

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	87240723
LAW OFFICE ASSIGNED	LAW OFFICE 120
MARK SECTION	
MARK	https://tmng-al.uspto.gov/resting2/api/img/87240723/large
LITERAL ELEMENT	STARPLEX
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.
EVIDENCE SECTION	
EVIDENCE FILE NAME(S)	
ORIGINAL PDF FILE	evi_12817739138-20170811103226219530_.A_Response_Request_for_Reconsideration_-_Starplex_20170810.pdf
CONVERTED PDF FILE(S) (163 pages)	\\TICRS\EXPORT17\IMAGEOUT17\872\407\87240723\xml8\RFR0002.JPG
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GOODS AND/OR SERVICES SECTION (035)(current)	
INTERNATIONAL CLASS	035
DESCRIPTION	
Promoting live entertainment events for others; business and event management of live entertainment events; operation and management of entertainment venues; promoting ticket sales for live entertainment events	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (035)(proposed)	
INTERNATIONAL CLASS	035
TRACKED TEXT DESCRIPTION	
Promoting live entertainment events for others; business and event management of live entertainment events; operation and management of entertainment venues ; operation and management of live entertainment venues ; promoting ticket sales for live entertainment events ; promoting ticket sales for live entertainment events, all of the foregoing not offered at motion picture theaters	
FINAL DESCRIPTION	
Promoting live entertainment events for others; business and event management of live entertainment events; operation and management of live entertainment venues; promoting ticket sales for live entertainment events, all of the foregoing not offered at motion picture theaters	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (041)(current)	
INTERNATIONAL CLASS	041
DESCRIPTION	
Entertainment services, namely, providing facilities for live entertainment events	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (041)(proposed)	
INTERNATIONAL CLASS	041
TRACKED TEXT DESCRIPTION	
Entertainment services, namely, providing facilities for live entertainment events ; Entertainment services, namely, providing facilities for live entertainment events, all of the foregoing not offered at motion picture theaters	
FINAL DESCRIPTION	
Entertainment services, namely, providing facilities for live entertainment events, all of the foregoing not offered at motion picture theaters	
FILING BASIS	Section 1(b)
SIGNATURE SECTION	
RESPONSE SIGNATURE	/ES/
SIGNATORY'S NAME	Ellie Schwimmer
SIGNATORY'S POSITION	Attorney
SIGNATORY'S PHONE NUMBER	3109756891
DATE SIGNED	08/11/2017
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Aug 11 10:50:52 EDT 2017
	USPTO/RFR-XXX.XXX.XX.XXX-

TEAS STAMP

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PTO Form 1960 (Rev 10/2011)

OMB No. 0651-0050 (Exp 07/31/2017)

Request for Reconsideration after Final Action

To the Commissioner for Trademarks:

Application serial no. **87240723** STARPLEX(Standard Characters, see <https://tmng-al.uspto.gov/resting2/api/img/87240723/large>) has been amended as follows:

EVIDENCE

Evidence in the nature of Argument has been attached.

Original PDF file:

[evi_12817739138-20170811103226219530_-_A_Response_Request_for_Reconsideration_-_Starplex_20170810.pdf](#)

Converted PDF file(s) (163 pages)

[Evidence-1](#)

[Evidence-2](#)

[Evidence-3](#)

[Evidence-4](#)

[Evidence-5](#)

[Evidence-6](#)

[Evidence-7](#)

[Evidence-8](#)

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CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 035 for Promoting live entertainment events for others; business and event management of live entertainment events; operation and management of entertainment venues; promoting ticket sales for live entertainment events

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. **For a collective trademark, collective service mark, or collective membership mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. **For a certification mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Proposed:

Tracked Text Description: Promoting live entertainment events for others; business and event management of live entertainment events; ~~operation and management of entertainment venues~~; [operation and management of live entertainment venues](#); ~~promoting ticket sales for live entertainment events~~; [promoting ticket sales for live entertainment events, all of the foregoing not offered at motion picture theaters](#)

Class 035 for Promoting live entertainment events for others; business and event management of live entertainment events; operation and management of live entertainment venues; promoting ticket sales for live entertainment events, all of the foregoing not offered at motion picture theaters

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. **For a collective trademark, collective service mark, or collective membership mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. **For a certification mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 041 for Entertainment services, namely, providing facilities for live entertainment events

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. **For a collective trademark, collective service mark, or collective membership mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. **For a certification mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Proposed:

Tracked Text Description: ~~Entertainment services, namely, providing facilities for live entertainment events~~; [Entertainment services, namely,](#)

[providing facilities for live entertainment events, all of the foregoing not offered at motion picture theaters](#)

Class 041 for Entertainment services, namely, providing facilities for live entertainment events, all of the foregoing not offered at motion picture theaters

Filing Basis: Section 1(b), Intent to Use: *For a trademark or service mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. ***For a collective trademark, collective service mark, or collective membership mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. ***For a certification mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /ES/ Date: 08/11/2017

Signatory's Name: Ellie Schwimmer

Signatory's Position: Attorney

Signatory's Phone Number: 3109756891

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the owner's/holder's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the owner/holder in this matter: (1) the owner/holder has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 87240723

Internet Transmission Date: Fri Aug 11 10:50:52 EDT 2017

TEAS Stamp: USPTO/RFR-XXX.XXX.XX.XXX-201708111050521

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK EXAMINING DIVISION**

APPLICANT	: Live Nation Worldwide, Inc.)	
)	
TRADEMARK	: STARPLEX)	Kara E. Jackson
)	Examining Attorney
SERIAL NO.	: 87240723)	Law Office 120
)	
FILED	: November 17, 2016)	

REQUEST FOR RECONSIDERATION

In an Office Action dated February 15, 2017, the Examining Attorney made a final refusal to register the captioned mark STARPLEX (“Applicant’s Mark”) under § 2(d) of the Trademark Act for likelihood of confusion with the mark in U.S. Registration No. 3886164, STARPLEX CINEMAS in Class 41 for “motion picture theaters” (“Cited Mark”), owned by American Multi-Cinema, Inc. (“Registrant”) (collectively, the “Cited Registration”). For the reasons set forth below, Applicant respectfully requests removal of the Section 2(d) refusal and requests that its application proceed to publication.

ARGUMENT

A. Likelihood of Confusion Under Section 2(d)

A determination of likelihood of confusion under Section 2(d) is made on a case-by case basis and the factors set forth in *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361, 177 U.S.P.Q. 563, 567 (C.C.P.A. 1973) aid in this determination. These factors include: (1) the similarity or dissimilarity and nature of the goods or services as described in an application or registration in connection with which a prior mark is in use; (2) the similarity or dissimilarity of established, likely- to-continue trade channels; (3) the conditions under which and buyers to whom sales are made, *i.e.*, “impulse” vs. careful, sophisticated purchasing; (5) the number and nature of similar marks in use on similar goods; (6) the nature and extent of any actual confusion; (7) the length of time during and conditions under which there has been concurrent use without evidence of actual confusion; (8) the market interface between applicant and the owner of a prior mark; (9) the extent to which the applicant has a right to exclude others from use of its mark on its goods; (10) the extent of potential confusion, *i.e.*, whether de minimis or substantial; and (11) any other established fact probative of the effect of use. *See* 4 J. Thomas McCarthy on Trademarks & Unfair Competition § 23:79 (4th ed. 2001).

B. Amendment to Identification of Services

Applicant hereby requests the following amendment to its identification of services (added language in bold):

Class 35: Promoting live entertainment events for others; business and event management of live entertainment events; operation and management of **live** entertainment venues; promoting ticket sales for live

entertainment events, **all of the foregoing not offered at motion picture theaters**

Class 41: Entertainment services, namely, providing facilities for live entertainment events, **all of the foregoing not offered at motion picture theaters**

It is well established that “[w]here the identification of goods is restricted to certain narrow channels of trade, it can avoid a finding of a likelihood of confusion with a registration for a similar mark for related goods.” 4 J. Thomas McCarthy on Trademarks & Unfair Competition § 23:79 (4th ed. 2001) (citing *In re Shoe Works, Inc.*, 6 U.S.P.Q.2d 1890 (T.T.A.B. 1988) (no likely confusion was found between PALM BAY for women’s shoes and the cited PALM BAY for shorts and pants where applicant amended the description of goods to “women’s shoes sold solely through applicant’s retail shoe store outlets”). Applicant contends that by amending its identification of services to impose a narrow restriction on Applicant’s channels of trade, no likelihood of confusion exists between the source of services under Applicant’s Mark and the Cited Mark.

C. Dissimilarity and Nature of the Services Described in the Application and Cited Registration

The likelihood of confusion analysis examines the degree of similarity between the goods and services. *In re E.I. DuPont de Nemours & Co.*, 426 F.2d 1357, 1361-62 (C.C.P.A. 1973). “It is well-settled that the issue of likelihood of confusion must be determined on the basis of the goods as they are identified in the involved application and cited registration, rather than on what any evidence may show was to the actual nature of the goods, their channels of trade and/or classes of purchasers.” *In re Total Quality Group Inc.*, 51 U.S.P.Q.2d 1474, 1999 WL 588248 (T.T.A.B. 1999); *see also* TMEP 1207.01(a)(iii) (“the nature and scope of a party’s goods or services must be determined on the basis of the goods or services recited in the application or registration.”).

The services identified in the Cited Registration are “motion picture theaters”, whereas the amended services identified under the Applicant’s Mark are “promoting live entertainment events for others; business and event management of live entertainment events; operation and management of *live* entertainment venues; promoting ticket sales for live entertainment events, all of the foregoing not offered at motion picture theaters” in Class 35, and “promoting, managing and providing facilities for live entertainment events, all of the foregoing not offered at motion picture theaters”. Notably, “motion picture,” as identified in the Cited Registration, is defined as “a series of pictures projected on a screen in rapid succession with objects shown in successive positions slightly changed so as to produce the optical effect of a continuous picture in which the objects move.” Attached hereto as **Exhibit A** is a printout of the definition for “motion picture” from Merriam-Webster.com. Moreover, alternative definitions for “motion picture” expressly specify that the series or sequence of images being projected are “preserved on a recording medium.” *See Exhibit B*, a printout of the definition for “motion picture” from Wiktionary.org.

On the other hand, Applicant’s services are limited to promotion, management, operation and provision of facilities for “*live entertainment events*”. Even without limiting its channels of trade, by definition Applicant’s services do not overlap with Registrant’s services because a live event is by definition a unique, one-time occurrence that takes place in the consumer’s presence, as opposed to the pre-recorded and projected nature of a motion picture.

To establish that the Registrant's services and Applicant's services are related, the Examining Attorney points to internet evidence consisting of screenshots of fifteen (15) third party websites demonstrating that each entity offers both motion picture theater services and one or more of the services listed in Applicant's application; namely, (i) promoting live entertainment events for others, (ii) business and event management of live entertainment events, (iii) operation and management of entertainment venues, (iv) promoting ticket sales for live entertainment event, and (v) entertainment services, namely, providing facilities for live entertainment events.

The mere fact that third parties offer both Registrant's services, namely, motion picture theaters, and services related to Applicant's "live entertainment events" is not irrefutable evidence of relatedness. As an initial matter, according to the National Association of Theatre Owners, as of 2016, there are a total of 40,174 commercial movie theaters in the United States. See **Exhibit C**. The fact that the Examining Attorney identified fifteen (15) theaters offering both motion picture theater services and live entertainment services only accounts for less than .04% of total movie theaters in the United States. Moreover, "[m]erely because goods are commonly sold within one store under the same roof does not automatically mean that buyers are likely to be confused by similar marks on disparate goods as to source, connection or sponsorship." 4 J. Thomas McCarthy on Trademarks & Unfair Competition § 23:79 (4th ed. 2001) (citing *Lever Bros. Co. v. Winzer Co. of Dallas*, 51 C.C.P.A. 930, 326 F.2d 817, 140 U.S.P.Q. 247 (1964) (finding that Applicant's VIE for dishwashing detergent was not likely to cause confusion with senior user's VIM for laundry detergent, even though they were both sold in supermarkets.)).

In fact, a review of third party registrations for motion picture theaters and promotion, management, and provision of facilities for live entertainment events reveals the coexistence of many identical or highly similar marks owned by different parties, as shown in the charts below. Evidence that different owners registered the same or highly similar marks for the Registrant's services and Applicant's services, respectively, illustrates that the public is accustomed to distinguishing among theaters displaying pre-recorded materials and those services related to live entertainment. These registrations effectively negate the evidentiary force of the Examining Attorney's internet evidence.

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
PREMIER	Reg No. 2767154	Int. Cl. 41 movie theater services	American Multi-Cinema, Inc.
PREMIER	Reg No. 3913155	Int. Cl. 35 ... business and event management and organization of musical, theatrical, night club, educational, cultural, and family/variety tours and presentations; operation and management of venues... promoting ticket sales and VIP privileges for live entertainment events	PKM Presents LLC
PREMIERE1 MULTIPLEX Design	Reg & No. 5035481	Int. Cl. 41 night club services	Premiere 1, LLC

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
FOX THEATRE ATLANTA & Design	Reg No. 3918605	Int. Cl. 41 entertainment services, namely, the presentation and production of live theatrical performances and music concerts	Atlanta Landmarks, Inc.

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
FOX STUDIOS	Reg No. 2140779	Int. Cl. 41 entertainment services in the nature of production and distribution of motion picture films and television programs; movie studio services	Twentieth Century Fox Film Corporation

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
MARQUEE CINEMAS & Design	Reg No. 2309004	Int. Cl. 41 movie theaters	Marquee Cinemas, Inc.
MARQUEE SUITES	Reg No. 3955130	Int. Cl. 41 movie theatre services	B & B Theatres Operating Company, Inc.
MARQUEE WORLD	Reg No. 4022050	Int. Cl. 41 entertainment services, namely, providing virtual environments in which users can interact for recreational, leisure or entertainment purposes	Marquee Productions Inc.
MARQUISE	Reg No. 3635339	Int. Cl. 41 entertainment, namely, live performances by a musical band	Andy Kushner Entertainment, Inc.
MARQUIS THEATRE	Reg No. 4591948	Int. Cl. 41 entertainment services, namely, presentation of theatrical productions	Marquis Theatre Associates

Trademark	USPTO Info	Goods and Services	Owner
SECRET CINEMA	Reg No. 4359532	Int. Cl. 41 ... cinema services and presentations, namely, entertainment in the form of movie theatre presentations...	Future Shorts Limited (United Kingdom)
SECRET GIRLS	Reg No. 5085393	Int. Cl. 41 entertainment services in the nature of live musical performances; entertainment services in the nature of presenting live musical performances; entertainment, namely, live performances by a musical band; live performances by a musical group; presentation of musical performances	Sanders, Nicole
SECRET SHOW	App No. 85913692 NOA issued Apr. 28, 2015	Int. Cl. 35 promoting concerts and entertainment events for others... Int. Cl. 41 entertainment services in the nature of live musical performances,	Myspace LLC

Trademark	USPTO Info	Goods and Services	Owner
		concerts and variety shows not featuring songs, music or entertainment for children; entertainment services in the nature of organizing, arranging and conducting musical performances, concerts, variety shows, and audio and visual performances; entertainment services in the nature of live visual and audio performances in the field of music, musical performances, concerts and musical and variety shows; presentation of live visual and audio performances in the field of music, concerts and musical and variety shows...	

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
VINTAGE CINEMAS	Reg 4200180	No. Int. Cl. 41 motion picture theater services...	Vintage Cinemas, Inc.
VINTAGE 6	Reg 3628703	No. Int. Cl. 41 ... entertainment, namely, live music concerts	Michael Muskat

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
MOVIES INC & Design	Reg 5076088	No. Int. Cl. 41 motion picture theaters	Marsz Movies, LLC
LIKE THE MOVIES	Reg 4600533	No. Int. Cl. 41 entertainment in the nature of live musical performances	Ganoudis, Christopher J.
MAKIN' MOVIES	Reg 3774817	No. Int. Cl. 41 ... provision of information relating to live performances, road shows, live stage events, theatrical performances, live music concerts and audience participation in such events	Temme III LLC

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
SILVER CINEMAS	Reg 3115674	No. Int. Cl. 41 entertainment services in the nature of motion picture theaters; and providing theater listings	Silver Cinemas Acquisition Co.
SILVER SNAKE CINEMA & Design	Reg 4994259	No. Int. Cl. 41 entertainment services, namely, directing, filming, and editing film and video content taken at weddings and live music concerts...	Cutecoot LLC

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
EVENT CINEMAS	Reg	No. Int. Cl. 41 cinema theaters...	The Greater Union

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
	5107819		Organisation Pty Ltd (Australia)
EVENT SHOW PRODUCTIONS	Reg No. 3328082	Int. Cl. 41 event and entertainment services, namely, providing professional actors, dancers, singers, impersonators, specialty acts, motivational emcees, costumed characters, and sound and lighting for corporate theme parties, sales and marketing meetings, tradeshow, award programs, public events and social galas	Event Show Productions, Inc.
EVENTS DC	Reg No. 4531014	Int. Cl. 41 ... providing facilities for sports, concerts, conventions and exhibitions; provision of facilities for conventions; provision of conference, exhibition and meeting facilities	Washington Convention And Sports Authority

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
MULTIPLEX CINEMAS & Design	Reg No. 1304210	Int. Cl. 41 entertainment services-namely, showing motion pictures in theaters	National Amusements, Inc.
MULTIPLEX	Reg No. 3799177	Int. Cl. 38 television broadcasting via cable television, satellite, terrestrial transmission, internet television, mobile television and television syndication, namely, television broadcasting focused on motion picture nostalgia predominantly featuring short scenes of classic movies, and fan material...	Multiplex Inc.
PREMIERE1 MULTIPLEX & Design	Reg No. 5035481	Int. Cl. 41 night club services	PREMIERE 1, LLC

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
PREMIUM CINEMA	Reg No. 2223425	Int. Cl. 41 motion picture theater services	American Multi-Cinema Inc
PREMIUM CLUB (& design)	Reg No. 2211374	Int. Cl. 41 providing facilities for sports and entertainment events	Delaware North Companies, Inc.-Boston

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
SHOWCASE CINEMA	Reg No. 0813680	U.S. cl. 107 entertainment services rendered by showing motion pictures in	National Amusements, Inc.

Trademark	USPTO Info	Relevant Goods/Services Only	Owner
		theaters	
SHOWCASE OF CHAMPIONS	Reg No. 4824152	Int. Cl. 41 entertainment in the nature of wrestling contests; entertainment services, namely, the production and exhibition of professional wrestling events rendered live and through broadcast media and via the internet	America's Most "Liked" LLC
JAZZ SHOWCASE	Reg No. 4840911	Int. Cl. 41 entertainment, namely, providing live music performances and variety acts; nightclub services featuring entertainment, namely, live and recorded music	The Jazz Showcase, Inc.
ARTIST SHOWCASE & Design	Reg No. 3997201	Int. Cl. 41 provision of entertainment information relating to live performances, road shows, live stage events, theatrical performances, live music concerts, and to audience participation in such events	Backline Music Group, LLC
ISHOWCASE	Reg No. 4163045	Int. Cl. 41 entertainment services, namely, producing live events and television programs	Journey 360 Entertainment, LLC

Copies of the TSDR Records for these marks are attached as **Exhibit D**.

D. Dissimilarity of Established, Likely- to-Continue Trade Channels

To find a likelihood of confusion where noncompetitive goods or services are concerned, they must be related in such a manner as to engender confusion. *AMF, Inc.*, 599 F.2d at 348. “[T]he question is not whether people will confuse the marks, but rather whether the marks will confuse people into believing that the goods they identify emanate from the same source.” *Paula Payne Prods. Co. v. Johnson’s Publ’g Co.*, 473 F.2d 901, 902 (C.C.P.A. 1973). Even when parties use similar marks on goods or services in a similar category, if the goods or services are sold to a different class of buyers in a different marketing context, courts have found this factor “sufficient to raise a doubt as to likelihood of confusion, mistake, or deception.” *In re Radiant Color Co.*, 156 U.S.P.Q. 703, 704 (T.T.A.B. 1968) (RADIANT for coated paper not confusingly similar to RADIANT for loose paper); *Paul Sachs Originals Co. v. Sachs*, 325 F.2d 212 (9th Cir. 1963) (use of marks with the “SACHS” name on different sized dresses sold in different stores not likely to cause confusion); *Atec, Inc. v. Societe Nationale Indus. Aero.*, 798 F. Supp. 411 (S.D. Tex. 1992) (parties’ simultaneous use of ATEC for electronic testing equipment in aviation industry is not likely to result in confusion, in part because of different channels of trade); *In re Shipp*, 4 U.S.P.Q.2d 1174, 1176 (T.T.A.B. 1987) (confusion between PURITAN for laundry and dry cleaning services and PURITAN for dry cleaning equipment “while possible, is not likely”).

Here, Applicant has restricted the channels of trade for the services offered under Applicant’s Mark by expressly amending its identification of services to omit live entertainment related services offered at motion picture theaters. As a result, Applicant contends confusion is unlikely because its services are sold in different channels of distribution to a different class of buyers in a differed

marketing context. See *IDV N. Am. v. S&M Brands, Inc.*, 26 F. Supp. 2d 815, 828 (E.D. Va. 1998) (“[I]f the goods of one party are sold to one class of buyers in a different marketing context than the goods of another seller, the likelihood that a single group of buyers will be confused by similar trademarks is less than if both parties sold their goods through the same channel of distribution.”).

As additional evidence of the relatedness of Applicant’s and Registrant’s respective services, the Examining Attorney submitted two articles discussing the growing trend of movie cinemas providing live entertainment. Specifically, the articles explore the growing trend of movie theaters offering streaming services for live events. See *The Portland Press Herald* article at <http://www.pressherald.com/2014/03/29/movie-theaters-make-play-for-more-live-events/>, and *The Los Angeles Times* article at <http://articles.latimes.com/2010/apr/20/news/la-ct-theater20-20100420>. As described above, the very nature of Registrant’s services are limited to display of pre-recorded images on a screen, and Applicant’s services expressly omit those offered at motion picture theaters. In this sense, Applicant’s promotion, management, operation and provision of facilities for live entertainment events is analogous to movie production services in that Registrant’s services are a distribution method for pre-recorded, or simultaneously recorded copies of Applicant’s live events. In this context, a motion picture theater’s display of a live event occurring elsewhere in the country would not cause confusion among consumers. Specifically, a consumer seeking Registrant’s services does not expect that the entertainment sought will actually be performed live in the motion picture theater; rather, the consumer knows that they will be experiencing a pre-recorded copy of a live or taped event. Conversely, consumers seeking Applicant’s services do so to experience a live event at which entertainment is performed in front of a consumer at the same venue where the consumer is physically located. As described by a journalist attending a “live 3D broadcast” of the Blacked Eyed Peas 2010 concert in Los Angeles, differences between attending a live event at a concert venue and watching the event live streamed by a movie theater include the following (see **Exhibit E**):

- “The band can’t see you or hear you, so it naturally doesn’t feel at all as interactive as a being there for the concert”
- “The fancy light system at the concert venue doesn’t really translate through the screen, even in 3D”
- “You don’t have to stand in long lines to get in and out of the concert venue”
- “The movie theatre is not a place where you are accustomed to making noise, dancing in the aisles and clapping your hands so it takes some time getting used to”
- “Ticket prices of \$15 is affordable, compared to what tickets to the actual show cost”

With respect to this last point, it is well established that “[t]he different price ranges of the respective products of the parties may be an important factor in showing that the goods are unrelated and travel in different channels of trade.” 4 J. Thomas McCarthy on Trademarks & Unfair Competition § 24:52 (4th ed. 2001); see also *Field Enterprises Educational Corp. v. Grosset & Dunlap, Inc.*, 256 F. Supp. 382, 150 U.S.P.Q. 517 (S.D.N.Y. 1966) (no infringement of plaintiff’s \$129 set of books by defendant’s books selling for \$1 each); *Haviland & Co. v. Johann Haviland China Corp.*, 269 F. Supp. 928, 154 U.S.P.Q. 287 (S.D.N.Y. 1967) (no confusion between chinaware in different price ranges); *Field Enterprises Educational Corp. v. Cove Industries, Inc.*, 297 F. Supp. 989, 161 U.S.P.Q. 243 (E.D.N.Y. 1969) (no infringement: plaintiff’s encyclopedia sells for about \$200 and defendant’s encyclopedia for about \$40).

In this case, the aforementioned articles cited by the Examining Attorney discuss how motion picture theaters have been offering streaming of live entertainment events including, *inter alia*, opera performed at the Metropolitan Opera in New York City, professional boxing matches taking place at event venues nationwide, and live music concerts held at concert halls and amphitheater nationwide. In fact, a movie theater ticket for a single adult to view a live stream of the Metropolitan Opera's performance of *Norma* on October 7, 2017 is \$26, whereas the price to attend the live performance at the Metropolitan Opera in New York City starts at \$175. See **Exhibit F**. Similarly, the cheapest list price for tickets to attend the live boxing match between Floyd Mayweather and Conor McGregor on August 26, 2017 are \$500, whereas tickets for a movie theater showing of the same event are approximately \$15-20. *Id.* Finally, According to Pollstar.com, the average ticket price for a live concert in 2015 was \$74.25, whereas tickets for live streaming of the same concert are approximately \$15-20. *Id.* The fact that the price for attending a live entertainment event is exponentially greater than purchasing a motion picture theater ticket to view a live stream of the same event is important evidence that no likelihood of confusion exists between Applicant's Mark and Registrant's Mark as applied to the parties' respective services.

Based on the differences described above, consumers attending a live entertainment event at facilities provided by Applicant will not mistakenly believe that they are at a motion picture theater, and likewise, a consumer seeking Registrant's services will not be confused that Applicant's facilities are a motion picture theater.

E. The Conditions Under Which and Buyers to Whom Sales are Made, i.e., "Impulse" vs. Careful, Sophisticated Purchasing

In *Modular Cinemas of America, Inc. v. Mini Cinemas Corp.*, 348 F.Supp. 578 (S.D.N.Y. 1972), Plaintiff, owner of the mark MINI CINEMA & Design (Reg. No. 866,662; Class 107 for "operating motion picture theaters") brought suit to enjoin defendant's common law use of MINI CINEMA used in connection with motion picture theaters for "adults only" and "live dance performances" between film exhibitions. In finding no likelihood of confusion the court stated the following regarding the nature of the motion picture theater business and its consumers:

"This court also has placed emphasis upon the fact that movie houses promote the films which they exhibit as a means of attracting audiences rather than their particular theater name. And of greater importance, movie goers are relatively sophisticated purchasers whose decision to patronize a particular place of business is based substantially upon the feature offered rather than the name of a particular theater." *Id.*

The Court's observations regarding movie theater consumers logically apply to consumers of Applicant's services as well. For instance, consumers of Applicant's services are seeking to experience a particular live performance held at any concert venue. In other words, Applicant's consumers are not making a decision based on the facilities in which the live event is held, but rather the artist or event that will be performed live.

Because both movie theater goers and concert goers are sophisticated purchasers that select the Registrant's and Applicant's respective services based on the underlying pre-recorded material or

live event, respectively, there is no likelihood that consumers would confuse Applicant's Mark and the Cited Mark.

F. Longstanding Coexistence Between the Respective Marks Without Actual Confusion

Courts have found that co-existence of similar marks without evidence of actual confusion is evidence that confusion is unlikely. *See, e.g., Orek Corp. v. U.S. Floor Sys., Inc.*, 803 F.2d 166 (5th Cir. 1986) (no evidence of actual confusion is "highly significant" evidence that confusion is unlikely); *Affiliated Hosp. Prods., Inc. v. Merdel Game Mfg. Co.*, 513 F.2d 1183, 1188 (2d Cir. 1975) ("buttressing our conclusion is the finding of the trial judge that there was substantial proof that there was no actual confusion between the products") ("it certainly is proper for the trial judge to infer from the absence of actual confusion that there was also no likelihood of confusion"); *see also Plus Prods. v. Plus Discount Foods, Inc.*, 722 F.2d 999 (2d Cir. 1983); *Lever Bros. v. Am. Bakeries Co.*, 693 F.2d 251 (2d Cir. 1982); *N. Trust Corp. v. Northern Bank & Trust Co.*, 22 U.S.P.Q. 177 (D. Mass. 1991); *Societe Anonyme de La Grande Distillerie E. Cusenier Fils Aine & Cie v. Julius Wile Sons & Co.*, 161 F. Supp. 545 (S.D.N.Y. 1958).

The name "Starplex" has long been associated with an outdoor performance venue located in Fair Park, a 277-acre recreational and educational complex located in Dallas, Texas. According to the Fair Park website, the venue has "hosted more than 600 concert events for more than 6,000,000 patrons," and is "the region's premier (and longest-running) outdoor facility dedicated solely to live concerts." *See Exhibit G*. From its first opening in 1988 and for ten successive years thereafter, the performance venue was known as the "Coca-Cola Starplex Amphitheater." *Id.* From 1998-2000, a period referred to as the venue's "glory days", the venue was known as the Starplex Amphitheater. *Id.* Despite having several names from 2000 – 2017, the venue undoubtedly enjoyed residual goodwill in the "Starplex" name as many news articles refer to the venue as "Starplex" throughout this period and after. *Id.* According to the Cited Registration, the Registrant first made use of the STARPLEX CINEMA mark on July 11, 1995. The Cited Mark was first used after the launch of the "Coca-Cola Starplex Amphitheater," and the Cited Mark and the Applicant's Mark, and residual goodwill thereof, appear to have coexisted for over twenty (20) years without confusion. Based on this longstanding coexistence without actual confusion, Applicant contends that the Applicant's Mark and Cited Mark are not likely to cause confusion.

G. CONCLUSION

In sum, because of the differences between the goods and services offered under Applicant's Mark and the Cited Mark, the channels of trade, the sophistication of purchasers, and the coexistence of the marks, Applicant contends there is no likelihood of confusion between Applicant's Mark and the Cited Mark. Therefore, Applicant respectfully requests removal of the Section 2(d) refusal and requests that the application proceed to publication.

motion picture

noun

Popularity: Bottom 40% of words

Examples: MOTION PICTURE in a Sentence



Definition of MOTION PICTURE

- 1 : a series of pictures projected on a screen in rapid succession with objects shown in successive positions slightly changed so as to produce the optical effect of a continuous picture in which the objects move
- 2 : a representation (as of a story) by means of motion pictures : **MOVIE**

NEW!

First Known Use: 1891

SEE WORDS FROM THE SAME YEAR >

See *motion picture* defined for English-language learners

See *motion picture* defined for kids

Explore Merriam-Webster



Words of the Year: 1066



Trending: WSJ: Mueller 'Impanels' Grand Jury



The Silent History of 'Parlor'



When Fictional Words Become Real

He was given a starring role in a major *motion picture*.

a popular novel that was made into a major *motion picture*

First Known Use of MOTION PICTURE

1891

[SEE WORDS FROM THE SAME YEAR >](#)

NEW!

MOTION PICTURE Synonyms

Synonyms

film, flick, flicker, movie, moving picture, picture



MOTION PICTURE Defined for Kids

motion picture

noun

Definition of MOTION PICTURE for Students

- 1 : a series of pictures projected on a screen rapidly one after another so as to give the appearance of a continuous picture in which the objects move
- 2 : **MOVIE** 1

Thesaurus: All synonyms and antonyms for *motion picture*

Spanish Central: Translation of *motion picture*

English: Translation of *motion picture* for Spanish speakers

Britannica.com: Encyclopedia article about *motion picture*

Seen and Heard

What made you want to look up *motion picture*? Please tell us where you read or heard it (including the quote, if possible).

+ SHOW 9 COMMENTS

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MERRIAM-WEBSTER UNABRIDGED

WORD OF THE DAY

manumit ⁴⁰

to release from slavery

Get Word of the Day daily email!

Your email address

SUBSCRIBE

TRENDING NOW

- 1 **impanel**
"To choose people to serve on a jury"
- 2 **cosmopolitan**
"Worldly"
- 3 **kleptocracy**

How does implode differ from explode?

5 ballistic

What makes a missile ballistic?

[SEE ALL >](#)

[BROWSE DICTIONARY](#)

[motionlessly](#)

[motionlessness](#)

[motion picture](#)

[motion-picture camera](#)

[motion-picture projector](#)

[TEST YOUR VOCABULARY](#)

The Shape of a Quiz

geometric-shapes

Something that is **oid** is shaped like:

[an egg](#)

[anything unpleasant](#)

[a wound from shrapnel](#)

[a tennis ball](#)

Name
That Thing

Test your visual vocabulary with our 10-question challenge!

[TAKE THE QUIZ >](#)


SCRABBLE
Sprint

Test Your Knowledge - and learn some interesting things along the way.

[TAKE THE QUIZ >](#)

[WORDS AT PLAY](#)

alt-5984afa5bb6d0



alt-5984a89cc0ce3

What To Call Your Local Beer Expert

When you're looking for something to pair with your ...

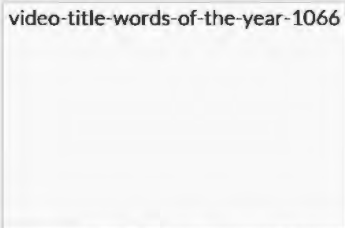


image1398438641

Words That Originated In Literature

A single author created them, but the public adopted them.

[ASK THE EDITORS](#)



video-title-words-of-the-year-1066

Words of the Year: 1066

Or, Why Pig Meat is Called 'Pork' and Cow Meat is Called 'Beef'



payday

motion picture

Contents

- 1 English
 - 1.1 Noun
 - 1.1.1 Synonyms
 - 1.1.2 Translations

English

Noun

motion picture (*plural motion pictures*)

1. A sequence of images depicting people or objects in motion, preserved on a recording medium and capable of being projected for viewing.

*Some technical knowledge of cameras and lighting is needed to create a **motion picture**.*

2. A movie.

*"Gone with the Wind" is my favorite **motion picture**.*

Synonyms

- moving picture, film

Translations

movie — *see movie*

Retrieved from "https://en.wiktionary.org/w/index.php?title=motion_picture&oldid=44365684"

-
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Data

Theatrical Release
Window
(<http://www.natonline.org/data/windows/>)

Number of U.S. Movie Screens

Search:

Encyclopedia of
Exhibition

(<http://www.natonline.org/cec/>)

Year	Indoor	Drive-In	Total
2016	39,579	595	40,174
2015	39,411	595	40,006
2014	39,356	656	39,956
2013	39,368	656	40,024
2012	39,056	606	39,662
2011	38,974	606	39,580
2010	38,902	618	39,520
2009	38,605	628	39,233
2008	38,201	633	38,834
2007	38,159	635	38,794
2006	37,765	650	38,415
2005	37,040	648	37,688
2004	35,795	640	36,435
2003	35,016	634	35,650
2002	35,022	666	35,688
2001	34,823	683	35,506
2000	35,696	683	36,379
1999	36,448	683	37,131
1998	33,418	750	34,168
1997	31,050	815	31,865
1996	28,905	826	29,731
1995	26,995	848	27,843
1994	25,830	859	26,689
1993	24,789	837	25,626
1992	24,344	870	25,214
1991	23,740	899	24,639

1990	22,904	910	23,814
1989	21,907	1,014	22,921
1988	21,632	1,497	23,129
1987	20,595	2,084	22,679

Showing 1 to 30 of 30 entries

Indoor screen/site counts are for the last day of each year. Because many drive-ins are closed for the winter on Dec. 31, drive-in screen counts for each year are tallied the previous summer.

Figures do not include Puerto Rico screens



(<http://www.natoonline.org>)

NATO Washington, DC Headquarters

1705 N Street, NW
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nato@natodc.com
+1 202 962 0054

NATO Los Angeles

4605 Lankershim Blvd. Suite 180
North Hollywood, CA 91602 USA

nato@natodc.com
+1 818 506 1778



(<http://www.natoonline.org/cbg/>)



NATO's
Encyclopedia
of Education

(<http://www.natoonline.org/eoe/>)



(<http://www.cinemacon.com>)



(<http://www.boxoffice.com>)



(<http://www.natoonline.org/initiatives/government-relations/natopac/>)

Hand-crafted (<http://www.natoonline.org/wp-content/themes/nato/humans.txt>) by Lou
(<http://www.spottsfeld.com>)

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Mark: PREMIER

PREMIER

US Serial Number: 75934735

Application Filing Date: Mar. 03, 2000

US Registration Number: 2767154

Registration Date: Sep. 23, 2003

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jul. 17, 2013

Publication Date: Aug. 13, 2002

Notice of Allowance Date: Nov. 05, 2002

Mark Information

Mark Literal Elements: PREMIER

Standard Character Claim: No

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

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: MOVIE THEATER SERVICES

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 30, 2000

Use in Commerce: Jun. 30, 2000

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: AMERICAN MULTI-CINEMA, INC.

Owner Address: 11500 ASH STREET
ONE AMC WAY
LEAWOOD, KANSAS 66211
UNITED STATES

Legal Entity Type: CORPORATION

State or Country: MISSOURI

Where Organized:

Attorney/Correspondence Information

Attorney Name: Michael A. Slavin
Attorney Primary Email Address: ustrademarks@mchaleslavin.com

Attorney of Record
Docket Number: 1666.008
Attorney Email Authorized: Yes

Correspondent
Correspondent Name/Address: Michael A. Slavin
MCHALE & SLAVIN, P.A.
2855 PGA BOULEVARD
PALM BEACH GARDENS, FLORIDA 33410
UNITED STATES
Phone: 561-625-6575
Fax: 561-625-6572

Correspondent e-mail: ustrademarks@mchaleslavin.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 12, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 11, 2017	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jul. 01, 2015	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jul. 09, 2014	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Apr. 02, 2014	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 22, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 17, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jul. 17, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	74886
Jul. 17, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	74886
Jul. 17, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74886
Jul. 05, 2013	TEAS SECTION 8 & 9 RECEIVED	
Aug. 20, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70619
Aug. 17, 2009	ASSIGNED TO PARALEGAL	70619
Aug. 13, 2009	TEAS SECTION 8 & 15 RECEIVED	
Sep. 29, 2006	REVIEW OF CORRESPONDENCE COMPLETE	67149
May 31, 2005	PAPER RECEIVED	
Sep. 23, 2003	REGISTERED-PRINCIPAL REGISTER	
Aug. 06, 2003	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 23, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 16, 2003	STATEMENT OF USE PROCESSING COMPLETE	
May 05, 2003	USE AMENDMENT FILED	
Jul. 08, 2003	ASSIGNED TO EXAMINER	70703
Jul. 01, 2003	CASE FILE IN TICRS	
Jun. 05, 2003	EXTENSION 1 GRANTED	
May 05, 2003	EXTENSION 1 FILED	
May 05, 2003	PAPER RECEIVED	
Nov. 05, 2002	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 13, 2002	PUBLISHED FOR OPPOSITION	
Aug. 13, 2002	PUBLISHED FOR OPPOSITION	
Jul. 24, 2002	NOTICE OF PUBLICATION	
Apr. 12, 2002	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 28, 2000	LETTER OF SUSPENSION MAILED	
Dec. 27, 2000	ASSIGNED TO EXAMINER	70703
Dec. 11, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 06, 2000	LETTER OF SUSPENSION MAILED	

Aug. 29, 2000 ASSIGNED TO EXAMINER
Aug. 17, 2000 ASSIGNED TO EXAMINER

76075
76839

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 23, 2013

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 17, 2013

Assignment Abstract Of Title Information

Summary

Total Assignments: 12

Registrant: Muvico Entertainment, LLC

Assignment 1 of 12

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2662/0487](#)

Pages: 11

Date Recorded: Jan. 31, 2003

Supporting Documents: [assignment-tm-2662-0487.pdf](#)

Assignor

Name: [MUVICO ENTERTAINMENT, LLC](#)

Execution Date: Dec. 18, 2002

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Name: [MUVICO THEATERS, INC.](#)

Execution Date: Dec. 18, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: FLORIDA

Assignee

Name: [SFII, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: C/O STAR FINANCIAL, INC.
1114 AVENUE OF THE AMERICAS - 27TH FL
NEW YORK, NEW YORK 10036

Correspondent

Correspondent Name: FEDERAL RESEARCH CORPORATION

Correspondent Address: PENELOPE JOHNSON
1030 15TH STREET NW , SUITE 920
WASHINGTON, DC 20005

Domestic Representative - Not Found

Assignment 2 of 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5187/0725](#)

Pages: 7

Date Recorded: Jan. 06, 2014

Supporting Documents: [assignment-tm-5187-0725.pdf](#)

Assignor

Name: [MUVICO ENTERTAINMENT, L.L.C.](#)

Execution Date: Nov. 20, 2013

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE

Where Organized:

Assignee

Name: [CARMIKE CINEMAS, INC.](#)
Legal Entity Type: CORPORATION
Address: 1301 FIRST AVENUE
COLUMBUS, GEORGIA 31902
State or Country: DELAWARE
Where Organized:

Correspondent

Correspondent Name: W. SCOTT PETTY
Correspondent Address: KING & SPALDING
1180 PEACHTREE STREET, NE
ATLANTA, GA 30309

Domestic Representative - Not Found

Assignment 3 of 12

Conveyance: RELEASE BY SECURED PARTY
Reel/Frame: [5240/0916](#) Pages: 5
Date Recorded: Mar. 20, 2014
Supporting Documents: [assignment-tm-5240-0916.pdf](#)

Assignor

Name: [SFII, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY
Execution Date: Nov. 20, 2013
State or Country: DELAWARE
Where Organized:

Assignee

Name: [MUVICO ENTERTAINMENT, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY
Address: 3101 N. FEDERAL HIGHWAY
6TH FLOOR
FORT LAUDERDALE, FLORIDA 33306
State or Country: DELAWARE
Where Organized:

Name: [MUVICO THEATERS, INC.](#)
Legal Entity Type: CORPORATION
Address: 3101 N. FEDERAL HIGHWAY
6TH FLOOR
FORT LAUDERDALE, FLORIDA 33306
State or Country: FLORIDA
Where Organized:

Correspondent

Correspondent Name: KING & SPALDING
Correspondent Address: 1180 PEACHTREE STREET, N.E.
ATLANTA, GA 30309

Domestic Representative - Not Found

Assignment 4 of 12

Conveyance: SECURITY INTEREST IN TRADEMARK COLLATERAL - FIRST LIEN
Reel/Frame: [5245/0144](#) Pages: 9
Date Recorded: Mar. 27, 2014
Supporting Documents: [assignment-tm-5245-0144.pdf](#)

Assignor

Name: [CARMIKE CINEMAS, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: Nov. 20, 2013
State or Country: DELAWARE
Where Organized:

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS COLLATERAL TRUSTEE](#)
Legal Entity Type: NATIONAL ASSOCIATION
State or Country: UNITED STATES
Where Organized:

Address: 7000 CENTRAL PARKWAY NE
SUITE 550
ATLANTA, GEORGIA 30338

Correspondent

Correspondent Name: LATHAM & WATKINS LLP C/O ANGELA M. AMARU

Correspondent Address: 885 THIRD AVENUE
SUITE 1000
NEW YORK, NY 10022

Domestic Representative - Not Found

Assignment 5 of 12

Conveyance: SECURITY INTEREST IN TRADEMARK COLLATERAL - SECOND LIEN

Reel/Frame: [5245/0158](#)

Pages: 10

Date Recorded: Mar. 27, 2014

Supporting Documents: [assignment-tm-5245-0158.pdf](#)

Assignor

Name: [CARMIKE CINEMAS, INC.](#)

Execution Date: Nov. 20, 2013

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS COLLATERAL TRUSTEE](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 7000 CENTRAL PARKWAY NE
SUITE 550
ATLANTA, GEORGIA 30338

Correspondent

Correspondent Name: LATHAM & WATKINS LLP C/O ANGELA M. AMARU

Correspondent Address: 885 THIRD AVENUE
SUITE 1000
NEW YORK, NY 10022

Domestic Representative - Not Found

Assignment 6 of 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5313/0314](#)

Pages: 7

Date Recorded: Jul. 01, 2014

Supporting Documents: [assignment-tm-5313-0314.pdf](#)

Assignor

Name: [MUVICO ENTERTAINMENT, LLC](#)

Execution Date: Nov. 20, 2013

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Assignee

Name: [CARMIKE CINEMAS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1301 FIRST AVENUE
COLUMBUS, GEORGIA 31902

Correspondent

Correspondent Name: AUSTIN PADGETT, ESQ.

Correspondent Address: 600 PEACHTREE STREET NE, SUITE 5200
ATLANTA, GA 30308

Domestic Representative - Not Found

Assignment 7 of 12

Conveyance: RELEASE OF SECURITY INTEREST IN TRADEMARKS (RELEASES RF 5245/0158)

Reel/Frame: [5557/0965](#)

Pages: 5

Date Recorded: Jun. 22, 2015

Supporting Documents: [assignment-tm-5557-0965.pdf](#)

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS COLLATERAL TRUSTEE](#)

Assignor

Execution Date: Jun. 17, 2015

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: UNITED STATES

Name: [CARMIKE CINEMAS, INC.](#)

Assignee

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1301 FIRST AVENUE
COLUMBUS, GEORGIA 31902

Correspondent

Correspondent Name: LATHAM & WATKINS LLP

Correspondent Address: 650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CA 92626

Domestic Representative - Not Found

Assignment 8 of 12

Conveyance: RELEASE OF SECURITY INTEREST IN TRADEMARKS (RELEASES RF 5245/0144)

Reel/Frame: [5557/0977](#)

Pages: 5

Date Recorded: Jun. 22, 2015

Supporting Documents: [assignment-tm-5557-0977.pdf](#)

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS COLLATERAL TRUSTEE](#)

Assignor

Execution Date: Jun. 17, 2015

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: UNITED STATES

Name: [CARMIKE CINEMAS, INC.](#)

Assignee

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1301 FIRST AVENUE
COLUMBUS, GEORGIA 31902

Correspondent

Correspondent Name: LATHAM & WATKINS LLP

Correspondent Address: 650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CA 92626

Domestic Representative - Not Found

Assignment 9 of 12

Conveyance: GRANT OF SECURITY INTEREST IN TRADEMARK COLLATERAL (FIRST LIEN)

Reel/Frame: [5557/0982](#)

Pages: 8

Date Recorded: Jun. 22, 2015

Supporting Documents: [assignment-tm-5557-0982.pdf](#)

Name: [CARMIKE CINEMAS, INC.](#)

Assignor

Execution Date: Jun. 17, 2015

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS COLLATERAL TRUSTEE](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country UNITED STATES
Where Organized:

Address: 150 EAST 42ND STREET, 40TH FLOOR
NEW YORK, NEW YORK 10017

Correspondent

Correspondent Name: LATHAM & WATKINS LLP

Correspondent Address: 650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CA 92626

Domestic Representative - Not Found

Assignment 10 of 12

Conveyance: GRANT OF SECURITY INTEREST IN TRADEMARK COLLATERAL (SECOND LIEN)

Reel/Frame: [5557/0990](#)

Pages: 8

Date Recorded: Jun. 22, 2015

Supporting Documents: [assignment-tm-5557-0990.pdf](#)

Assignor

Name: [CARMIKE CINEMAS, INC.](#)

Execution Date: Jun. 17, 2015

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS COLLATEAL TRUSTEE](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country UNITED STATES
Where Organized:

Address: 150 EAST 42ND STREET, 40TH FLOOR
NEW YORK, NEW YORK 10017

Correspondent

Correspondent Name: LATHAM & WATKINS LLP

Correspondent Address: 650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CA 92626

Domestic Representative - Not Found

Assignment 11 of 12

Conveyance: RELEASE OF SECURITY INTEREST IN TRADEMARKS (RELEASES RF 5557/0982)

Reel/Frame: [5955/0236](#)

Pages: 6

Date Recorded: Dec. 22, 2016

Supporting Documents: [assignment-tm-5955-0236.pdf](#)

Assignor

Name: [WELLS FARGO BANK, NATIONALASSOCIATION](#)

Execution Date: Dec. 21, 2016

Legal Entity Type: NATIONAL ASSOCIATION

State or Country UNITED STATES
Where Organized:

Assignee

Name: [CARMIKE CINEMAS, INC.](#)

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 1301 FIRST AVENUE
COLUMBUS, GEORGIA 31902

Correspondent

Correspondent Name: LATHAM & WATKINS LLP

Correspondent Address: 650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CA 92626

Domestic Representative - Not Found

Assignment 12 of 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [6028/0237](#)

Pages: 4

Date Recorded: Apr. 05, 2017

Supporting Documents: [assignment-tm-6028-0237.pdf](#)

Name: [CARMIKE CINEMAS, INC.](#)

Legal Entity Type: CORPORATION

Name: [AMERICAN MULTI-CINEMA, INC.](#)

Legal Entity Type: CORPORATION

Address: 11500 ASH STREET
ONE AMC WAY
LEAWOOD, KANSAS 66211

Correspondent Name: HUSCH BLACKWELL LLP

Correspondent Address: 4801 MAIN STREET, SUITE 1000
KANSAS CITY, MO 64112

Assignor

Execution Date: Apr. 05, 2017

State or Country Where Organized: DELAWARE

Assignee

State or Country Where Organized: MISSOURI

Correspondent

Domestic Representative - Not Found

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Mark: PREMIER

PREMIER

US Serial Number: 78755803

Application Filing Date: Nov. 17, 2005

US Registration Number: 3913155

Registration Date: Feb. 01, 2011

Register: Principal

Mark Type: Service Mark

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

Status Date: Mar. 04, 2017

Publication Date: Nov. 16, 2010

Mark Information

Mark Literal Elements: PREMIER

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

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: Promotion of live or recorded events, television, radio, internet, and pod cast programs for others and promoting merchandise related thereto; business and event management and organization of musical, theatrical, night club, educational, cultural, and family/variety tours and presentations; operation and management of venues; retail store services featuring artist, performer and tour-related merchandise and collectibles; promoting ticket sales and VIP privileges for live entertainment events

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 03, 2005

Use in Commerce: Jan. 03, 2005

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: PKM Presents LLC

Owner Address: 11 Scovill Street
Waterbury, CONNECTICUT 06723
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CONNECTICUT
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael K. Kinney

Docket Number: 1066-0001

Attorney Primary docketing@mkgjp.com
Email Address:

Attorney Email No
Authorized:

Correspondent

Correspondent Name/Address: Michael K. Kinney
MKG LLC
306 INDUSTRIAL PARK RD STE 206
MIDDLETOWN, CONNECTICUT 06457-1517
UNITED STATES

Phone: 860-632-7200

Fax: 860-632-8269

Correspondent e-mail: docketing@mkgjp.com docketing@mkgjp.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 04, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 04, 2017	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Mar. 03, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Dec. 28, 2016	TEAS SECTION 8 & 15 RECEIVED	
Feb. 01, 2011	REGISTERED-PRINCIPAL REGISTER	
Nov. 16, 2010	PUBLISHED FOR OPPOSITION	
Oct. 27, 2010	NOTICE OF PUBLICATION	
Aug. 27, 2010	WITHDRAWN FROM PUB - OG REVIEW QUERY	60756
Aug. 17, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
Aug. 17, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 27, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	70468
Jul. 27, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	70468
Jul. 23, 2010	ASSIGNED TO LIE	70468
Jul. 13, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 29, 2010	NON-FINAL ACTION MAILED	
Jan. 28, 2010	NON-FINAL ACTION WRITTEN	81848
Dec. 18, 2009	LIE CHECKED SUSP - TO ATTY FOR ACTION	78287
Jun. 18, 2009	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	78287
Dec. 18, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	78287
Jun. 18, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	78287
Dec. 18, 2007	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	78287
Dec. 18, 2007	ASSIGNED TO LIE	78287
Jun. 18, 2007	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Dec. 18, 2006	LETTER OF SUSPENSION MAILED	
Dec. 18, 2006	SUSPENSION LETTER WRITTEN	81848
Dec. 01, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 30, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 30, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 07, 2006	NON-FINAL ACTION MAILED	
Jun. 06, 2006	NON-FINAL ACTION WRITTEN	81848
May 23, 2006	ASSIGNED TO EXAMINER	81848
Nov. 22, 2005	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:

Affidavit of Section 15 - Accepted
Incontestability:

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: TMEG LAW OFFICE 104

Date in Location: Mar. 04, 2017

Generated on: This page was generated by TSDR on 2017-08-08 13:53:20 EDT

Mark: PREMIERE1 MULTIPLEX



US Serial Number: 86879386

Application Filing Date: Jan. 19, 2016

US Registration Number: 5035481

Registration Date: Sep. 06, 2016

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 06, 2016

Publication Date: Jun. 21, 2016

Mark Information

Mark Literal Elements: PREMIERE1 MULTIPLEX

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: "MULTIPLEX"

Design Search Code(s): 05.05.03 - Fleur-de-lis

26.01.15 - Three circles; Circles, exactly three circles

26.17.02 - Lines, wavy; Bars, wavy; Bands, wavy; Wavy line(s), band(s) or bar(s)

26.17.03 - Dotted line(s); Lines, dotted

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

26.17.25 - Other lines, bands or bars

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: Night club services

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 15, 2015

Use in Commerce: Dec. 15, 2015

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
Filed No Basis: No

Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: Premiere 1, LLC
Owner Address: 2417 Tilson Ridge Lane
Decatur, GEORGIA 30032
UNITED STATES
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country GEORGIA
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: PREMIERE 1, LLC
2417 TILSON RIDGE LANE
DECATUR, GEORGIA 30032
UNITED STATES

Phone: 6783814036

Fax: 4042543429

Correspondent e-mail: ldrmallp@gmail.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 06, 2016	REGISTERED-PRINCIPAL REGISTER	
Jun. 21, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 21, 2016	PUBLISHED FOR OPPOSITION	
Jun. 01, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 12, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 12, 2016	EXAMINER'S AMENDMENT ENTERED	88888
May 12, 2016	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
May 12, 2016	EXAMINERS AMENDMENT E-MAILED	6328
May 12, 2016	EXAMINERS AMENDMENT -WRITTEN	91234
May 04, 2016	ASSIGNED TO EXAMINER	91234
Jan. 23, 2016	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Jan. 22, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 22, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 06, 2016

Generated on: This page was generated by TSDR on 2017-08-08 13:58:09 EDT

Mark: FOX THEATRE ATLANTA



US Serial Number: 77881065

Application Filing Date: Nov. 25, 2009

US Registration Number: 3918605

Registration Date: Feb. 15, 2011

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

Status Date: Mar. 13, 2017

Publication Date: Nov. 30, 2010

Mark Information

Mark Literal Elements: FOX THEATRE ATLANTA

Standard Character Claim: No

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

Description of Mark: The mark consists of the words "FOX THEATRE" with images of stars and circles depicted within a banner design and the word "ATLANTA" below the banner design .

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

Disclaimer: "THEATRE" AND "ATLANTA"

Design Search Code(s): 01.01.13 - Stars - multiple stars with five points
06.07.01 - Skylines
24.09.07 - Advertising, banners; Banners
26.11.07 - Rectangles with a decorative border, including scalloped, ruffled and zig-zag edges
26.11.21 - Rectangles that are completely or partially shaded
26.11.25 - Rectangles with one or more curved sides

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: Entertainment services, namely, the presentation and production of live theatrical performances and music concerts

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 25, 2009

Use in Commerce: Mar. 25, 2009

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: ATLANTA LANDMARKS, INC.
Owner Address: 660 Peachtree Street NE
Atlanta, GEORGIA UNITED STATES 30308
Legal Entity Type: CORPORATION State or Country: GEORGIA
Where Organized:

Attorney/Correspondence Information

Attorney Name: Joseph V. Myers III Docket Number: 67645.000002
Attorney Primary Email Address: TMATLANTA@seyfarth.com Attorney Email Authorized: Yes
Correspondent Name/Address: Joseph V. Myers III
SEYFARTH SHAW LLP
1075 PEACHTREE ST NE STE 2500
ATLANTA, GEORGIA UNITED STATES 30309-3958
Phone: 404-885-1500 Fax: 404-892-7056
Correspondent e-mail: TMATLANTA@seyfarth.com Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 13, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 13, 2017	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Mar. 13, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Jan. 10, 2017	TEAS SECTION 8 & 15 RECEIVED	
Feb. 15, 2011	REGISTERED-PRINCIPAL REGISTER	
Nov. 30, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 30, 2010	PUBLISHED FOR OPPOSITION	
Oct. 23, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Oct. 23, 2010	ASSIGNED TO LIE	74221
Oct. 09, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 30, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 30, 2010	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 30, 2010	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 30, 2010	EXAMINERS AMENDMENT -WRITTEN	72008
Sep. 22, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 09, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 09, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 09, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 12, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 09, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325

Mar. 09, 2010	NON-FINAL ACTION E-MAILED	6325
Mar. 09, 2010	NON-FINAL ACTION WRITTEN	72008
Mar. 02, 2010	ASSIGNED TO EXAMINER	72008
Dec. 02, 2009	NOTICE OF DESIGN SEARCH CODE MAILED	
Dec. 01, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 28, 2009	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 108

Date in Location: Mar. 13, 2017

Generated on: This page was generated by TSDR on 2017-08-08 13:58:48 EDT

Mark: FOX STUDIOS

US Serial Number: 75250990

Application Filing Date: Mar. 03, 1997

US Registration Number: 2140779

Registration Date: Mar. 03, 1998

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: Apr. 09, 2008

Publication Date: Dec. 09, 1997

Mark Information

Mark Literal Elements: FOX STUDIOS

Standard Character Claim: No

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

Disclaimer: "STUDIOS"

Related Properties Information

Claimed Ownership of US Registrations: 1485075, 2085037 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: entertainment services in the nature of production and distribution of motion picture films and television programs; movie studio services

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 06, 1996

Use in Commerce: Dec. 06, 1996

Basis Information (Case Level)

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91234524](#)

Filing Date: May 12, 2017

Status: Pending

Status Date: May 12, 2017

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: Foxmark Films, LLC

Correspondent Address: FOXMARK FILMS, LLC
FOXMARK FILMS, LLC
PO BOX 880695
PORT ST LUCIE FL , 34988-0695

Correspondent e-mail: steve@sfoxcpa.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FOXMARK FILMS	Opposition Pending	87058161	

Plaintiff(s)

Name: Twentieth Century Fox Film Corporation

Correspondent Address: R. Charles Henn Jr., J. Vogel & J. Pratt
Kilpatrick Townsend & Stockton LLP
1100 Peachtree Street, Suite 2800
Atlanta, GA UNITED STATES , 30309

Correspondent e-mail: CHenn@kilpatricktownsend.com , jvogel@kilpatricktownsend.com , japratt@kilpatricktownsend.com , agarcia@ktslaw.com , tmadmin@ktslaw.com , tm@fox.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FOX FILM	Renewed	71207497	199107
FOX	Renewed	74432252	1924143
TWENTIETH CENTURY FOX FILM CORPORATION 20TH CENTURY FOX	Renewed	71374346	336090
20TH CENTURY FOX	Renewed	72462083	1011919
TWENTIETH CENTURY-FOX	Renewed	73359547	1237164
20TH CENTURY FOX	Renewed	73389905	1256722
TWENTIETH CENTURY FOX	Renewed	73798450	1602948
FOX	Renewed	74355268	1808084
FOX WEST PICTURES	Renewed	74475932	1886371
20TH CENTURY FOX	Renewed	74484052	1884026
20TH CENTURY FOX	Renewed	74484001	1932593
FOX 2000	Renewed	74629976	2097987
FOX 2000	Renewed	74629977	2099827
FOX STUDIOS	Renewed	75250990	2140779
FOX SEARCHLIGHT PICTURES	Renewed	75550513	2283323
FOX SEARCHLIGHT PICTURES	Renewed	75549888	2307269
FOX	Renewed	75554813	2274507
FOX	Renewed	75585376	2318595
FOXSTAR PRODUCTIONS	Renewed	78385491	2959698
FOX BUSINESS	Section 8 and 15 - Accepted and Acknowledged	77114111	3619864
FOX BUSINESS NETWORK	Section 8 and 15 - Accepted and Acknowledged	77230920	3648155

FOXFAST
FOXFAST

Section 8 and 15 - Accepted and Acknowledged
Section 8 and 15 - Accepted and Acknowledged

[85163077](#)

[3974680](#)

[77926434](#)

[3936467](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 12, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 12, 2017	Jun 21, 2017
3	PENDING, INSTITUTED	May 12, 2017	
4	STIP FOR EXT	Jun 19, 2017	
5	EXTENSION OF TIME GRANTED	Jun 19, 2017	

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Mark: MARQUEE CINEMAS



US Serial Number: 75574094

Application Filing Date: Oct. 20, 1998

US Registration Number: 2309004

Registration Date: Jan. 18, 2000

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jun. 29, 2010

Publication Date: Oct. 26, 1999

Mark Information

Mark Literal Elements: MARQUEE CINEMAS

Standard Character Claim: No

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

Disclaimer: "CINEMAS"

Design Search Code(s): 01.01.13 - Stars - multiple stars with five points

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: MOVIE THEATERS

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 1997

Use in Commerce: Jan. 01, 1997

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: MARQUEE CINEMAS, INC.

Owner Address: 552 RAGLAND ROAD
BECKLEY, WEST VIRGINIA 25801

UNITED STATES
Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kent J. George

Attorney Primary Email Address: kjg@ramlaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Kent J. George
Robinson & McElwee PLLC
P. O. Box 1791
Charleston, WEST VIRGINIA 25326
UNITED STATES

Phone: 304-344-5800

Fax: 304-344-9566

Correspondent e-mail: kjg@ramlaw.com las@ramlaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 22, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 22, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 08, 2011	CASE FILE IN TICRS	
Jun. 03, 2011	CASE FILE IN TICRS	
May 26, 2011	CASE FILE IN TICRS	
Jun. 29, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Jun. 29, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 28, 2010	TEAS SECTION 8 & 9 RECEIVED	
Jan. 13, 2009	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED	
Apr. 12, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Apr. 12, 2006	ASSIGNED TO PARALEGAL	67723
Jan. 16, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 16, 2006	TEAS SECTION 8 & 15 RECEIVED	
Jan. 18, 2000	REGISTERED-PRINCIPAL REGISTER	
Oct. 26, 1999	PUBLISHED FOR OPPOSITION	
Sep. 24, 1999	NOTICE OF PUBLICATION	
Jun. 10, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 28, 1999	EXAMINER'S AMENDMENT MAILED	
May 13, 1999	ASSIGNED TO EXAMINER	76739

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 18, 2010

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: SCANNING ON DEMAND

Date in Location: Jun. 08, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: McCall, Brian

Assignment 1 of 3

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [2982/0166](#)

Pages: 3

Date Recorded: Nov. 19, 2004

Supporting Documents: [assignment-tm-2982-0166.pdf](#)

Assignor

Name: [MCCALL, BRIAN](#)

Execution Date: Jan. 19, 2000

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Assignee

Name: [MARQUEE CINEMAS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 552 RAGLAND ROAD
BECKLEY, WEST VIRGINIA 25801

Correspondent

Correspondent Name: PAUL G. PAPADOPOULOS

Correspondent Address: 700 VIRGINIA STREET, EAST, SUITE 400
CHARLESTON, WV 25301

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: [2989/0848](#)

Pages: 7

Date Recorded: Dec. 13, 2004

Supporting Documents: [assignment-tm-2989-0848.pdf](#)

Assignor

Name: [MARQUEE CINEMAS, INC.](#)

Execution Date: Dec. 06, 2004

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [GOLDMAN SACHS SPECIALTY LENDING GROUP, L.P.](#)

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

Address: 600 E. LAS COLINAS BOULEVARD
SUITE 400
IRVING, TEXAS 75039

Correspondent

Correspondent Name: TIMOTHY V. JOHNSON

Correspondent Address: 600 PEACHTREE STREET, NE
SUITE 4100, BANK OF AMERICA PLAZA
ATLANTA, GA 30308-2216

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [5101/0501](#)

Pages: 4

Date Recorded: Aug. 30, 2013

Supporting Documents: [assignment-tm-5101-0501.pdf](#)

Assignor

Name: [GOLDMAN SACHS SPECIALTY LENDING](#)

Execution Date: Aug. 23, 2013

GROUP, L.P.

Legal Entity Type: LIMITED PARTNERSHIP

State or Country DELAWARE
Where Organized:

Assignee

Name: MARQUEE CINEMAS, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 552 RAGLAND ROAD
BECKLEY, WEST VIRGINIA 25801

Correspondent

Correspondent Name: PAUL G. PAPADOPOULOS

Correspondent Address: 700 VIRGINIA STREET, EAST
ROBINSON & MCELWEE PLLC
CHARLESTON, WV 25301

Domestic Representative - Not Found

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Mark: MARQUEE SUITES

MARQUEE SUITES

US Serial Number: 85170551

Application Filing Date: Nov. 05, 2010

US Registration Number: 3955130

Registration Date: May 03, 2011

Register: Principal

Mark Type: Service Mark

Status: A Section 8 declaration has been accepted.

Status Date: Aug. 30, 2016

Publication Date: Feb. 15, 2011

Mark Information

Mark Literal Elements: MARQUEE SUITES

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

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: movie theatre services

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2010

Use in Commerce: Oct. 01, 2010

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: B & B Theatres Operating Company, Inc.

Owner Address: PO Box 129
Liberty, MISSOURI 64069
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: B & B Theatres Operating Company, Inc.
PO Box 129
Liberty, MISSOURI 64069
UNITED STATES

Phone: 816-407-7469

Correspondent e-mail: michael.hagan@bbtheatres.com brittanie.bagby@bbtheatres.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 30, 2016	SEC. 15 ACKNOWLEDGEMENT - E-MAILED	
Dec. 30, 2016	REGISTERED - SEC. 15 ACKNOWLEDGED	77315
Dec. 30, 2016	POST REGISTRATION ACTION MAILED NO RESPONSE REQUIRED	77315
Dec. 30, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Oct. 21, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 21, 2016	TEAS SECTION 8 & 15 RECEIVED	
Aug. 30, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Aug. 30, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED	77074
Aug. 30, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77074
Aug. 11, 2016	TEAS SECTION 8 RECEIVED	
Aug. 11, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 03, 2011	REGISTERED-PRINCIPAL REGISTER	
Feb. 15, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 15, 2011	PUBLISHED FOR OPPOSITION	
Jan. 11, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Jan. 11, 2011	ASSIGNED TO LIE	74221
Dec. 15, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 14, 2010	ASSIGNED TO EXAMINER	81861
Nov. 10, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 09, 2010	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: POST REGISTRATION

Date in Location: Dec. 30, 2016

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Mark: MARQUEE WORLD

Marquee World

US Serial Number: 85210467

Application Filing Date: Jan. 04, 2011

US Registration Number: 4022050

Registration Date: Sep. 06, 2011

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 06, 2011

Publication Date: Jun. 21, 2011

Mark Information

Mark Literal Elements: MARQUEE WORLD

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

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: Entertainment services, namely, providing virtual environments in which users can interact for recreational, leisure or entertainment purposes

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 15, 2010

Use in Commerce: Oct. 15, 2010

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: Marquee Productions Inc.

Owner Address: 113 Meadow Wood Drive
Greenwich, CONNECTICUT 06830
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: Nicholas Longano
Marquee Productions Inc
10 Hilltop Road
Norwalk, CONNECTICUT 06854
UNITED STATES

Phone: (203) 858-7692

Fax: (203) 663-8532

Correspondent e-mail: nlongano@yahoo.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 06, 2016	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Sep. 06, 2011	REGISTERED-PRINCIPAL REGISTER	
Jun. 21, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 21, 2011	PUBLISHED FOR OPPOSITION	
May 31, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 16, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
May 14, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 23, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	77312
Apr. 23, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	77312
Apr. 18, 2011	ASSIGNED TO LIE	77312
Apr. 13, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 28, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 28, 2011	NON-FINAL ACTION E-MAILED	6325
Mar. 28, 2011	NON-FINAL ACTION WRITTEN	78426
Mar. 26, 2011	ASSIGNED TO EXAMINER	78426
Jan. 09, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 07, 2011	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 06, 2011

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Mark: MARQUISE

MARQUISE

US Serial Number: 77640664

Application Filing Date: Dec. 29, 2008

US Registration Number: 3635339

Registration Date: Jun. 09, 2009

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

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

Status Date: Jul. 28, 2014

Publication Date: Mar. 24, 2009

Mark Information

Mark Literal Elements: MARQUISE

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

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: Entertainment, namely, live performances by a musical band

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1999

Use in Commerce: Sep. 1999

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: ANDY KUSHNER ENTERTAINMENT, INC.
Owner Address: 15245 Shady Grove Road, Suite 300
Rockville, MARYLAND UNITED STATES 20850
Legal Entity Type: CORPORATION **State or Country** MARYLAND
Where Organized:

Attorney/Correspondence Information

Attorney of Record
Attorney Name: Ira C. Edell **Docket Number:** 1134.0014T
Attorney Primary Email Address: efile@usiplaw.com **Attorney Email Authorized:** Yes
Correspondent
Correspondent Name/Address: Ira C. Edell
EDELL, SHAPIRO & FINNAN, LLC
9801 WASHINGTONIAN BLVD., SUITE 750
GAITHERSBURG, MARYLAND UNITED STATES 20878
Phone: (301) 424-3640 **Fax:** (301) 762-4056
Correspondent e-mail: efile@usiplaw.com esfusiplaw@gmail.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 28, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jul. 28, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	66607
Jul. 26, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Jul. 10, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jan. 23, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 21, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 03, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 03, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jun. 09, 2009	REGISTERED-PRINCIPAL REGISTER	
Mar. 24, 2009	PUBLISHED FOR OPPOSITION	
Mar. 04, 2009	NOTICE OF PUBLICATION	
Feb. 18, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
Feb. 12, 2009	ASSIGNED TO LIE	71441
Feb. 04, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 04, 2009	ASSIGNED TO EXAMINER	82104
Jan. 02, 2009	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 103 **Date in Location:** Jul. 28, 2014

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Mark: MARQUIS THEATRE

MARQUIS THEATRE

US Serial Number: 86128404

Application Filing Date: Nov. 25, 2013

US Registration Number: 4591948

Registration Date: Aug. 26, 2014

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 26, 2014

Publication Date: Jun. 10, 2014

Mark Information

Mark Literal Elements: MARQUIS THEATRE

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

Disclaimer: "THEATRE"

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: Entertainment services, namely, presentation of theatrical productions

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1985

Use in Commerce: Aug. 1985

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: Marquis Theatre Associates

Composed of: Nederlander Marquis Corp., a New York corporation

Owner Address: 1450 Broadway
c/o Nederlander Organization, Inc.
New York, NEW YORK 10018
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: CONNECTICUT

Attorney/Correspondence Information

Attorney Name: Lawrence E. Abelman
Attorney of Record
Docket Number: 876822
Correspondent

Correspondent Name/Address: LAWRENCE E. ABELMAN
ABELMAN FRAYNE & SCHWAB
666 3RD AVE FL 10
NEW YORK, NEW YORK 10017-4046
UNITED STATES

Phone: 2129499022
Fax: 2129499190

Correspondent e-mail: ferranella@lawabel.com doCKET@lawabel.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 26, 2014	REGISTERED-PRINCIPAL REGISTER	
Jun. 10, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 10, 2014	PUBLISHED FOR OPPOSITION	
May 21, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 02, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Apr. 28, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	74221
Apr. 25, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	74221
Apr. 14, 2014	ASSIGNED TO LIE	74221
Mar. 31, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 31, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 13, 2014	PRIORITY ACTION MAILED	
Mar. 13, 2014	PRIORITY ACTION WRITTEN	83222
Mar. 11, 2014	ASSIGNED TO EXAMINER	83222
Dec. 09, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 28, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: PUBLICATION AND ISSUE SECTION
Date in Location: Aug. 26, 2014

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Mark: SECRET CINEMA

SECRET CINEMA

US Serial Number: 79096628

Application Filing Date: Nov. 26, 2010

US Registration Number: 4359532

Registration Date: Jul. 02, 2013

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 02, 2013

Publication Date: Apr. 16, 2013

Mark Information

Mark Literal Elements: SECRET CINEMA

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

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

Disclaimer: "CINEMA"

Related Properties Information

International Registration Number: 1075031

International Registration Date: Nov. 26, 2010

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
- Astenks *..* identity additional (new) wording in the goods/services.

For: Entertainment services in nature of multimedia production services, live music concerts, showing movies, and planning and conducting a series of film festivals and movie theatre presentations; cinema services and presentations, namely, entertainment in the form of movie theatre presentations; entertainment services in the nature of the organization and hosting of film events and festivals; film production and distribution services; fan club services; film club services; educational services in the nature of courses and seminars in the field of cinema and cinematography; providing of training in the field of cinema and cinematography; sporting and cultural activities, namely, movie theater presentations and movie festivals; organization, provision and management of events; audio-visual recording and production, namely, movie and music recording and production; motion picture film production; production of video discs for others; provision of entertainment by means of a web site featuring multimedia materials in the field of cinema; entertainment services, namely, providing information online via a global computer network in the field of cinematographic and music entertainment; provision of non-downloadable audiovisual recordings by means of a website in the form of movies, music video recordings, movie theater presentations, music and concert footage; film editing

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 66(a)

For: Broadcasting services, namely, broadcasting of movies and music over the Internet or at live theater events; telecommunications

services, namely, telecommunications gateway services; providing multiple user access to a global computer network; providing online chat room services; provision of access to an Internet portal; e-mail services; providing user access to the Internet

International Class(es): 038 - Primary Class **U.S Class(es):** 100, 101, 104

Class Status: ACTIVE

Basis: 66(a)

For: Dvds containing movies and music recordings; cds containing movies and music recordings; electronic downloads, namely, downloadable multimedia news podcasts and webcast; downloadable music and movies; software in the field of recording, downloading, storing, playing, streaming, broadcasting and sharing movies and movie theatre presentations and music; computer hardware, mobile phones and accessories, namely, headsets, wireless headsets, wireless signal extenders, battery chargers, car chargers, desktop chargers, travel chargers, charging cables, USB drivers, memory cards, and phone holders; apparatus for the recording, transmission or reproduction of sound or images, namely, compact disc players and recorders, DVD players and recorders, video and audio cassette players and recorders, and MP3 and MP4 players and recorders; blank magnetic data carriers; blank recording discs; data processing equipment and computers; audio-visual recordings featuring movies and music; audio-visual recordings provided on recordable media such as DVDs, CDs, and blank electronic storage media; downloadable audiovisual recordings in the form of music and movies; downloadable electronic publications in the nature of magazines, programs, synopses, commentaries and news bulletins in the field of music and movies; corrective and 3D glasses and sunglasses

International Class(es): 009 - Primary Class **U.S Class(es):** 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 66(a)

Basis Information (Case Level)

Filed Use: No	Currently Use: No	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: Yes	Currently 66A: Yes	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Future Shorts Limited
Owner Address: 34-35 Berwick Street
London W1F 8RP
UNITED KINGDOM
Legal Entity Type: Limited Company **State or Country Where Organized:** UNITED KINGDOM

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jordan A. LaVine

Attorney Primary Email Address: jordan.lavine@flastergreenberg.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Jordan A. LaVine
Flaster/Greenberg P.C.
1600 JFK Blvd.
2nd Floor
Philadelphia, PENNSYLVANIA UNITED STATES 19103

Phone: 215.279.9389

Correspondent e-mail: jordan.lavine@flastergreenberg.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Jordan A. LaVine

Phone: 215.279.9389

Domestic Representative e-mail: jordan.lavine@flastergreenberg.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Oct. 20, 2013	FINAL DECISION TRANSACTION PROCESSED BY IB	
Oct. 03, 2013	FINAL DISPOSITION NOTICE SENT TO IB	
Oct. 03, 2013	FINAL DISPOSITION PROCESSED	68359
Oct. 02, 2013	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Jul. 02, 2013	REGISTERED-PRINCIPAL REGISTER	
Jun. 28, 2013	NEW REPRESENTATIVE AT IB RECEIVED	
Jun. 08, 2013	NOTIFICATION PROCESSED BY IB	
Apr. 16, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 16, 2013	PUBLISHED FOR OPPOSITION	
Mar. 27, 2013	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Mar. 27, 2013	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Mar. 27, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 12, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Mar. 11, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 27, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 27, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 27, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 09, 2012	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Oct. 24, 2012	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Oct. 24, 2012	NOTIFICATION OF POSSIBLE OPPOSITION CREATED, TO BE SENT TO IB	
Aug. 27, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 27, 2012	NON-FINAL ACTION E-MAILED	6325
Aug. 27, 2012	NON-FINAL ACTION WRITTEN	81093
Aug. 27, 2012	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Aug. 06, 2012	WITHDRAWN FROM PUB - OG REVIEW QUERY	76621
Jul. 23, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Jul. 23, 2012	ASSIGNED TO LIE	73797
Jul. 04, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 12, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 11, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 11, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 27, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 27, 2011	NON-FINAL ACTION E-MAILED	6325
Dec. 27, 2011	NON-FINAL ACTION WRITTEN	81093
Dec. 02, 2011	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 02, 2011	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Dec. 02, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 02, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 02, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 18, 2011	REFUSAL PROCESSED BY IB	
Jun. 02, 2011	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Jun. 02, 2011	REFUSAL PROCESSED BY MPU	68359
Jun. 01, 2011	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
May 31, 2011	NON-FINAL ACTION WRITTEN	81093
May 24, 2011	APPLICATION FILING RECEIPT MAILED	
May 20, 2011	ASSIGNED TO EXAMINER	81093
May 20, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 19, 2011	SN ASSIGNED FOR SECT 66A APPL FROM IB	

International Registration Information (Section 66a)

**International
Registration
Number:** 1075031

**Intl. Registration
Status:** REQUEST FOR EXTENSION OF PROTECTION
PROCESSED

**Notification of
Designation Date:** May 19, 2011

**International
Registration
Renewal Date:** Nov. 26, 2020

First Refusal Flag: Yes

**International
Registration Date:** Nov. 26, 2010

**Date of
International
Registration
Status:** May 19, 2011

**Date of Automatic
Protection:** Nov. 19, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 02, 2013

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Mark: SECRET GIRLS

Secret Girls

US Serial Number: 86897524

Application Filing Date: Feb. 04, 2016

US Registration Number: 5085393

Registration Date: Nov. 22, 2016

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

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: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 22, 2016

Publication Date: Sep. 06, 2016

Mark Information

Mark Literal Elements: SECRET GIRLS

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

Disclaimer: "GIRLS"

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
- Astensks *..* identify additional (new) wording in the goods/services.

For: Entertainment services in the nature of live musical performances; Entertainment services in the nature of presenting live musical performances; Entertainment, namely, live performances by a musical band; Live performances by a musical group; Presentation of musical performances

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 20, 2015

Use in Commerce: Nov. 20, 2015

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: Sanders, Nicole

DBA, AKA, Formerly: AKA Nikki Exotika

Owner Address: 318 54th Street Apt. 3J
West New York, NEW JERSEY UNITED STATES 07093

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Peter Fulweiler

Attorney Primary Email Address: pfulweiler@gibsondunn.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Peter Fulweiler
GIBSON, DUNN & CRUTCHER LLP
200 PARK AVENUE
NEW YORK, NEW YORK UNITED STATES 10166

Phone: 212.351.4000

Fax: 212.351.6371

Correspondent e-mail: pfulweiler@gibsondunn.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 22, 2016	REGISTERED-PRINCIPAL REGISTER	
Oct. 24, 2016	CHANGES/CORRECTIONS AFTER PUB APPROVAL ENTERED	88888
Sep. 22, 2016	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
Sep. 06, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 06, 2016	PUBLISHED FOR OPPOSITION	
Aug. 17, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 01, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Jul. 27, 2016	ASSIGNED TO LIE	68171
Jul. 18, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 18, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 18, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 18, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 20, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 20, 2016	NON-FINAL ACTION E-MAILED	6325
May 20, 2016	NON-FINAL ACTION WRITTEN	83698
May 20, 2016	ASSIGNED TO EXAMINER	83698
Feb. 09, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 08, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 22, 2016

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Mark: SECRET SHOW

SECRET SHOW

US Serial Number: 85913692

Application Filing Date: Apr. 24, 2013

Register: Principal

Mark Type: Trademark, Service Mark

Status: A fourth request for extension of time to file a Statement of Use has been granted.

Status Date: Mar. 16, 2017

Publication Date: Mar. 03, 2015

Notice of Allowance Date: Apr. 28, 2015

Mark Information

Mark Literal Elements: SECRET SHOW

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

Disclaimer: AS TO "SHOW" IN CLASSES 35 AND 41

Related Properties Information

Claimed Ownership of US Registrations: 3463669, 3528393

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: Entertainment services in the nature of live musical performances, concerts and variety shows not featuring songs, music or entertainment for children; entertainment services in the nature of organizing, arranging and conducting musical performances, concerts, variety shows, and audio and visual performances; entertainment services in the nature of live visual and audio performances in the field of music, musical performances, concerts and musical and variety shows; presentation of live visual and audio performances in the field of music, concerts and musical and variety shows; providing entertainment information in the field of visual and audio performances, musical shows, concerts and variety shows on websites and in mobile applications, videos, posters, billboards, signs, stickers, leaflets, kiosks, printed and electronic publications and printed and electronic promotional materials; entertainment services, namely, conducting contests; entertainment in the nature of competitions in the field of entertainment and music; providing a website featuring links to musical artist websites and music performance ticket information; ticket reservation and booking services for entertainment events; entertainment services, namely, providing a website featuring non-downloadable audio and video presentations in the field of music; entertainment services, namely, providing information and commentary in the field of music; providing a website featuring non-downloadable publications in the nature of articles about music; none of the foregoing in the field of music, songs, or entertainment for children

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(b)

For: Promoting concerts and entertainment events for others; dissemination of advertising material; advertising, marketing and promoting of entertainment services and entertainment events of others via billboards, signs, posters, stickers, leaflets, printed and electronic publications, printed and electronic promotional materials, videos, kiosks, the Internet and mobile applications for mobile phones, smartphones, computing devices, handheld mobile electronic devices, tablet computers and personal digital assistants (PDAs)

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(b)

For: Clothing, namely, shirts, t-shirts, hats, caps, sweatshirts, hoodies

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

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: MYSPACE LLC

Owner Address: 4 PARK PLAZA, SUITE 1500
IRVINE, CALIFORNIA 92614
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Anessa Owen Kramer

Attorney Primary Email Address: tmddocketing@honigman.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JENNIFER M HETU
HONIGMAN MILLER SCHWARTZ AND COHN LLP
39400 WOODWARD AVENUE
SUITE 101
BLOOMFIELD HILLS, MICHIGAN 48304-5151
UNITED STATES

Correspondent e-mail: tmddocketing@honigman.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 18, 2017	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 16, 2017	EXTENSION 4 GRANTED	98765
Mar. 16, 2017	EXTENSION 4 FILED	98765
Mar. 16, 2017	TEAS EXTENSION RECEIVED	
Mar. 01, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Nov. 11, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 10, 2016	EXTENSION 3 GRANTED	61813
Oct. 26, 2016	EXTENSION 3 FILED	61813
Oct. 26, 2016	TEAS EXTENSION RECEIVED	
Oct. 04, 2016	ASSIGNED TO EXAMINER	83190
Jun. 04, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	

Jun. 03, 2016	EXTENSION 2 GRANTED	61813
Apr. 26, 2016	EXTENSION 2 FILED	61813
May 26, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Apr. 26, 2016	TEAS EXTENSION RECEIVED	
Oct. 29, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Oct. 27, 2015	EXTENSION 1 GRANTED	98765
Oct. 27, 2015	EXTENSION 1 FILED	98765
Oct. 27, 2015	TEAS EXTENSION RECEIVED	
Apr. 28, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 03, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 03, 2015	PUBLISHED FOR OPPOSITION	
Feb. 11, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 28, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	69712
Jan. 27, 2015	EXPARTE APPEAL TERMINATED	913692
Jan. 27, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 27, 2015	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 27, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 27, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 27, 2015	EXAMINERS AMENDMENT -WRITTEN	82427
Dec. 24, 2014	JURISDICTION RESTORED TO EXAMINING ATTORNEY	913692
Dec. 24, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	69712
Dec. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	69712
Dec. 17, 2014	ASSIGNED TO LIE	69712
Dec. 16, 2014	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Nov. 14, 2014	NOTIFICATION OF ACTION DENYING REQ FOR RECON E-MAILED	
Nov. 14, 2014	ACTION DENYING REQ FOR RECON E-MAILED	
Nov. 14, 2014	ACTION CONTINUING FINAL - COMPLETED	82427
Sep. 15, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Sep. 15, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Sep. 05, 2014	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Sep. 05, 2014	EX PARTE APPEAL-INSTITUTED	913692
Sep. 05, 2014	JURISDICTION RESTORED TO EXAMINING ATTORNEY	913692
Sep. 05, 2014	EXPARTE APPEAL RECEIVED AT TTAB	
Mar. 27, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 27, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Mar. 05, 2014	NOTIFICATION OF FINAL REFUSAL EMAILED	
Mar. 05, 2014	FINAL REFUSAL E-MAILED	
Mar. 05, 2014	FINAL REFUSAL WRITTEN	82427
Feb. 13, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Feb. 13, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Feb. 12, 2014	ASSIGNED TO LIE	66121
Feb. 05, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 24, 2014	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 24, 2014	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 14, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 14, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 14, 2013	NON-FINAL ACTION WRITTEN	82427
Aug. 10, 2013	ASSIGNED TO EXAMINER	82427
May 01, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: MORENO, PAUL A

Law Office LAW OFFICE 103
Assigned:

File Location

Current Location: INTENT TO USE SECTION

Date in Location: May 26, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 5

Applicant: Myspace LLC

Assignment 1 of 5

Conveyance: SECURITY INTEREST

Reel/Frame: [5676/0147](#)

Pages: 5

Date Recorded: Nov. 24, 2015

Supporting Documents: [assignment-tm-5676-0147.pdf](#)

Assignor

Name: [MYSPACE LLC](#)

Execution Date: Nov. 20, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Assignee

Name: [BANK OF AMERICA, N.A., AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 555 CALIFORNIA STREET, 4TH FLOOR
ATTN: ROBERT RITTELMAYER
SAN FRANCISCO, CALIFORNIA 94104

Correspondent

Correspondent Name: ROBERT V. SLATTERY JR.

Correspondent Address: PILLSBURY WINTHROP SHAW PITTMAN LLP
725 SOUTH FIGUEROA STREET, SUITE 2800
LOS ANGELES, CA 90017-5406

Domestic Representative - Not Found

Assignment 2 of 5

Conveyance: SECURITY INTEREST

Reel/Frame: [5739/0679](#)

Pages: 8

Date Recorded: Feb. 25, 2016

Supporting Documents: [assignment-tm-5739-0679.pdf](#)

Assignor

Name: [BANK OF AMERICA, N.A.](#)

Execution Date: Feb. 19, 2016

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: [TI NEWCO LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 225 LIBERTY STREET
NEW YORK, NEW YORK 10281

Correspondent

Correspondent Name: ROBERT SWEENEY

Correspondent Address: MINTZ LEVIN
BOSTON, MA 02111

Domestic Representative - Not Found

Assignment 3 of 5

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5984/0591](#)

Pages: 4

Date Recorded: Feb. 08, 2017

Supporting Documents: [assignment-tm-5984-0591.pdf](#)

Name: [MYSPLACE LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

Assignor

Execution Date: Mar. 02, 2016

State or Country Where Organized: DELAWARE

Assignee

Name: [TI NEWCO LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 4 PARK PLAZA, SUITE 1500
IRVINE, CALIFORNIA 92614

Correspondent

Correspondent Name: HONIGMAN MILLER SCHWARTZ AND COHN LLP

Correspondent Address: 39400 WOODWARD AVENUE, SUITE 101
BLOOMFIELD HILLS, MI 48304-5151

Domestic Representative - Not Found

Assignment 4 of 5

Conveyance: CHANGE OF NAME

Reel/Frame: [5984/0418](#)

Pages: 3

Date Recorded: Feb. 08, 2017

Supporting Documents: [assignment-tm-5984-0418.pdf](#)

Name: [TI NEWCO LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

Assignor

Execution Date: Mar. 02, 2016

State or Country Where Organized: DELAWARE

Assignee

Name: [VIANT TECHNOLOGY LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 4 PARK PLAZA, SUITE 1500
IRVINE, CALIFORNIA 92614

Correspondent

Correspondent Name: HONIGMAN MILLER SCHWARTZ AND COHN LLP

Correspondent Address: 39400 WOODWARD AVENUE, SUITE 101
BLOOMFIELD HILLS, MI 48304-5151

Domestic Representative - Not Found

Assignment 5 of 5

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5986/0917](#)

Pages: 4

Date Recorded: Feb. 10, 2017

Supporting Documents: [assignment-tm-5986-0917.pdf](#)

Name: [VIANT TECHNOLOGY LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

Assignor

Execution Date: Mar. 15, 2016

State or Country Where Organized: DELAWARE

Assignee

Name: [MYSPLACE LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 4 PARK PLAZA, SUITE 1500

IRVINE, CALIFORNIA 92614

Correspondent

Correspondent Name: HONIGMAN MILLER SCHWARTZ AND COHN LLP

Correspondent Address: 39400 WOODWARD AVENUE, SUITE 101
BLOOMFIELD HILLS, MI 48304-5151

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Exparte Appeal

Proceeding Number: [85913692](#)

Filing Date: Sep 05, 2014

Status: Terminated

Status Date: Jan 27, 2015

Interlocutory Attorney:

Plaintiff(s)

Name: Myspace LLC

Correspondent Address: JENNIFER M HETU
HONIGMAN MILLER SCHWARTZ AND COHN LLP
39400 WOODWARD AVENUE, SUITE 101
BLOOMFIELD HILLS MI , 48304-5151
UNITED STATES

Correspondent e-mail: tmcketing@honigman.com , jhetu@honigman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
SECRET SHOW	Fourth Extension - Granted	85913692	

Entry Number	History Text	Date	Due Date
1	APPEAL TO BOARD	Sep 05, 2014	
2	APPEAL ACKNOWLEDGED; CASE REMANDED	Sep 05, 2014	
3	INSTITUTED	Sep 05, 2014	
4	REQ FOR RECON	Sep 05, 2014	
5	RECON DENIED	Nov 14, 2014	
6	PROCEEDINGS RESUMED	Dec 15, 2014	
7	APPLICANT REQ FOR REMAND	Dec 16, 2014	
8	JURISDICTION RESTORED / REMANDED TO EXAMINER	Dec 24, 2014	
9	TERMINATED	Jan 27, 2015	

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Mark: VINTAGE CINEMAS

VINTAGE CINEMAS

US Serial Number: 85236442

Application Filing Date: Feb. 08, 2011

US Registration Number: 4200180

Registration Date: Aug. 28, 2012

Register: Supplemental

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Amended to Principal Register: No

Date Amended to Current Register: Feb. 15, 2012

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 28, 2012

Mark Information

Mark Literal Elements: VINTAGE CINEMAS

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

Disclaimer: "CINEMAS"

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: Venue rental, namely, rental of rooms and facilities for social functions

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 01, 2009

Use in Commerce: Jun. 01, 2009

For: Motion picture theater services; Consulting services in the field of event planning, concert planning and party planning services; venue rental services, namely, rental of rooms for concerts

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 01, 2009

Use in Commerce: Jun. 01, 2009

For: Motion picture theater concession stands featuring food and beverages

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 01, 2009

Use in Commerce: Jun. 01, 2009

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: Vintage Cinemas, Inc.
Owner Address: 1822 N. Vermont Ave.
Los Angeles, CALIFORNIA UNITED STATES 90027
Legal Entity Type: CORPORATION State or Country: CALIFORNIA
Where Organized:

Attorney/Correspondence Information

Attorney of Record
Attorney Name: Paul D. Supnik Docket Number: 2585-11
Correspondent
Correspondent Name/Address: PAUL D. SUPNIK
LAW OFFICE OF PAUL D. SUPNIK
9401 WILSHIRE BLVD STE 1250
BEVERLY HILLS, CALIFORNIA UNITED STATES 90212-2945
Phone: 310-859-0100 Fax: 310-388-5645

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 28, 2012	REGISTERED-SUPPLEMENTAL REGISTER	
Jul. 21, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	70138
Jul. 20, 2012	APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER	
Feb. 17, 2012	NOTICE OF ACCEPTANCE OF AMENDMENT TO ALLEGE USE MAILED	
Feb. 16, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 15, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 15, 2012	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Feb. 16, 2012	USE AMENDMENT ACCEPTED	74662
Feb. 15, 2012	AMENDMENT TO USE PROCESSING COMPLETE	88889
Feb. 15, 2012	USE AMENDMENT FILED	88889
Feb. 14, 2012	TEAS AMENDMENT OF USE RECEIVED	
Nov. 08, 2011	FINAL REFUSAL MAILED	
Nov. 07, 2011	FINAL REFUSAL WRITTEN	74662
Oct. 11, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 10, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 10, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 14, 2011	NON-FINAL ACTION MAILED	
Sep. 13, 2011	NON-FINAL ACTION WRITTEN	74662
Sep. 09, 2011	DATA MODIFICATION COMPLETED	70138
Sep. 09, 2011	ASSIGNED TO LIE	70138
Sep. 07, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 06, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889

Sep. 06, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 10, 2011	NON-FINAL ACTION MAILED	
May 10, 2011	NON-FINAL ACTION WRITTEN	74662
May 09, 2011	ASSIGNED TO EXAMINER	74662
Feb. 11, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 11, 2011	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 28, 2012

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Mark: VINTAGE 6

VINTAGE 6

US Serial Number: 77976936

Application Filing Date: Jul. 19, 2007

US Registration Number: 3628703

Registration Date: May 26, 2009

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Section 8 declaration has been accepted.

Status Date: Sep. 27, 2014

Publication Date: Oct. 28, 2008

Notice of Allowance Date: Jan. 20, 2009

Mark Information

Mark Literal Elements: VINTAGE 6

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

Disclaimer: "VINTAGE"

Related Properties Information

Child Of: 77233519

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: Entertainment services, namely, providing a web site featuring musical performances, musical videos, related film clips, photographs, and other multimedia materials; Entertainment, namely, live music concerts

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 12, 2007

Use in Commerce: May 12, 2007

For: Audio and video recordings featuring music; Downloadable musical sound recordings; Downloadable video recordings featuring music

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 21, 2008

Use in Commerce: Jun. 21, 2008

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: Michael Muskat
Owner Address: 4 Peter Cooper Road
New York, NEW YORK UNITED STATES 10010
Legal Entity Type: INDIVIDUAL **Citizenship:** UNITED STATES

Attorney/Correspondence Information

Attorney Name: Marsha G. Ajhar	Attorney of Record
Attorney Primary Email Address: majhar@sgrlaw.com	Docket Number: 804127.001
	Attorney Email Authorized: Yes
Correspondent Name/Address: MARSHA G. AJHAR SMITH GAMBRELL & RUSSELL LLP 1301 Avenue of the Americas NEW YORK, NEW YORK UNITED STATES 10019	Correspondent
Phone: 212-907-9700	Fax: 212-907-9800
Correspondent e-mail: majhar@sgrlaw.com dcdocketing@sgrlaw.com	Correspondent e-mail Authorized: Yes
Domestic Representative - Not Found	

Prosecution History

Date	Description	Proceeding Number
Sep. 26, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 27, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Sep. 27, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED	76533
Sep. 26, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Sep. 11, 2014	TEAS SECTION 8 RECEIVED	
May 26, 2009	REGISTERED-PRINCIPAL REGISTER	
Apr. 20, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	78145
Apr. 20, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 16, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Apr. 15, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Apr. 15, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 06, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Apr. 06, 2009	NON-FINAL ACTION E-MAILED	
Apr. 06, 2009	SU - NON-FINAL ACTION - WRITTEN	61272
Mar. 31, 2009	NOTICE OF PSEUDO MARK MAILED	
Mar. 28, 2009	STATEMENT OF USE PROCESSING COMPLETE	76873
Mar. 04, 2009	USE AMENDMENT FILED	76873
Mar. 28, 2009	DIVISIONAL PROCESSING COMPLETE	
Mar. 04, 2009	DIVISIONAL REQUEST RECEIVED	
Mar. 26, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76873

Mar. 04, 2009	TEAS REQUEST TO DIVIDE RECEIVED	
Mar. 04, 2009	TEAS STATEMENT OF USE RECEIVED	
Jan. 20, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 28, 2008	PUBLISHED FOR OPPOSITION	
Oct. 08, 2008	NOTICE OF PUBLICATION	
Sep. 19, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78145
Sep. 18, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 17, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 17, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 17, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 17, 2008	PETITION TO REVIVE-GRANTED	88889
Sep. 17, 2008	TEAS PETITION TO REVIVE RECEIVED	
Aug. 25, 2008	ABANDONMENT NOTICE MAILED - FAILURE TO RESPOND	
Aug. 25, 2008	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Jan. 15, 2008	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jan. 15, 2008	NON-FINAL ACTION E-MAILED	6325
Jan. 15, 2008	NON-FINAL ACTION WRITTEN	61272
Jan. 11, 2008	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 07, 2007	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Nov. 28, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78145
Nov. 28, 2007	ASSIGNED TO LIE	78145
Oct. 24, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 24, 2007	ASSIGNED TO EXAMINER	61272
Jul. 25, 2007	NOTICE OF PSEUDO MARK MAILED	
Jul. 24, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 111

Date in Location: Sep. 27, 2014

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Mark: MOVIES INC



US Serial Number: 86538817

Application Filing Date: Feb. 18, 2015

US Registration Number: 5076088

Registration Date: Nov. 08, 2016

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 08, 2016

Publication Date: Aug. 23, 2016

Mark Information

Mark Literal Elements: MOVIES INC

Standard Character Claim: No

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

Description of Mark: The mark consists of the literal element "MOVIES" above and separated from the literal element "INC" by a single horizontal band, and where the letter "O" in "MOVIES" is formed by a movie film reel that also forms the hub of an aircraft propeller comprising four blades.

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

Disclaimer: "MOVIES INC"

Design Search Code(s): 16.03.03 - Reels, movie film; Film, photographic; X-ray negatives

18.11.04 - Propellers, vehicular

26.17.01 - Bars, straight; Bands, straight; Lines, straight; Straight line(s), band(s) or bar(s)

26.17.05 - Bands, horizontal; Bars, horizontal; Horizontal line(s), band(s) or bar(s); Lines, horizontal

27.03.05 - Objects 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: Motion picture theaters

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 16, 2014

Use in Commerce: May 16, 2014

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
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: MARSZ MOVIES, LLC
Owner Address: 403 CHERRY HILLS DR.
ROCKPORT, TEXAS 78382
UNITED STATES
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country Where Organized: TEXAS

Attorney/Correspondence Information

Attorney of Record
Attorney Name: Wayne J. Colton
Docket Number: 1343.1880
Attorney Primary Email Address: colton@wjci.com
Attorney Email Authorized: Yes
Correspondent
Correspondent Name/Address: WAYNE J. COLTON
Wayne J Colton Inc
115 E Travis St Ste 1032
San Antonio, TEXAS 78205-1684
UNITED STATES
Phone: (210) 222-8455
Fax: (210) 222-8445
Correspondent e-mail: colton@wjci.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 08, 2016	REGISTERED-PRINCIPAL REGISTER	
Aug. 23, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 23, 2016	PUBLISHED FOR OPPOSITION	
Aug. 03, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 21, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 20, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 19, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 19, 2016	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Jan. 19, 2016	NOTIFICATION OF FINAL REFUSAL EMAILED	
Jan. 19, 2016	FINAL REFUSAL E-MAILED	
Jan. 19, 2016	FINAL REFUSAL WRITTEN	81878
Dec. 30, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	59554
Dec. 30, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	59554
Dec. 20, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Nov. 28, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 27, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 27, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 26, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 26, 2015	NON-FINAL ACTION E-MAILED	6325
May 26, 2015	NON-FINAL ACTION WRITTEN	81878
May 26, 2015	ASSIGNED TO EXAMINER	81878
Mar. 06, 2015	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Mar. 05, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 21, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 08, 2016

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Mark: LIKE THE MOVIES

Like the Movies

US Serial Number: 86165408

Application Filing Date: Jan. 14, 2014

US Registration Number: 4600533

Registration Date: Sep. 09, 2014

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 09, 2014

Publication Date: Jun. 24, 2014

Mark Information

Mark Literal Elements: LIKE THE MOVIES

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

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: Entertainment in the nature of live musical performances

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 21, 2012

Use in Commerce: Feb. 21, 2012

For: Audio and video recordings featuring music and artistic performances; Digital music downloadable from the Internet; Downloadable music files

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 21, 2012

Use in Commerce: Feb. 21, 2012

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: Ganoudis, Christopher J.

Owner Address: 1518 Nature Court
Winter Springs, FLORIDA 32708
UNITED STATES

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: GANOUDIS, CHRISTOPHER J.
1518 NATURE CT
WINTER SPRINGS, FLORIDA 32708
UNITED STATES

Phone: 321-297-5318

Correspondent e-mail: ganoudis@bellsouth.net

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 09, 2014	REGISTERED-PRINCIPAL REGISTER	
Jun. 24, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 24, 2014	PUBLISHED FOR OPPOSITION	
Jun. 04, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 19, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
May 19, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 15, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	70468
May 15, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	70468
May 15, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 13, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 13, 2014	NON-FINAL ACTION E-MAILED	6325
May 13, 2014	NON-FINAL ACTION WRITTEN	89015
May 12, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	70468
May 12, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	70468
May 02, 2014	ASSIGNED TO LIE	70468
Apr. 16, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 16, 2014	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Apr. 16, 2014	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Apr. 16, 2014	COMBINED EXAMINER'S AMENDMENT/PRIORITY ACTION AUTOMATIC ENTRY	89015
Apr. 16, 2014	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	89015
Apr. 16, 2014	ASSIGNED TO EXAMINER	89015
Jan. 27, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 17, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 09, 2014

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Mark: MAKIN' MOVIES

Makin' Movies

US Serial Number: 77846162

Application Filing Date: Oct. 11, 2009

US Registration Number: 3774817

Registration Date: Apr. 13, 2010

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Apr. 13, 2010

Publication Date: Jan. 26, 2010

Mark Information

Mark Literal Elements: MAKIN' MOVIES

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

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: Arranging and conducting special events; Arranging, organizing, conducting, and hosting social entertainment events; Provision of information relating to live performances, road shows, live stage events, theatrical performances, live music concerts and audience participation in such events

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 15, 2008

Use in Commerce: Nov. 15, 2008

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: Temme III LLC

DBA, AKA, AKA MovieHatch.com
Formerly:

Owner Address: 23 West 73rd St Ste 1014
New York, NEW YORK 10023
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: LAUREN WILLIAMS
23 West 73rd St Ste 1014
NEW YORK, NEW YORK 10023
UNITED STATES

Phone: 3479922657

Correspondent e-mail: lauren@moviehatch.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 06, 2015	POST REGISTRATION ACTION MAILED - SEC. 8	68973
May 06, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
May 04, 2015	TEAS SECTION 8 RECEIVED	
May 04, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 13, 2015	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Apr. 13, 2010	REGISTERED-PRINCIPAL REGISTER	
Jan. 26, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 26, 2010	PUBLISHED FOR OPPOSITION	
Dec. 22, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	76243
Dec. 22, 2009	ASSIGNED TO LIE	76243
Dec. 04, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 04, 2009	EXAMINER'S AMENDMENT ENTERED	88888
Dec. 04, 2009	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Dec. 04, 2009	EXAMINERS AMENDMENT E-MAILED	6328
Dec. 04, 2009	EXAMINERS AMENDMENT -WRITTEN	78478
Dec. 01, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 01, 2009	NON-FINAL ACTION E-MAILED	6325
Dec. 01, 2009	NON-FINAL ACTION WRITTEN	78478
Nov. 17, 2009	ASSIGNED TO EXAMINER	78478
Oct. 17, 2009	NOTICE OF PSEUDO MARK MAILED	
Oct. 16, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 14, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 109

Date in Location: Jun. 28, 2017

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Mark: SILVER CINEMAS

SILVER CINEMAS

US Serial Number: 76592612

Application Filing Date: May 17, 2004

US Registration Number: 3115674

Registration Date: Jul. 18, 2006

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jan. 21, 2016

Publication Date: Apr. 25, 2006

Mark Information

Mark Literal Elements: SILVER CINEMAS

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

Disclaimer: CINEMAS

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: entertainment services in the nature of motion picture theaters; and providing theater listings

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 1998

Use in Commerce: May 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: Silver Cinemas Acquisition Co.

Owner Address: 2222 South Barrington Avenue
Los Angeles, CALIFORNIA 90064
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney Name: W. Scott Brown Attorney Primary Email Address: iptldocket@velaw.com	Attorney of Record Docket Number: SIL560 Attorney Email Authorized: Yes
Correspondent Name/Address: W. Scott Brown Vinson & Elkins, L.L.P. 1001 Fannin Street 2500 First City Tower Houston, TEXAS 77002-6760 UNITED STATES	Correspondent Phone: 713-758-1105 Fax: 713-615-5803
Correspondent e-mail: iptldocket@velaw.com	Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 03, 2016	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 21, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 21, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68335
Jan. 21, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68335
Jan. 20, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Nov. 05, 2015	TEAS SECTION 8 & 9 RECEIVED	
Jul. 18, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Aug. 21, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Aug. 21, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68502
Aug. 21, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68502
Aug. 01, 2012	TEAS SECTION 8 & 15 RECEIVED	
Apr. 15, 2008	REVIEW OF CORRESPONDENCE COMPLETE	75606
Apr. 03, 2008	PAPER RECEIVED	
Jul. 18, 2006	REGISTERED-PRINCIPAL REGISTER	
Apr. 25, 2006	PUBLISHED FOR OPPOSITION	
Apr. 05, 2006	NOTICE OF PUBLICATION	
Mar. 06, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	67287
Feb. 24, 2006	ASSIGNED TO LIE	67287
Feb. 16, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 16, 2006	AMENDMENT FROM APPLICANT ENTERED	67287
Jan. 24, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	67287
Jan. 24, 2006	PAPER RECEIVED	
Aug. 02, 2005	FINAL REFUSAL MAILED	
Aug. 01, 2005	FINAL REFUSAL WRITTEN	69811
Jul. 21, 2005	AMENDMENT FROM APPLICANT ENTERED	77976
Jun. 17, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Jun. 17, 2005	PAPER RECEIVED	
Dec. 15, 2004	NON-FINAL ACTION MAILED	
Dec. 14, 2004	NON-FINAL ACTION WRITTEN	69811
Dec. 14, 2004	ASSIGNED TO EXAMINER	69811
May 28, 2004	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted
Incontestability:

Renewal Date: Jul. 18, 2016

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 21, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Silver Cinemas Acquisition Co.

Assignment 1 of 1

Conveyance: SUPPLEMENT NO. 2 TO THE TRADEMARK SECURITY AGREEMENT DATED AS OF APRIL 30, 2004

Reel/Frame: [5834/0423](#)

Pages: 8

Date Recorded: Jul. 14, 2016

Supporting Documents: [assignment-tm-5834-0423.pdf](#)

Assignor

Name: [LANDMARK ACQUISITION CORP.](#)

Execution Date: Jul. 06, 2016

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Name: [SILVER HOLDCO INC.](#)

Execution Date: Jul. 06, 2016

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Name: [SILVER CINEMAS ACQUISITION CO.](#)

Execution Date: Jul. 06, 2016

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Name: [TRULY INDIE LLC](#)

Execution Date: Jul. 06, 2016

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE
Where Organized:

Assignee

Name: [JPMORGAN CHASE BANK, N.A. \(F/K/A JPMORGAN CHASE BANK\)](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country: UNITED STATES
Where Organized:

Address: 2200 ROSS AVENUE - 8TH FLOOR
DALLAS, TEXAS 75201

Correspondent

Correspondent Name: CAROLYN HIMMELFARB

Correspondent Address: 1111 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, DC 20004

Domestic Representative - Not Found

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Mark: SILVER SNAKE CINEMA



US Serial Number: 86563302

Application Filing Date: Mar. 13, 2015

US Registration Number: 4994259

Registration Date: Jul. 05, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 05, 2016

Publication Date: Oct. 13, 2015

Notice of Allowance Date: Dec. 08, 2015

Mark Information

Mark Literal Elements: SILVER SNAKE CINEMA

Standard Character Claim: No

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

Description of Mark: The mark consists of a design of a curving snake having three parts, namely, 1) an upper "S" - shaped part; 2) a middle "S" - shaped part, 3) and a lower "C" - shaped part, the upper "S" - shaped part forming a capital "S" in the word "SILVER", the middle "S" - shaped part forming a capital "S" in the word "SNAKE" and the bottom "C" - shaped part forming a capital "C" in the word "CINEMA".

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

Disclaimer: "CINEMA"

Design Search Code(s): 03.21.02 - Snakes

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: Entertainment services, namely, directing, filming, and editing film and video content taken at weddings and live music concerts; Entertainment services, namely, directing, filming, and editing of television shows, short films, feature films, commercials, advertisements, corporate event videos and live event videos, other than for commercial, promotional and advertising purposes

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 08, 2015

Use in Commerce: Jan. 08, 2015

For: Video recordings featuring music and artistic performance

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 08, 2015

Use in Commerce: Jan. 08, 2015

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: CuteCoot LLC

Owner Address: 168 Parkview Drive
Wauconda, ILLINOIS 60084
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: ILLINOIS

Attorney/Correspondence Information

Attorney Name: Charles F. Meroni, Jr.	Attorney of Record
Attorney Primary Email Address: meronilaw@ameritech.net	Docket Number: 15003
	Attorney Email Authorized: Yes
Correspondent Name/Address: CHARLES F. MERONI, JR. Meroni & Meroni P C 5 Bellwood Dr Barrington, ILLINOIS 60010-2653 UNITED STATES	Correspondent
Phone: (847) 304-1500	Fax: (847) 382-5478
Correspondent e-mail: meronilaw@ameritech.net	Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 05, 2016	REGISTERED-PRINCIPAL REGISTER	
Jun. 01, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 31, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 21, 2016	STATEMENT OF USE PROCESSING COMPLETE	61813
Apr. 19, 2016	USE AMENDMENT FILED	61813
May 17, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Apr. 19, 2016	TEAS STATEMENT OF USE RECEIVED	
Dec. 08, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 13, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 13, 2015	PUBLISHED FOR OPPOSITION	
Sep. 23, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 09, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312

Sep. 08, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 08, 2015	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 08, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 08, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 08, 2015	EXAMINERS AMENDMENT -WRITTEN	85319
Sep. 03, 2015	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Aug. 25, 2015	WITHDRAWN FROM PUB - OG REVIEW QUERY	99910
Aug. 13, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Aug. 12, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 12, 2015	EXAMINER'S AMENDMENT ENTERED	88888
Aug. 12, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Aug. 12, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Aug. 12, 2015	EXAMINERS AMENDMENT -WRITTEN	85319
Aug. 12, 2015	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Aug. 04, 2015	WITHDRAWN FROM PUB - OG REVIEW QUERY	99910
Jul. 21, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Jul. 21, 2015	ASSIGNED TO LIE	77312
Jul. 07, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 27, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 26, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 26, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 18, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 18, 2015	NON-FINAL ACTION E-MAILED	6325
Jun. 18, 2015	NON-FINAL ACTION WRITTEN	85319
Jun. 17, 2015	ASSIGNED TO EXAMINER	85319
Mar. 25, 2015	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Mar. 24, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 17, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 31, 2016

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Mark: EVENT CINEMAS

EVENT CINEMAS

US Serial Number: 86823364

Application Filing Date: Nov. 17, 2015

US Registration Number: 5107819

Registration Date: Dec. 27, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 27, 2016

Publication Date: Oct. 11, 2016

Mark Information

Mark Literal Elements: EVENT CINEMAS

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

Disclaimer: "CINEMAS"

Foreign Information

Foreign Registration Number: 1259059

Foreign Registration Date: Aug. 27, 2008

Foreign Application/Registration Country: AUSTRALIA

Foreign Expiration Date: Aug. 27, 2018

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: Cinema theaters; distribution of motion picture films; provision of cinema facilities; amusement arcades; video arcade services; providing bowling alleys; entertainment services, namely, movie fan club services; providing electronic information in the field of entertainment, namely, cinemas, distribution of motion picture films, amusement and video arcades, bowling alleys, movie fan clubs, and booking and ticketing of cinema seats

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 44(e)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: Yes

Currently 44E: Yes

Amended 44E: No

Filed 66A: No
Filed No Basis: No

Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: The Greater Union Organisation Pty Ltd
Owner Address: 478 George Street
Sydney NSW 2000
AUSTRALIA
Legal Entity Type: limited company (Ltd.)
State or Country Where Organized: AUSTRALIA

Attorney/Correspondence Information

Attorney Name: Susan Upton Douglass
Attorney Primary Email Address: sdouglass@frosszelnick.com
Attorney of Record Docket Number: 1508653
Attorney Email Authorized: Yes
Correspondent Name/Address: SUSAN UPTON DOUGLASS
FROSS ZELNICK LEHRMAN & ZISSU, P.C.
4 TIMES SQUARE, 17TH FLOOR
NEW YORK, NEW YORK 10036
UNITED STATES
Correspondent Phone: (212) 813-5900
Correspondent e-mail Authorized: Yes
Domestic Representative Name: Susan Upton Douglass
Domestic Representative e-mail Authorized: Yes
Domestic Representative Phone: (212) 813-5900

Prosecution History

Date	Description	Proceeding Number
Apr. 05, 2017	REVIEW OF CORRESPONDENCE COMPLETE - ADDRESS UPDATED	88889
Jan. 31, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 27, 2016	REGISTERED-PRINCIPAL REGISTER	
Oct. 11, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 11, 2016	PUBLISHED FOR OPPOSITION	
Sep. 21, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 06, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 24, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 23, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 23, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 11, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 11, 2016	NON-FINAL ACTION E-MAILED	6325
Mar. 11, 2016	NON-FINAL ACTION WRITTEN	80801
Mar. 09, 2016	ASSIGNED TO EXAMINER	80801
Dec. 28, 2015	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Dec. 28, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Nov. 23, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 20, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Dec. 27, 2016

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Mark: EVENTS DC

EVENTS DC

US Serial Number: 85266142

Application Filing Date: Mar. 14, 2011

US Registration Number: 4531014

Registration Date: May 13, 2014

Register: Supplemental

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: May 13, 2014

Mark Information

Mark Literal Elements: EVENTS DC

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

Parent Of: 85978307

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
- Astensks "*" identify additional (new) wording in the goods/services.

For: Providing on-line newsletters in the field of cultural events, special event planning, sporting events, restaurants; shopping and travel in the Washington, DC metropolitan area; Consultation in the field of special event planning for social entertainment purposes; Provision of information relating to the organizing of educational, cultural, sporting, or entertainment exhibitions; Providing an Internet website portal in the field of entertainment, cultural and sporting events; Providing various facilities for an array of sporting events, sports and athletic competitions; Provision of information relating to sporting, cultural, live theatrical productions and special events; Arena services, namely, providing facilities for sports, concerts, conventions and exhibitions; Provision of facilities for conventions; Provision of conference, exhibition and meeting facilities

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 22, 2011

Use in Commerce: Jun. 22, 2011

For: Advertising, marketing and promotion services; Advertising services, namely, promoting and marketing Washington, D.C. as a location for conventions, tradeshows, meetings, tourism, sporting events, sports teams, recreational events, film, television, and other motion picture productions, and entertainment events; Promoting cultural, recreational, sporting, youth activities and entertainment events in Washington, DC event management services for others

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 22, 2011

Use in Commerce: Jun. 22, 2011

Basis Information (Case Level)

Jan. 11, 2013	DIVISIONAL PROCESSING COMPLETE	
Nov. 30, 2012	DIVISIONAL REQUEST RECEIVED	
Jan. 07, 2013	ASSIGNED TO LIE	73296
Dec. 26, 2012	FAX RECEIVED	
Dec. 13, 2012	ITU OFFICE ACTION ISSUED FOR DIVISIONAL REQUEST	69302
Dec. 06, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
Nov. 30, 2012	PAPER RECEIVED	
May 30, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 30, 2012	NON-FINAL ACTION E-MAILED	6325
May 30, 2012	NON-FINAL ACTION WRITTEN	76745
May 08, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 07, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 07, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 07, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Nov. 07, 2011	NON-FINAL ACTION E-MAILED	6325
Nov. 07, 2011	NON-FINAL ACTION WRITTEN	76745
Oct. 13, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Oct. 13, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Sep. 29, 2011	ASSIGNED TO LIE	70997
Sep. 20, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 22, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 22, 2011	NON-FINAL ACTION E-MAILED	6325
Jun. 22, 2011	NON-FINAL ACTION WRITTEN	76745
Jun. 13, 2011	ASSIGNED TO EXAMINER	76745
Mar. 18, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 17, 2011	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 13, 2014

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Mark: MULTIPLEX CINEMAS



US Serial Number: 73460378

Application Filing Date: Jan. 10, 1984

US Registration Number: 1304210

Registration Date: Nov. 06, 1984

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Sep. 03, 2014

Publication Date: Aug. 28, 1984

Mark Information

Mark Literal Elements: MULTIPLEX CINEMAS

Standard Character Claim: No

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

Disclaimer: No claim is made to the exclusive right to use "Cinemas", apart from the mark as shown.

Design Search Code(s): 26.11.12 - Rectangles with bars, bands and lines
26.11.26 - Oblongs as carriers for words, letters or designs

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
- Astenisks *..* identify additional (new) wording in the goods/services.

For: Entertainment Services-Namely, Showing Motion Pictures in Theaters

International Class(es): 041 - Primary Class

U.S Class(es): 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 23, 1983

Use in Commerce: Dec. 23, 1983

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: National Amusements, Inc.

Owner Address: 846 University Avenue
Norwood, MASSACHUSETTS 02062

UNITED STATES
Legal Entity Type: CORPORATION

State or Country MARYLAND
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: KEVIN G. SMITH
Attorney Primary Email Address: tm@sughrue.com

Docket Number: S3612
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: KEVIN G. SMITH
SUGHRUE MION, PLLC
2100 PENNSYLVANIA AVE NW
WASHINGTON, DISTRICT OF COLUMBIA 20037-3213
UNITED STATES

Phone: 202-293-7060

Fax: 202-293-7860

Correspondent e-mail: tm@sughrue.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 03, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 03, 2014	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	70132
Sep. 03, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70132
Aug. 29, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70132
Aug. 13, 2014	TEAS SECTION 8 & 9 RECEIVED	
Mar. 25, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 25, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 22, 2008	CASE FILE IN TICRS	
Nov. 18, 2004	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 18, 2004	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 14, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Oct. 14, 2004	PAPER RECEIVED	
Oct. 20, 2004	PAPER RECEIVED	
Jul. 27, 1990	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jun. 04, 1990	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Nov. 06, 1984	REGISTERED-PRINCIPAL REGISTER	
Aug. 28, 1984	PUBLISHED FOR OPPOSITION	
Jun. 26, 1984	NOTICE OF PUBLICATION	
May 18, 1984	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 15, 1984	ASSIGNED TO EXAMINER	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 06, 2014

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 03, 2014

Generated on: This page was generated by TSDR on 2017-08-08 14:08:41 EDT

Mark: MULTIPLEX

MULTIPLEX

US Serial Number: 77848942

Application Filing Date: Oct. 14, 2009

US Registration Number: 3799177

Registration Date: Jun. 08, 2010

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

Status Date: Aug. 17, 2016

Publication Date: Mar. 23, 2010

Mark Information

Mark Literal Elements: MULTIPLEX

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

Acquired Distinctiveness Claim: In whole

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
- Astensks *..* identify additional (new) wording in the goods/services.

For: Television broadcasting via cable television, satellite, terrestrial transmission, internet television, mobile television and television syndication, namely, television broadcasting focused on motion picture nostalgia predominantly featuring short scenes of classic movies, and fan material; radio broadcasting via satellite, terrestrial transmission, internet radio and mobile radio, namely, radio broadcasting focused on motion picture nostalgia predominantly featuring short scenes of classic movies, and fan material

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 07, 2002

Use in Commerce: Dec. 09, 2002

Basis Information (Case Level)

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

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

Amended Use: No
Amended ITU: No
Amended 44D: No
Amended 44E: No

Current Owner(s) Information

Owner Name: Multiplex Inc.
Owner Address: P.O. Box 13092
Tucson, ARIZONA UNITED STATES 85732
Legal Entity Type: CORPORATION
State or Country Where Organized: WYOMING

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Alex Patel
Attorney Primary Email Address: alex@paiplaw.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Alex Patel
Patel & Almeida, P.C.
16830 Ventura Blvd., Suite 360
Encino, CALIFORNIA UNITED STATES 91436
Phone: 8183801900
Fax: 8183801900
Correspondent e-mail: alex@paiplaw.com brittney@paiplaw.com nikki@paiplaw.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 17, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Aug. 17, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	74886
Aug. 17, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74886
Jun. 03, 2016	TEAS SECTION 8 & 15 RECEIVED	
Jun. 08, 2015	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
May 29, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 08, 2010	REGISTERED-PRINCIPAL REGISTER	
Mar. 23, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 23, 2010	PUBLISHED FOR OPPOSITION	
Feb. 16, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Feb. 16, 2010	ASSIGNED TO LIE	68552
Jan. 15, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 15, 2010	ASSIGNED TO EXAMINER	77875
Oct. 19, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 17, 2009	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: TMO LAW OFFICE 113

Date in Location: Aug. 17, 2016

Generated on: This page was generated by TSDR on 2017-08-08 14:10:21 EDT

Mark: PREMIUM CINEMA

PREMIUM CINEMA

US Serial Number: 75420979

Application Filing Date: Jan. 21, 1998

US Registration Number: 2223425

Registration Date: Feb. 09, 1999

Register: Supplemental

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Amended to Principal Register: No

Date Amended to Current Register: Aug. 03, 1998

Status: The registration has been renewed.

Status Date: Mar. 16, 2009

Mark Information

Mark Literal Elements: PREMIUM CINEMA

Standard Character Claim: No

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

Disclaimer: "CINEMA"

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
- Astensks "...*" identify additional (new) wording in the goods/services.

For: FOOD AND BEVERAGE SERVICES

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 03, 1998

Use in Commerce: Apr. 03, 1998

For: MOTION PICTURE THEATER SERVICES

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 03, 1998

Use in Commerce: Apr. 03, 1998

For: [VALET PARKING SERVICES]

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Apr. 03, 1998

Use in Commerce: Apr. 03, 1998

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: AMERICAN MULTI-CINEMA INC.
Owner Address: One AMC Way, 11500 Ash St.
Leawood, KANSAS UNITED STATES 66211
Legal Entity Type: CORPORATION **State or Country:** MISSOURI
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Wade Kerrigan
Attorney Primary Email Address: pto-kc@huschblackwell.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Wade Kerrigan
Husch Blackwell LLP
4801 Main Street, Suite 1000
Kansas City, MISSOURI UNITED STATES 64112
Phone: 816-983-8000 **Fax:** 816-983-8080
Correspondent e-mail: pto-kc@huschblackwell.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 17, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 17, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 30, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Sep. 30, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 08, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Aug. 16, 2010	CASE FILE IN TICRS	59554
Mar. 16, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Mar. 16, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 09, 2009	ASSIGNED TO PARALEGAL	75184
Feb. 05, 2009	TEAS SECTION 8 & 9 RECEIVED	
Sep. 03, 2004	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED	
Jul. 29, 2004	REGISTERED - SEC. 8 (6-YR) FILED	
Jul. 29, 2004	TEAS SECTION 8 RECEIVED	
Mar. 29, 1999	SEC 7 REQUEST FILED	
Feb. 09, 1999	REGISTERED-SUPPLEMENTAL REGISTER	
Oct. 28, 1998	APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER	
Oct. 28, 1998	USE AMENDMENT ACCEPTED	
Oct. 26, 1998	EXAMINER'S AMENDMENT MAILED	
Aug. 03, 1998	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 03, 1998	AMENDMENT TO USE PROCESSING COMPLETE	

Aug. 03, 1998 USE AMENDMENT FILED
Jun. 24, 1998 NON-FINAL ACTION MAILED
Jun. 12, 1998 ASSIGNED TO EXAMINER

74818

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:

Renewal Date: Feb. 09, 2009

Change in Yes
Registration:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 105

Date in Location: Aug. 16, 2010

Assignment Abstract Of Title Information

Summary

Total Assignments: 5

Registrant: GC Companies, Inc.

Assignment 1 of 5

Conveyance: CHANGE OF NAME

Reel/Frame: [2723/0537](#)

Pages: 6

Date Recorded: Apr. 30, 2003

Supporting [assignment-tm-2723-0537.pdf](#)
Documents:

Assignor

Name: [GC COMPANIES, INC.](#)

Execution Date: Mar. 27, 2002

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Assignee

Name: [AMC-GCT, INC.](#)

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 920 MAIN STREET
KANSAS CITY, MISSOURI 64105

Correspondent

Correspondent LATHROP & GAGE L.C.
Name:

Correspondent PETER C. KNOPS
Address: 2345 GRAND BOULEVARD, SUITE 2300
KANSAS CITY, MO 64108-2612

Domestic Representative - Not Found

Assignment 2 of 5

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [2737/0104](#)

Pages: 3

Date Recorded: May 02, 2003

Supporting [assignment-tm-2737-0104.pdf](#)
Documents:

Assignor

Name: [AMC-GCT, INC.](#)

Execution Date: Apr. 15, 2003

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Assignee

Name: [AMERICAN MULTI-CINEMA INC](#)

Legal Entity Type: CORPORATION

State or Country MISSOURI
Where Organized:

Address: 920 MAIN STREET
KANSAS CITY, MISSOURI 64105

Correspondent

Correspondent Name: LATHROP & GAGE L.C.

Correspondent Address: PETER C. KNOPS
2345 GRAND BLVD., SUITE 2300
KANSAS CITY, MO 64108-2612

Domestic Representative - Not Found

Assignment 3 of 5

Conveyance: SECURITY INTEREST

Reel/Frame: [3315/0325](#)

Pages: 32

Date Recorded: Feb. 16, 2006

Supporting Documents: [assignment-tm-3315-0325.pdf](#)

Assignor

Name: [AMC ENTERTAINMENT INC.](#)

Execution Date: Jan. 26, 2006

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Name: [AMERICAN MULTI-CINEMA, INC.](#)

Execution Date: Jan. 26, 2006

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Name: [NATIONAL CINEMA NETWORK, INC.](#)

Execution Date: Jan. 26, 2006

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Name: [CENTERTAINMENT, INC.](#)

Execution Date: Jan. 26, 2006

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Name: [LOEWS CINEPLEX THEATRES, INC.](#)

Execution Date: Jan. 26, 2006

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Assignee

Name: [CITICORP NORTH AMERICA INC.](#)

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 390 GREENWICH STREET
NEW YORK, NEW YORK 10013

Correspondent

Correspondent Name: ANDREW YOON

Correspondent Address: WEIL, GOTSHAL & MANGES, LLP
767 5TH AVENUE
NEW YORK, NY 10153

Domestic Representative - Not Found

Assignment 4 of 5

Conveyance: NOTICE OF GRANT OF SECURITY INTEREST IN TRADEMARK

Reel/Frame: [5017/0209](#)

Pages: 12

Date Recorded: Apr. 30, 2013

Supporting Documents: [assignment-tm-5017-0209.pdf](#)

Assignor

Name: [AMERICAN MULTI-CINEMA, INC.](#)

Execution Date: Apr. 30, 2013

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Assignee

Name: [CITICORP NORTH AMERICA, INC.](#)
Legal Entity Type: CORPORATION
Address: 390 GREENWICH STREET
NEW YORK, NEW YORK 10013
State or Country: NEW YORK
Where Organized:

Correspondent

Correspondent Name: VINDRA RICHTER C/O WEIL ET AL
Correspondent Address: 767 FIFTH AVENUE
NEW YORK, NY 10153

Domestic Representative - Not Found

Assignment 5 of 5

Conveyance: RELEASE OF SECURITY INTEREST IN TRADEMARK COLLATERAL (003315.0325)
Reel/Frame: [5017/0615](#) **Pages:** 33
Date Recorded: May 01, 2013
Supporting Documents: [assignment-tm-5017-0615.pdf](#)

Assignor

Name: [CITIBANK NORTH AMERICA, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: Apr. 30, 2013
State or Country: NEW YORK
Where Organized:

Assignee

Name: [AMC ENTERTAINMENT INC.](#)
Legal Entity Type: CORPORATION
Address: 920 MAIN STREET
KANSAS CITY, MISSOURI 64105
State or Country: DELAWARE
Where Organized:

Name: [GRUPO CINEMAX, S.A. DE C.V.](#)
Legal Entity Type: CORPORATION
Address: TORRE ESMERALDA I
BLVD. MANUEL AVILA CAMACHO NO. 40 PISO 16
LOMAS DE CHAPULTEPEC, MEXICO 11000
State or Country: MEXICO
Where Organized:

Name: [CADENA MEXICANA DE EXHIBICION, S.A. DE C.V.](#)
Legal Entity Type: CORPORATION
Address: TORRE ESMERALDA I
BLVD. MANUEL AVILA CAMACHO NO. 40 PISO 16
LOMAS DE CHAPULTEPEC, MEXICO 11000
State or Country: MEXICO
Where Organized:

Correspondent

Correspondent Name: VINDRA RICHTER C/O WEIL ET AL
Correspondent Address: 767 FIFTH AVE.
NEW YORK, NY 10153

Domestic Representative - Not Found

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Mark: PREMIUM CLUB



US Serial Number: 74704843

Application Filing Date: Jul. 24, 1995

US Registration Number: 2211374

Registration Date: Dec. 15, 1998

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: Jan. 05, 2008

Publication Date: Jul. 02, 1996

Notice of Allowance Date: Sep. 24, 1996

Mark Information

Mark Literal Elements: PREMIUM CLUB

Standard Character Claim: No

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

Disclaimer: "CLUB"

Design Search Code(s): 07.03.25 - Convention hall; Aquariums (buildings); Hospitals; Libraries, public libraries; Schools; Wash, car (commercial)
26.17.01 - Bars, straight; Bands, straight; Lines, straight; Straight line(s), band(s) or bar(s)
26.17.04 - Bands, vertical; Bars, vertical; Lines, vertical; Vertical line(s), band(s) or bar(s)
26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

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
- Astersks *.* identify additional (new) wording in the goods/services.

For: providing restaurant and cocktail lounge services

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 30, 1995

Use in Commerce: Sep. 30, 1995

For: providing facilities for sports and entertainment events

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 30, 1995

Use in Commerce: Sep. 30, 1995

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: DELAWARE NORTH COMPANIES, INC. - BOSTON
Owner Address: 101 FEDERAL STREET
BOSTON, MASSACHUSETTS UNITED STATES 02110
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Attorney/Correspondence Information

Attorney Name: Thomas F. Dunn, Esq. **Attorney of Record**
Docket Number: 050677-2001
Attorney Primary Email Address: tmddocket@hinckleyallen.com **Attorney Email Authorized:** Yes
Correspondent
Correspondent Name/Address: Thomas F. Dunn, Esq.
Hinckley Allen & Snyder, LLP
28 State Street
Boston, MASSACHUSETTS UNITED STATES 02109
Phone: 617-345-9000 **Fax:** 617-345-9020
Correspondent e-mail: tmddocket@hinckleyallen.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 15, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 15, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 07, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Jan. 05, 2008	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75461
Jan. 05, 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 03, 2008	ASSIGNED TO PARALEGAL	75461
Dec. 31, 2007	TEAS SECTION 8 & 9 RECEIVED	
Sep. 09, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Sep. 07, 2005	ASSIGNED TO PARALEGAL	65765
Apr. 14, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 14, 2005	PAPER RECEIVED	
Dec. 15, 1998	REGISTERED-PRINCIPAL REGISTER	
Oct. 22, 1998	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 21, 1998	ASSIGNED TO EXAMINER	62126
Oct. 08, 1998	STATEMENT OF USE PROCESSING COMPLETE	
Sep. 18, 1998	USE AMENDMENT FILED	
Mar. 16, 1998	EXTENSION 3 GRANTED	
Jan. 15, 1998	EXTENSION 3 FILED	
Jul. 11, 1997	EXTENSION 2 GRANTED	
Jun. 16, 1997	EXTENSION 2 FILED	

Feb. 21, 1997	EXTENSION 1 GRANTED	
Dec. 16, 1996	EXTENSION 1 FILED	
Sep. 24, 1996	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 02, 1996	PUBLISHED FOR OPPOSITION	
May 31, 1996	NOTICE OF PUBLICATION	
Apr. 15, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 06, 1996	EXAMINER'S AMENDMENT MAILED	
Jan. 11, 1996	NON-FINAL ACTION MAILED	
Dec. 29, 1995	ASSIGNED TO EXAMINER	72614
Dec. 26, 1995	ASSIGNED TO EXAMINER	68309

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 15, 2008

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Jan. 05, 2008

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: New Boston Garden Corporation

Assignment 1 of 3

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [1404/0341](#)

Pages: 11

Date Recorded: Sep. 25, 1995

Supporting Documents: No Supporting Documents Available

Assignor

Name: [NEW BOSTON GARDEN CORPORATION](#)

Execution Date: Sep. 22, 1995

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [SHAWMUT BANK, N.A., NOT INDIVIDUALLY BUT SOLEY AS TRUSTEE](#)

Legal Entity Type: NATIONAL ASSOCIATION (BANK)

State or Country Where Organized: No Place Where Organized Found

Address: ONE FEDERAL STREET
ATTN: CORP. TRUST DEPT.
BOSTON, MASSACHUSETTS 02110

Correspondent

Correspondent Name: DAVID E. ALPINE

Correspondent Address: FEDERAL RESEARCH CORPORATION
400 SEVENTH ST., N.W.
SUITE 101
WASHINGTON, DC 20004

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CHANGE OF NAME

Reel/Frame: [3069/0231](#)

Pages: 8

Date Recorded: Mar. 18, 2005

Supporting Documents: [assignment-tm-3069-0231.pdf](#)

Name: [NEW BOSTON GARDEN CORPORATION](#)
Legal Entity Type: CORPORATION
Assignor
Execution Date: Oct. 15, 2004
State or Country Where Organized: DELAWARE

Name: [DELAWARE NORTH COMPANIES, INC. - BOSTON](#)
Legal Entity Type: CORPORATION
Assignee
State or Country Where Organized: DELAWARE

Address: 101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110

Correspondent

Correspondent Name: DEBORAH L. BENSON, ESQ.

Correspondent Address: HINCKLEY ALLEN SNYDER LLP
28 STATE STREET
BOSTON, MA 02109

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: CHANGE OF NAME

Reel/Frame: [3078/0601](#)

Pages: 6

Date Recorded: Mar. 31, 2005

Supporting Documents: [assignment-tm-3078-0601.pdf](#)

Name: [NEW BOSTON GARDEN CORPORATION](#)
Legal Entity Type: CORPORATION
Assignor
Execution Date: Oct. 15, 2004
State or Country Where Organized: DELAWARE

Name: [DELAWARE NORTH COMPANIES, INC.-BOSTON](#)
Legal Entity Type: CORPORATION
Assignee
State or Country Where Organized: DELAWARE

Address: 101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110

Correspondent

Correspondent Name: HINCKLEY ALLEN SNYDER LLP

Correspondent Address: DEBORAH L. BENSON, ESQ.
28 STATE STREET
BOSTON, MA 02109

Domestic Representative - Not Found

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Mark: SHOWCASE CINEMA

US Serial Number: 72205956

Application Filing Date: Nov. 10, 1964

US Registration Number: 813680

Registration Date: Aug. 23, 1966

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jan. 13, 2016

Mark Information

Mark Literal Elements: SHOWCASE CINEMA

Standard Character Claim: No

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

Disclaimer: APPLICANT DISCLAIMS THE WORD "CINEMA" APART FROM THE MARK AS SHOWN.

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: ENTERTAINMENT SERVICES RENDERED BY SHOWING MOTION PICTURES IN THEATERS

International Class(es): 041

U.S Class(es): 107 - Primary Class

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 07, 1964

Use in Commerce: Aug. 07, 1964

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: NATIONAL AMUSEMENTS, INC.

Owner Address: 846 University Avenue
Norwood, MASSACHUSETTS 02062
UNITED STATES

Legal Entity Type: CORPORATION

State or Country MARYLAND
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: KEVIN G. SMITH
Attorney Primary tm@sughrue.com
Email Address:

Docket Number: S3617
Attorney Email Yes
Authorized:

Correspondent

Correspondent KEVIN G. SMITH
Name/Address: SUGHRUE MION, PLLC
2100 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, DISTRICT OF COLUMBIA 20037
UNITED STATES

Phone: 202.293.7060

Fax: 202.293.7860

Correspondent e- tm@sughrue.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 13, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 13, 2016	REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS)	76873
Jan. 13, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76873
Jan. 13, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Nov. 03, 2015	TEAS SECTION 8 & 9 RECEIVED	
Mar. 25, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 25, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Feb. 02, 2009	CASE FILE IN TICRS	
Aug. 01, 2006	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	68502
Aug. 01, 2006	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 17, 2006	ASSIGNED TO PARALEGAL	68502
Apr. 07, 2006	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 07, 2006	PAPER RECEIVED	
Aug. 23, 1986	REGISTERED AND RENEWED (FIRST RENEWAL - 20 YRS)	
Mar. 13, 1986	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:

Affidavit of Section 15 - Accepted
Incontestability:

Renewal Date: Aug. 23, 2016

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 13, 2016

Proceedings

Summary

Number of 1
Proceedings:

Type of Proceeding: Opposition

Proceeding [91064065](#)
Number:

Filing Date: Feb 04, 1981

Status: Terminated

Status Date: Jun 25, 1981

Interlocutory
Attorney:

Defendant

Name: DANIELS & ASSOCIATES, INC.

Associated marks

Mark	Application Status	Serial Number	Registration Number
SHOWCASE I & II	Abandoned File - Backfile	73107147	

Plaintiff(s)

Name: NATIONAL AMUSEMENTS, INC.

Associated marks

Mark	Application Status	Serial Number	Registration Number
SHOWCASE CINEMA	Renewed	72205956	813680

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED	Feb 04, 1981	
2	PENDING, INSTITUTED	Mar 10, 1981	
3	BOARD'S DECISION: SUSTAINED	Jun 23, 1981	
4	TERMINATED	Jun 25, 1981	

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Mark: SHOWCASE OF CHAMPIONS

Showcase of Champions

US Serial Number: 86600571
Application Filing Date: Apr. 16, 2015
US Registration Number: 4824152
Registration Date: Sep. 29, 2015
Filed as TEAS RF: Yes
Currently TEAS RF: Yes
Register: Supplemental
Mark Type: Service Mark
Amended to Principal Register: No
Date Amended to Current Register: Aug. 05, 2015
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Sep. 29, 2015

Mark Information

Mark Literal Elements: SHOWCASE OF CHAMPIONS
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

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: Entertainment in the nature of wrestling contests; entertainment services, namely, the production and exhibition of professional wrestling events rendered live and through broadcast media and via the internet

International Class(es): 041 - Primary Class
U.S Class(es): 100, 101, 107
Class Status: ACTIVE
Basis: 1(a)
First Use: Mar. 11, 2015
Use in Commerce: Mar. 11, 2015

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: America's Most "Liked" LLC
Owner Address: 4200 North Patterson Avenue
Winston Salem, NORTH CAROLINA 27105
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NORTH CAROLINA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Brian S. Mencher

Attorney Primary Email Address: brian@dicksnantonlaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: BRIAN S. MENCHER
DICKS & NANTON P A
520 N ORLANDO AVE APT 2
WINTER PARK, FLORIDA 32789-7317
UNITED STATES

Phone: 407-215-7737

Fax: 407-386-6866

Correspondent e-mail: brian@dicksnantonlaw.com | nick@dnagency.com | isa@dnagency.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 29, 2015	REGISTERED-SUPPLEMENTAL REGISTER	
Aug. 26, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Aug. 26, 2015	ASSIGNED TO LIE	77312
Aug. 08, 2015	APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER	
Aug. 05, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 05, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 05, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 31, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 31, 2015	NON-FINAL ACTION E-MAILED	6325
Jul. 31, 2015	NON-FINAL ACTION WRITTEN	78445
Jul. 23, 2015	ASSIGNED TO EXAMINER	78445
Apr. 27, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 20, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 29, 2015

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Mark: JAZZ SHOWCASE

JAZZ SHOWCASE

US Serial Number: 86564318

Application Filing Date: Mar. 14, 2015

US Registration Number: 4840911

Registration Date: Oct. 27, 2015

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Oct. 27, 2015

Publication Date: Aug. 11, 2015

Mark Information

Mark Literal Elements: JAZZ SHOWCASE

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

Disclaimer: "JAZZ"

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: Entertainment, namely, providing live music performances and variety acts; Nightclub services featuring entertainment, namely, live and recorded music

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 1947

Use in Commerce: Dec. 31, 1947

For: Caps

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 1995

Use in Commerce: Dec. 31, 1995

For: Apparel, namely, tee shirts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 1980

Use in Commerce: Dec. 31, 1980

For: Mugs

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class(es):
Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 1995

Use in Commerce: Dec. 31, 1995

For: Recordings of live musical performances embodied in record albums, videocassettes, CD's and DVD's

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 1968

Use in Commerce: Dec. 31, 1968

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: The Jazz Showcase, Inc.

Owner Address: 5732 N. Rockwell
Chicago, ILLINOIS 60659
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: ILLINOIS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rochelle Claerbaut

Attorney Primary Email Address: rochelle@rciplaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: ROCHELLE CLAERBAUT
Rochelle Claerbaut Pc
10 N Dearborn St Ste 600
Chicago, ILLINOIS 60602-4220
UNITED STATES

Phone: 3127723251

Correspondent e-mail: docket@rciplaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 27, 2015	REGISTERED-PRINCIPAL REGISTER	
Aug. 11, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 11, 2015	PUBLISHED FOR OPPOSITION	
Jul. 22, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 06, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Jul. 06, 2015	ASSIGNED TO LIE	70884
Jun. 18, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 18, 2015	EXAMINER'S AMENDMENT ENTERED	88888

Jun. 18, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jun. 18, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Jun. 18, 2015	EXAMINERS AMENDMENT -WRITTEN	77966
Jun. 18, 2015	EXAMINER'S AMENDMENT ENTERED	88888
Jun. 18, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jun. 18, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Jun. 18, 2015	EXAMINERS AMENDMENT -WRITTEN	77966
Jun. 18, 2015	ASSIGNED TO EXAMINER	77966
Mar. 25, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 18, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 27, 2015

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Mark: ARTIST SHOWCASE



US Serial Number: 85191033

Application Filing Date: Dec. 06, 2010

US Registration Number: 3997201

Registration Date: Jul. 19, 2011

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 19, 2011

Publication Date: May 03, 2011

Mark Information

Mark Literal Elements: ARTIST SHOWCASE

Standard Character Claim: No

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

Description of Mark: The mark consists of the wording "ARTIST SHOWCASE" in white, to the left of a silhouette of a woman, a man playing a guitar, and a man with outstretched arms, in black, all against a rectangular background of alternating orange and red lines radiating from a point near the center of the mark.

Color Drawing: Yes

Color(s) Claimed: The color(s) RED, ORANGE, BLACK AND WHITE is/are claimed as a feature of the mark.

Disclaimer: "ARTIST SHOWCASE"

Design Search Code(s): 01.15.25 - Light rays; Spilling liquids; Sand; Pouring liquids; Liquids, spilling; Coal; Dust
02.01.02 - Men depicted as shadows or silhouettes of men; Silhouettes of men
02.03.02 - Silhouettes of women; Women depicted as shadows or silhouettes of women
02.07.03 - Groups, males and females
02.09.15 - Humans, including men, women and children, depicted playing musical instruments; Playing musical instruments, humans
22.01.06 - Banjos; Guitars; Ukuleles

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: Provision of entertainment information relating to live performances, road shows, live stage events, theatrical performances, live music concerts, and to audience participation in such events

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 01, 2010

Use in Commerce: Sep. 01, 2010

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

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

Amended 44D: No
Amended 44E: No

Current Owner(s) Information

Owner Name: BACKLINE MUSIC GROUP, LLC
Owner Address: 401 N HOWARD AVENUE
TAMPA, FLORIDA 33606
UNITED STATES
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country Where Organized: FLORIDA

Attorney/Correspondence Information

Attorney of Record - None
Correspondent

Correspondent Name/Address: BACKLINE MUSIC GROUP, LLC
401 N HOWARD AVE
TAMPA, FLORIDA 33606-1510
UNITED STATES
Phone: 813-250-1200
Fax: 813-250-1202
Correspondent e-mail: Koehler@cpa-tampa.com
Correspondent e-mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 19, 2016	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jul. 19, 2011	REGISTERED-PRINCIPAL REGISTER	
May 03, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 03, 2011	PUBLISHED FOR OPPOSITION	
Mar. 31, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	70138
Mar. 28, 2011	ASSIGNED TO LIE	70138
Mar. 14, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 14, 2011	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 14, 2011	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 14, 2011	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 14, 2011	EXAMINERS AMENDMENT -WRITTEN	85328
Mar. 11, 2011	ASSIGNED TO EXAMINER	85328
Dec. 10, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Dec. 09, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 09, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: PUBLICATION AND ISSUE SECTION
Date in Location: Jul. 19, 2011

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Mark: ISHOWCASE

iShowcase

US Serial Number: 85001702

Application Filing Date: Mar. 30, 2010

US Registration Number: 4163045

Registration Date: Jun. 26, 2012

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 26, 2012

Publication Date: Apr. 10, 2012

Mark Information

Mark Literal Elements: ISHOWCASE

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

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: Entertainment services, namely, producing live events and television programs

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 05, 2005

Use in Commerce: May 05, 2005

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: Journey 360 Entertainment, LLC

DBA, AKA, Formerly: DBA iShowcase

Owner Address: 8724 Ellesmere Place

Orlando, FLORIDA 32836
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country FLORIDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: JOURNEY 360 ENTERTAINMENT, LLC
JOURNEY 360 ENTERTAINMENT, LLC
8724 Ellesmere Place
ORLANDO, FLORIDA 32836
UNITED STATES

Phone: 407-909-0403

Fax: 407-217-2598

Correspondent e-mail: messinativ@aol.com scott@iShowcase.net

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 26, 2017	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jun. 26, 2012	REGISTERED-PRINCIPAL REGISTER	
Apr. 10, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 10, 2012	PUBLISHED FOR OPPOSITION	
Mar. 21, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 08, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Mar. 08, 2012	ASSIGNED TO LIE	66213
Feb. 21, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 01, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 30, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 30, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 30, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 31, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 31, 2011	NON-FINAL ACTION E-MAILED	6325
Aug. 31, 2011	NON-FINAL ACTION WRITTEN	78373
Aug. 10, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 10, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 10, 2011	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Mar. 25, 2011	NOTIFICATION OF FINAL REFUSAL EMAILED	
Mar. 25, 2011	FINAL REFUSAL E-MAILED	
Mar. 25, 2011	FINAL REFUSAL WRITTEN	78373
Mar. 01, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 28, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 28, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 25, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jan. 25, 2011	NON-FINAL ACTION E-MAILED	6325
Jan. 25, 2011	NON-FINAL ACTION WRITTEN	78373
Dec. 31, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 30, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 30, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 08, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 08, 2010	NON-FINAL ACTION E-MAILED	6325
Jul. 08, 2010	NON-FINAL ACTION WRITTEN	78373
Jun. 28, 2010	ASSIGNED TO EXAMINER	78373
Apr. 07, 2010	NOTICE OF PSEUDO MARK MAILED	

Apr. 06, 2010 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Apr. 02, 2010 NEW APPLICATION ENTERED IN TRAM

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 26, 2012

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Mark: EVENT SHOW PRODUCTIONS

EVENT SHOW PRODUCTIONS

US Serial Number: 77136224
Application Filing Date: Mar. 21, 2007
US Registration Number: 3328082
Registration Date: Oct. 30, 2007
Register: Supplemental
Mark Type: Service Mark
Amended to No
Date Amended to Aug. 28, 2007
Principal Register: Current Register:
Status: A Section 8 declaration has been accepted.
Status Date: Oct. 21, 2013

Mark Information

Mark Literal Elements: EVENT SHOW PRODUCTIONS
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

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: Event and entertainment services, namely, providing professional actors, dancers, singers, impersonators, specialty acts, motivational emcees, costumed characters, and sound and lighting for corporate theme parties, sales and marketing meetings, tradeshows, award programs, public events and social galas

International Class(es): 041 - Primary Class
U.S Class(es): 100, 101, 107
Class Status: ACTIVE
Basis: 1(a)
First Use: Aug. 16, 2006
Use in Commerce: Sep. 25, 2006

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: Event Show Productions, Inc.
Owner Address: P.O. Box 20731
Tampa, FLORIDA 336220731
UNITED STATES

Legal Entity Type: CORPORATION

State or Country: FLORIDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Robert M. Schwartz

Docket Number: EV357.001

Attorney Primary Email Address: trademark@patentmiami.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Robert M. Schwartz
ROBERT M. SCHWARTZ, P.A.
P.O. BOX 221470
HOLLYWOOD, FLORIDA 33022-1470
UNITED STATES

Phone: 954 924 0707

Fax: 954 924 0717

Correspondent e-mail: trademark@patentmiami.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 30, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Oct. 21, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Oct. 21, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED	66607
Oct. 16, 2013	REGISTERED - SEC. 8 (6-YR) FILED	66607
Oct. 21, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Oct. 16, 2013	TEAS SECTION 8 RECEIVED	
Oct. 30, 2007	REGISTERED-SUPPLEMENTAL REGISTER	
Sep. 21, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	68602
Sep. 21, 2007	ASSIGNED TO LIE	68602
Sep. 13, 2007	APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER	
Sep. 08, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 28, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 28, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 02, 2007	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 02, 2007	NON-FINAL ACTION E-MAILED	6325
Jul. 02, 2007	NON-FINAL ACTION WRITTEN	76733
Jun. 29, 2007	ASSIGNED TO EXAMINER	76733
Mar. 26, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 114

Date in Location: Oct. 21, 2013

Buzz Watch: Black Eyed Peas' 3D Concert – The Future of the Concert Business?

By **Joakim Baage** - April 2, 2010



Los Angeles – I had the privilege to go and see the fantastic Black Eyed Peas concert live from the Staples Center this week. Although I wasn't in the Staples Center. I was next door at Regal Cinemas watching a live 3D broadcast in one of their movie theaters.

The VIP event was supposedly the first live concert broadcast of its kind in 3D and 2D at the same time with partners 3ality Digital and AEG Network LIVE. In all, it was a great experience that technically worked out almost without a glitch.

The following is a summary of my feedback.

Positives:

- + The 3D concert experience provided by AEG Network LIVE and 3ality is truly impressive and makes you feel immersed in the show
- + The cameras takes you up and close to the stage, so you feel almost like you have the best tickets in the house
- + The cinema sound-system gives a good representation of what the actual concert sounds like
- + Watching the concert with a room full of other people that clap their hands, whistle and sing along gives you the right live concert feeling
- + The knowledge of that the show is live and anything can happen makes it feel like a special experience
- + You don't have to stand in long lines to get in and out of the concert venue
- + Ticket prices of \$15 is affordable, compared to what tickets to the actual show cost

Negatives:

-

The movie theatre is not a place where you are accustomed to making noise, dancing in the aisles and clapping your hands so it takes some time getting used to

-

The band can't see you or hear you, so it naturally doesn't feel at all as interactive as a being there for the concert

-

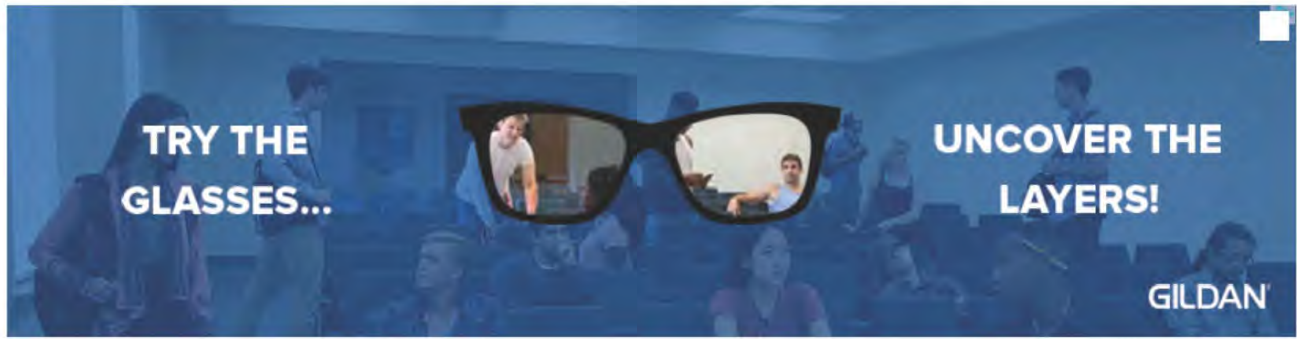
The fancy light system at the concert venue doesn't really translate through the screen, even in 3D

-

There is no alcohol served in the theatre, for those of us who want to enjoy a beer, wine or cocktail as we're watching the show

In summary, I think that watching a live 3D concert in a theatre is the next best thing to actually being there. However, with today's technology, I think that there is much more you can do much more to make it feel truly interactive through two-way communication from the theatres as well as adding dÅ©cor and exclusive offers such as merchandising as well as, if possible, a bar...

Joakim Baage



Sport > More Sports > Boxing > Floyd Mayweather vs Conor McGregor

Floyd Mayweather vs Conor McGregor to be shown live at cinemas for far less money than the PPV cost

Tickets to watch the fight at the cinema will cost \$60 less than the PPV fee

Luke Brown | @lukedbrown | Thursday 27 July 2017 11:57 BST | [comment](#)




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 The Independent Sport

 **Mayweather vs McGregor: Press tour in pictures**






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watch on pay-per-view have another option – watching in a cinema instead.

Fathom Events and **Mayweather Promotions** have announced that the Las Vegas super-fight between Mayweather and McGregor will be screened live at **movie** theatres around the country.

Tickets are being sold in advance of August 26 for \$40, and the broadcast of the event will be identical to the \$99 PPV telecast.

READ MORE






Everything you need to know about betting on Mayweather vs McGregor

“The buzz that my fight against Conor McGregor is getting has been great already, so what better way to watch this larger than life event than on the big screen?” Mayweather commented upon the announcement of the broadcast.

“We brought boxing back to movie theatres eight years ago and it was a huge success. But this event is on a different level and I’m so glad we are giving fans another way to see all the action. Grab your popcorn because this is a fight no one will want to miss.”

This isn’t the first time that one of Mayweather’s fights has been screened live at movie theatres, with a number of his victories – including over Canelo Alvarez and Manny Pacquiao – also hitting the big screen.

indy100 TRENDING

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-  Everyone should read this husband's love letter to his 'curvy' wife
-  This Blockbuster video store's Twitter account is incredible
-  The difference between Barack Obama's vacation and Donald Trump's vacation

Floyd Mayweather v Conor McGregor: Trash talk in 60 seconds

“Mayweather Promotions is very proud of its longstanding partnership with Fathom Events and we’re glad to be able to once again bring a Floyd Mayweather fight to movie theatres nationwide,” added Leonard Ellerbe, the CEO of Mayweather Promotions.

READ MORE

Profile of a fighter: Conor McGregor’s essential stats

Man pretending to be McGregor immediately mobbed by hundreds of fans

McGregor hits back at Tyson over claims Mayweather will 'kill him'

How much money will the Mayweather vs McGregor fight make?

“If you can’t make it to T-Mobile Arena, but want to feel like you’re sitting ringside, watching this mega-event on the big screen will be an experience fans won’t want to miss.”

“We are excited to once again partner with Mayweather Promotions and all promotional partners to be part of what is shaping up to be the most anticipated matchup in years,” Fathom Events vice president of programming Kimberli Frueh said.

“Since our first bout broadcast to cinemas, fans of boxing and MMA have come together and enjoyed a larger-than-life ring-side experience on the biggest screens around. This will certainly be one for the history books for fans and all involved.”

More about: | [UFC](#) | [Floyd Mayweather](#) | [Conor McGregor](#) | [Mayweather Promotions](#)



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Business / #InTheRing

JUL 24, 2017 @ 09:30 AM 22,755

Mayweather Vs. McGregor Tickets On Sale Today Priced At Up To \$10,000

**Kurt Badenhausen, FORBES STAFF***I cover sports business with rare dips in education & local economies* [FULL BIO](#)

The showdown between the biggest stars in boxing and UFC is less than a month away and tickets are still not on sale. That changes today with tickets for [Floyd Mayweather](#) versus [Conor McGregor](#) available at 1 ET at [Ticketmaster.com](#). Tickets for the August 26 bout range from \$500 to \$10,000 with additional fees applied at checkout. Other tickets cost \$1,500, \$2,500, \$3,500, \$5,000 and \$7,500. There is a limit of two tickets per household.



Floyd Mayweather and Conor McGregor come face-to-face on the final stop of their world press tour in [\[+\]](#)

The arena, which opened last year, holds 20,000 for boxing. The get-in price is less expensive than the 2015 Mayweather-[Manny Pacquiao](#) bout where the cheapest list price was \$1,500 at the 16,800-seat MGM Grand Garden Arena. Only 500 tickets were released to the public in that fight with the rest doled out to promoters and others involved with the bout.

The tickets available at 1 ET are only for those who received a code from Ticketmaster's Verified Fan program. The goal of the program is to prevent ticket brokers from snapping up all of the available inventory

While tickets have yet to hit the market for Mayweather-McGregor, you can already bid on them on the secondary market. Ticket reseller TicketIQ has more than 400 tickets available as of Monday morning at prices starting at \$3,000 for nosebleed seats, and they range as high as \$24,000 for ringside ones.

The Mayweather-McGregor fight promises to be one of the biggest financial bonanzas in the history of sports, on par with a Super Bowl or the Mayweather-Pacquiao bout, which generated \$600 million in revenue. The pay-per-view audience will ultimately determine how big a cash cow the night is. The fight is priced at \$100 for the high-definition PPV feed (\$90 in standard def) and Las Vegas is currently taking over-under bets on 4.99 million PPV buys. Mayweather-Pacquiao had 4.6 million buys.

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Both fighters will make a killing on the bout. McGregor is set to earn at least \$75 million, which would be five times any payday he had at UFC. Mayweather has made a career of big paydays befitting a fighter nicknamed "Money." He earned roughly \$250 million for his unanimous decision over Pacquiao. Another payout along those lines would push his career earnings to \$1 billion. Mayweather would be just the third athlete to earn \$1 billion from his sporting career after Michael Jordan and Tiger Woods.

Mayweather was the highest-paid athlete three times over a four-year span before his "retirement" in 2015. The McGregor fight is sure to put him back on top again.

Full Coverage: The Highest-Paid Athletes Of All-Time

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Pollstar's 2015 Year End Stats & Analysis

12:01 PM, Friday, 1/08/2016

By: Pollstar

Parsing 2015 ...

Bullish Business

The concert industry had another good year as fans continue to buy increasingly expensive live event tickets while artists at every level became even more reliant on concert revenues as their primary source of income. It was a record year for the North American concert business with the total gross of the Top 100 Tours hitting \$3.12 billion, which is up 14% over 2014. The 42.08 million tickets sold by just the Top 100 Tours is up 10%, which is also a record.



Photo: Getty Images

Bridgestone Arena, Nashville, Tenn.

All of this comes with a record average ticket price of \$74.25, an increase of \$2.81, or 4%, over the previous year. It was also a good year for the global concert business with the Top 100 Worldwide Tours generating a total gross of \$4.71 billion. That is up 11% over 2014 but less than the record \$5 billion set in 2013. The total tickets



The average ticket price, however, declined by 4%, or \$3.30, to \$78.77.

Year End Features

Business Analysis (includes charts and graphics)

Top 100 Worldwide Tours

Top 200 North American Tours

Top 200 Concert Grosses

Top 100 International Boxoffice Grosses

Top 20 Worldwide Festival Grosses



Photo: Scott Legato / RockStarProPhotography.com
DTE Energy Music Theatre, Clarkston, Mich.

Worldwide Ticket Sales Charts

Top 100 Tours

Top 100 Promoters

Top 200 Clubs

Top 200 Arenas

Top 100 Amphitheatres

Top 200 Theatres

Top 100 Outdoor Stadiums & Festival Sites

See Also: [Ticket Sales Charts Archive](#)



in 2015 that generated more than \$250 million in primary ticket sales as she played to nearly 2.3 million fans.

The total of \$199.4 million she sold in North America now stands as the biggest tour to ever hit the continent as she crushed the previous record of \$162 million set by [The Rolling Stones](#) in 2005.



Photo: Joel Ryan / Invision / AP
iTunes Festival, Roundhouse, London, UK

[One Direction](#) remained a huge global attraction as it did what may be its last big tour for some time. The group's \$210.2 million gross was second to Swift globally but with 2,364,390 tickets sold, no one played in front of more fans. [AC/DC](#) returned to touring minus Malcolm Young and did a massive \$180 million in global ticket sales for the biggest tour in its history. [Garth Brooks](#) continued to creep around the country one market at a time generating huge grosses from relatively modest ticket prices but doing his best to not let anyone know about it. And in a land of giants, diminutive [Kevin Hart](#) did an enormously successful arena-level tour that did an estimated \$82.2 million making it perhaps the biggest ever tour by a stand-up comedian.

Stats Methodology

In determining chart rankings, Pollstar looks at all dates worked by the top global touring artists during the 12-month calendar year. The Pollstar box office database contains more than 46,000 show reports in 2015 for a gross of about \$7 billion. For many tours, we have 100% of the detailed box office reports but others require varying degrees of estimated projections to determine a true picture of the complete touring landscape. Do not be confused by the numbers published last month by *Billboard*. The "Bible's" reporting period is November to November and its charts only include information it receives.

They ignore, rather than make any attempt to estimate, what is missing. That's the reason AC/DC, Garth Brooks, and Kevin Hart were completely ignored despite having hugely successful tours.



Photo: AP Photo / Jacques Brinon
AccorHotels Arena, Paris, France

Big Promoters

Privately held AEG Live had another strong year with nearly 15 million tickets sold around the world. The company was behind the Rolling Stones, [Kenny Chesney](#), and Taylor Swift tours and owns the world's most lucrative festival in Coachella with a gross of more than \$84 million in ticket sales alone.

Live Nation also had a banner year reporting more than 29 million tickets sold as the company moved into profitability.

The company's stock hit an all-time high of \$29.21 on June 11 and finished the year at \$24.28 per share. There were 16 more promoters who reported more than 1 million tickets sold in 2015 and another 20 who sold more than a half-million ducats.





SFX Slow Motion Implosion

Robert Sillerman was successful in his first concert industry roll-up. He overpaid to buy the dominant concert promoters of their day (Delsener, BGP, Pace, Cellar Door, Sunshine, etc.) and then managed to offload it to Clear Channel under the guise of synergy with its radio station assets.

That proved to be a spectacularly bad deal and Clear Channel wrote off hundreds of millions of dollars before spinning it off into what is now Live Nation. Sillerman's second SFX rollup, this time focused on EDM promoters and festivals, is on the verge of crashing. Sillerman took the company public in October, 2013 at \$13 per share. The stock started 2015 at \$4.59 per share and was in a slow decline until it fell off a cliff in August and hit an all-time low of 16 cents on Dec. 29 after Sillerman failed to make good on various funding promises.

SFX investors are clamoring for a sale of all or part of the company to Live Nation. While it may seem logical for that to happen, don't bet the farm on it. While SFX does have some marquee assets that would fit well with Live Nation, there are two reasons for the company not to buy them. The first is that Live Nation can likely just wait for SFX to go into liquidation and then start its own competing EDM events in their place without paying a dime.

The second, and likely most important reason, is that any discounted sale of assets by SFX will probably lead to years of lawsuits from disgruntled investors who got hosed on the stock. As we move into the new year, it's hard to imagine SFX will still be around when we look back at 2016.

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A Brief Look at the Naming Rights History of Gexa Energy Pavilion, Recently Renamed Starplex

BY MOLLIE JAMISON

WEDNESDAY, JANUARY 4, 2017 AT 2:12 PM.



Starplex, Gexa, SuperPages.com Center ... whatever you call it, everyone has watched a show from this South Dallas venue's lawn
 seats at one point or another

Observer

READING: A BRIEF LOOK AT THE NAMING RIGHTS HISTORY OF GEXA ENERGY PAVILION, RECENTLY RENAMED STARPLEX

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Since opening in 1988, Fair Park's Gexa Energy Pavilion has officially changed its name more times than Sean John Combs (also known as P. Diddy, Diddy, Puff Daddy or Puff).

News recently broke that the Live Nation-operated concert venue will now go by Starplex Pavilion, a name similar to its 1998 title, Starplex Amphitheater. But no one knows if the nostalgic name will stick.

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Dallas Observer confirmed the name change on Tuesday via email with Kaitlyn Henrich of Live Nation's communication department. Henrich stated that no additional information on the switch was available at this time.

For its first 10 years, the city-owned venue was known as Coca-Cola Starplex Amphitheater, and after the loss of naming rights, simply Starplex Amphitheater. Two years later, another sale was made and the venue went by Smirnoff Music Centre, or The Music Center at Fair Park during underage shows.

UPCOMING EVENTS

Manchester Orchestra		
Sun., Sep. 10, 6:00pm	TICKETS	
2017 Honda Civic Tour Featuring OneRepublic		
Mon., Sep. 11, 7:00pm	TICKETS	
Hanson - 25th Anniversary - Middle of Everything		
Tue., Sep. 12, 7:00pm	TICKETS	
Jonny Lang Signs World Tour		
Thu., Sep. 14, 7:00pm	TICKETS	
Sammy Hagar & The Circle		
Thu., Sep. 14, 7:00pm	TICKETS	

After an eight-year run for the vodka company, naming rights were purchased by yet another business and the SuperPages.com Center was born. A Houston-based electricity provider swooped in and purchased naming rights two years later and the venue took on the title Gexa Energy Pavilion in 2008. Mix them all together and you get GexaPlex, another common name used to describe the venue.

During its glory days as Starplex Amphitheater (1998-2000), Dallas delighted in the very best of late-'90s rock and metal music. Think Ozzy Osbourne, Incubus, Godsmack, Pantera, P.O.D.,

Shovel, Nine Inch Nails, Styx, Everclear, Blink-182, KISS, Chevelle, Foo Fighters and Red Hot Chili Peppers.

According to DallasPavillion.org, a "local, independent website for the people of Dallas and not affiliated or sponsored by Live Nation, Ticketmaster or Gexa Energy Pavilion," the 20,000-seat amphitheater has hosted more than 600 concerts for more than 6 million people since its creation.

Whether you remember the days of death metal during the dawn of Starplex, or you posed as a scene kid to partake in Warped Tour as a teen, chances are you've watched the sun set over South Dallas from this venue's legendary lawn seats.

We don't care what your name is, Starplex, we are just glad you're still around.

For upcoming concerts and events, follow Starplex Pavilion's new Twitter [account](#).

Mollie Jamison is a 24-year-old veg head with an eclectic taste in music, ranging from classic rock to '90s R&B. Her loves include karaoke, yoga, the great outdoors, red wine, outer space and contemporary art. The UNT alum reigns from a small East Texas town, but she'll never tell you where. She appreciates the occasional adrenaline rush while



one day soon and dreams of graduate school at NYU.

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Fair Park concert venue to be known as Starplex, again



By: [FOX4News.com Staff](mailto:fox4news.com) (mailto:fox4news.com/news/226877238-story)



POSTED: JAN 03 2017 04 03PM CST
UPDATED: JAN 03 2017 04 07PM CST

The Fair Park concert venue formerly known as Starplex is now the Starplex, again.

First reported by [The Dallas Morning News](http://www.guidelive.com/music/2017/01/03/gexa-energy-pavilion-fair-park-renamed-starplex) (<http://www.guidelive.com/music/2017/01/03/gexa-energy-pavilion-fair-park-renamed-starplex>), the partially covered amphitheater will be called the Starplex Pavilion. The paper discovered the name change in an announcement about a Chicago and Doobie Brothers concert this summer.

The site has had multiple corporate sponsors since 2000. It opened in 1988 as the Coca-Cola Starplex Amphitheatre. In 2000 it was renamed the Smirnoff Music Center and changed again in 2008 to the Superpages.com Center. It has been called the Gexa Energy Pavillion since 2011.

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A [Twitter account \(https://twitter.com/StarplexDallas\)](https://twitter.com/StarplexDallas) with the venue's new logo and name has been created, but hasn't tweeted.

The Starplex is operated by [Live Nation](#) and is set to have \$8 million worth of upgrades completed within the year.

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The Friends of Fair Park is a member-supported advocacy group for Fair Park preservation, restoration, and programming.



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Fair Park's Gexa Energy Pavilion Renamed Familiar Name

By Holley Ford



The outdoor music venue at Fair Park in Dallas has a new name. Again.

Gexa Energy Pavilion is now being called the Starplex Pavilion.

If that name sounds familiar, that's because it is.

The city-owned and Live Nation-operated venue was first known as Coca-Cola Starplex Amphitheatre when it opened back in 1988.

- **Another Name Change for Fair Park's Amphitheater**

Since then, it's been called Smirnoff Music Centre, Superpages.com Center, then renamed Gexa Energy Pavilion in 2011.

Fair Park Executive General Manager Daniel Huerta told [The Dallas Morning News](#) he didn't know anything about the change.

"I'm not aware of a name change," he told TDMN. "But they have all the rights to naming it whatever they want."

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The new Starplex Pavilion has a new [Twitter account](#), but hasn't tweeted at all as of this writing.

Published at 3:54 PM CST on Jan 3, 2017 | Updated at 6:28 AM CST on Jan 4, 2017

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Starplex isn't new, but it's more than improved after \$8 million makeover



Robert Wilonsky, City Columnist

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In 2008, Mike Tabor moved to Dallas to run the Starplex amphitheater in Fair Park, and to that point in his career, as a general manager for Live Nation Concerts, he'd been tasked with keeping watchful eye over freshly constructed venues. Or, as Tabor said Wednesday night, standing in an empty concourse days away from the start of yet another season, "I was used to the shiny new toy."

Starplex, in 2008, was anything but. Subjected to two decades' worth of torrential springs, brutal summers, some 600 shows and millions of concertgoers, the \$10 million, 20,000-capacity facility, once considered the most state-of-the-art indoor-outdoor venue in the nation, was just shy of ramshackle. The so-called shed, like many city-owned facilities, had become a gloomy shade of shabby.



DALLAS CITY HALL

Long-delayed Gexa Energy Pavilion redo to cost \$8 million, go to council for vote next week

"I looked around and was like, "Uh, hey, guys ...?" Tabor said Wednesday. But, he would soon discover, it was not clear who was responsible for upkeep: the city, for whom the venue had been built at a breakneck pace 20 years earlier, or Live Nation Concerts, which holds the long-term lease. Meanwhile, Starplex continued to crumble.

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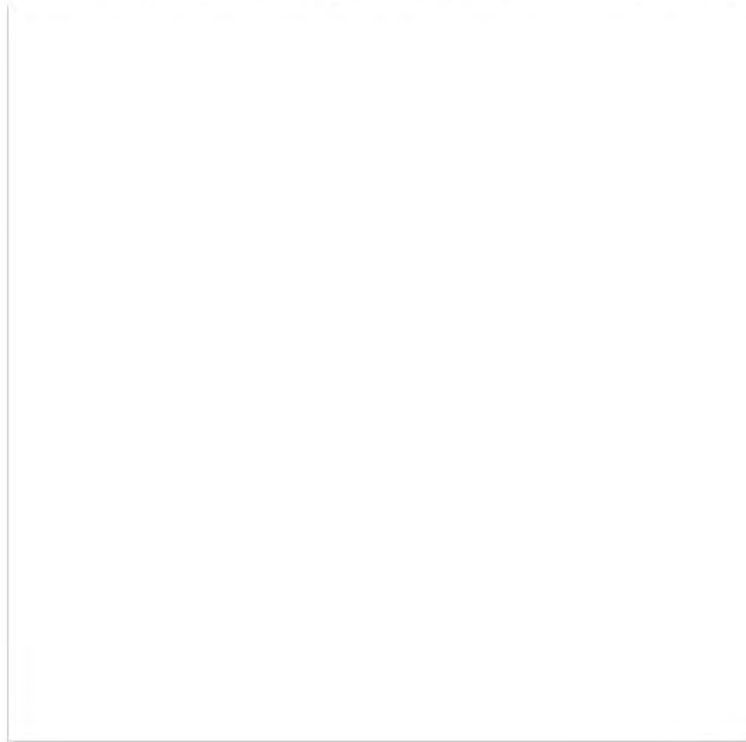
Some of the redos are relatively minor — planters out front replacing aging barricades, new gooseneck lighting towers, freshly stretched mesh canopies covering the picnic tables and new counter-tops running along concession stands, repaved and straightened stairs leading to the lawn. Trees have been planted throughout, too, to shade concertgoers who spend afternoons baking in the daylight.

The old VIP lounge has been updated with, among other things, new lighting and a brick-back bar. And the entrances, which gave the place an institutional vibe, have been torn out and replaced with sleek towers illuminated by LED lighting.

But some of the upgrades are far more major.

For the first time in close to three decades, all 6,900-plus seats beneath the shed have been replaced. They are several inches wider than their cracked predecessors; so, too, are the rows of seats themselves, providing more legroom in an expansive venue that always felt somehow cramped.

Photo Gallery 1/4



The doors and panels on both sides of the shed have been removed, along with the thicket of vines, to allow air to circulate through what had been a stagnant sweatbox during summer months. The VIP boxes in the center of the venue have been raised; the freshly poured concrete, standing-room-only slab in front of the stage, flattened and slightly lowered. LED video screens, in place since last year, bracket the stage.

And the whole place has been repainted, even the ceiling inside the shed.



"There's not anything here that hasn't been touched in one way or another," said Live Nation Dallas' chief operating officer, Danny Eaton, who, in 1980, opened the punk-rock Hot Klub on Maple Avenue with Mark Lee.

Live Nation covered the cost of the \$8 million makeover, but will ultimately foot just \$1.5 million of that. The city will pay the rest, per an agreement approved by the Dallas City Council in the summer of 2015 that allows the concert promoter to keep some of its rent payments each year until the cost of the renovations is paid off.



Live Nation, which has another 11 years left on its lease, agreed to a rent increase that went into effect at the beginning of this year, from \$350,000 to \$500,000. A second one follows on Jan. 1, 2023, that ups the annual payment to \$550,000. Live Nation has also agreed to contribute 20 cents per ticket sold toward the South Dallas/Fair Park Trust Fund, a 5-cent increase.

The makeover almost didn't happen: In December 2014, as the city began looking at ways to privatize Fair Park, Mayor Mike Rawlings postponed a vote on the renovations while considering a proposal that would have torn down Starplex. Eaton said there were brief, vague talks about rebuilding the venue somewhere else at Fair Park, but it would have been pricey — around \$50 million to \$60 million.



DALLAS CITY HALL

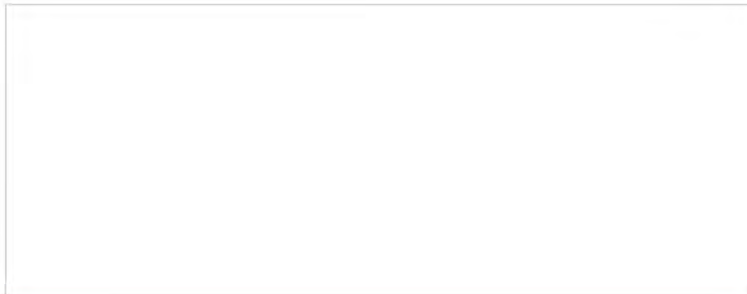
Gexa Energy Pavilion needs \$6.5 million worth of work that the city can't afford to fund

Eventually, the park board and council agreed they could no longer postpone the inevitable.

"Starplex has been a moneymaker every year since it opened," Eaton said.

The recent tussle over the venue's fate carried faint echoes of its origins. Three decades ago, critics, among them council and park board members, decried the sweet deal that Mayor Annette Strauss and City Hall cut with PACE Entertainment Group Inc., which built the venue on 3.5 acres donated by the city. Days before Rod Stewart christened Starplex, a 45-section of the retaining wall collapsed. And the Dallas Symphony Orchestra, for which it was actually constructed, never played a note there.

Photo Gallery 1/6



8/7/2017

Starplex is far from new, but it's very improved after its \$8-million makeover | Fair Park | Dallas News



But after a handful of name changes, and years of waiting for that long-overdue overhaul, Starplex is, again, for now, Starplex. Not necessarily new, but vastly improved.

"When people walk in Thursday night," Eaton said as he stood in the middle of the reborn venue, "it should be a bit of a jaw-dropping thing."

"Fake Plastic Trees" by Radiohead @ Superpages.com Center



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