

TTAB

Attn TTAB. AND SARAHSILBERT JOHN C RAWLS Opposition 91122000

ADDITIONAL DISCOVERY . VELK.COM , VELK.COM/AMAZONTAN

WEBSIGHT DOCUMENTATION.

COSMETICSAMAZON SERVICEMARK FIRST USE DATE FEB 15 , 2000

FIRST USE IN COMMERCE DATE MARCH^{VELK}21,2000 → MARCH 21, 2000

THE COSMETICSAMAZON SERVICEMARK WAS PUBLICALLY DISPLAYED

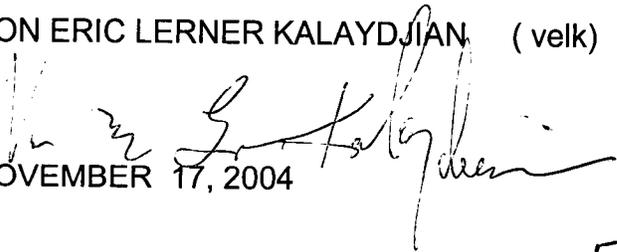
AND USED AROUND THE WORLD IN COMMERCE AT THE
AMAZONTAN.COM WEBSIGHT

AND WAS TRANSFERRED TO VELK.COM/AMAZONTAN DURING LITIGATION

PROCEEDINGS IN DEFENSE OF THE AMAZON.COM LAWSUIT.

THAT IS ALL.

VON ERIC LERNER KALAYDJIAN (velk) COSMETICSAMAZON AMAZONTAN


NOVEMBER 17, 2004

OVERNIGHT MAIL
CONFIRMATION #
ER- 440593965 US



11-18-2004

U.S. Patent & TMOc/TM Mail Rcpt Dt. #72

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Serial Number: 78005107

Registration Number: (NOT AVAILABLE)

Mark (words only): AMAZON OUTLET

Standard Character claim: No

Current Status: A final refusal of the Statement of Use filed for this application has been mailed.

Date of Status: 2004-09-20

Filing Date: 2000-04-21

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 102

Attorney Assigned:

STOKOLS GWEN P Employee Location

Current Location: L6R -TMEG Law Office 106 - Review And Amendment

Date In Location: 2004-09-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Amazon.com, Inc.

Address:

Amazon.com, Inc.
Suite 1200, 12th Ave. South
Seattle, WA 981442734
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 035

Electronic retailing services via computer featuring books, music, videotapes, audiocassettes, compact discs,

floppy disos and CD-Roms, printed matters, phonographs, recorded music, toys, household electronic appliances; applied electronic machines and apparatus, photography instruments, musical instruments and fittings thereof; photographs, stationery, jewelry, horological instruments and parts thereof, motor vehicles and parts and accessories thereof, manual and power tools, measuring instruments, physical and chemical instruments, chemicals, soaps, perfumery, cosmetics, paints, adhesive for industrial purposes, preservatives, leather, imitation leather, bags and their substitutes, umbrellas, walking sticks, saddlery, materials for building and construction, furniture, fabric, indoor ornaments of textile, tobacco (not of medical use), smokers articles, plants, pharmaceuticals, lights, irons and steels, pots, tableware, heaters, cosmetic utensils, yarns and thread for textile use, kitchen and household utensils, games and playthings, providing an on-line commercial information providing a searchable database in the field of business information available via a global computer network

First Use Date: 2000-03-15

First Use in Commerce Date: 2000-03-15

Basis: 1(b)

ADDITIONAL INFORMATION

Disclaimer: "OUTLET"

Prior Registration Number(s):

2078496

2167345

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-09-20 - Final refusal mailed

2004-09-18 - SU - Final Refusal - Written

2004-09-15 - Teas/Email Correspondence Entered

2004-08-18 - Communication received from applicant

2004-09-15 - Assigned To LIE

2004-08-18 - TEAS Response to Office Action Received

2004-02-23 - Non-final action mailed

2004-02-17 - Case file assigned to examining attorney

2004-02-13 - Case File in TICRS

2004-02-11 - Statement of use processing complete

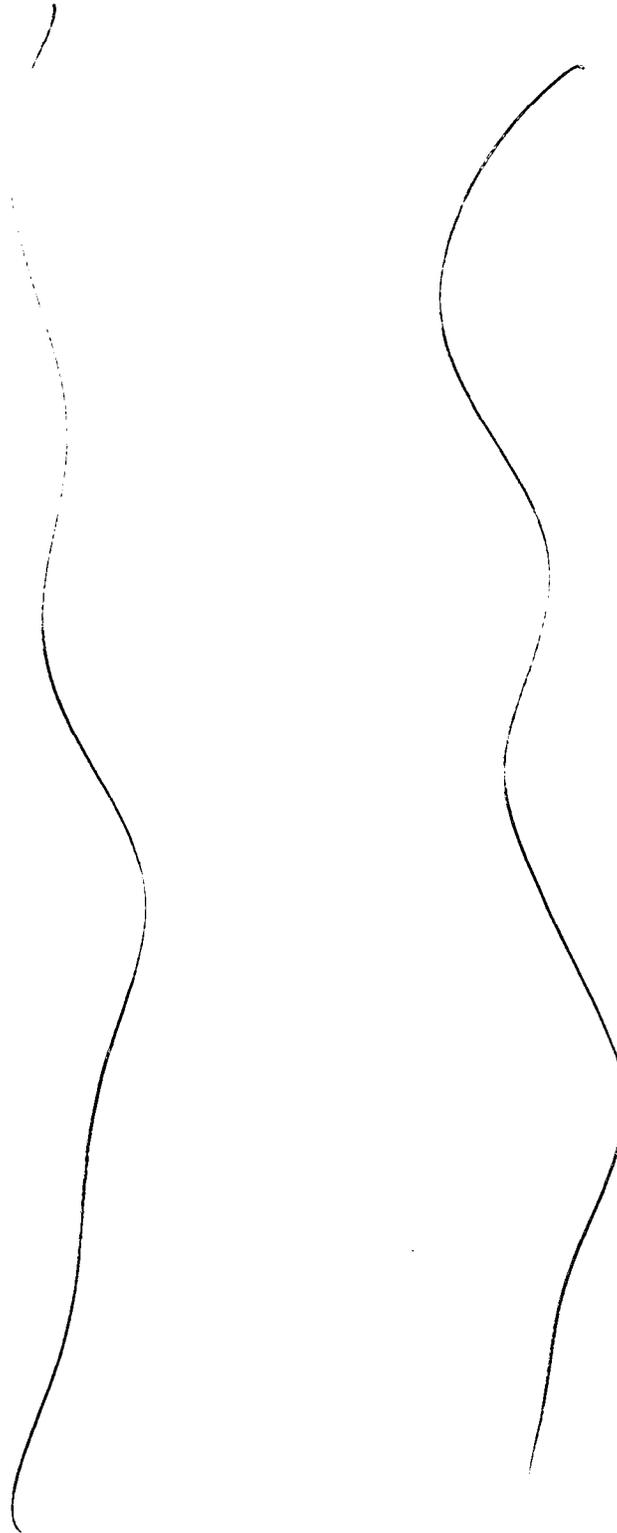
2004-02-04 - Amendment to Use filed
2004-02-11 - Extension 2 granted
2004-01-22 - Extension 2 filed
2004-02-04 - PAPER RECEIVED
2004-01-22 - TEAS Extension Received
2003-07-24 - Extension 1 granted
2003-07-16 - Extension 1 filed
2003-07-16 - TEAS Extension Received
2003-01-28 - Notice of allowance - mailed
2002-11-05 - Published for opposition
2002-10-16 - Notice of publication
2002-06-03 - Approved for Pub - Principal Register (Initial exam)
2002-05-31 - Examiner's amendment mailed
2002-02-25 - Communication received from applicant
2002-03-01 - PAPER RECEIVED
2001-05-14 - Letter of suspension mailed
2001-03-06 - Communication received from applicant
2000-09-05 - Non-final action mailed
2000-09-01 - Case file assigned to examining attorney
2000-07-26 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

SUSAN TAKEMOTO (Attorney of record)

SUSAN TAKEMOTO
AMAZON COM INC
PO BOX 81226
SEATTLE WA 98108-1300





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Amazon Tan - Home Page

For years, our goal has been to ensure the complete satisfaction of every customer, while offering knowledgeable and friendly service at affordable rates. We know ...

<http://www.amazontan.net/> - 26k Cached [Site Info](#)

14311 Kleinberg (e)

... Recently, a federal judge in Washington state threw out a case Internet powerhouse Amazon.com had filed against a Los Angeles business, **Amazontan.com**. ...

<http://www.kleinbergler.com/CourtsWrestleWithDefending.pdf> [Site Info](#)

Amazon Tan

... Tel : 07050 266591 | Fax : 070905 262966 | Email : info@amazontan.co.uk.

<http://www.amazontan.co.uk/> - 11k Cached [Site Info](#)

I-Law: March 12, 2001

... TRADEMARK ISSUES. Amazon.com has lost (briefly) a trademark infringement suit against the cosmetic company **Amazontan.com**. ...

Amazontan.com is not safe, however. ...

<http://www.fclaw.com/newsletter/materials/ilawmar122001.html> - 27k Cached [Site Info](#)

DNSO and GNSO Archives: [ga]

... like that on their website because of his fake amazon trademarks <http://home.arcor.de/easytech/steinle-biz/kalaydjian-tms.jpg> look who owns **amazontan.com** now ...

<http://www.dns0.org/clubpublic/ga/Arc11ch/msg00056.html> - 9k Cached [Site Info](#)

Judge tosses Amazon trademark lawsuit | CNET News.com

... and his Los Angeles-based Amazon Cosmetics and Tan Products company in US District Court in Washington state last year over Kalaydjian's Web site, **Amazontan.com** ...

<http://news.cnet.com/news/0-1007-200-4954342.html> - 45k Cached [Site Info](#)

Von Eric Lerner Kalaydjian v Simon Steinle - Case No. 114371

... stated: "Kalaydjian uses the following three marks in association with his tanning oil products: (1) **AMAZONTAN.COM** Reg. No. 106216 ...

<http://www.arbforum.com/domains/decisions/114371.htm> - 101k Cached [Site Info](#)

Natacion-Ropa Y Accesorios, Amarillo, Texas, TX, Superpages ...

1. Categoria (explorador) o Nombre del Negocio 2. Ciudad y Estado (requerido) Elige un Estado ...

<http://phonebook.superpages.com/negocios/C-Natacion-Ropa+Y+Accesorios/S-TX/T-Amarillo/> - 48k Cached [Site Info](#)



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LexNotes - Trademark and Domain Names

... Judge tosses Amazon trademark lawsuit By Troy Wolverton, Staff Writer, CNET News.com, February 26, 2001 In suit by Amazon.com against **AmazonTan.com**, Washington ...

<http://www.lexnotes.com/sources/subs/tm.shtml> - 31k Cached [Site Info](#)

Sedgefield Racecourse - News & Press Releases

... A Wardrobe of clothing for the Miss England Final! • 12 Airbrush Tans a Year Courtesy of Amazon Tan (Airbrush Tanning)! www.amazontan.co.uk.

...
http://www.sedgefield-racecourse.co.uk/information/news_detail.asp?id=19

- 14k Cached [Site Info](#)

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- [Volunteer Forestry Work](#) Work on a jungle project in the Brazilian Amazon. www.gvi.co.uk
- 1. [Courts wrestle with defining boundaries of the Cyberworld](#) (PDF)

... against a Los Angeles. business, **Amazontan.com**. The latter hawks ... continuous activity" by. **Amazontan.com** in the state of Washington. ... www.mrdmediation.com/documents/031601_dailyjournal.pdf - 451k - [View as html](#) - [More from this site](#)
- 2. [VELK - Amazon Sun Care](#)

... **AmazonTan®** Mango Scented. \$15.00 / 8 oz. bottle. **AmazonTan®** Banana Scented. \$15.00 / 8 oz ... www.velk.com/products.htm - 6k - [Cached](#) - [More from this site](#)
- 3. [ShortNews - the News-Community](#)

Free Newsticker for Your Website from ShortNews.com ... Kalaydjian, who runs a California-based website called **amazontan.com** ... www.shortnews.com/web/id/3933/u_id/56602/shownews.cfm - 65k - [Cached](#) - [More from this site](#)
- 4. [SuperPages.com: Beauty Salons \(1 - 15 of 33\)](#)

Related Categories. Beauty Salons. Narrow Your Results. Using information provided by businesses. Current Selection: • Bedding (Undo) Products. • Appliances directory.superpages.com/listings.jsp?SRC=yploop%26S=TX%26PP=LN%26... - 102k - [Cached](#) - [More from this site](#)
- 5. [Entertainment Sports Leisure Law Gaming Law Attorneys Kleinberg & Lerner, LLP Los Angeles, California Lawyer ...](#)

... because the defendant's website, **amazontan.com**, is accessible by Washington ... infringement of the trademark **AMAZONTAN.COM** and two AMAZON service ... www.kleinberglerner.com/articles1.htm - 16k - [Cached](#) - [More from this site](#)
- 6. http://www.mrdmediation.com/documents/030501_metnews.doc (MICROSOFT WORD)

... because the defendant's website, **amazontan.com**, is accessible by Washington ... infringement of the trademark **AMAZONTAN.COM** and two AMAZON service ... www.mrdmediation.com/documents/030501_metnews.doc - 27k - [View as html](#) - [More from this site](#)
- 7. [Judge tosses Amazon trademark lawsuit | CNET News.com](#)

... Washington state last year over Kalaydjian's Web site, **Amazontan.com** ... last year, he registered **Amazontan.com** as a trademark and "Amazon ... www.news.com/news/0-1007-200-4954342.html - 45k - [Cached](#) - [More from this site](#)
- 8. [SuperPages.com: Health Clubs & Gyms \(1 - 2 of 2\)](#)

Related Categories. Health Clubs & Gyms. Narrow Your Results. Using information provided by businesses. Current Selection: • Tanning (Undo) Products. • yellowpages.superpages.com/listings.jsp?SRC=yploop%26S=TX%26PP=LN%26... - 53k - [Cached](#) - [More from this site](#)

- 9. [LexNotes - Trademark and Domain Names](#) 
 ... by Amazon.com against **AmazonTan**.com, Washington court lacked jurisdiction ...
www.lexnotes.com/sources/subs/tm.shtml - 31k - [Cached](#) - [More from this site](#)

- 10. [SuperPages.com: Beauty Salons \(1 - 15 of 29\)](#) 
 Related Categories. Beauty Salons. Narrow Your Results. Using information provided by
 businesses. Current Selection: • Tanning (Undo) Products. •
directory.superpages.com/listings.jsp?SRC=yplloop%26S=TX%26PP=LN%26... - 148k -
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1. [VELK - Amazon Sun Care](#) 

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2. [VELK - Amazon Sun Care](#) 

AmazonTan® Mango Scented. \$15.00 / 8 oz. bottle. AmazonTan® Banana Scented. \$15.00 / 8 oz. bottle. Sub-Total. 8% CA Sales Tax. Shipping* FREE. TOTAL. Name :
www.velk.com/products.htm - 6k - [Cached](#) - [More from this site](#)

3. [Ruční papírna ve Velkých Losinách](#) 

Unikátní areál technické památky, s více jak 400 letou tradicí výroby ručního papíru v oblasti střední Evropy, byl v roce 2001 prohlášen vládou
members.tripod.com/~handmadepaper/indexcxz.htm - 7k - [Cached](#) - [More from this site](#)

4. [www.dalevelk.com postcard vintage state souvenir plates antiques](#) 

vintage postcards state souvenir plates collectors plates chrome linen white boarder hotels motels churches LIFE magazines antiques discount prices illini
www.shoporium.com/shops/dalevelk - [More from this site](#)

5. [Collectibles Jewelry Gifts Music Books Crafts - Shoporium.com](#) 

Shop the stores on Shoporium.com for collectibles, jewelry, gifts, books, vintage clothing, ephemera, crafts, stamps, toys, art & more. Shoporium.com is an
www.shoporium.com - 8k - [Cached](#) - [More from this site](#)

6. [KuteGirls.com - Thumbnail Picture And Movie Gallery Posts](#) 

Welcomes to KuteGirls.com. Free thumbnail pics & movies. Most Erotic Teens. Young Porns. Nasty Dollars. ATK Hairy Teens. - OUR CATAGORIZE ARCHIVES - -
www.kutegirls.com - 49k - [Cached](#) - [More from this site](#)

7. [VN Boards - WTS: Hiero cloak, blessed full mithril armor, velk spellbook, robe of ancient earth, earth chain bp](#) 

[RPG Vault] VN Boards. Author. Topic: WTS: Hiero cloak, blessed full mithril armor, velk spellbook, robe of ancient earth, earth chain bp. Alanusx. Posts: 335.
vnboards.ign.com/Eci_Trade_Board/b22199/65430422?4 - 31k - [Cached](#) - [More from this site](#)

8. [VELK - www.ezboard.com](#) 

Author. Comment. lohphat. Anarchist. Posts: 13. (3/2/03 17:08) Reply. Re: VELK. Kag, I will try and make myself available for the Velk raid. Just let me know
p217.ezboard.com/ fdeedsofanarchyfrm5.showMessage?topicID=56.topic - 21k - [Cached](#) - [More from this site](#)

9. [Velk and Lord Bob *owned* - www.ezboard.com](#) 

AterDrac. > Historical Stuff. > Velk and Lord Bob *owned* Author. Comment. Mistasia Mistique. Historian. Posts: 669. (12/25/02 3:33 pm) Reply. Velk and
p084.ezboard.com/ faterdracfrm24.showMessage?topicID=10.topic - 9k - [Cached](#) - [More from this site](#)

10. [Sun on Fire, Unleashes 3 More Major Flares](#) 

The Sun cut loose with three severe flares less than 24 hours through Monday morning, bringing to nine the number of major eruptions in less than two weeks.
www.space.com/scienceastronomy/ solar_flares_031103.html - 41k - [Cached](#) - [More from this site](#)

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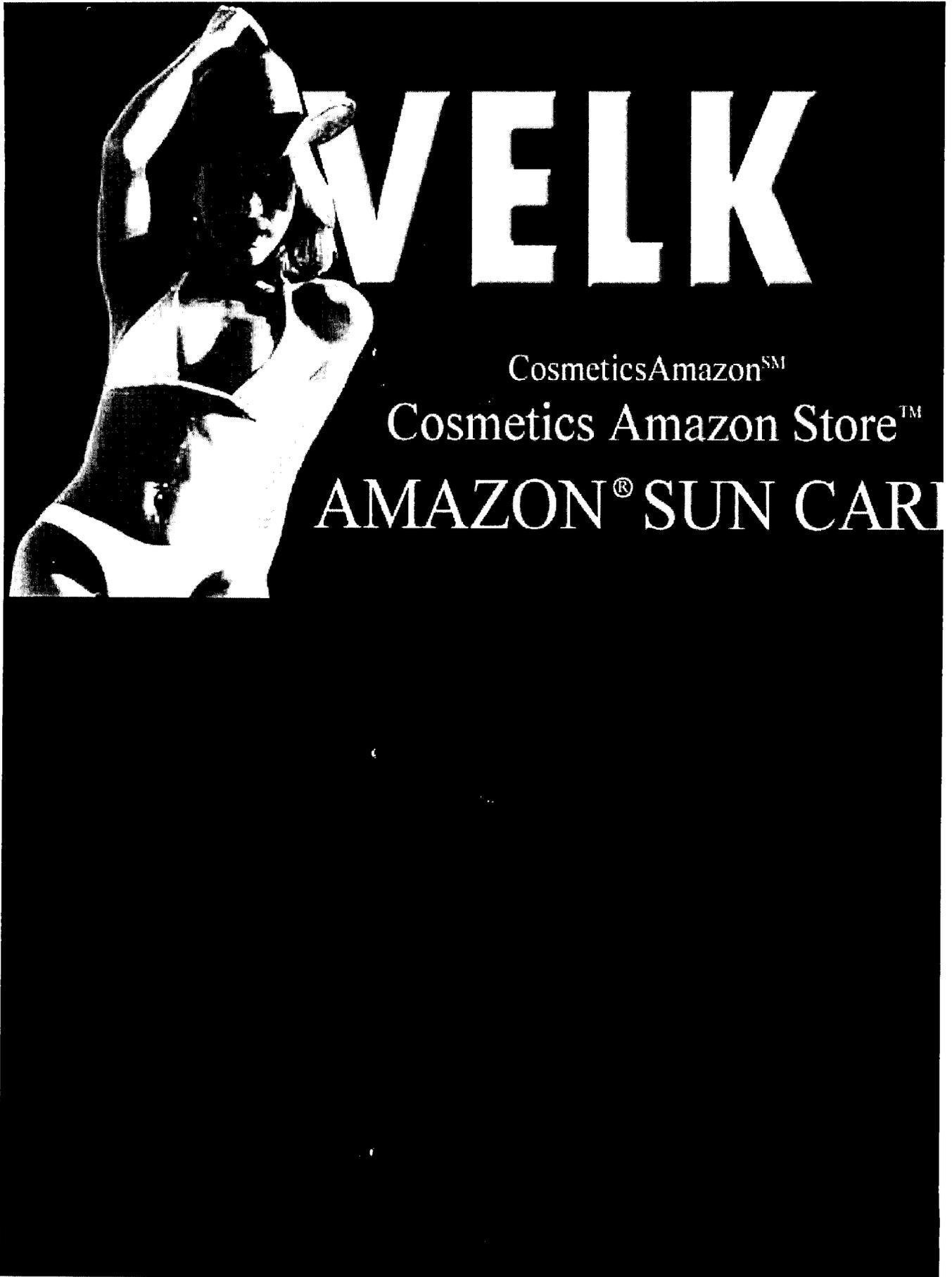
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VELK

CosmeticsAmazonSM

Cosmetics Amazon StoreTM

AMAZON[®] SUN CARE

VELK



ORDER FORM



AmazonTan® Mango Scented \$15.00

AmazonTan® Banana Scented \$15.00

Sub-Total

8% CA Sales Tax

Shipping* FREE

TOTAL

Name :

Address :

City :

State :

Zip :

Phone :

Email :

* UPS Ground to US continental locations only.
20% Restocking fee will apply to all returned items.
Use your browser "Print" function to print this order.

Send your order and payment to:
Amazon Cosmetics and Tan Products™
4226 Scandia Ave
Los Angeles, CA 90065

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[MAIN](#)

Our Profile

To bring sunbathers, tanners and indoor tanners the best exotic tanning products along with quality and originality of a great U.S.A. made product.

Amazon Cosmetics and Tan Products strives to satisfy its customers with the ultimate in tanning supplies and fragrance oils.

The company's founder and chairman, Eric Lerner, has geared Amazon Cosmetics and Tan Products to one day be used by all people in the world who utilize and shop for quality suntan lotions and oils.

Only by you, the consumer, can our goals be met. Help Amazon Cosmetics and Tan Products become the number one tanning supplier on the universe. Tell a friend.

Sincerely,



Eric Lerner
President

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