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

Proceeding	76293327
Applicant	Prema Jyothi Light
Applied for Mark	SHIMMERING RAINFOREST
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Submission	REQUEST CITING SPECIAL CIRCUMSTANCES
Attachments	SHIMMERING RAINFOREST, 76293327, Request Citing Special.pdf (7 pages)(138398 bytes)
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Signature	/prema jyothi light/
Date	11/15/2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE

TRADEMARK TRIAL AND APPEAL BOARD (TTAB)

NAME OF APPLICANT:	Prema Jyothi Light
NAME OF TRADEMARK:	SHIMMERING RAINFOREST
SERIAL NUMBER:	76293327
EXAMINING ATTORNEY:	Paul F. Gast, Esq.

REQUEST CITING SPECIAL CIRCUMSTANCES

DATED: November 11, 2007

This is a REQUEST CITING SPECIAL CIRCUMSTANCES, for additional time due to an unexpected emergency situation.

An attempt was made to take my life. Someone tampered with my car in a way likely to cause a serious or fatal accident. Here is what happened.

The potting soil incident, and tampered-with brakes.
My car was in a repair shop for repairs. But, while it was there, someone dumped a lot of potting soil into my gas tank. What a shock! It must have been someone on their staff, as they had all the keys to my car, which would have been needed to have access to the gas tank.

If this had not been discovered in time, my car would have failed and I could easily have crashed on the freeway as a result of this serious wrongdoing on the part of someone on their staff of mechanics.

An effort was then made by the repair shop to remove this potting soil from the gas tank, and the car was given back to me.

But, it turned out that the potting soil was inadequately removed, and someone had also tampered with my brakes, before the car was given back to me by the repair shop.

A day later, as I was driving in fast-moving, heavy traffic, I noticed that the brakes were malfunctioning, slipping instead of stopping the car when I braked, and I had to pump the brakes to get them to stop at all. Luckily I was not on a freeway at the time.

And apparently, residual potting soil clogging up the fuel system of the car caused it to completely malfunction and die in traffic, in transit, while I was at the wheel. Luckily, I was able to glide off to the right, out of traffice, without being hit from behind. No one was injured, and the car had to be towed on home. It is a miracle that nothing worse happened. God must have been watching over me.

It is a serious breach of trust, when you give your car to a car repair shop to be repaired, and your car is deliberately tampered with and damaged, instead. Why would this happen?

This attempt on my life is apparently related to threats which have been made on my safety, and on my life, due to the plagiarism of my creative works by others. I'm living in Aurora, Colorado, in the Denver metro area. Threats have been made on my life here, and I have been threatened with severe bodily harm if I ever bring a court suit against anyone due to infringement of my copyright or trademark rights. This is not supposed to happen in the USA!

So, they are guilty of infringing on the first place, and then threatening my safety in the second place, in an attempt to keep their hold on the works which they have stolen.

My consultations with the police, over the serious threats that have been made on my safety and my life, did not turn up any assistance from them, except their telling me that if anyone harmed me, I could always call them after the fact (unless I was killed, in which case it would be hard for me to follow this advice!)

It seems to me to be beyond coincidence, under the circumstances, that someone would be tampering with my car's fuel system and brakes, in a way that was certain or likely to cause fatal injuries, in this place and at this time.

The mechanic was possibly bribed to do this. The mechanic or mechanics might know some of these people, or might have been approached by some of these people, or might have been offered some kind of a bribe, by those who have threatened my safety. The mechanics in this shop are not anyone I know personally, or anyone I have ever met before.

But, unfortunately, the mechanic or mechanics apparently used whatever expertise they had to deliberately damage my car in ways that were highly likely, or almost certain, to cause a fatal crash.

This all was not just an attempt to damage my car, it was an attempt on my life. It actually was an attempted murder. A mechanic or mechanics deliberately messed up a car that they were supposed to be repairing. This is a pretty serious offense. They have denied doing it, but it is clear that someone at the shop must have done it.

The potting soil didn't get there by itself. And the brakes that were working when the car went into the shop were malfunctioning after it came out of the shop.

It doesn't take a rocket scientist to conclude that something was deliberately done to my car! And, damaging a car endangers the life and safety of the driver of the car.

You can see why I would feel endangered. There is a distinct possibility that the mechanic who was working on my car may lose his job over this, which could cause him to try to do something to me, later, out of revenge. But, I live in an ordinary apartment building, and my car is parked in an outside parking lot. I don't know what I would do if a deranged or bribed technician shows up to try to do further damage to my car, or to my safety or to my life!

There is a definite need to move to safety. The safest thing that I could do would be to try to move as soon as possible. I am now trying to locate another safe place to move to, hopefully with some kind of security. My life could depend upon it!

My instincts tell me I should flee. But, I am a lady on crutches, with injured feet. I would never be able to defend myself if physically assaulted. And even at my best, I am not a football player!

I think that I should try to relocate out-of-state, far enough away to put some distance between me and the people who are responsible for this. The apparently are intent on keeping whatever they have stolen of my creative works, by eliminating the artist and writer who originally did the works!

And I thought that their stealing my creative works was illegal! This is even more illegal than that!

I need to move away from this dangerous situation, as soon as possible.

Time needed to get safely resituated.
Could you kindly grant me an extension of time to meet this unexpected emergency? I need to somehow get safely resituated.

But, I have temporarily lost my transportation, as my malfunctioning car cannot be driven.

Colorado is now moving into its snowy season. No one here really wants to move in the dead of winter, as blizzards can make the streets impassible. If you locate a place to move but a blizzard hits, you have to postpone everything because of the weather..

I am up against a definite need to relocate, and loss of my car, with stormy wintry weather on the way. Fewer people move out in wintry weather, so there are fewer places to move into!

But, I need to do something before my life is endangered again by the unethical mechanic or whoever paid him to wreck my car.

Time is needed to find another car, a safer apartment which is preferably far away or out-of-state, and time to somehow get everything from one location to the other, though I am still injured and cannot lift anything heavier than a kleenex box..

Previous injuries are still a factor. All of the exhibits which I would like to get in to the PTO were stored in heavy boxes, which became stranded in a storage area in Virginia, at a time when I was in a serious car crash, resulting in multiple injuries. For many months, I was unable to even sit up without acute pain, and after that, I was wheelchair-bound. Though I was in Virginia at the time, I couldn't even reach the storage area – it might as well have been in Siberia!

I ended up in Colorado during recovery, staying with my sister – with all of my boxes still marooned in Virginia. My mail was getting lost in forwarding snafus by the post offices, and my ability to be normally prompt in processing paperwork was derailed.

It was a great relief to finally rescue all these heavy boxes, out of the Virginia storage area and get them back to Colorado. But, as fate would have it, as the moving truck was being unloaded, at night and in the rain, some furniture slipped and fell on my feet, injuring them and breaking my toes. And, my small apartment suddenly became almost totally bricked up with the same heavy boxes which I was thereafter unable to move. This happened at a time when I could hardly even stand up on my injured feet, even with crutches! And my hands were sprained!

Think how you would feel if this happened to you! First distressed – then optimistic! There is nothing like adversity to create an optimistic outlook, and to deepen your faith. A candle shines more brightly in a darkened room.

Previous extensions of time were related to these previous circumstances. It has been due to these previous circumstances that the TTAB has granted me previous extensions of time.

Snatching victory from the jaws of defeat! This is an unexpected crisis, to have to somehow move because of these attempts on my life, but there is a bright side.

When all of these boxes are moved, I can get someone to put the boxes on top which I have previously been unable to even lift, or dig out of the stacks, to find the needed materials for the TTAB cases.

The materials which need to be found and sent in to the TTAB are essential to the consideration of these trademark cases. These materials definitely pertain directly to the cases at hand, and the issues which are "at issue", including whether the marks convey a uniform commercial impression or are multiple marks. The judges need to see these exhibits in order to determine the nature and validity of these most unusual trademarks.

The exhibits will help resolve the issues of whether the drawings of the trademarks are a material alteration of the original drawings, and show that the drawings and specimens agree.

The judges will most clearly be able to see the relationship between the exhibits and the issues at hand, when they have the exhibits in hand! I am sure that the judges will conclude that the exhibits are highly relevant to the cases at hand, when they see them.

These were definitely sent in to the PTO earlier. I have no idea why they got "lost" within the PTO. It may have something to do with the shifting of offices and mountains of paperwork when the PTO changed its physical location.

These are highly unusual circumstances. The current crisis was completely unexpected, and has happened at a bad time in relation to my TTAB cases. This also shows the serious nature of the plagiarism by others of my creative works. My attempts to investigate the plagiarism were ongoing before I received the death threats, and before my car became damaged instead of repaired.

It is hard to know what to do. On one hand, my life work is being ripped off. I am an illustrator and writer -- this is my life! I was hoping to be able to do some "truth and justice" lawsuits, to try to set things straight, in all truth and honesty. Surely there is still a place in our world for truth, honesty, lovingkindness and goodness to shine out, streaming into the world like welcome sunshine!

But, my life nearly came to an unexpected end last month.

Surely there is some way to try to stand up for truth and justice, here in the USA, and still be left alive, afterwards!

Living in the USA. We are living in the USA, where truth is still honored, and where due process and fairness are still theoretically possible in our society and our legal system. This distinguishes our country from most of the rest of the world! 'Tis a privilege to live in America.

Summary.
The need for trademark registration of these trademarks is related to plagiarism and theft of my creative works by unscrupulous persons, who have threatened my safety if I ever try to go to court over their theft.

Although threats have been made against my safety, and my life, no one has ever harmed me before. But, about a month ago, an attempt was made on my life, causing me to realize that I have to relocate as soon as can possibly be arranged, for safety sake.

Someone apparently bribed a mechanic to tamper with my car in a way that was likely to cause a fatal accident. Given the threats that have been made on my life, I do not think this could be just coincidence.

Life can be fragile, and I need to somehow relocate myself, my now-disfunctional car, and my belongings, to safer ground. But, the ruined car is not yet fixed or replaced, and a new place has

not yet been located, which are temporary obstacles to prompt resolution of the situation. My medical condition is also of concern, so help will be needed to move anything anywhere.

The turmoil caused by this situation, and the attempts to remedy it, have interfered with my ability to meet the current deadline for getting the needed materials in to the TTAB for my trademark cases.

I do not want these cases to die, just because someone has tried to cause me to die! I would like both myself, and these cases, to be safe, so that the cases may be properly heard, for the sake of truth, justice, and honesty in creative work.

I have this confidence that truth and genuine goodness ultimately prevail in the universe, and the bad guys don't really win in the long run, even if they temporarily seem to win for a while. Ill-gotten gain may seem to be valuable to them, but the most valuable profits are those that shine with truth, genuine goodness, ethics and honesty, in a clean and beautiful way.

It seems totally wrong to me, for them to snatch someone else's work, and then try to harm or kill the original creator in order to keep the stolen works and resulting profits. My work is actually very fine, and deserves to be protected from these unfair actions. I hope that I deserve to be protected too!

We live in the USA, fortunately, where such unethical activities can be challenged, and where ideals can still be like a lamp in a high place, high and bright. I have been hoping to challenge the wrongdoing in court, and try to set things straight.

But, if my trademark cases fall, because the wrongful actions of unscrupulous people have caused me to miss a TTAB deadline, for cases that are for protecting the same works that the unscrupulous people are trying to steal, you can see how this would be a miscarriage of justice!

However, if my TTAB cases proceed without the needed color exhibits, I do not feel that the cases will be properly heard. The trademarks are highly unusual and unique, and I feel that the judges will need to have these color exhibits in hand to properly assess the trademarks in relation to the issues before the Board.

Yet, despite all of my good intentions to be perfectly timely with my TTAB cases, a deranged or bribed mechanic has "thrown a wrench" into all of my plans and schedules, and disrupted my ability to meet this deadline.

I am tremendously sorry to have to ask for another extension of time, but these circumstances were completely unexpected, and have prevented me from meeting the current deadline for getting these needed materials in to the TTAB.

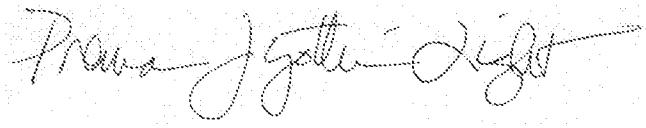
Extension till March 2008. Looking at a calendar, my best guess is that I should be safely re-situated by March. There are some unknown factors, such as what is happening with the car, or

the unpredictable weather, or what is possible with a new apartment, or the finances for a move. This unexpected crisis has thrown my life into an emergency, and disrupted all of my deadlines.

Could you kindly extend the deadline for my TTAB cases until March 14, 2008?

Thank you all so much for your kind attention to these Requests.

Respectfully submitted,
most sincerely,
and glad to still be alive,



Prema Jyothi Light