking to visit, and
15 Microsoft has lost that opportunity to interact with that person.

16 34. On information and belief, Defendants have used or are continuing to use the
17 Infringing Domain Names to profit from the Microsoft Marks. For example, Defendants may
18 receive a payment each time a website visitor clicks on one of the advertisements or
19 hyperlinks that appear on Defendants' websites. Defendants may also profit from the sale of
20 the Infringing Domain Names.

21 35. Defendants registered the Infringing Domain Names willfully and with a bad
22 faith intent to profit from the Microsoft Marks.

23 **FIRST CLAIM FOR RELIEF**

24 (Cybersquatting under the Anti-Cybersquatting Consumer Protection Act – 15 U.S.C. §
25 1125(d))

26 36. Microsoft realleges and incorporates by this reference each and every

1 allegation set forth in paragraphs 1 through 35 above.

2 37. Defendants have registered and used the Infringing Domain Names with a bad
3 faith intent to profit from the Microsoft Marks.

4 38. The Microsoft Marks were distinctive at the time Defendants registered the
5 Infringing Domain Names and remain distinctive today.

6 39. The Infringing Domain Names were identical or confusingly similar to the
7 Microsoft Marks at the time Defendants registered the Infringing Domain Names, and remain
8 so today.

9 40. Defendants' registration and use of the Infringing Domain Names has caused
10 and will continue to cause damage to Microsoft, in an amount to be proved at trial, and is
11 causing irreparable harm to Microsoft for which there is no adequate remedy at law.
12 Microsoft is also entitled to statutory and treble damages, and is also entitled to the transfer of
13 the Infringing Domain Names to Microsoft.

14 SECOND CLAIM FOR RELIEF

15 (Trademark Infringement Under the Lanham Act - 15 U.S.C. § 1114)

16 41. Microsoft realleges and incorporates by this reference each and every
17 allegation set forth in paragraphs 1 through 40 above.

18 42. Defendants' use of the Microsoft Marks and counterfeits of the Microsoft
19 Marks to promote, market, or sell products and services constitutes trademark infringement
20 pursuant to 15 U.S.C. § 1114. Defendants' intentional and willful infringement of the
21 Microsoft Marks has caused and will continue to cause damage to Microsoft, in an amount to
22 be proved at trial, and is causing irreparable harm to Microsoft for which there is no adequate
23 remedy at law. Microsoft is also entitled to statutory and treble damages.

24 THIRD CLAIM FOR RELIEF

25 (False Designation of Origin Under the Lanham Act - 15 U.S.C. § 1125(a))

26 43. Microsoft realleges and incorporates by this reference each and every

1 allegation set forth in paragraphs 1 through 42 above.

2 44. Defendants have used and continue to use the Microsoft Marks in connection
3 with goods or services, in commerce, in a manner that is likely to cause confusion, mistake, or
4 deception as to the origin, sponsorship, or approval of such goods or services.

5 45. Microsoft has been damaged by these acts in an amount to be proved at trial.
6 Microsoft is also entitled to injunctive and equitable relief against Defendants.

7 FOURTH CLAIM FOR RELIEF

8 (Unfair Competition/False Advertising Under the Lanham Act - 15 U.S.C. § 1125(a))

9 46. Microsoft realleges and incorporates by this reference each and every
10 allegation set forth in paragraphs 1 through 45 above.

11 47. Defendants have used and continue to use the Microsoft Marks in connection
12 with goods or services and false and misleading descriptions or representations of fact in
13 commercial advertising or promotion, thereby misrepresenting the nature, characteristics, and
14 qualities of their or another person's goods, services, or commercial activities.

15 48. Microsoft has been damaged by these acts in an amount to be proved at trial.
16 Microsoft is also entitled to injunctive and equitable relief against Defendants.

17 FIFTH CLAIM FOR RELIEF

18 (Unfair Business Practices - RCW § 19.86.090)

19 49. Microsoft realleges and incorporates by this reference each and every
20 allegation set forth in paragraphs 1 through 48 above.

21 50. Defendants' use of the Microsoft Marks to promote, market, or sell products
22 and services constitutes an Unfair Business Practice pursuant to RCW § 19.86.010 *et seq.*
23 Defendants' use of the Microsoft Marks is an unfair or deceptive practice occurring in trade or
24 commerce that impacts the public interest and has caused injury to Microsoft. Defendants'
25 unfair business practice has caused and will continue to cause damage to Microsoft, and is
26 causing irreparable harm to Microsoft for which there is no adequate remedy at law.

1
2 SIXTH CLAIM FOR RELIEF
3 (Conversion)

4 51. Microsoft realleges and incorporates by this reference each and every
5 allegation set forth in paragraphs 1 through 50 above.

6 52. Defendants have willfully interfered with and converted Microsoft's personal
7 property, without lawful justification, as a result of which Microsoft has been deprived of
8 possession and use of its property.

9 53. As a result of Defendants' actions, Microsoft has been damaged in an amount
10 to be proven at trial.

11 SEVENTH CLAIM FOR RELIEF
12 (Washington Common Law Unfair Competition)

13 54. Microsoft realleges and incorporates by this reference each and every
14 allegation set forth in paragraphs 1 through 53 above.

15 55. Defendants' use of the Microsoft Marks has infringed on their distinctive
16 features in a manner that tends to confuse, in the public mind, Defendants' products and
17 advertising with Microsoft's products and advertising. Defendants' conduct has caused and
18 will continue to cause damage to Microsoft, and is causing irreparable harm to Microsoft for
19 which there is no adequate remedy at law.

20 PRAYER FOR RELIEF

21 WHEREFORE, Microsoft respectfully requests that the Court enter judgment against
22 Defendants, jointly and severally, as follows:

23 1. That the Court issue temporary and permanent injunctive relief against
24 Defendants, and that Defendants, their officers, agents, representatives, servants, employees,
25 attorneys, successors and assignees, and all others in active concert or participation with
26 Defendants, be enjoined and restrained from:

1 a) using Microsoft's trade names, trademarks, or service marks, or any
2 version thereof, in connection with the description, marketing, promotion, advertising, or sale
3 of any software or other computer product or services;

4 b) infringing Microsoft's trademarks and service marks;

5 c) registering any domain names that are identical or confusingly similar
6 to Microsoft's marks, including but not limited to domain names containing Microsoft's
7 marks and domain names containing misspellings of Microsoft's marks;

8 d) assisting, aiding, or abetting any other person or business entity in
9 engaging in or performing any of the activities referred to in subparagraphs a) through c)
10 above.

11 2. That the Court order the forfeiture or cancellation of all active Infringing
12 Domain Names or the transfer of the Infringing Domain Names to Microsoft;

13 3. That the Court award Microsoft actual damages, liquidated damages and
14 statutory damages, in amount to be proven at trial;

15 4. That the Court award Microsoft treble damages, in an amount to be proven at
16 trial, pursuant to RCW § 19.86.090 and Section 35(a) of the Lanham Act.

17 5. That the Court award Microsoft its attorneys' fees and costs incurred herein;
18 and

19 6. That the Court grant Microsoft all other relief to which it is entitled and such
20 other or additional relief as is just and proper.

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1 DATED this 9th day of March, 2007.

2 KIRKPATRICK & LOCKHART
3 PRESTON GATES ELLIS LLP

4 By /s/ Alex Wagner
5 David A. Bateman, WSBA # 14262
6 Alex Wagner WSBA # 36856
7 Attorneys for Plaintiff
8 Microsoft Corporation
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FIRST AMENDED COMPLAINT FOR
DAMAGES AND EQUITABLE RELIEF
NO. C06-1192RSM - 12

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1 **Appendix A – Defendants’ Infringing Domain Names**

2 halo2expansion.com
halo2expansionpack.com
3 halo2mappack.com
halo2mmp.com
4 halo2mp.co.uk
halo2mp.net
5 halo2mp.org
halo2mpm.com
6 halo2mpmap.com
halo2mpmp.com
7 halo2multiplayermap.com
halo2multiplayermappack.com
8 halo2point5.com
halo2xp.com
9 halo2xpack.com
halo2xp-pack.com
10 micromsn.biz
micromsn.com
11 micromsn.info
micromsn.net
12 micromsn.org
microsoftanswers.com
13 microsoftbuy.com
microsoftcell.com
14 microsoftfacts.com
microsoftleader.com
15 microsofttool.com
msnbooksearch.com
16 msnchina.org
msncompare.com
17 msn-compare.com
msndigitalmusic.com
18 msndigitalmusicstore.com
msndigitalmusicstore.net
19 msndms.com
msnfound.co.uk
20 msnfound.net
msnfound.org
21 msnlive.co.uk
msnoriginals.co.uk
22 msnpartner.co.uk
msnpremium.com
23 msnremote.com
msnremoterecord.com
24 msnrr.com
msnspaces.co.uk
25 msnspaces.info
origenxbox360.co.uk
26

1 pocketmsn.net
pocketmsn.org
2 searchmsn.org
truemicrosoft.com
3 vibeboxextender.com
windowsautomotive.com
4 windowsconnectnow.net
windowsei.biz
5 windowsei.co.uk
windowsei.info
6 windowsexpedition.com
windowsexpedition.net
7 windowsexpedition.org
windowsga.com
8 windowsga.net
windowshotstart.net
9 windowshotstart.org
windowsie.co.uk
10 windowsie.net
windowsie7.co.uk
11 windowsie7.com
windowsie7.net
12 windowsie8.com
windowsinternetexplorer.net
13 windowsinternetexplorer7.com
windowsliveserver.com
14 windowslms.com
windowsmediadrml10.com
15 windowsmediavideo.net
windowsmediavideo9.com
16 windowsmobile.org
windowsonecarelive.co.uk
17 windowsonwindows64.com
windowsonwindows64.net
18 windowspmc.com
windowspmc.net
19 windowsspeechserver.com
windowsspeechserver.net
20 windowsspservicepack2.co.uk
windowsstarter.com
21 windowssystemcenter.com
windowsupdate5.com
22 windowsupdateservice.com
windowsupdateservices.com
23 windowsupdatev5.com
windowsupdateversion5.com
24 windowsex64.co.uk
windowsexphen.net
25 windowsexphen.org
windowsexphomeeditionn.co.uk
26 windowsexphomeeditionn.net

FIRST AMENDED COMPLAINT FOR
DAMAGES AND EQUITABLE RELIEF
NO. C06-1192RSM - 14

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1 windowsxplip.com
windowsxpn.co.uk
2 windowsxpn.net
windowsxpn.org
3 windowsxpreducedmedia.biz
windowsxpreducedmedia.com
4 windowsxpreducedmedia.info
windowsxpreducedmedia.net
5 windowsxpservicepack2.com
windowsxpservicepack2.net
6 windowsxpsp2.net
windowsxpsp2.org
7 windowxpreloaded.com
windowxpreloaded.net
8 xbox2live.org
xbox360live.com
9 xbox360live.net
xbox360lounge.co.uk
10 xbox360lounge.net
xbox360techsupport.com
11 xboxarcade.com
xboxla.com
12 xboxla.net
xboxlive360.net
13 xboxlive360.org
xboxlivearcade.co.uk
14 xboxlivearcade.com
xboxlivearcade.net
15 xboxlivearcade.org
xboxlivearcadeservice.com
16 xboxlivegold.com
xboxlivemap.com
17 xboxlivemarketplace.com
xboxlivesilver.com
18 xboxlsp.com
xpservicepack2com

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FIRST AMENDED COMPLAINT FOR
DAMAGES AND EQUITABLE RELIEF
NO. C06-1192RSM - 15

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Exhibit A

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,598,381

Registered July 23, 2002

**TRADEMARK
PRINCIPAL REGISTER**

HALO

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052 BY MERGER BUNGIE SOFTWARE PRODUCTS CORPORATION (ILLINOIS CORPORATION) CHICAGO, IL 60610

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

SN 75-638,523, FILED 2-11-1999.

FOR: COMPUTER GAME SOFTWARE, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

CHARLES JOYNER, EXAMINING ATTORNEY

Int. Cl.: 16

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

United States Patent and Trademark Office

Reg. No. 2,837,420

Registered Apr. 27, 2004

**TRADEMARK
PRINCIPAL REGISTER**

HALO

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

FOR: PUBLICATIONS, NAMELY, A SERIES OF
FICTION BOOKS, STRATEGY GUIDES ALL IN THE
FIELD OF SCIENCE FICTION, GAMES AND EN-
TERTAINMENT, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23,
29, 37, 38 AND 50).

SN 78-975,182, FILED 3-27-2001.

ANDREA K. NADELMAN, EXAMINING ATTOR-
NEY

Exhibit B

Certificate of Correction

Registered July 6, 1982

Registration No. 1,200,236

Microsoft Corporation, by change of name and assignment from Microsoft

It is hereby certified that the above identified registration is in error requiring correction as follows:

In the statement, column 1, before line 1, *Microsoft Corporation (Washington corporation), 10700 Northup Way, Bellevue, Wash. 98004, by change of name and assignment from* should be inserted.

The said registration should be read as corrected above.

Signed and sealed this 3rd day of April 1984.

[SEAL]

Attest:

MICHAEL J. HYNAK,
Attesting Officer.

GERALD J. MOSSINGHOFF,
Commissioner of Patents and Trademarks.

Int. Cls.: 9 and 42

Prior U.S. Cls.: 26, 38 and 101

United States Patent and Trademark Office

Reg. No. 1,200,236

Registered Jul. 6, 1982

**TRADEMARK
SERVICE MARK**

Principal Register

MICROSOFT

Microsoft (partnership)
Suite 819
10800 NE. 8th
Bellevue, Wash. 98004

For: COMPUTER PROGRAMS, in CLASS 9
(U.S. Cls. 26 and 38).

First use Nov. 12, 1975; in commerce Nov. 12,
1975.

For: COMPUTER PROGRAMMING SER-

VICES, in CLASS 42 (U.S. Cl. 101)

First use Nov. 12, 1975; in commerce Nov. 12,
1975

Ser. No. 236,080, filed Oct. 22, 1979.

B. H. VERTIZ, Primary Examiner

CHERYL LYNNE HENDERSON, Examiner

Int. Cl.: 38

Prior U.S. Cls.: 100, 101 and 104

United States Patent and Trademark Office

Reg. No. 1,966,382

Registered Apr. 9, 1996

SERVICE MARK
PRINCIPAL REGISTER

MICROSOFT

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: TELECOMMUNICATIONS SERVICES,
NAMELY THE RECEIPT AND DELIVERY OF
MESSAGES, DOCUMENTS AND OTHER DATA
BY ELECTRONIC TRANSMISSION, IN CLASS
38 (U.S. CLS. 100, 101 AND 104).

FIRST USE 3-24-1987; IN COMMERCE
3-24-1987.

OWNER OF U.S. REG. NOS. 1,200,236, 1,731,160
AND OTHERS.

SER. NO. 74-590,997, FILED 10-26-1994.

PAUL KRUSE, EXAMINING ATTORNEY

Int. Cl.: 38

Prior U.S. Cls.: 100, 101 and 104

Reg. No. 2,250,973

United States Patent and Trademark Office

Registered June 8, 1999

**SERVICE MARK
PRINCIPAL REGISTER**

MICROSOFT

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: TELECOMMUNICATION SERVICES,
NAMELY, THE RECEIPT AND DELIVERY OF
MESSAGES, DOCUMENTS, IMAGES AND
OTHER DATA BY ELECTRONIC TRANSMIS-
SION; ELECTRONIC MAIL SERVICES; PRO-
VIDING BULLETIN BOARD SERVICES AND

CHAT SERVICES BY MEANS OF GLOBAL
COMMUNICATION NETWORKS, IN CLASS 38
(U.S. CLS. 100, 101 AND 104).

FIRST USE 3-7-1995; IN COMMERCE
3-7-1995.

OWNER OF U.S. REG. NOS. 1,200,236, 1,673,353
AND OTHERS.

SER. NO. 75-358,289, FILED 9-17-1997.

G. T. GLYNN, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,285,870

United States Patent and Trademark Office

Registered Oct. 12, 1999

**TRADEMARK
PRINCIPAL REGISTER**

MICROSOFT

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: COMPUTER PROGRAMS FOR USE IN AUTOMOBILES, NAMELY, COMPUTER PROGRAMS FOR MONITORING AUTOMOBILE PERFORMANCE, FOR MAPPING AND NAVIGATION, FOR ELECTRONIC MAIL AND WIRELESS COMMUNICATION, FOR MAINTAINING PERSONAL DIRECTORIES, CONTACT LISTS, ADDRESS AND TELEPHONE NUMBER LISTS; OPERATING SYSTEM PROGRAMS AND UTILITIES; COMPUTER PROGRAMS FOR USE IN THE DEVELOPMENT OF OTHER PROGRAMS FOR USE IN AUTOMOBILE COMPUTERS; AND COMPUTER PROGRAMS FOR PROVIDING ENTERTAINMENT, TRAFFIC INFORMATION, NEWS AND OTHER INFORMATION; COMPUTER PROGRAMS FOR WALLET-SIZED PERSONAL COMPUTERS, NAMELY, PERSONAL INFORMATION MANAGER PROGRAMS WITH CALENDARS, CONTACT INFORMATION FILES AND TO DO LISTS; NOTE TAKING PROGRAMS; PROGRAMS FOR FACILITATING VOICE, TEXT AND PEN INPUT; ELECTRONIC MAIL PROGRAM; ACCESS PROGRAMS FOR GLOBAL COMMUNICATION NETWORKS; PROGRAMS

FOR WIRELESS COMMUNICATIONS; OPERATING SYSTEM PROGRAMS AND UTILITIES; COMPUTER PROGRAMS FOR USE IN DEVELOPING OTHER PROGRAMS FOR USE ON WALLET-SIZED PERSONAL COMPUTERS; COMPUTER PROGRAMS FOR USE WITH PHONES AND PAGERS; COMPUTER PROGRAMS FOR ACCESSING GLOBAL COMMUNICATION NETWORKS AND DISPLAYING CONTENT THEREFROM; COMPUTER PROGRAMS FOR ELECTRONIC PAGERS AND ELECTRONIC PAGER MODULES, NAMELY, OPERATING SYSTEM PROGRAMS AND UTILITIES; COMPUTER PROGRAMS FOR PROVIDING PAGING AND WIRELESS COMMUNICATION FUNCTIONS; COMPUTER PROGRAMS FOR USE WITH HAND-HELD COMPUTERS, NAMELY, OPERATING SYSTEM AND UTILITY PROGRAMS; A FULL LINE OF BUSINESS APPLICATION PROGRAMS FOR USE WITH HAND-HELD COMPUTERS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 6-0-1980; IN COMMERCE 12-0-1981.

OWNER OF U.S. REG. NOS. 1,966,382, 2,042,216, AND OTHERS.

SN 75-180,620, FILED 10-10-1996.

HENRY S. ZAK, EXAMINING ATTORNEY

Exhibit C

Int. Cl.: 9

Prior U.S. Cl.: 38

United States Patent and Trademark Office

Reg. No. 1,303,495

Registered Nov. 6, 1984

TRADEMARK
Principal Register

MS

Microsoft Corporation (Washington corporation)
10700 Northup Way
Bellevue, Wash. 98004

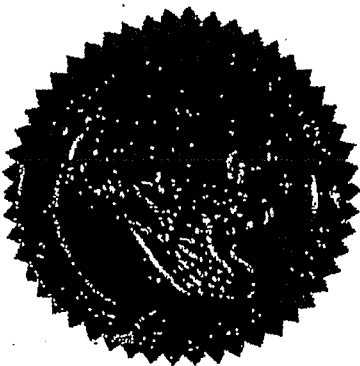
For: COMPUTER PROGRAMS PRERECORDED ON TAPES, DISKS, DISKETTES, CARTRIDGES AND CASSETTES, AND RELATED USER MANUALS AND INSTRUCTIONAL GUIDES SOLD AS A UNIT, in CLASS 9 (U.S. Cl. 38).

First use Jun. 1980; in commerce Dec. 1981.

Ser. No. 413,744, filed Feb. 16, 1983.

SUE CARRUTHERS, Examining Attorney

REGISTERED FOR A TERM OF 20 YEARS FROM Nov. 6, 1984



Attest

FEB 14 1990

Attesting Officer

Certified to be a true copy of the registration issued by the United States Patent & Trademark Office, which registration is in full force and effect. Record title is in Microsoft Corporation, a DE corp.

Jeffrey M. Samuel
Acting Commissioner of Patents and Trademarks

Int. Cl.: 16

Prior U.S. Cl.: 38

Reg. No. 1,333,178

Registered Apr. 30, 1985

United States Patent and Trademark Office

**TRADEMARK
PRINCIPAL REGISTER**

MS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
10700 NORTHUP WAY
BELLEVUE, WA 98004

ALS, DATA SHEETS AND REFERENCE CARDS, IN CLASS 16 (U.S. CL. 38).

FIRST USE 6-0-1980; IN COMMERCE 12-0-1981.

OWNER OF US REG. NO. 1,285,130.

FOR: COMPUTER PROGRAM MANUALS AND DOCUMENTATION—NAMELY, REFERENCE, USER, AND INSTRUCTIONAL MANU-

SER. NO. 413,739, FILED 2-16-1983.

SUE CARRUTHERS, EXAMINING ATTORNEY

REGISTERED FOR A TERM OF 20 YEARS FROM Apr. 30, 1985



Attest

FEB 14 1990
Attesting Official

Certified to be a true copy of the registration issued by the United States Patent & Trade Office, which registration is in full force and effect. Record title is in Microsoft Corporation, a DE corp.

Jeffrey M. Savelle
Patents and Trademarks

Exhibit D

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 2,153,763

United States Patent and Trademark Office Registered Apr. 28, 1998

TRADEMARK
PRINCIPAL REGISTER

MSN

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98072-9099

FOR COMPUTER PROGRAMS FOR TRANSMITTING AND RECEIVING ELECTRONIC MAIL, TEXT GRAPHICS, AUDIO, VIDEO AND OTHER DATA FROM A REMOTE COMPUTER NETWORK AND FOR ACCESSING GLOBAL COMMUNICATIONS NETWORKS; COMPUTER PROGRAMS FOR ACCESSING INTERACTIVE GAMES AND ON-LINE SHOPPING SERVICES; COMPUTER PROGRAMS FOR ACCESSING INFORMATION IN A WIDE VARIETY OF

FIELDS INCLUDING NEWS, ENTERTAINMENT, MUSIC, TRAVEL, INVESTMENTS, SPORTS, COMPUTERS, PARENTING, AND GENERAL REFERENCE INFORMATION, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 1-7-1994; IN COMMERCE 1-7-1994.

OWNER OF U.S. REG. NOS. 2,014,284, 2,043,002, AND 2,040,004.

SER. NO. 11-230,934, FILED 4-21-1997.

SCHUYLA GOODSON, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

Reg. No. 2,201,105

United States Patent and Trademark Office

Registered Nov. 3, 1998

**SERVICE MARK
PRINCIPAL REGISTER**

MSN

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98073-0999

FOR: PROVIDING INFORMATION IN A
WIDE VARIETY OF NON-MUSIC RELATED
FIELDS OVER COMPUTER NETWORKS AND
GLOBAL COMMUNICATION NETWORKS;
PROVIDING GENERAL REFERENCE INFOR-
MATION OVER COMPUTER NETWORKS AND
GLOBAL COMMUNICATION NETWORKS;
PROVIDING INFORMATION CONCERNING
PARENTING AND CHILDREN'S HEALTH, NU-
TRITION, AND WELL BEING OVER COMPUT-
ER NETWORKS AND GLOBAL COMMUNICA-
TION NETWORKS; PROVIDING INFORMA-
TION CONCERNING COMPUTERS AND COM-
PUTER SOFTWARE OVER COMPUTER NET-

WORKS AND GLOBAL COMMUNICATION
NETWORKS; PROVIDING ACCESS TO COM-
PUTER DATA BASES AND WEB SITES OF
OTHERS IN VARIOUS FIELDS BY MEANS OF
A GLOBAL COMMUNICATIONS NETWORK;
PROVIDING BULLETIN BOARD SERVICES
AND CHAT SERVICES BY MEANS OF
GLOBAL COMMUNICATION NETWORKS;
ELECTRONIC MAIL SERVICES, IN CLASS 42
(U.S. CLS. 100 AND 101).

FIRST USE 3-7-1994; IN COMMERCE
3-7-1994.

OWNER OF U.S. REG. NOS. 2,014,256,
2,043,002, AND 2,043,004.

SER. NO. 75-280,961, FILED 4-23-1997.

KATHERINE STOIDES, EXAMINING ATTOR-
NEY

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

Reg. No. 2,418,517

United States Patent and Trademark Office

Registered Jan. 9, 2001

**SERVICE MARK
PRINCIPAL REGISTER**

MSN

MICROSOFT CORPORATION (WASHINGTON COR-
PORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052-4399

FIRST USE 3-7-1995; IN COMMERCE 3-7-1995.
OWNER OF U.S. REG. NOS. 2,014,296, 2,043,002,
AND 2,043,004.

FOR: PROVIDING INFORMATION IN THE FIELDS
OF MOVIES AND SPORTS VIA A GLOBAL COM-
PUTER NETWORK, IN CLASS 41 (U.S. CLS. 100,
101 AND 107).

SER. NO. 75-260,974, FILED 4-23-1997.

KATHERINE STOIDES, EXAMINING ATTORNEY

Int. Cl.: 16

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

United States Patent and Trademark Office

Reg. No. 2,459,987

Registered June 12, 2001

**TRADEMARK
PRINCIPAL REGISTER**

MSN

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: PENS, PENCILS, MARKERS, STATIONERY, STATIONARY-TYPE PORTFOLIOS, CLIPBOARDS, DESK SETS, MOUNTED AND UNMOUNTED PHOTOGRAPHS, POSTERS, MAGNETIC BOARDS, MEMO PADS, BINDERS, PAPERWEIGHTS, PAPER COASTERS, CALENDARS, NOTEBOOKS, BOOK COVERS, STICKER BOOKS, AND GREETING CARDS; NEWSLETTERS, PAMPHLETS, MAGAZINES, BOOKS, INSTRUCTION MANUALS, USER GUIDES AND REFERENCE GUIDES ALL IN THE

FIELD OF COMPUTERS, COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS, COMPUTER PROGRAMS AND RELATED TOPICS. IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 8-24-1995; IN COMMERCE 8-24-1995.

OWNER OF U.S. REG. NOS. 2,043,002, 2,128,057, AND OTHERS.

SN 75-432,067, FILED 2-10-1998.

BRETT TOLPEN, EXAMINING ATTORNEY

Exhibit E

Int. Cl.: 9

Prior U.S. Cl.: 38

United States Patent and Trademark Office

Reg. No. 1,872,264
Registered Jan. 10, 1995

**TRADEMARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (DELAWARE
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FIRST USE 10-18-1983; IN COMMERCE
10-18-1983.

SEC. 2(F).

FOR: COMPUTER PROGRAMS AND MANU-
ALS SOLD AS A UNIT; NAMELY, GRAPHICAL
OPERATING ENVIRONMENT PROGRAMS
FOR MICROCOMPUTERS, IN CLASS 9 (U.S.
CL. 38).

SER. NO. 74-090,419, FILED 8-20-1990.

ESTHER BELENKER, EXAMINING ATTOR-
NEY

Int. Cl.: 9

Prior U.S. Cl.: 38

Reg. No. 1,875,069

United States Patent and Trademark Office Registered Jan. 24, 1995

**TRADEMARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399, BY MERGER AND CHANGE OF NAME FROM MICROSOFT CORPORATION (DELAWARE CORPORATION) REDMOND, WA 980526399

FOR: CARTRIDGES CONTAINING SOFTWARE FOR OPERATING OR ENHANCING THE OPERATION OF LASER PRINTERS, WHICH CARTRIDGES ARE TO BE INSERTED

INTO THE PRINTERS, AND ACCOMPANYING SOFTWARE FOR INSTALLATION IN COMPUTERS WHICH COMMUNICATE WITH THE PRINTERS, IN CLASS 9 (U.S. CL. 38).

FIRST USE 12-30-1992; IN COMMERCE 12-30-1992.

SER. NO. 74-274,174, FILED 5-8-1992.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21 and 38

United States Patent and Trademark Office Reg. No. 1,989,386
Registered July 30, 1996

TRADEMARK
PRINCIPAL REGISTER

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052, BY MERGER, MERGER AND CHANGE OF NAME FROM MICROSOFT CORPORATION (DELAWARE CORPORATION) REDMOND, WA 980526399

FOR: SOUND SYSTEM FOR PERSONAL COMPUTERS COMPRISING CIRCUIT BOARD, MICROPHONE, HEADPHONES, COMPUTER PROGRAMS FOR RECORDING AND GENERATING SOUNDS FOR USE THEREWITH AND

MANUALS THEREFOR SOLD AS A UNIT, IN CLASS 9 (U.S. CLS. 21 AND 38).

FIRST USE 10-1-1992; IN COMMERCE 10-1-1992.

OWNER OF U.S. REG. NOS. 1,872,264 AND 1,875,069.

SEC. 2(F).

SER. NO. 74-413,669, FILED 7-16-1993.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 16

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

United States Patent and Trademark Office

Reg. No. 2,005,901

Registered Oct. 8, 1996

**TRADEMARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: PUBLICATIONS, NAMELY USER MANUALS, INSTRUCTION GUIDES, REFERENCE GUIDES, NEWSLETTERS, MAGAZINES, BOOKS ABOUT COMPUTER PROGRAMS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 11-0-1985; IN COMMERCE 11-0-1985.

OWNER OF U.S. REG. NOS. 1,872,264 AND 1,947,103.

SEC. 2(F).

SER. NO. 74-716,365, FILED 8-16-1995.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 35

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

Reg. No. 2,212,784

United States Patent and Trademark Office

Registered Dec. 22, 1998

**SERVICE MARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: ARRANGING AND CONDUCTING
TRADE SHOWS FEATURING COMPUTERS,
COMPUTER SOFTWARE AND COMPUTER
SOFTWARE RELATED PRODUCTS, IN CLASS
35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 5-0-1991; IN COMMERCE
5-0-1991.

OWNER OF U.S. REG. NOS. 1,872,264, 1,955,219
AND OTHERS.
SEC. 2(F).

SER. NO. 75-371,267, FILED 10-10-1997.

ESTHER BELENKER, EXAMINING ATTOR-
NEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 2,463,510

Registered June 26, 2001

**SERVICE MARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052

FOR: COMPUTER SERVICES, NAMELY PROVIDING TECHNICAL SUPPORT, INFORMATION AND CONSULTATION SERVICES IN THE FIELDS OF COMPUTER HARDWARE, COMPUTER SOFTWARE AND COMPUTER OPERATING SYSTEMS, ALL OFFERED VIA COMPUTER NETWORKS AND GLOBAL COMMUNICATIONS NETWORKS; COMPUTER HARDWARE AND SOFTWARE TESTING SERVICES; COMPUTER SERVICES, NAMELY PROVIDING SOFTWARE UPDATES VIA COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS; COMPUTER SERVICES, NAMELY PROVIDING AN ON-LINE MAGAZINE IN THE

FIELD OF COMPUTERS AND COMPUTER SOFTWARE; INTERNET SEARCH ENGINES SERVICES; PROVIDING ONLINE RESEARCH SERVICES FOR OTHERS IN VARIOUS FIELDS; LICENSING OF INTELLECTUAL PROPERTY, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 5-0-1996; IN COMMERCE 5-0-1996.

OWNER OF U.S. REG. NOS. 1,872,264, 2,212,784 AND OTHERS.

SEC. 2(F).

SER. NO. 75-868,854, FILED 12-10-1999.

ROBERT LORENZO, EXAMINING ATTORNEY

Int. Cl.: 35

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

United States Patent and Trademark Office

Reg. No. 2,463,509

Registered June 26, 2001

**SERVICE MARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052

FOR: MAIL ORDER AND ON-LINE DISTRIBUTORSHIP SERVICES FEATURING COMPUTER SOFTWARE AND PUBLICATIONS ON COMPUTER HARDWARE AND SOFTWARE; ON-LINE RETAIL SERVICES FEATURING COMPUTER HARDWARE, SOFTWARE AND PUBLICATIONS ON COMPUTER HARDWARE AND SOFTWARE; LICENSING OF COMPUTER SOFTWARE; ARRANGING AND CONDUCTING TRADE SHOWS FEATURING COMPUTERS, COMPUTER SOFTWARE AND COMPUTER

SOFTWARE RELATED PRODUCTS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 5-0-1991; IN COMMERCE 5-0-1991.

OWNER OF U.S. REG. NOS. 1,872,264, 2,212,784 AND OTHERS.

SEC. 2(F).

SER. NO. 75-868,853, FILED 12-10-1999.

ROBERT LORENZO, EXAMINING ATTORNEY

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

Reg. No. 2,463,526

United States Patent and Trademark Office . Registered June 26, 2001

**SERVICE MARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052

FIRST USE 1-26-1998; IN COMMERCE 1-26-1998.

OWNER OF U.S. REG. NOS. 1,872,264, 2,212,784 AND OTHERS.

FOR: PROVIDING INFORMATION OVER COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS IN THE FIELDS OF ENTERTAINMENT, MUSIC, AND INTERACTIVE GAMES; EDUCATION SERVICES, NAMELY ON-LINE TUTORIALS IN THE FIELD OF COMPUTERS AND COMPUTER SOFTWARE, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

SEC. 2(F).

SER. NO. 75-879,977, FILED 12-22-1999.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,513,051

Registered Nov. 27, 2001

**TRADEMARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: SMART CARDS, NAMELY, MEMORY CARDS, INTEGRATED CIRCUIT CARDS, CARDS CONTAINING MICROCIRCUITS; OPERATING SYSTEM PROGRAMS AND UTILITY PROGRAMS FOR USE WITH SMART CARDS; COMPUTER SOFTWARE FOR USER AUTHENTICATION, SIGNATURE AND KEY SECURITY AND EXCHANGE, AND DATA EXCHANGE; COMPUTER PROGRAMS FOR DEVELOPING OTHER COMPUTER PROGRAMS; COMPILER PROGRAMS, DEBUGGER PROGRAMS AND UTILITY PROGRAMS FOR USE IN CREATING APPLICATIONS FOR USE ON AND WITH SMART CARDS AND OTHER SMART CARD

PROGRAMS; COMPUTER PROGRAMS FOR ASSISTING DEVELOPERS IN CREATING PROGRAM CODE FOR USE ON AND WITH SMART CARDS AND OTHER SMART CARD PROGRAMS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 2-0-2000; IN COMMERCE 2-0-2000.

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,069, AND OTHERS.

SEC. 2(F).

SN 75-573,286, FILED 10-20-1998.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,565,965

United States Patent and Trademark Office

Registered Apr. 30, 2002

**TRADEMARK
PRINCIPAL REGISTER**

WINDOWS

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: COMPUTER PROGRAMS FOR USE IN AUTOMOBILES, NAMELY, COMPUTER PROGRAMS FOR MONITORING AUTOMOBILE PERFORMANCE, FOR MAPPING AND NAVIGATION, FOR ELECTRONIC MAIL AND WIRELESS COMMUNICATIONS, FOR MAINTAINING PERSONAL DIRECTORIES, CONTACT LISTS, ADDRESS AND TELEPHONE NUMBER LISTS; OPERATING SYSTEM PROGRAMS AND UTILITIES; COMPUTER PROGRAMS FOR WALLET-SIZED PERSONAL COMPUTERS, NAMELY, PERSONAL INFORMATION MANAGER PROGRAMS WITH CALENDARS, CONTACT INFORMATION FILES AND TO DO LISTS; PROGRAMS FOR FACILITATING VOICE, TEXT AND PEN INPUT; ACCESS PROGRAMS FOR GLOBAL COMMUNICATION NETWORKS; COM-

PUTER PROGRAMS FOR ACCESSING GLOBAL COMMUNICATION NETWORKS AND DISPLAYING CONTENT THEREFROM; AND COMPUTER PROGRAMS FOR USE WITH HAND-HELD COMPUTERS, NAMELY, OPERATING SYSTEM AND UTILITY PROGRAMS; A FULL LINE OF BUSINESS APPLICATION PROGRAMS FOR USE WITH HAND-HELD COMPUTERS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 0-0-1984; IN COMMERCE 0-0-1984.

OWNER OF U.S. REG. NOS. 1,872,264, 2,005,901, AND OTHERS.

SEC. 2(F).

SN 75-980,682, FILED 10-10-1996.

ESTHER BELENKER, EXAMINING ATTORNEY

Exhibit F

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

Reg. No. 2,640,353

United States Patent and Trademark Office

Registered Oct. 22, 2002

**SERVICE MARK
PRINCIPAL REGISTER**

WINDOWS XP

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: COMPUTER SERVICES, NAMELY PROVIDING TECHNICAL INFORMATION IN THE FIELDS OF COMPUTER HARDWARE, COMPUTER SOFTWARE AND COMPUTER OPERATING SYSTEMS, ALL OFFERED VIA COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 7-2-2001; IN COMMERCE 7-2-2001.

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,069, AND OTHERS.

SEC. 2(F) AS TO "WINDOWS".

SN 75-982,727, FILED 1-19-2001.

WILLIAM JACOBI, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,640,357

United States Patent and Trademark Office

Registered Oct. 22, 2002

TRADEMARK
PRINCIPAL REGISTER

WINDOWS XP

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: COMPUTER SOFTWARE, NAMELY, OPERATING SYSTEM PROGRAMS AND UTILITIES, WORD PROCESSING PROGRAMS, ADDRESS BOOK PROGRAMS, CALCULATOR PROGRAMS, TERMINAL EMULATION PROGRAMS, PROGRAMS FOR DOWNLOADING AND PLAYING AUDIO AND VIDEO, PROGRAMS FOR MANAGING COMPUTER POWER SUPPLIES, PROGRAMS FOR USE IN TRANSMITTING DATA BETWEEN COMPUTERS AND OTHER ELECTRONIC DEVICES, COMPUTER MAINTENANCE PROGRAMS, PROGRAMS FOR PROVIDING ENHANCED SPECIAL EFFECTS WHILE RUNNING GAME PROGRAMS; PROGRAMS FOR USE IN ACCESSING AND PLAYING CDS, PROGRAMS FOR USE IN ACCESSING AND VIEWING DVDS, BROWSER PROGRAMS, ACCESSIBILITY PROGRAMS TO MAKE COMPUTERS MORE USEFUL FOR PERSONS WITH DISABILITIES; PAINT PROGRAMS; ELECTRONIC MAIL PROGRAMS; PROGRAMS FOR ELECTRONIC CONFERENCING; COMPUTERS AND PARTS THEREOF, COMPUTER PERIPHERALS, AND FULL LINE OF COMPUTER APPLICATION PROGRAMS; COMPUTERS AND PARTS THEREOF, COMPUTER PERIPHERALS, COMPUTER PROGRAMS, AND MANUALS THEREFOR SOLD AS A UNIT, FOR USE IN APPLI-

CATIONS WITH GRAPHICAL USER INTERFACES; COMPUTER SERVERS; OPERATING SYSTEM PROGRAMS THEREFOR AND A FULL LINE OF COMPUTER APPLICATION PROGRAMS FOR USE THEREWITH; COMPUTER PROGRAMS FOR MANAGING COMMUNICATIONS AND DATA EXCHANGE BETWEEN COMPUTERS AND ELECTRONIC DEVICES; COMPUTER HARDWARE AND PERIPHERALS; COMPUTER KEYBOARDS; COMPUTER AND VIDEO GAME JOYSTICKS AND GAME CONTROLLERS; COMPUTER GAME PADS AND CONTROLLERS; COMPUTER PERIPHERALS, NAMELY, COMPUTER MICE AND OTHER POINTING DEVICES; COMPUTER SOFTWARE FOR PLAYING VIDEO GAMES AND COMPUTER GAMES; AND USER MANUALS FOR THE AFOREMENTIONED SOFTWARE SOLD AS A UNIT THEREWITH, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 3-14-2001; IN COMMERCE 3-14-2001.

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,069, AND OTHERS.

SEC. 2(F) AS TO "WINDOWS".

SN 75-982,732, FILED 1-19-2001.

SUSAN HAYASH, EXAMINING ATTORNEY

Int. Cl.: 41

Prior U.S. Cls.: 100, 101, and 107

United States Patent and Trademark Office

Reg. No. 2,691,662

Registered Feb. 25, 2003

SERVICE MARK
PRINCIPAL REGISTER

WINDOWS XP

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,069,
AND OTHERS.

FOR: PROVIDING SOFTWARE USER TRAINING
AND TUTORIALS OVER COMPUTER NETWORKS
AND GLOBAL COMMUNICATION NETWORKS;
EDUCATION AND TRAINING SERVICES, NAME-
LY, CONDUCTING CLASSES AND SEMINARS IN
THE FIELD OF COMPUTERS AND COMPUTER
PROGRAMS, IN CLASS 41 (U.S. CLS. 100, 101 AND
107).

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

SEC. 2(F) AS TO "WINDOWS".

SN 78-043,951, FILED 1-19-2001.

FIRST USE 7-2-2001; IN COMMERCE 7-2-2001.

LAURA KOVAISKY, EXAMINING ATTORNEY

Int. Cl.: 35

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

Reg. No. 2,705,442

United States Patent and Trademark Office

Registered Apr. 8, 2003

**SERVICE MARK
PRINCIPAL REGISTER**

WINDOWS XP

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: ON-LINE DISTRIBUTORSHIP SERVICES FEATURING COMPUTER SOFTWARE AND PUBLICATIONS ON COMPUTER HARDWARE AND SOFTWARE; ON-LINE RETAIL SERVICES FEATURING COMPUTER HARDWARE, SOFTWARE AND PUBLICATIONS ON COMPUTER HARDWARE AND SOFTWARE; LICENSING OF COMPUTER SOFTWARE; ARRANGING AND CONDUCTING TRADE SHOWS FEATURING COMPUTERS, COMPUTER SOFTWARE AND COMPU-

TER SOFTWARE RELATED PRODUCTS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 7-2-2001; IN COMMERCE 7-2-2001.

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,069, AND OTHERS.

SEC. 2(F) AS TO "WINDOWS".

SN 78-043,950, FILED 1-19-2001.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 16

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

Reg. No. 2,710,133

United States Patent and Trademark Office

Registered Apr. 22, 2003

TRADEMARK
PRINCIPAL REGISTER

WINDOWS XP

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: PUBLICATIONS, NAMELY, USER MAN-
UALS, INSTRUCTION GUIDES, REFERENCE
GUIDES, NEWSLETTERS, MAGAZINES, BOOKS
ABOUT COMPUTER SYSTEMS AND COMPUTER
PROGRAMS; PENS, PENCILS, MARKERS, STA-
TIONERY; STATIONERY-TYPE PORTFOLIOS,
CLIPBOARDS, DESK SETS, PEN AND PENCIL
HOLDERS, MOUNTED AND UNMOUNTED PHO-
TOGRAPHS, POSTERS, MAGNETIC BOARDS,
MEMO PADS, BINDERS, PAPERWEIGHTS, NOTE-

BOOKS, BOOK COVERS, IN CLASS 16 (U.S. CLS. 2, 5,
22, 23, 29, 37, 38 AND 50).

FIRST USE 7-2-2001; IN COMMERCE 7-2-2001.

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,069,
AND OTHERS.

SEC. 2(F) AS TO "WINDOWS".

SN 78-043,949, FILED 1-19-2001.

ESTHER BELENKER, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

Reg. No. 2,789,690

United States Patent and Trademark Office

Registered Dec. 2, 2003

SERVICE MARK
PRINCIPAL REGISTER

WINDOWS XP

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: COMPUTER SERVICES, NAMELY PROVIDING TECHNICAL SUPPORT, CONSULTATION SERVICES IN THE FIELDS OF COMPUTER HARDWARE, COMPUTER SOFTWARE AND COMPUTER OPERATING SYSTEMS, ALL OFFERED VIA COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS; COMPUTER HARDWARE AND SOFTWARE TESTING SERVICES; COMPUTER SERVICES, NAMELY, PROVIDING SOFTWARE UPDATES VIA COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS.

COMPUTER SERVICES, NAMELY PROVIDING AN ON-LINE MAGAZINE IN THE FIELD OF COMPUTERS AND COMPUTER SOFTWARE, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 7-2-2001; IN COMMERCE 7-2-2001.

OWNER OF U.S. REG. NOS. 1,872,264, 1,875,059, AND OTHERS.

SEC. 2(F) AS TO "WINDOWS"

SN 78-043,952, FILED 1-19-2001.

LAURA KOVAISKY, EXAMINING ATTORNEY

Exhibit G

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,646,465

United States Patent and Trademark Office

Registered Nov. 5, 2002

**TRADEMARK
PRINCIPAL REGISTER.**

XBOX

**MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
LEGAL DEPARTMENT
ONE MICROSOFT WAY
REDMOND, WA 980526399**

**FOR USE WITH THE ABOVE REFERENCED MA-
CHINES; USER MANUALS THEREFOR SOLD AS A
UNIT THEREWITH, IN CLASS 9 (U.S. CLS. 21, 23, 26,
36 AND 38).**

**FOR: VIDEO GAME PLAYER MACHINES FOR
USE WITH TELEVISIONS AND COMPUTERS; COM-
PUTER AND VIDEO GAME CONTROLLERS; COM-
PUTER SOFTWARE FOR PLAYING COMPUTER
AND VIDEO GAMES; OPERATING SYSTEM SOFT-
WARE PROGRAMS AND UTILITY PROGRAMS**

FIRST USE 11-21-2001; IN COMMERCE 11-21-2001.

SN 75-981,476, FILED 10-18-1999.

LYNN A. LUTHEY, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,663,880

Registered Dec. 17, 2002

**TRADEMARK
PRINCIPAL REGISTER**

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052

FOR: INTERACTIVE VIDEO GAME DEVICES
COMPRISED OF COMPUTER HARDWARE AND
SOFTWARE AND ACCESSORIES, NAMELY, GAME
CONSOLES, GAME CONTROLLERS, AND SOFT-

WARE FOR OPERATING GAME CONTROLLERS.
IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 11-21-2001; IN COMMERCE 11-21-2001.

SN 75-982,801, FILED 2-25-2000.

CHRISTOPHER BUONGIORNO, EXAMINING AT-
TORNEY

Int. Cls.: 9, 38, and 41

Prior U.S. Cls.: 21, 23, 26, 36, 38, 100, 101, 104, and 107

Reg. No. 2,698,179

Registered Mar. 18, 2003

United States Patent and Trademark Office

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

XBOX

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052

FOR: PROVIDING COMPUTER GAMES AND VIDEO GAMES DOWNLOADABLE OVER COMPUTER GLOBAL COMMUNICATIONS NETWORKS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-23-2002; IN COMMERCE 8-23-2002.

FOR: PROVIDING ON-LINE CHAT ROOMS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING VIDEO AND COMPUTER GAMES; PROVIDING ON-LINE ELECTRONIC BULLETIN BOARDS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING VIDEO AND COMPUTER GAMES, IN CLASS 38 (U.S. CLS. 100, 101 AND 104).

FIRST USE 8-23-2002; IN COMMERCE 8-23-2002.

FOR: ENTERTAINMENT SERVICES, NAMELY, PROVIDING INTERACTIVE MULTIPLAYER GAME SERVICES FOR GAMES PLAYED OVER COMPUTER NETWORKS AND GLOBAL COMMUNICATIONS NETWORKS; PROVIDING INFORMATION ON THE VIDEO GAME AND COMPUTER GAME INDUSTRIES VIA THE INTERNET; AND PROVIDING INFORMATION ON COMPUTER GAMES, VIDEO GAMES, VIDEO GAME CONSOLES AND ACCESSORIES THEREOF VIA THE INTERNET, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 8-23-2002; IN COMMERCE 8-23-2002.

SN 75-928,025, FILED 2-25-2000.

CHRISTOPHER BUONGIORNO, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,730,847

United States Patent and Trademark Office

Registered June 24, 2003

TRADEMARK
PRINCIPAL REGISTER

XBOX

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: VIDEO GAME PLAYER MACHINES FOR USE WITH TELEVISIONS AND COMPUTERS, AND OPERATING SYSTEM SOFTWARE PROGRAMS AND COMPUTER UTILITY PROGRAMS FOR USE THEREWITH; ELECTRONIC DEVICES, NAMELY, COMPUTER HARDWARE FOR ACCESSING GLOBAL COMPUTER AND COMMUNICATION NETWORKS; AND OPERATING SYSTEM SOFTWARE PROGRAMS AND COMPUTER AND COMMUNICATION NETWORKS, AND OPERATING SYSTEM SOFTWARE PROGRAMS AND COMPUTER UTILITY PROGRAMS FOR USE THEREWITH; COMPUTER HARDWARE AND PERIPHERALS; COMPUTER GAME CONTROLLERS; COMPUTER GAME PADS AND CONTROLLERS; COMPUTER SOFTWARE FOR PLAYING VIDEO GAMES AND

COMPUTER GAMES AND FOR ACCESSING AND BROWSING GLOBAL COMPUTER AND COMMUNICATION NETWORKS; COMPUTER SOFTWARE FOR COMPRESSING AND DECOMPRESSING DATA AND VIDEO IMAGES, WORD TEXT EDITING; COMPUTER GAME PROGRAMS AND COMPUTER VIDEO GAME PROGRAMS DOWNLOADABLE FROM GLOBAL COMPUTER NETWORKS AND GLOBAL COMMUNICATIONS NETWORKS; AND USER MANUALS FOR ALL THE AFOREMENTIONED SOFTWARE AND DEVICES SOLD AS A UNIT THEREWITH, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 11-21-2001; IN COMMERCE 11-21-2001.

SN 78-975,045, FILED 9-8-2000.

IRENE D. WILLIAMS, EXAMINING ATTORNEY

Int. Cl.: 35

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

Reg. No. 2,738,849

United States Patent and Trademark Office

Registered July 15, 2003

Corrected

OG Date Jan. 20, 2004

**SERVICE MARK
PRINCIPAL REGISTER**

XBOX

MICROSOFT CORPORATION (WA-
SHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

TIONS TO ADVERTISE AND PROMOTE
THE SALE OF VIDEO AND COMPUTER
GAMES OF OTHERS; AND PROVIDING
TRADE INFORMATION ABOUT THE
COMPUTER GAME AND VIDEO GAME
INDUSTRY, IN CLASS 35 (U.S. CLS. 100,
101 AND 102).

FOR: ARRANGING AND CONDUCT-
ING TRADE SHOW EXHIBITIONS IN
THE FIELD OF VIDEO AND COMPUTER
GAMES FOR THE VIDEO GAME AND
COMPUTER GAME INDUSTRY; ORGA-
NIZING AND CONDUCTING EXHIBI-

FIRST USE 11-1-2001; IN COMMERCE
11-1-2001.

SER. NO. 78-025,107, FILED 9-8-2000.



*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on, Jan. 20, 2004.*

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

Int. Cl.: 9.

Prior U.S. Cls.: 21, 23, 26, 36 and 38

United States Patent and Trademark Office

Reg. No. 2,775,859

Registered Oct. 21, 2003

TRADEMARK
PRINCIPAL REGISTER

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

OWNER OF U.S. REG. NO. 2,646,465.

FOR: TV AND VIDEO CONVERTERS, IN CLASS 9
(U.S. CLS. 21, 23, 26, 36 AND 38).

SER. NO. 78-193,098, FILED 12-10-2002.

FIRST USE 12-0-1998; IN COMMERCE 12-0-1998.

PRISCILLA MILTON, EXAMINING ATTORNEY

Int. Cl.: 16

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

Reg. No. 2,776,769

United States Patent and Trademark Office

Registered Oct. 21, 2003

TRADEMARK
PRINCIPAL REGISTER

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

GAME HARDWARE, SOFTWARE AND RELATED
ACCESSORIES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29,
37, 38 AND 50).

FOR: PRINTED MATTER AND PUBLICATIONS,
NAMELY MAGAZINES, BOOKS, NEWSLETTERS,
MANUALS AND JOURNALS IN THE FIELDS OF
VIDEO AND COMPUTER GAME INDUSTRIES,
GENERAL VIDEO GAME AND COMPUTER GAME
INFORMATION, AND VIDEO AND COMPUTER

FIRST USE 9-0-2001; IN COMMERCE 9-0-2001.

SN 78-025,106, FILED 9-8-2000.

ESTHER A. BORSUK, EXAMINING ATTORNEY

Int. Cls.: 35 and 41

Prior U.S. Cls.: 100, 101, 102, and 107

United States Patent and Trademark Office

Reg. No. 2,786,794

Registered Nov. 25, 2003

**SERVICE MARK
PRINCIPAL REGISTER**

XBOX

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 98052

FOR: ARRANGING AND CONDUCTING TRADE SHOWS RELATING TO THE VIDEO GAME AND COMPUTER GAME INDUSTRIES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 11-1-2001; IN COMMERCE 11-1-2001.

FOR: ENTERTAINMENT SERVICES, NAMELY, FEATURING GENERAL VIDEO GAME AND COM-

PUTER GAME INFORMATION VIA THE INTERNET ARRANGING AND CONDUCTING EXHIBITIONS IN THE NATURE OF COMPUTER GAMING TOURNAMENTS AND DEVELOPER CONFERENCES, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 11-1-2001; IN COMMERCE 11-1-2001.

SN 75-928,026, FILED 2-25-2000.

CHRISTOPHER BUONGIORNO, EXAMINING ATTORNEY

Int. Cls.: 38 and 41

Prior U.S. Cls.: 100, 101, 104, and 107.

Reg. No. 2,792,744

United States Patent and Trademark Office

Registered Dec. 9, 2003

SERVICE MARK
PRINCIPAL REGISTER

XBOX

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: PROVIDING ON-LINE CHAT ROOMS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING INTERACTIVE GAMES PLAYED OVER COMPUTER NETWORKS AND GLOBAL COMMUNICATIONS NETWORKS, IN CLASS 38 (U.S. CLS. 100, 101 AND 104).

FIRST USE 8-23-2002; IN COMMERCE 8-23-2002.

FOR: ENTERTAINMENT SERVICES, NAMELY, PROVIDING ON-LINE INTERACTIVE MULTI-

PLAYER COMPUTER GAMES PLAYED VIA COMPUTER NETWORKS AND GLOBAL COMMUNICATIONS NETWORKS; PROVIDING INFORMATION ON-LINE RELATING TO COMPUTER GAMES, VIDEO GAMES AND COMPUTER AND VIDEO GAME RELATED PRODUCTS; AND ORGANIZING AND CONDUCTING EXHIBITIONS FOR USERS OF VIDEO AND COMPUTER GAMES, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 11-1-2001; IN COMMERCE 11-1-2001.

SN 78-025,108, FILED 9-8-2000.

ESTHER A. BORSUK, EXAMINING ATTORNEY

Int. Cls.: 9 and 18

Prior U.S. Cls.: 1, 2, 3, 21, 22, 23, 26, 36, 38, and 41

United States Patent and Trademark Office

Reg. No. 2,811,895
Registered Feb. 3, 2004

**TRADEMARK
PRINCIPAL REGISTER**

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: BACKPACKS, IN CLASS 18 (U.S. CLS. 1, 2, 3,
22 AND 41).

FOR: CASES FOR CARRYING VIDEO GAME
CONSOLES AND CONTROLLERS; AND CASES
FOR CARRYING DVDS, IN CLASS 9 (U.S. CLS. 21,
23, 26, 36 AND 38).

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

SN 78-975,188, FILED 5-1-2002.

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

LINDA E. BLOHM, EXAMINING ATTORNEY

Int. Cls.: 9 and 18

Prior U.S. Cls.: 1, 2, 3, 21, 22, 23, 26, 36, 38, and 41

United States Patent and Trademark Office

Reg. No. 2,841,854

Registered May 11, 2004

TRADEMARK
PRINCIPAL REGISTER

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: CASES FOR CARRYING VIDEO GAME
CONSOLES AND CONTROLLERS; AND CASES
FOR CARRYING DVDS, IN CLASS 9 (U.S. CLS. 21,
23, 26, 36 AND 38).

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

FOR: BACKPACKS, IN CLASS 18 (U.S. CLS. 1, 2, 3,
22 AND 41).

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

SN 78-975,181, FILED 5-1-2002.

LINDA E. BLOHM, EXAMINING ATTORNEY

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22, and 41

United States Patent and Trademark Office

Reg. No. 2,907,179

Registered Nov. 30, 2004

TRADEMARK
PRINCIPAL REGISTER

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

SN 78-125,500, FILED 5-1-2002.

FOR: TRAVEL BAGS AND SCHOOL BAGS, IN
CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

LINDA E. BLOHM, EXAMINING ATTORNEY

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22 and 41

United States Patent and Trademark Office

Reg. No. 2,934,666

Registered Mar. 22, 2005

**TRADEMARK
PRINCIPAL REGISTER**

XBOX

MICROSOFT CORPORATION (WASHINGTON
CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FIRST USE 11-15-2001; IN COMMERCE 11-15-2001.

SER. NO. 78-125,498, FILED 5-1-2002.

FOR: TRAVEL BAGS AND SCHOOL BAGS, IN
CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

LINDA E. BLOHM, EXAMINING ATTORNEY

Exhibit H

Int. Cl.: 41

Prior U.S. Cls.: 100, 101, and 107

United States Patent and Trademark Office

Reg. No. 2,902,268

Registered Nov. 9, 2004

**SERVICE MARK
PRINCIPAL REGISTER**

XBOX LIVE

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FIRST USE 11-15-2002; IN COMMERCE 11-15-2002.

OWNER OF U.S. REG. NOS. 2,646,465 AND 2,663,880.

FOR: ENTERTAINMENT SERVICES, NAMELY, PROVIDING INTERACTIVE, MULTIPLAYER GAME SERVICES FOR GAMES PLAYED OVER THE INTERNET; PROVIDING INFORMATION ABOUT ONLINE COMPUTER GAMES AND VIDEO GAMES VIA THE INTERNET; AND ARRANGING AND CONDUCTING COMPETITIONS FOR VIDEO GAMERS AND COMPUTER GAME PLAYERS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

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

SN 78-168,878, FILED 9-27-2002.

NORA BUCHANAN WILL, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,940,682

Registered Apr. 12, 2005

**TRADEMARK
PRINCIPAL REGISTER**

XBOX LIVE

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

FOR: DOWNLOADABLE COMPUTER PROGRAMS FOR PLAYING COMPUTER GAMES AND VIDEO GAMES OVER THE INTERNET; COMPUTER PROGRAMS FOR COMPUTER GAME AND VIDEO GAME USERS TO USE IN ACCESSING AND PLAYING ONLINE COMPUTER GAMES AND VIDEO GAMES; HEADSETS, NAMELY, HEADPHONES AND MICROPHONE UNITS FOR USE WITH ONLINE COMPUTER GAME AND VIDEO GAME SERVICES; ELECTRONIC DEVICES FOR USE WITH ONLINE COMPUTER GAME AND VIDEO GAME SERVICES; AND DEVICES USED TO FACILITATE INTERACTIVE GAME PLAY OVER

COMPUTER NETWORKS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 11-15-2000; IN COMMERCE 11-15-2002.

OWNER OF U.S. REG. NOS. 2,646,465 AND 2,663,880.

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

SN 78-168,881, FILED 9-27-2002.

NORA BUCHANAN WILL, EXAMINING ATTORNEY

Int. Cl.: 38

Prior U.S. Cls.: 100, 101, and 104

United States Patent and Trademark Office

Reg. No. 2,940,679

Registered Apr. 12, 2005

**SERVICE MARK
PRINCIPAL REGISTER**

XBOX LIVE

MICROSOFT CORPORATION (WASHINGTON CORPORATION)
ONE MICROSOFT WAY
REDMOND, WA 980526399

OWNER OF U.S. REG. NOS. 2,646,465 AND 2,663,880.

FOR: PROVIDING MULTIPLE-USER ACCESS TO THE INTERNET VIA CABLE AND TELEPHONE NETWORKS; VOICE CHAT AND WEB MESSAGING SERVICES; AND TRANSMISSION OF INTERACTIVE AUDIO AND VIDEO SERVICES, IN CLASS 38 (U.S. CLS. 100, 101 AND 104).

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

SN 78-168,877, FILED 9-27-2002.

FIRST USE 11-15-2002; IN COMMERCE 11-15-2002.

NORA BUCHANAN WILL, EXAMINING ATTORNEY