

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADEMARK TRANSMITTAL FORM

TTAB

Applicant: Panama Jack International, Inc.

Docket No.: 40466

Serial No.: 78/567859

Mark: **BLUE MARLIN BY PANAMA JACK  
BRANDS**

Filing Date: February 15, 2005

Class(es): 14

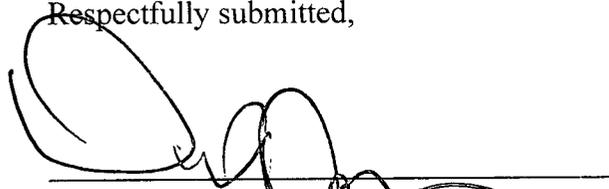
Opposition No.: 91169200

Enclosed herewith for filing in respect of the above-noted matter are:

1. Answer to Notice of Opposition with Certificate of Service.
2. Exhibits A and B
3. Postcard.
4. Duplicate copy of this letter.

The Commissioner is authorized to charge any amounts due or to credit any overpayment to our firm's Deposit Account No. 01-0484. **A duplicate copy of this letter is enclosed for such purpose.**

Respectfully submitted,

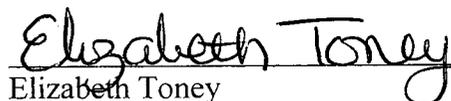


Date: March 30, 2006

David L. Sigalov  
Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A.  
255 South Orange Ave, Ste. 1401  
Orlando, Florida 32801  
(407) 841-2330

CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing **ANSWER TO NOTICE OF OPPOSITION** for the foregoing has been forwarded by U.S. Mail, postage paid, to the TTAB - No Fee, Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, this 30<sup>th</sup> day of March 2006.

  
Elizabeth Toney



04-03-2006

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

Blue Marlin Corp.

Opposer,

vs.

Panama Jack International, Inc.

Opposition No: 91169200  
Application No. 78/567859  
Mark: **BLUE MARLIN BY  
PANAMA JACK BRANDS**

Applicant.  
\_\_\_\_\_ /

**APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION**

Applicant Panama Jack International, Inc., by its attorney, hereby answers the Notice of Opposition filed by Blue Marlin Corp. ("Opposer"), as follows:

1. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 1 of the Notice of Opposition, and therefore denies same.
2. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 2 of the Notice of Opposition, and therefore denies same.
3. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 3 of the Notice of Opposition, and therefore denies same.
4. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 4 of the Notice of Opposition, and therefore denies same.
5. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 5 of the Notice of Opposition, and therefore denies same.
6. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 6 of the Notice of Opposition, and therefore denies same.
7. Applicant admits the allegations contained in Paragraph 7 of the Notice of Opposition.
8. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 8 of the Notice of Opposition, and therefore denies same.
9. Applicant admits the allegations contained in Paragraph 9 of the Notice of Opposition.

10 Applicant denies the allegations contained in Paragraph 10 of the Notice of Opposition.

11. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 11 of the Notice of Opposition, and therefore denies same.

12 Applicant denies the allegations contained in Paragraph 12 of the Notice of Opposition.

**AFFIRMATIVE DEFENSES**

13. Applicant is the owner of the following U.S Trademark Registrations for the mark **PANAMA JACK** or which include the mark **PANAMA JACK** as applied to numerous products, including but not limited to products identical or substantially similar to those set forth in both the subject application and those marks allegedly owned by the Opposer, as noted above.

<u>MARK</u>	<u>CLASS</u>	<u>REGISTRATION NO.</u>
<b>PANAMA JACK</b>	24	1,325,935
<b>PANAMA JACK</b>	18	1,328,519
<b>PANAMA JACK</b>	42	1,341,728
<b>PANAMA JACK</b>	25	1,354,252
<b>PANAMA JACK</b>	9	1,776,347
<b>PANAMA JACK</b>	25	1,784,193
<b>PANAMA JACK</b>	6, 14, 20	2,811,058
<b>PANAMA JACK</b>	18	2,942,960
<b>PANAMA JACK</b>	33	2,972,884
<b>PANAMA JACK</b>	16	3,059,657
<b>PANAMA JACK CLASSIC</b>	25	2,802,252
<b>PANAMA JACK CLASSIC</b>	9	2,802,253
<b>PANAMA JACK EXTREME</b>	14	2,765,778
<b>PANAMA JACK KIDS</b>	9	2,700,520
<b>PANAMA JACK KIDS</b>	14	2,700,521
<b>PANAMA JACK KIDS SPORTS</b>	3	1,982,863
<b>PANAMA JACK Signature</b>	25	1,354,251
<b>PANAMA JACK Signature</b>	25	1,690,257

<b>PANAMA JACK Signature</b>	3	1,673,956
<b>PANAMA JACK Signature</b>	42	1,341,727
<b>PANAMA JACK STICK Stylized</b>	3	1,565,391
<b>PANAMA JACK Stylized</b>	25	1,667,691
<b>PANAMA JACK Stylized</b>	3	1,673,955
<b>PANAMA JACK SUPER SPORT</b>	3	2,009,466

Copies of these registrations are attached as Collective Exhibit A. As such, Applicant's mark **BLUE MARLIN BY PANAMA JACK BRANDS** is not likely to cause confusion with Opposer's mark.

14. Applicant's goods are addressed to different markets from Opposer's goods.

15. The use of Applicant's mark is not likely to cause damage or injury to Opposer.

16. Applicant's goods and services are offered in different channels of trade from the goods of the Opposer.

17. The rights of Opposer in connection with the mark **BLUE MARLIN** are weak and diluted in view of the presence of the following other **BLUE MARLIN** trademark registrations currently coexisting upon the Principal Register of the U.S. Patent and Trademark Office for various products and services:

<u>MARK</u>	<u>REGISTRATION NO.</u>
<b>EMERALD COAST BLUE MARLIN CLASSIC</b>	3,005,213
<b>BLUE MARLIN</b>	2,875,326
<b>BLUE MARLIN PLUS</b>	2,931,210
<b>BIG ROCK BLUE MARLIN TOURNAMENT</b>	2,167,062
<b>BIG ROCK BLUE MARLIN TOURNAMENT</b>	2,233,237
<b>BLUE MARLIN</b>	1,886,748

Copies of these registrations are attached hereto as Collective Exhibit B.

WHEREFORE, Applicant prays that this Notice of Opposition be dismissed.

Dated: 3/30/06

Respectfully submitted,



David L. Sigalow, Esquire  
Allen, Dyer, Doppelt, Milbrath & Gilchrist, P. A.  
255 South Orange Avenue  
Suite 1401  
Orlando, Florida 32801-3460  
Phone: 407 841-2330  
Fax: 407 841-2343  
Email: dsigalow@addmg.com  
Attorney for Applicant  
Panama Jack International, Inc.

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served by U. S. Mail on March 30, 2006 to:

Jennifer Lee Taylor, Esq.  
Morrison & Foerster LLP  
425 Market Street  
San Francisco, CA 94105  
Attorney for Opposer



David L. Sigalow



Int. Cl.: 24

Prior U.S. Cl.: 42

**United States Patent and Trademark Office**

**Reg. No. 1,325,935**

**Registered Mar. 19, 1985**

**TRADEMARK**  
**Principal Register**

**PANAMA JACK**

Panama Jack, Inc. (corporation)  
4490 SW. 34th St.  
Orlando, Fla. 32811

For: TOWELS, in CLASS 24 (U.S. Cl. 42).  
First use May 25, 1982; in commerce Jul. 5, 1983.

Ser. No. 491,384, filed Jul. 23, 1984.

WILBUR C. DAVIS, Examining Attorney

Exhibit A

Opp No. 91169200

**Int. Cl.: 18**

**Prior U.S. Cl.: 3**

**United States Patent and Trademark Office**

**Reg. No. 1,328,519**

**Registered Apr. 2, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 SW. 34TH ST.  
ORLANDO, FL 32811

FIRST USE 7-20-1982; IN COMMERCE  
7-20-1982.

SER. NO. 473,542, FILED 4-2-1984.

FOR: HANDBAGS—NAMELY, TOTE BAGS  
AND DUFFLE BAGS, IN CLASS 18 (U.S. CL. 3).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Exhibit A

Opp No. 91169200

Int. Cl.: 42

Prior U.S. Cl.: 101

**United States Patent and Trademark Office** Reg. No. 1,341,728  
Registered June 11, 1985

**SERVICE MARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-0-1980; IN COMMERCE  
4-0-1980.

SER. NO. 511,361, FILED 11-30-1984.

FOR: RETAIL STORE SERVICES IN THE  
FIELD OF SUN CARE PRODUCTS AND AP-  
PAREL, IN CLASS 42 (U.S. CL. 101).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,354,252**  
**Registered Aug. 13, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FOR: CLOTHING, NAMELY JEANS, PANTS,  
SHORTS, DRESSES SWIMWEAR, JOGGING  
OUTFITS, SWEAT PANTS, BANDANNAS,  
NIGHTSHIRTS, VISORS, HATS AND JACKETS,  
IN CLASS 25 (U.S. CL. 39).

FIRST USE 4-9-1981; IN COMMERCE  
5-12-1981.

OWNER OF U.S. REG. NOS. 1,298,317, 1,298,881  
AND OTHERS.

SER. NO. 491,106, FILED 7-23-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

Exhibit A

Opp No. 91169200

**Int. Cl.: 9**

**Prior U.S. Cl.: 26**

**United States Patent and Trademark Office** **Reg. No. 1,776,347**  
**Registered June 15, 1993**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

**PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
22917 PACIFIC COAST HIGHWAY, SUITE 340  
MALIBU, CA 90265**

**FIRST USE 11-30-1985; IN COMMERCE  
11-30-1985.  
OWNER OF U.S. REG. NOS. 1,341,727, 1,341,728  
AND OTHERS.**

**FOR: EYEWEAR; NAMELY, SUNGLASSES,  
IN CLASS 9 (U.S. CL. 26).**

**SER. NO. 74-319,406, FILED 10-2-1992.  
MICHAEL LEVY, EXAMINING ATTORNEY**

Exhibit A  
Opp No. 91169200

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,784,193**  
Registered July 27, 1993

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
22917 PACIFIC COAST HIGHWAY, SUITE 340  
MALIBU, CA 90265

OWNER OF U.S. REG. NOS. 1,341,727, 1,673,956  
AND OTHERS.

SER. NO. 74-244,347, FILED 2-10-1992.

FOR: FOOTWEAR, IN CLASS 25 (U.S. CL. 39).  
FIRST USE 1-1-1987; IN COMMERCE  
1-1-1987.

CHARLES WEIGELL, EXAMINING ATTOR-  
NEY

Exhibit A  
Opp No. 91169200

Int. Cls.: 6, 14, and 20

Prior U.S. Cls.: 2, 12, 13, 14, 22, 23, 25, 27, 28, 32, and 50

Reg. No. 2,811,058

Registered Feb. 3, 2004

**United States Patent and Trademark Office**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC (FLOR-  
IDA CORPORATION)  
4501 34TH STREET  
ORLANDO, FL 32811

FOR: METAL KEY RINGS, IN CLASS 6 (U.S. CLS.  
2, 12, 13, 14, 23, 25 AND 50).

FIRST USE 1-5-2001; IN COMMERCE 3-1-2001.

FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28  
AND 50).

FIRST USE 9-10-1995; IN COMMERCE 10-15-1995.

FOR: NON-METAL KEY RINGS, IN CLASS 20  
(U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 9-10-1995; IN COMMERCE 10-15-1995.

OWNER OF U.S. REG. NOS. 1,325,935, 1,784,193,  
AND OTHERS.

SN 76-179,398, FILED 12-12-2000.

TRACY FLETCHER, EXAMINING ATTORNEY

Exhibit A

Opp No. 91169200

**Int. Cl.: 18**

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

**Reg. No. 2,942,960**

**United States Patent and Trademark Office**

**Registered Apr. 19, 2005**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
4501 SW 34TH STREET  
ORLANDO, FL 32811

FOR: WALLET, HANDBAGS, LUGGAGE TAGS,  
TRUNKS, BACKPACKS, LEATHER KEY CHAINS,  
UMBRELLAS, ROLL BAGS, ALL-PURPOSE SPORT  
BAGS, DUFFEL BAGS, TOTE BAGS, BEACH BAGS,  
FANNY PACKS, COSMETIC BAGS SOLD EMPTY,  
LUGGAGE, ATHLETIC BAGS, TRAVEL BAGS,  
CLUTCH BAGS, BILLFOLDS, BOOK BAGS,  
CHANGE PURSES; LEATHER KEY CHAINS; OVER-

NIGHT BAGS; POCKETBOOKS; PURSES; SCHOOL  
BAGS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

OWNER OF U.S. REG. NOS. 1,325,935, 1,354,252,  
AND OTHERS.

SN 78-212,316, FILED 2-7-2003.

ROBERT COGGINS, EXAMINING ATTORNEY

**Int. Cl.: 33**

**Prior U.S. Cls.: 47 and 49**

**Reg. No. 2,972,884**

**United States Patent and Trademark Office**

**Registered July 19, 2005**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

SN 78-185,385, FILED 11-15-2002.

FOR: RUMS, AND EXCLUDING WHISKEY AND  
PREPARED COCKTAILS CONTAINING WHISKEY,  
IN CLASS 33 (U.S. CLS. 47 AND 49).

DAVID TAYLOR, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

**Int. Cl.: 16**

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

**United States Patent and Trademark Office**

**Reg. No. 3,059,657**

**Registered Feb. 14, 2006**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE STREET  
ORLANDO, FL 32801

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

OWNER OF U.S. REG. NOS. 1,325,935, 1,354,252,  
AND OTHERS.

FOR: POSTCARDS, SOCIAL NOTE CARDS,  
BLANK NOTE CARDS, SEASONAL HOLIDAY  
CARDS AND GREETING CARDS, IN CLASS 16  
(U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

SN 78-976,618, FILED 2-7-2003.

ROBERT COGGINS, EXAMINING ATTORNEY

Exhibit A

Opp No. 91169200

**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**United States Patent and Trademark Office**

**Reg. No. 2,802,252**

**Registered Jan. 6, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK CLASSIC**

**PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801**

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

**FOR: CLOTHING, NAMELY, SHORTS AND  
HATS, IN CLASS 25 (U.S. CLS. 22 AND 39).**

**THE NAME "PANAMA JACK" DOES NOT IDEN-  
TIFY A LIVING INDIVIDUAL.**

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

**SER. NO. 78-130,492, FILED 5-22-2002.**

**OWNER OF U.S. REG. NOS. 1,341,727, 1,667,691  
AND OTHERS.**

**MARY CRAWFORD, EXAMINING ATTORNEY**

Exhibit A

Opp No. 91169200

**Int. Cl.: 9**

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

**United States Patent and Trademark Office**

**Reg. No. 2,802,253**

**Registered Jan. 6, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK CLASSIC**

**PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801**

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

**FOR: SUNGLASSES AND SUNGLASS CASES, IN  
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).**

**THE NAME "PANAMA JACK" DOES NOT IDENTIFY  
A LIVING INDIVIDUAL.**

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

**SER. NO. 78-130,498, FILED 5-22-2002.**

**OWNER OF U.S. REG. NOS. 1,341,727, 1,667,691  
AND OTHERS.**

**MARY CRAWFORD, EXAMINING ATTORNEY**

Exhibit A

Opp No: 91169200

**Int. Cl.: 14**

**Prior U.S. Cls.: 2, 27, 28, and 50**

**Reg. No. 2,765,778**

**United States Patent and Trademark Office**

**Registered Sep. 16, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK EXTREME**

**PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
320 ERNESTINE ROAD  
ORLANDO, FL 32801**

**OWNER OF U.S. REG. NOS. 1,690,257, 1,776,347,  
AND OTHERS.**

**FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28  
AND 50).**

**SN 78-129,295, FILED 5-16-2002.**

**FIRST USE 5-16-2002; IN COMMERCE 7-1-2002.**

**RON FAIRBANKS, EXAMINING ATTORNEY**

Exhibit A

Opp No. 91169200

Int. Cl.: 9

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

**United States Patent and Trademark Office**

**Reg. No. 2,700,520**

Registered Mar. 25, 2003

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

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

FOR: SUNGLASSES AND SUNGLASS CASES, IN  
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

THE NAME IN THE MARK DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.

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

SER. NO. 78-130,474, FILED 5-22-2002.

OWNER OF U.S. REG. NOS. 1,325,935, 2,009,466  
AND OTHERS.

NANCY CLARKE, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

**Int. Cl.: 14**

**Prior U.S. Cls.: 2, 27, 28 and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,700,521**

**Registered Mar. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FOR: JEWELRY, NAMELY, RINGS, ANKLETS,  
BRACELETS, NECKLACES, EARRINGS AND PINS,  
IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

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

OWNER OF U.S. REG. NOS. 1,341,728, 1,690,257  
AND OTHERS.

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

THE NAME(S), PORTRAIT(S), AND/OR SIGNA-  
TURE(S) SHOWN IN THE MARK DOES NOT IDEN-  
TIFY A PARTICULAR LIVING INDIVIDUAL

SER. NO. 78-130,486, FILED 5-22-2002.

MARY CRAWFORD, EXAMINING ATTORNEY

Exhibit A

Opp No. 91169200

**Int. Cl.: 3**

**Prior U.S. Cls.: 1, 4, 6, 50, 51, and 52**

**United States Patent and Trademark Office**

**Reg. No. 1,982,863**

**Registered June 25, 1996**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS SPORT**

**PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
4501 S.W. 34TH STREET  
ORLANDO, FL 32811**

**FOR: SUNCARE PREPARATIONS; NAMELY,  
SUN-TANNING CREAMS, LOTIONS AND  
OILS, AFTER SUN LOTIONS, SUNBLOCK  
PREPARATIONS AND SUNSCREENS, IN  
CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).**

**FIRST USE 1-2-1994; IN COMMERCE  
1-2-1994.**

**OWNER OF U.S. REG. NOS. 1,673,955,  
1,673,956, AND OTHERS.**

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

**SN 74-475,129, FILED 12-22-1993.**

**SCOTT J. MAJOR, EXAMINING ATTORNEY**

Exhibit A

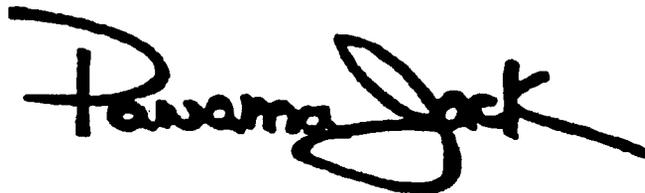
Opp No. 91169200

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,354,251**  
**Registered Aug. 13, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**

A stylized, handwritten logo for "Panama Jack". The word "Panama" is written in a cursive script, and "Jack" is written in a more bold, blocky cursive style. The letters are connected, and there is a long, sweeping underline that extends from the end of "Jack" back under "Panama".

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FOR: CLOTHING, NAMELY JEANS, PANTS,  
SHORTS, DRESSES, HATS, SWIMWEAR, JOG-  
GING OUTFITS, SWEAT PANTS, NIGHT  
SHIRTS, VISORS, BANDANNAS AND JACK-  
ETS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 4-9-1981; IN COMMERCE  
5-12-1981.

OWNER OF U.S. REG. NOS. 1,298,317, 1,298,881  
AND OTHERS.

SER. NO. 491,104, FILED 7-23-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 25

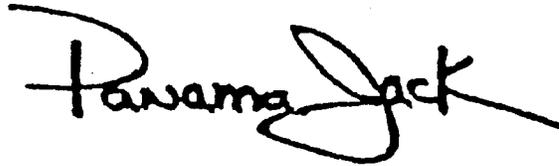
Prior U.S. Cl.: 39

**United States Patent and Trademark Office**

**Reg. No. 1,690,257**

Registered June 2, 1992

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789

FIRST USE 0-0-1975; IN COMMERCE  
0-0-1975.  
OWNER OF U.S. REG. NOS. 1,354,251 AND  
1,354,252.

SER. NO. 74-134,311, FILED 1-25-1991.

FOR: CLOTHING; NAMELY, T-SHIRTS, JERSEYS,  
BASEBALL SHIRTS AND SWEATSHIRTS, IN CLASS 25 (U.S. CL. 39).

PATRICIA MALESARDI, EXAMINING ATTORNEY

Exhibit A

Opp No. 91169200

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**

**Reg. No. 1,673,956**

Registered Feb. 4, 1992

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789, ASSIGNEE OF  
PANAMA JACK, INC. (FLORIDA CORPORATION)  
WINTER PARK, FL 32789

FOR: SUN TAN LOTIONS, SUN TAN OILS,  
SUNBLOCK PREPARATIONS AND SUN-  
SCREENS, IN CLASS 3 (U.S. CL. 51).

FIRST USE 7-0-1974; IN COMMERCE  
7-0-1974.

THE MARK CONSISTS OF THE WORDS  
"PANAMA JACK", IN DISTINCTIVE SCRIPT.

SER. NO. 74-134,321, FILED 1-25-1991.

DAVID CHO, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 42

Prior U.S. Cl.: 101

**United States Patent and Trademark Office** Reg. No. 1,341,727  
Registered June 11, 1985

**SERVICE MARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S. W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-0-1980; IN COMMERCE  
4-0-1980.

FOR: RETAIL STORE SERVICES IN THE  
FIELD OF SUN CARE PRODUCTS AND AP-  
PAREL, IN CLASS 42 (U.S. CL. 101).

SER. NO. 511,360, FILED 11-30-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**

Reg. No. 1,565,391

Registered Nov. 14, 1989

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA**  
*Jack*  
**STICK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
P.O. BOX 2169  
WINTER PARK, FL 32789

FOR: LIP BALM, IN CLASS 3 (U.S. CL. 51).  
FIRST USE 12-15-1988; IN COMMERCE  
12-15-1988.

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

SER. NO. 787,022, FILED 3-16-1989.

ROBERT F. GARCIA, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** Reg. No. 1,667,691  
Registered Dec. 10, 1991

**TRADEMARK  
PRINCIPAL REGISTER**

# Panama Jack

PANAMA JACK, INC. (FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789

FIRST USE 7-0-1974; IN COMMERCE  
0-0-1975.  
OWNER OF U.S. REG. NOS. 1,354,251 AND  
1,354,252.

SER. NO. 74-134,312, FILED 1-25-1991.

FOR: CLOTHING; NAMELY, T-SHIRTS, JERSEYS,  
BASEBALL SHIRTS AND SWEATSHIRTS, IN CLASS 25 (U.S. CL. 39).

PATRICIA MALESARDI, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**

**Reg. No. 1,673,955**  
Registered Feb. 4, 1992

**TRADEMARK  
PRINCIPAL REGISTER**

**Panama Jack**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789, ASSIGNEE OF  
PANAMA JACK, INC. (FLORIDA CORPORATION)  
WINTER PARK, FL 32789

FOR: SUNTAN LOTIONS, SUN TAN OILS,  
SUNBLOCK PREPARATIONS AND SUN-  
SCREENS, IN CLASS 3 (U.S. CL. 51).

FIRST USE 7-0-1974; IN COMMERCE  
7-0-1974.

THE MARK CONSISTS OF THE WORDS  
"PANAMA JACK", IN DISTINCTIVE TYPE.

SER. NO. 74-134,313, FILED 1-25-1991.

DAVID CHO, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 3

Prior U.S. Cls.: 1, 4, 6, 50, 51 and 52

**United States Patent and Trademark Office**

Reg. No. 2,009,466

Registered Oct. 22, 1996

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK SUPER SPORT**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
4501 S.W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 11-1-1993; IN COMMERCE  
11-1-1993.

OWNER OF U.S. REG. NOS. 1,341,727, 1,673,956  
AND OTHERS.

FOR: SUNCARE PREPARATIONS, NAMELY  
SUNTAN LOTIONS, SUNTAN OILS, SUNTAN  
CREAMS, AFTER SUN LOTIONS, SUNB-  
LOCKS, SUN SCREENS AND LIP BALM, IN  
CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

SER. NO. 74-628,806, FILED 2-2-1995.

CHERYL LYNN BLACK, EXAMINING ATTOR-  
NEY

Exhibit A  
Opp No. 91169200



Int. Cls.: 25 and 41

Prior U.S. Cls.: 22, 39, 100, 101, and 107

**United States Patent and Trademark Office**

Reg. No. 3,005,213

Registered Oct. 4, 2005

**TRADEMARK  
SERVICE MARK  
SUPPLEMENTAL REGISTER**

**EMERALD COAST BLUE  
MARLIN CLASSIC**

INTRAWEST SANDESTIN COMPANY, L.L.C.  
(DELAWARE LTD LIAB CO)  
9300 EMERALD COAST PARKWAY WEST  
SANDESTIN, FL 32550

FOR: CLOTHING, NAMELY, SHIRTS, T-SHIRTS,  
JACKETS, HATS, VISORS, IN CLASS 25 (U.S. CLS. 22  
AND 39).

FIRST USE 6-18-2003; IN COMMERCE 6-18-2003.

FOR: ENTERTAINMENT SERVICES, NAMELY,  
SPORT FISHING TOURNAMENTS, IN CLASS 41  
(U.S. CLS. 100, 101 AND 107).

FIRST USE 6-18-2003; IN COMMERCE 6-18-2003.

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

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

SER. NO. 78-340,818, FILED P.R. 12-15-2003; AM.  
S.R. 7-18-2005.

RENEE MCCRAY, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

Int. Cls.: 24 and 27

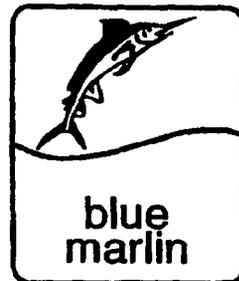
Prior U.S. Cls.: 19, 20, 37, 42, and 50

United States Patent and Trademark Office

Reg. No. 2,875,326

Registered Aug. 17, 2004

**TRADEMARK  
PRINCIPAL REGISTER**



SIGMATEX INC. (DELAWARE CORPORATION)  
551 FIFTH AVE  
RM 1110  
NEW YORK, NY 10176

FOR: TOWELS, BEACH TOWELS, HAND TOWELS,  
BAR TOWELS, WASH CLOTHS, BED SHEETS,  
PILLOW CASES AND KITCHEN TOWELS,  
IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 12-1-1992; IN COMMERCE 12-1-1992.

FOR: BATH MATS, IN CLASS 27 (U.S. CLS. 19, 20,  
37, 42 AND 50).

FIRST USE 12-1-1992; IN COMMERCE 12-1-1992.

THE MARK CONSISTS IN PART OF A WAVE  
DESIGN.

SN 76-407,243, FILED 5-3-2002.

GENE MACIOL, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

United States Patent and Trademark Office

Reg. No. 2,931,210  
Registered Mar. 8, 2005

TRADEMARK  
PRINCIPAL REGISTER



SIGMATEX, INC. (DELAWARE CORPORATION)  
551 FIFTH AVENUE  
ROOM: 1110  
NEW YORK, NY 10176

FIRST USE 6-1-2003; IN COMMERCE 6-1-2003.

THE MARK CONSISTS OF IN PART OF A WAVE  
DESIGN.

FOR: TOWELS, BEACH TOWELS, HAND TO-  
WELS, BAR TOWELS, WASH CLOTHS, BED  
SHEETS, PILLOW CASES AND KITCHEN TOWELS,  
IN CLASS 24 (U.S. CLS. 42 AND 50).

SN 76-405,768, FILED 5-6-2002.

GENE MACIOL, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

Int. Cl.: 41

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

Reg. No. 2,167,062

**United States Patent and Trademark Office**

Registered June 23, 1998

**SERVICE MARK  
PRINCIPAL REGISTER**

**BIG ROCK BLUE MARLIN TOURNAMENT**

CRYSTAL COAST TOURNAMENT, INC.  
(NORTH CAROLINA CORPORATION)  
209 NORTH 35TH STREET, SUITE 2  
MOREHEAD CITY, NC 28557

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "BLUE MARLIN TOURNA-  
MENT", APART FROM THE MARK AS  
SHOWN.

FOR: ENTERTAINMENT IN THE NATURE  
OF FISHING TOURNAMENTS, IN CLASS 41  
(U.S. CLS. 100, 101 AND 107).

SER. NO. 75-211,210, FILED 12-10-1996.

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

AMOS T. MATTHEWS, JR., EXAMINING AT-  
TORNEY

Exhibit B  
Opp No. 91169200

Int. Cls.: 21 and 25

Prior U.S. Cls.: 2, 13, 22, 23, 29, 30, 33, 39, 40 and  
50

Reg. No. 2,233,237

**United States Patent and Trademark Office**

Registered Mar. 23, 1999

**TRADEMARK  
PRINCIPAL REGISTER**

**BIG ROCK BLUE MARLIN TOURNAMENT**

CRYSTAL COAST TOURNAMENT, INC.  
(NORTH CAROLINA CORPORATION)  
209 NORTH 35TH STREET, SUITE 2  
MOREHEAD CITY, NC 28557

FOR: BUCKETS; BEVERAGE GLASSWARE;  
COFFEE CUPS; MUGS; KITCHEN UTENSILS,  
NAMELY, PLASTIC CUPS, BOTTLE OPENERS,  
MUGS, PITCHERS, CONTAINERS FOR FOOD;  
SPORTS BOTTLES SOLD EMPTY; CAN INSU-  
LATING SLEEVE HOLDERS FOR BEVERAGE,  
IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40  
AND 50).

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

FOR: CLOTHING, NAMELY, T-SHIRTS,  
SHIRTS, SWEATSHIRTS, WARM-UP SUITS,  
VISORS, SHORTS, CAPS, BELTS, JACKETS,  
GLOVES, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

SER. NO. 75-211,205, FILED 12-10-1996.

AMOS T. MATTHEWS, JR., EXAMINING AT-  
TORNEY

Exhibit B  
Opp No. 91169200

**Int. Cl.: 42**

**Prior U.S. Cl.: 100**

**United States Patent and Trademark Office**

**Reg. No. 1,886,748**

**Registered Mar. 28, 1995**

**SERVICE MARK  
PRINCIPAL REGISTER**

**BLUE MARLIN**

**RESTAURANT MANAGEMENT SERVICES,  
INC. (NORTH CAROLINA CORPORATION)  
2520 SARDIS ROAD NORTH, SUITE 250  
CHARLOTTE, NC 28227**

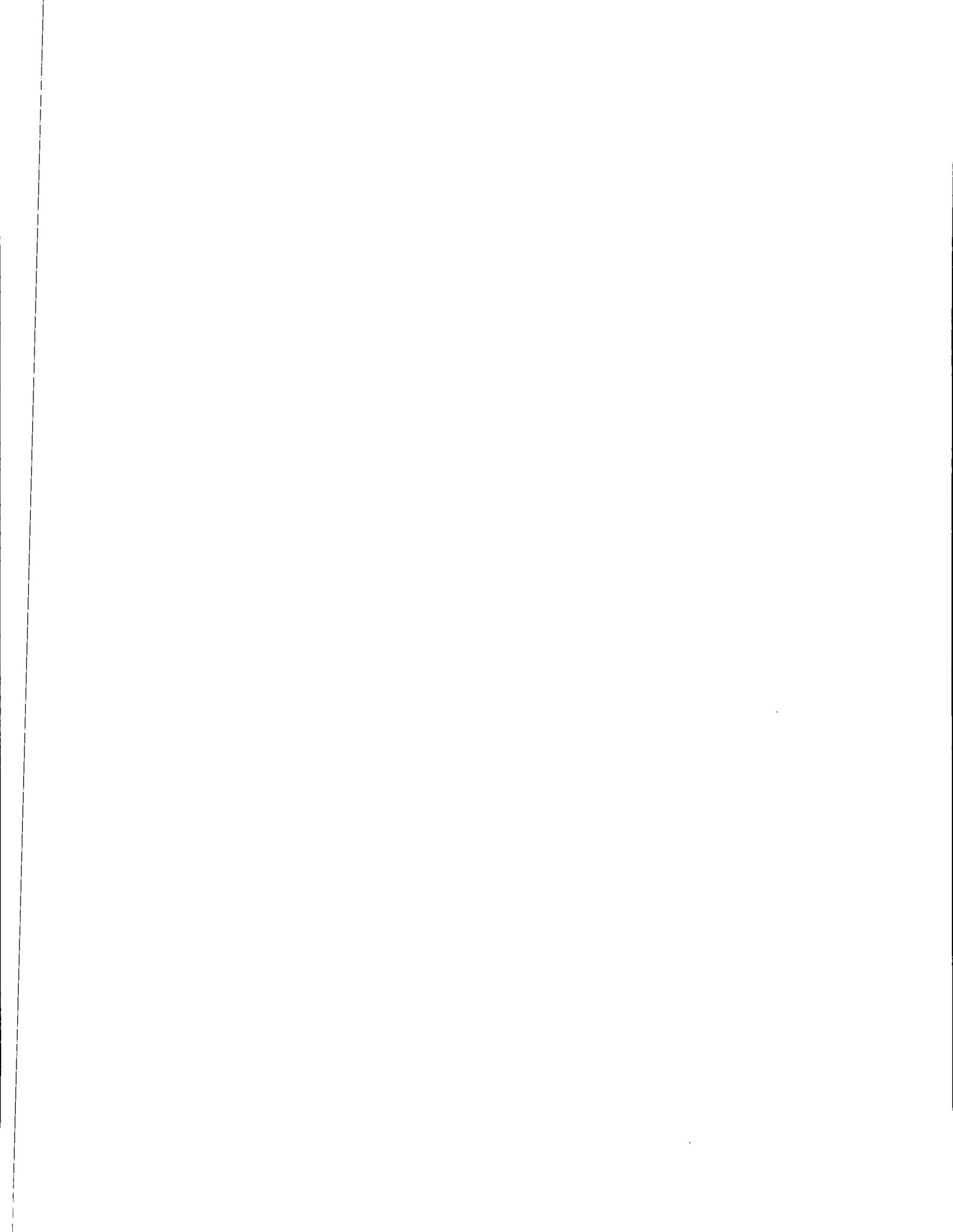
**FIRST USE 11-15-1993; IN COMMERCE  
11-15-1993.**

**SN 74-433,368, FILED 9-7-1993.**

**FOR: RESTAURANT SERVICES, IN CLASS  
42 (U.S. CL. 100).**

**ANTHONY LUPO, EXAMINING ATTORNEY**

Exhibit B  
Opp No. 91169200



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

Blue Marlin Corp.

Opposer,

vs.

Panama Jack International, Inc.

Opposition No: 91169200  
Application No. 78/567859  
Mark: **BLUE MARLIN BY  
PANAMA JACK BRANDS**

Applicant.  
\_\_\_\_\_ /

**APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION**

Applicant Panama Jack International, Inc., by its attorney, hereby answers the Notice of Opposition filed by Blue Marlin Corp. ("Opposer"), as follows:

1. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 1 of the Notice of Opposition, and therefore denies same.
2. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 2 of the Notice of Opposition, and therefore denies same.
3. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 3 of the Notice of Opposition, and therefore denies same.
4. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 4 of the Notice of Opposition, and therefore denies same.
5. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 5 of the Notice of Opposition, and therefore denies same.
6. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 6 of the Notice of Opposition, and therefore denies same.
7. Applicant admits the allegations contained in Paragraph 7 of the Notice of Opposition.
8. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 8 of the Notice of Opposition, and therefore denies same.
9. Applicant admits the allegations contained in Paragraph 9 of the Notice of Opposition.

10 Applicant denies the allegations contained in Paragraph 10 of the Notice of Opposition.

11. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 11 of the Notice of Opposition, and therefore denies same.

12 Applicant denies the allegations contained in Paragraph 12 of the Notice of Opposition.

### AFFIRMATIVE DEFENSES

13. Applicant is the owner of the following U.S Trademark Registrations for the mark **PANAMA JACK** or which include the mark **PANAMA JACK** as applied to numerous products, including but not limited to products identical or substantially similar to those set forth in both the subject application and those marks allegedly owned by the Opposer, as noted above.

<u>MARK</u>	<u>CLASS</u>	<u>REGISTRATION NO.</u>
PANAMA JACK	24	1,325,935
PANAMA JACK	18	1,328,519
PANAMA JACK	42	1,341,728
PANAMA JACK	25	1,354,252
PANAMA JACK	9	1,776,347
PANAMA JACK	25	1,784,193
PANAMA JACK	6, 14, 20	2,811,058
PANAMA JACK	18	2,942,960
PANAMA JACK	33	2,972,884
PANAMA JACK	16	3,059,657
PANAMA JACK CLASSIC	25	2,802,252
PANAMA JACK CLASSIC	9	2,802,253
PANAMA JACK EXTREME	14	2,765,778
PANAMA JACK KIDS	9	2,700,520
PANAMA JACK KIDS	14	2,700,521
PANAMA JACK KIDS SPORTS	3	1,982,863
PANAMA JACK Signature	25	1,354,251
PANAMA JACK Signature	25	1,690,257

<b>PANAMA JACK Signature</b>	3	1,673,956
<b>PANAMA JACK Signature</b>	42	1,341,727
<b>PANAMA JACK STICK Stylized</b>	3	1,565,391
<b>PANAMA JACK Stylized</b>	25	1,667,691
<b>PANAMA JACK Stylized</b>	3	1,673,955
<b>PANAMA JACK SUPER SPORT</b>	3	2,009,466

Copies of these registrations are attached as Collective Exhibit A. As such, Applicant's mark **BLUE MARLIN BY PANAMA JACK BRANDS** is not likely to cause confusion with Opposer's mark.

14. Applicant's goods are addressed to different markets from Opposer's goods.

15. The use of Applicant's mark is not likely to cause damage or injury to Opposer.

16. Applicant's goods and services are offered in different channels of trade from the goods of the Opposer.

17. The rights of Opposer in connection with the mark **BLUE MARLIN** are weak and diluted in view of the presence of the following other **BLUE MARLIN** trademark registrations currently coexisting upon the Principal Register of the U.S. Patent and Trademark Office for various products and services:

<u>MARK</u>	<u>REGISTRATION NO.</u>
<b>EMERALD COAST BLUE MARLIN CLASSIC</b>	3,005,213
<b>BLUE MARLIN</b>	2,875,326
<b>BLUE MARLIN PLUS</b>	2,931,210
<b>BIG ROCK BLUE MARLIN TOURNAMENT</b>	2,167,062
<b>BIG ROCK BLUE MARLIN TOURNAMENT</b>	2,233,237
<b>BLUE MARLIN</b>	1,886,748

Copies of these registrations are attached hereto as Collective Exhibit B.

WHEREFORE, Applicant prays that this Notice of Opposition be dismissed.

Dated: 3/30/06

Respectfully submitted,



David L. Sigalow, Esquire  
Allen, Dyer, Doppelt, Milbrath & Gilchrist, P. A.  
255 South Orange Avenue  
Suite 1401  
Orlando, Florida 32801-3460  
Phone: 407 841-2330  
Fax: 407 841-2343  
Email: dsigalow@addmg.com  
Attorney for Applicant  
Panama Jack International, Inc.

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served by U. S. Mail on March 30, 2006 to:

Jennifer Lee Taylor, Esq.  
Morrison & Foerster LLP  
425 Market Street  
San Francisco, CA 94105  
Attorney for Opposer



David L. Sigalow



Int. Cl.: 24

Prior U.S. Cl.: 42

**United States Patent and Trademark Office**

**Reg. No. 1,325,935**  
Registered Mar. 19, 1985

**TRADEMARK**  
Principal Register

**PANAMA JACK**

Panama Jack, Inc. (corporation)  
4490 SW. 34th St.  
Orlando, Fla. 32811

For: TOWELS, in CLASS 24 (U.S. Cl. 42).  
First use May 25, 1982; in commerce Jul. 5, 1983.

Ser. No. 491,384, filed Jul. 23, 1984.

WILBUR C. DAVIS, Examining Attorney

**Int. Cl.: 18**

**Prior U.S. Cl.: 3**

**United States Patent and Trademark Office**

**Reg. No. 1,328,519**

**Registered Apr. 2, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 SW. 34TH ST.  
ORLANDO, FL 32811

FIRST USE 7-20-1982; IN COMMERCE  
7-20-1982.

SER. NO. 473,542, FILED 4-2-1984.

FOR: HANDBAGS—NAMELY, TOTE BAGS  
AND DUFFLE BAGS, IN CLASS 18 (U.S. CL. 3).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cl.: 101

**United States Patent and Trademark Office**

**Reg. No. 1,341,728**

Registered June 11, 1985

**SERVICE MARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-0-1980; IN COMMERCE  
4-0-1980.

SER. NO. 511,361, FILED 11-30-1984.

FOR: RETAIL STORE SERVICES IN THE  
FIELD OF SUN CARE PRODUCTS AND AP-  
PAREL, IN CLASS 42 (U.S. CL. 101).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office**

Reg. No. 1,354,252  
Registered Aug. 13, 1985

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FOR: CLOTHING, NAMELY JEANS, PANTS,  
SHORTS, DRESSES SWIMWEAR, JOGGING  
OUTFITS, SWEAT PANTS, BANDANNAS,  
NIGHTSHIRTS, VISORS, HATS AND JACKETS,  
IN CLASS 25 (U.S. CL. 39).

FIRST USE 4-9-1981; IN COMMERCE  
5-12-1981.

OWNER OF U.S. REG. NOS. 1,298,317, 1,298,881  
AND OTHERS.

SER. NO. 491,106, FILED 7-23-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cl.: 26

**United States Patent and Trademark Office** **Reg. No. 1,776,347**  
Registered June 15, 1993

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
22917 PACIFIC COAST HIGHWAY, SUITE 340  
MALIBU, CA 90265

FIRST USE 11-30-1985; IN COMMERCE  
11-30-1985.  
OWNER OF U.S. REG. NOS. 1,341,727, 1,341,728  
AND OTHERS.

FOR: EYEWEAR; NAMELY, SUNGLASSES,  
IN CLASS 9 (U.S. CL. 26).

SER. NO. 74-319,406, FILED 10-2-1992.  
MICHAEL LEVY, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,784,193**  
Registered July 27, 1993

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
22917 PACIFIC COAST HIGHWAY, SUITE 340  
MALIBU, CA 90265

OWNER OF U.S. REG. NOS. 1,341,727, 1,673,956  
AND OTHERS.

SER. NO. 74-244,347, FILED 2-10-1992.

FOR: FOOTWEAR, IN CLASS 25 (U.S. CL. 39).  
FIRST USE 1-1-1987; IN COMMERCE  
1-1-1987.

CHARLES WEIGELL, EXAMINING ATTOR-  
NEY

Exhibit A  
Opp No. 91169200

**Int. Cls.: 6, 14, and 20**

**Prior U.S. Cls.: 2, 12, 13, 14, 22, 23, 25, 27, 28, 32, and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,811,058**

**Registered Feb. 3, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC (FLOR-  
IDA CORPORATION)  
4501 34TH STREET  
ORLANDO, FL 32811

FOR: METAL KEY RINGS, IN CLASS 6 (U.S. CLS.  
2, 12, 13, 14, 23, 25 AND 50).

FIRST USE 1-5-2001; IN COMMERCE 3-1-2001.

FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28  
AND 50).

FIRST USE 9-10-1995; IN COMMERCE 10-15-1995.

FOR: NON-METAL KEY RINGS, IN CLASS 20  
(U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 9-10-1995; IN COMMERCE 10-15-1995.

OWNER OF U.S. REG. NOS. 1,325,935, 1,784,193,  
AND OTHERS.

SN 76-179,398, FILED 12-12-2000.

TRACY FLETCHER, EXAMINING ATTORNEY

Int. Cl.: 18

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

Reg. No. 2,942,960

United States Patent and Trademark Office

Registered Apr. 19, 2005

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
4501 SW 34TH STREET  
ORLANDO, FL 32811

FOR: WALLET, HANDBAGS, LUGGAGE TAGS,  
TRUNKS, BACKPACKS, LEATHER KEY CHAINS,  
UMBRELLAS, ROLL BAGS, ALL-PURPOSE SPORT  
BAGS, DUFFEL BAGS, TOTE BAGS, BEACH BAGS,  
FANNY PACKS, COSMETIC BAGS SOLD EMPTY,  
LUGGAGE, ATHLETIC BAGS, TRAVEL BAGS,  
CLUTCH BAGS, BILLFOLDS, BOOK BAGS,  
CHANGE PURSES; LEATHER KEY CHAINS; OVER-

NIGHT BAGS; POCKETBOOKS; PURSES; SCHOOL  
BAGS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

OWNER OF U.S. REG. NOS. 1,325,935, 1,354,252,  
AND OTHERS.

SN 78-212,316, FILED 2-7-2003.

ROBERT COGGINS, EXAMINING ATTORNEY

**Int. Cl.: 33**

**Prior U.S. Cls.: 47 and 49**

**Reg. No. 2,972,884**

**United States Patent and Trademark Office**

**Registered July 19, 2005**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

SN 78-185,385, FILED 11-15-2002.

FOR: RUMS, AND EXCLUDING WHISKEY AND  
PREPARED COCKTAILS CONTAINING WHISKEY,  
IN CLASS 33 (U.S. CLS. 47 AND 49).

DAVID TAYLOR, EXAMINING ATTORNEY

Int. Cl.: 16

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

Reg. No. 3,059,657

**United States Patent and Trademark Office**

Registered Feb. 14, 2006

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE STREET  
ORLANDO, FL 32801

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

OWNER OF U.S. REG. NOS. 1,325,935, 1,354,252,  
AND OTHERS.

FOR: POSTCARDS, SOCIAL NOTE CARDS,  
BLANK NOTE CARDS, SEASONAL HOLIDAY  
CARDS AND GREETING CARDS, IN CLASS 16  
(U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

SN 78-976,618, FILED 2-7-2003.

ROBERT COGGINS, EXAMINING ATTORNEY

**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**United States Patent and Trademark Office**

**Reg. No. 2,802,252**

**Registered Jan. 6, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK CLASSIC**

**PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801**

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

**FOR: CLOTHING, NAMELY, SHORTS AND  
HATS, IN CLASS 25 (U.S. CLS. 22 AND 39).**

**THE NAME "PANAMA JACK" DOES NOT IDEN-  
TIFY A LIVING INDIVIDUAL.**

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

**SER. NO. 78-130,492, FILED 5-22-2002.**

**OWNER OF U.S. REG. NOS. 1,341,727, 1,667,691  
AND OTHERS.**

**MARY CRAWFORD, EXAMINING ATTORNEY**

Int. Cl.: 9

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

Reg. No. 2,802,253

**United States Patent and Trademark Office**

Registered Jan. 6, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK CLASSIC**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

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

FOR: SUNGLASSES AND SUNGLASS CASES, IN  
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

THE NAME "PANAMA JACK" DOES NOT IDENTIFY  
A LIVING INDIVIDUAL.

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

SER. NO. 78-130,498, FILED 5-22-2002.

OWNER OF U.S. REG. NOS. 1,341,727, 1,667,691  
AND OTHERS.

MARY CRAWFORD, EXAMINING ATTORNEY

**Int. Cl.: 14**

**Prior U.S. Cls.: 2, 27, 28, and 50**

**Reg. No. 2,765,778**

**United States Patent and Trademark Office**

**Registered Sep. 16, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK EXTREME**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
320 ERNESTINE ROAD  
ORLANDO, FL 32801

OWNER OF U.S. REG. NOS. 1,690,257, 1,776,347,  
AND OTHERS.

FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28  
AND 50).

SN 78-129,295, FILED 5-16-2002.

FIRST USE 5-16-2002; IN COMMERCE 7-1-2002.

RON FAIRBANKS, EXAMINING ATTORNEY

**Int. Cl.: 9**

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

**United States Patent and Trademark Office**

**Reg. No. 2,700,520**

**Registered Mar. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

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

FOR: SUNGLASSES AND SUNGLASS CASES, IN  
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

THE NAME IN THE MARK DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.

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

SER. NO. 78-130,474, FILED 5-22-2002.

OWNER OF U.S. REG. NOS. 1,325,935, 2,009,466  
AND OTHERS.

NANCY CLARKE, EXAMINING ATTORNEY

**Int. Cl.: 14**

**Prior U.S. Cls.: 2, 27, 28 and 50**

**Reg. No. 2,700,521**

**United States Patent and Trademark Office**

**Registered Mar. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

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

FOR: JEWELRY, NAMELY, RINGS, ANKLETS,  
BRACELETS, NECKLACES, EARRINGS AND PINS,  
IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

THE NAME(S), PORTRAIT(S), AND/OR SIGNA-  
TURE(S) SHOWN IN THE MARK DOES NOT IDENT-  
IFY A PARTICULAR LIVING INDIVIDUAL

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

SER. NO. 78-130,486, FILED 5-22-2002.

OWNER OF U.S. REG. NOS. 1,341,728, 1,690,257  
AND OTHERS.

MARY CRAWFORD, EXAMINING ATTORNEY

**Int. Cl.: 3**

**Prior U.S. Cls.: 1, 4, 6, 50, 51, and 52**

**United States Patent and Trademark Office**

**Reg. No. 1,982,863**

**Registered June 25, 1996**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS SPORT**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
4501 S.W. 34TH STREET  
ORLANDO, FL 32811

FOR: SUNCARE PREPARATIONS; NAMELY,  
SUN-TANNING CREAMS, LOTIONS AND  
OILS, AFTER SUN LOTIONS, SUNBLOCK  
PREPARATIONS AND SUNSCREENS, IN  
CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 1-2-1994; IN COMMERCE  
1-2-1994.

OWNER OF U.S. REG. NOS. 1,673,955,  
1,673,956, AND OTHERS.

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

SN 74-475,129, FILED 12-22-1993.

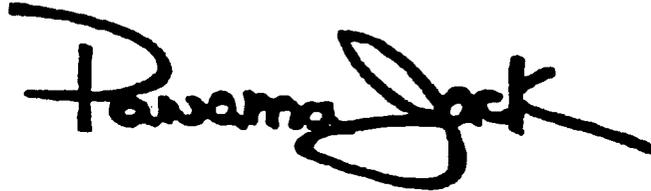
SCOTT J. MAJOR, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,354,251**  
Registered Aug. 13, 1985

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FOR: CLOTHING, NAMELY JEANS, PANTS,  
SHORTS, DRESSES, HATS, SWIMWEAR, JOG-  
GING OUTFITS, SWEAT PANTS, NIGHT  
SHIRTS, VISORS, BANDANNAS AND JACK-  
ETS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 4-9-1981; IN COMMERCE  
5-12-1981.

OWNER OF U.S. REG. NOS. 1,298,317, 1,298,881  
AND OTHERS.

SER. NO. 491,104, FILED 7-23-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,690,257**  
**Registered June 2, 1992**

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789

FIRST USE 0-0-1975; IN COMMERCE  
0-0-1975.  
OWNER OF U.S. REG. NOS. 1,354,251 AND  
1,354,252.

SER. NO. 74-134,311, FILED 1-25-1991.

FOR: CLOTHING; NAMELY, T-SHIRTS, JERSEYS,  
BASEBALL SHIRTS AND SWEATSHIRTS, IN CLASS 25  
(U.S. CL. 39).

PATRICIA MALESARDI, EXAMINING ATTORNEY

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**      **Reg. No. 1,673,956**  
Registered Feb. 4, 1992

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789, ASSIGNEE OF  
PANAMA JACK, INC. (FLORIDA CORPORATION)  
WINTER PARK, FL 32789

FOR: SUN TAN LOTIONS, SUN TAN OILS,  
SUNBLOCK PREPARATIONS AND SUN-  
SCREENS, IN CLASS 3 (U.S. CL. 51).

FIRST USE 7-0-1974; IN COMMERCE  
7-0-1974.

THE MARK CONSISTS OF THE WORDS  
"PANAMA JACK", IN DISTINCTIVE SCRIPT.

SER. NO. 74-134,321, FILED 1-25-1991.

DAVID CHO, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 42

Prior U.S. Cl.: 101

**United States Patent and Trademark Office** **Reg. No. 1,341,727**  
Registered June 11, 1985

**SERVICE MARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S. W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-0-1980; IN COMMERCE  
4-0-1980.

SER. NO. 511,360, FILED 11-30-1984.

FOR: RETAIL STORE SERVICES IN THE  
FIELD OF SUN CARE PRODUCTS AND AP-  
PAREL, IN CLASS 42 (U.S. CL. 101).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office** **Reg. No. 1,565,391**  
**Registered Nov. 14, 1989**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA**  
*Jack*  
**STICK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
P.O. BOX 2169  
WINTER PARK, FL 32789

FOR: LIP BALM, IN CLASS 3 (U.S. CL. 51).  
FIRST USE 12-15-1988; IN COMMERCE  
12-15-1988.

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

SER. NO. 787,022, FILED 3-16-1989.

ROBERT F. GARCIA, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,667,691**  
Registered Dec. 10, 1991

**TRADEMARK  
PRINCIPAL REGISTER**

# Panama Jack

PANAMA JACK, INC. (FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789

FIRST USE 7-0-1974; IN COMMERCE  
0-0-1975.  
OWNER OF U.S. REG. NOS. 1,354,251 AND  
1,354,252.

SER. NO. 74-134,312, FILED 1-25-1991.

FOR: CLOTHING; NAMELY, T-SHIRTS, JERSEYS, BASEBALL SHIRTS AND SWEATSHIRTS, IN CLASS 25 (U.S. CL. 39).

PATRICIA MALESARDI, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**

**Reg. No. 1,673,955**

Registered Feb. 4, 1992

**TRADEMARK  
PRINCIPAL REGISTER**

**Panama Jack**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789, ASSIGNEE OF  
PANAMA JACK, INC. (FLORIDA CORPORATION)  
WINTER PARK, FL 32789

FOR: SUNTAN LOTIONS, SUN TAN OILS,  
SUNBLOCK PREPARATIONS AND SUN-  
SCREENS, IN CLASS 3 (U.S. CL. 51).

FIRST USE 7-0-1974; IN COMMERCE  
7-0-1974.

THE MARK CONSISTS OF THE WORDS  
"PANAMA JACK", IN DISTINCTIVE TYPE.

SER. NO. 74-134,313, FILED 1-25-1991.

DAVID CHO, EXAMINING ATTORNEY

Int. Cl.: 3

Prior U.S. Cls.: 1, 4, 6, 50, 51 and 52

**United States Patent and Trademark Office** Reg. No. 2,009,466  
Registered Oct. 22, 1996

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK SUPER SPORT**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
4501 S.W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 11-1-1993; IN COMMERCE  
11-1-1993.

OWNER OF U.S. REG. NOS. 1,341,727, 1,673,956  
AND OTHERS.

FOR: SUNCARE PREPARATIONS, NAMELY  
SUNTAN LOTIONS, SUNTAN OILS, SUNTAN  
CREAMS, AFTER SUN LOTIONS, SUNB-  
LOCKS, SUN SCREENS AND LIP BALM, IN  
CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

SER. NO. 74-628,806, FILED 2-2-1995.

CHERYL LYNN BLACK, EXAMINING ATTOR-  
NEY



Int. Cls.: 25 and 41

Prior U.S. Cls.: 22, 39, 100, 101, and 107

**United States Patent and Trademark Office**

Reg. No. 3,005,213

Registered Oct. 4, 2005

**TRADEMARK  
SERVICE MARK  
SUPPLEMENTAL REGISTER**

**EMERALD COAST BLUE  
MARLIN CLASSIC**

INTRAWEST SANDESTIN COMPANY, L.L.C.  
(DELAWARE LTD LIAB CO)  
9300 EMERALD COAST PARKWAY WEST  
SANDESTIN, FL 32550

FOR: CLOTHING, NAMELY, SHIRTS, T-SHIRTS,  
JACKETS, HATS, VISORS, IN CLASS 25 (U.S. CLS. 22  
AND 39).

FIRST USE 6-18-2003; IN COMMERCE 6-18-2003.

FOR: ENTERTAINMENT SERVICES, NAMELY,  
SPORT FISHING TOURNAMENTS, IN CLASS 41  
(U.S. CLS. 100, 101 AND 107).

FIRST USE 6-18-2003; IN COMMERCE 6-18-2003.

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

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

SER. NO. 78-340,818, FILED P.R. 12-15-2003; AM.  
S.R. 7-18-2005.

RENEE MCCRAY, EXAMINING ATTORNEY

Int. Cls.: 24 and 27

Prior U.S. Cls.: 19, 20, 37, 42, and 50

**United States Patent and Trademark Office**

Reg. No. 2,875,326

Registered Aug. 17, 2004

**TRADEMARK  
PRINCIPAL REGISTER**



SIGMATEX INC. (DELAWARE CORPORATION)  
551 FIFTH AVE  
RM 1110  
NEW YORK, NY 10176

FOR: TOWELS, BEACH TOWELS, HAND TOWELS, BAR TOWELS, WASH CLOTHS, BED SHEETS, PILLOW CASES AND KITCHEN TOWELS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 12-1-1992; IN COMMERCE 12-1-1992.

FOR: BATH MATS, IN CLASS 27 (U.S. CLS. 19, 20, 37, 42 AND 50).

FIRST USE 12-1-1992; IN COMMERCE 12-1-1992.

THE MARK CONSISTS IN PART OF A WAVE DESIGN.

SN 76-407,243, FILED 5-3-2002.

GENE MACIOL, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

**United States Patent and Trademark Office**

**Reg. No. 2,931,210**

Registered Mar. 8, 2005

**TRADEMARK  
PRINCIPAL REGISTER**



SIGMATEX, INC. (DELAWARE CORPORATION)  
551 FIFTH AVENUE  
ROOM: 1110  
NEW YORK, NY 10176

FIRST USE 6-1-2003; IN COMMERCE 6-1-2003.

THE MARK CONSISTS OF IN PART OF A WAVE  
DESIGN.

FOR: TOWELS, BEACH TOWELS, HAND TO-  
WELS, BAR TOWELS, WASH CLOTHS, BED  
SHEETS, PILLOW CASES AND KITCHEN TOWELS,  
IN CLASS 24 (U.S. CLS. 42 AND 50).

SN 76-405,768, FILED 5-6-2002.

GENE MACIOL, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

**Int. Cl.: 41**

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

**Reg. No. 2,167,062**

**United States Patent and Trademark Office**

**Registered June 23, 1998**

**SERVICE MARK  
PRINCIPAL REGISTER**

**BIG ROCK BLUE MARLIN TOURNAMENT**

**CRYSTAL COAST TOURNAMENT, INC.  
(NORTH CAROLINA CORPORATION)  
209 NORTH 35TH STREET, SUITE 2  
MOREHEAD CITY, NC 28557**

**NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "BLUE MARLIN TOURNA-  
MENT", APART FROM THE MARK AS  
SHOWN.**

**FOR: ENTERTAINMENT IN THE NATURE  
OF FISHING TOURNAMENTS, IN CLASS 41  
(U.S. CLS. 100, 101 AND 107).**

**SER. NO. 75-211,210, FILED 12-10-1996.**

**FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.**

**AMOS T. MATTHEWS, JR., EXAMINING AT-  
TORNEY**

Int. Cls.: 21 and 25

Prior U.S. Cls.: 2, 13, 22, 23, 29, 30, 33, 39, 40 and  
50

Reg. No. 2,233,237

**United States Patent and Trademark Office**

Registered Mar. 23, 1999

**TRADEMARK  
PRINCIPAL REGISTER**

**BIG ROCK BLUE MARLIN TOURNAMENT**

CRYSTAL COAST TOURNAMENT, INC.  
(NORTH CAROLINA CORPORATION)  
209 NORTH 35TH STREET, SUITE 2  
MOREHEAD CITY, NC 28557

FOR: BUCKETS; BEVERAGE GLASSWARE;  
COFFEE CUPS; MUGS; KITCHEN UTENSILS,  
NAMELY, PLASTIC CUPS, BOTTLE OPENERS,  
MUGS, PITCHERS, CONTAINERS FOR FOOD;  
SPORTS BOTTLES SOLD EMPTY; CAN INSU-  
LATING SLEEVE HOLDERS FOR BEVERAGE,  
IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40  
AND 50).

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

FOR: CLOTHING, NAMELY, T-SHIRTS,  
SHIRTS, SWEATSHIRTS, WARM-UP SUITS,  
VISORS, SHORTS, CAPS, BELTS, JACKETS,  
GLOVES, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

SER. NO. 75-211,205, FILED 12-10-1996.

AMOS T. MATTHEWS, JR., EXAMINING AT-  
TORNEY

Exhibit B  
Opp No. 91169200

**Int. Cl.: 42**

**Prior U.S. Cl.: 100**

**United States Patent and Trademark Office** **Reg. No. 1,886,748**  
**Registered Mar. 28, 1995**

**SERVICE MARK  
PRINCIPAL REGISTER**

**BLUE MARLIN**

**RESTAURANT MANAGEMENT SERVICES,  
INC. (NORTH CAROLINA CORPORATION)  
2520 SARDIS ROAD NORTH, SUITE 250  
CHARLOTTE, NC 28227**

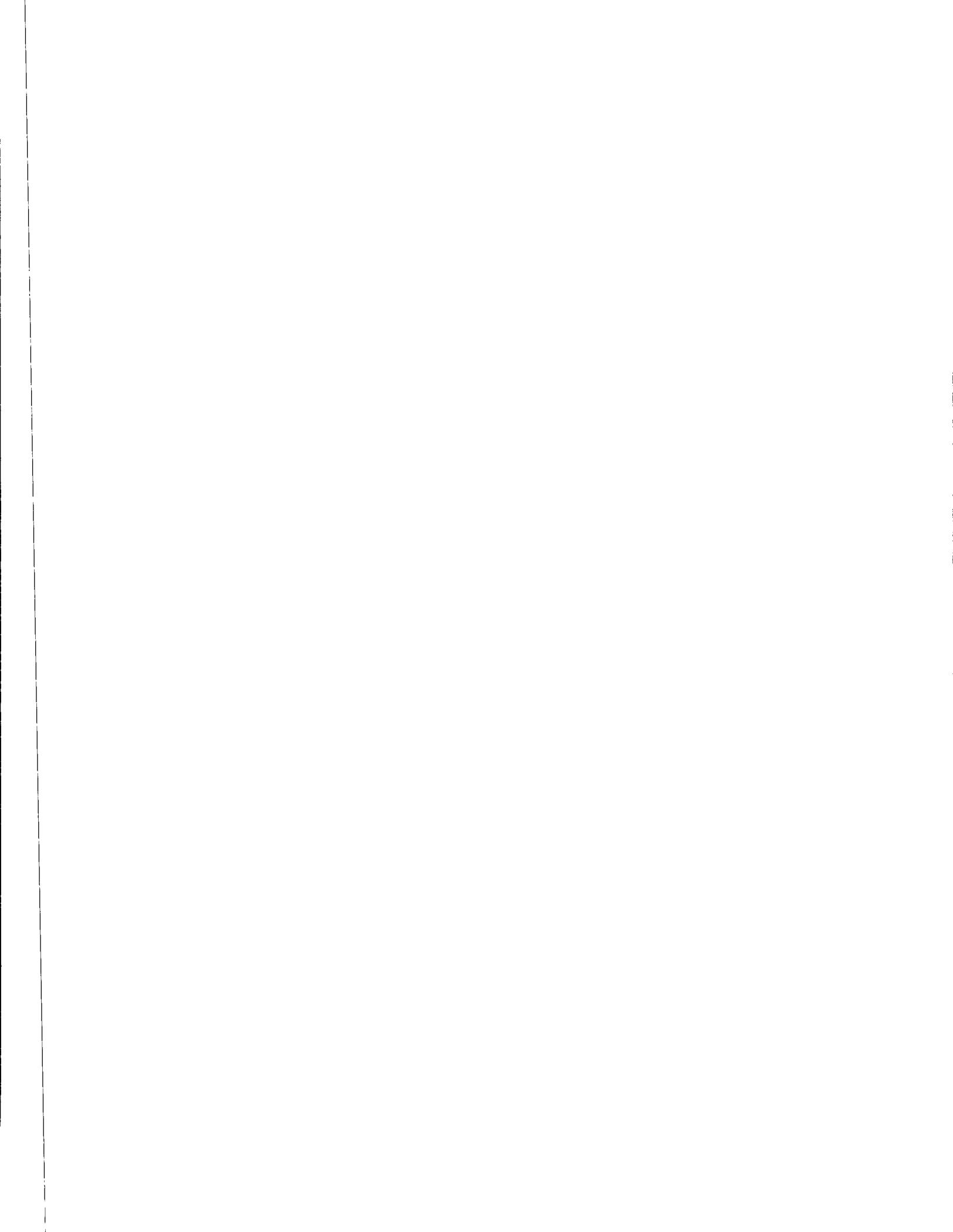
**FIRST USE 11-15-1993; IN COMMERCE  
11-15-1993.**

**SN 74-433,368, FILED 9-7-1993.**

**FOR: RESTAURANT SERVICES, IN CLASS  
42 (U.S. CL. 100).**

**ANTHONY LUPO, EXAMINING ATTORNEY**

Exhibit B  
Opp No. 91169200



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

Blue Marlin Corp.

Opposer,

vs.

Panama Jack International, Inc.

Opposition No: 91169200  
Application No. 78/567859  
Mark: **BLUE MARLIN BY  
PANAMA JACK BRANDS**

Applicant.

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**APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION**

Applicant Panama Jack International, Inc., by its attorney, hereby answers the Notice of Opposition filed by Blue Marlin Corp. ("Opposer"), as follows:

1. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 1 of the Notice of Opposition, and therefore denies same.
2. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 2 of the Notice of Opposition, and therefore denies same.
3. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 3 of the Notice of Opposition, and therefore denies same.
4. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 4 of the Notice of Opposition, and therefore denies same.
5. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 5 of the Notice of Opposition, and therefore denies same.
6. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 6 of the Notice of Opposition, and therefore denies same.
7. Applicant admits the allegations contained in Paragraph 7 of the Notice of Opposition.
8. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 8 of the Notice of Opposition, and therefore denies same.
9. Applicant admits the allegations contained in Paragraph 9 of the Notice of Opposition.

10 Applicant denies the allegations contained in Paragraph 10 of the Notice of Opposition.

11. Applicant is without sufficient knowledge or information to either admit or deny the allegations contained in Paragraph 11 of the Notice of Opposition, and therefore denies same.

12 Applicant denies the allegations contained in Paragraph 12 of the Notice of Opposition.

### **AFFIRMATIVE DEFENSES**

13. Applicant is the owner of the following U.S Trademark Registrations for the mark **PANAMA JACK** or which include the mark **PANAMA JACK** as applied to numerous products, including but not limited to products identical or substantially similar to those set forth in both the subject application and those marks allegedly owned by the Opposer, as noted above.

<b>MARK</b>	<b>CLASS</b>	<b>REGISTRATION NO.</b>
<b>PANAMA JACK</b>	24	1,325,935
<b>PANAMA JACK</b>	18	1,328,519
<b>PANAMA JACK</b>	42	1,341,728
<b>PANAMA JACK</b>	25	1,354,252
<b>PANAMA JACK</b>	9	1,776,347
<b>PANAMA JACK</b>	25	1,784,193
<b>PANAMA JACK</b>	6, 14, 20	2,811,058
<b>PANAMA JACK</b>	18	2,942,960
<b>PANAMA JACK</b>	33	2,972,884
<b>PANAMA JACK</b>	16	3,059,657
<b>PANAMA JACK CLASSIC</b>	25	2,802,252
<b>PANAMA JACK CLASSIC</b>	9	2,802,253
<b>PANAMA JACK EXTREME</b>	14	2,765,778
<b>PANAMA JACK KIDS</b>	9	2,700,520
<b>PANAMA JACK KIDS</b>	14	2,700,521
<b>PANAMA JACK KIDS SPORTS</b>	3	1,982,863
<b>PANAMA JACK Signature</b>	25	1,354,251
<b>PANAMA JACK Signature</b>	25	1,690,257

PANAMA JACK Signature	3	1,673,956
PANAMA JACK Signature	42	1,341,727
PANAMA JACK STICK Stylized	3	1,565,391
PANAMA JACK Stylized	25	1,667,691
PANAMA JACK Stylized	3	1,673,955
PANAMA JACK SUPER SPORT	3	2,009,466

Copies of these registrations are attached as Collective Exhibit A. As such, Applicant's mark **BLUE MARLIN BY PANAMA JACK BRANDS** is not likely to cause confusion with Opposer's mark.

14. Applicant's goods are addressed to different markets from Opposer's goods.

15. The use of Applicant's mark is not likely to cause damage or injury to Opposer.

16. Applicant's goods and services are offered in different channels of trade from the goods of the Opposer.

17. The rights of Opposer in connection with the mark **BLUE MARLIN** are weak and diluted in view of the presence of the following other **BLUE MARLIN** trademark registrations currently coexisting upon the Principal Register of the U.S. Patent and Trademark Office for various products and services:

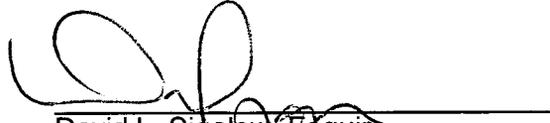
MARK	REGISTRATION NO.
EMERALD COAST BLUE MARLIN CLASSIC	3,005,213
BLUE MARLIN	2,875,326
BLUE MARLIN PLUS	2,931,210
BIG ROCK BLUE MARLIN TOURNAMENT	2,167,062
BIG ROCK BLUE MARLIN TOURNAMENT	2,233,237
BLUE MARLIN	1,886,748

Copies of these registrations are attached hereto as Collective Exhibit B.

WHEREFORE, Applicant prays that this Notice of Opposition be dismissed.

Dated: 3/30/06

Respectfully submitted,

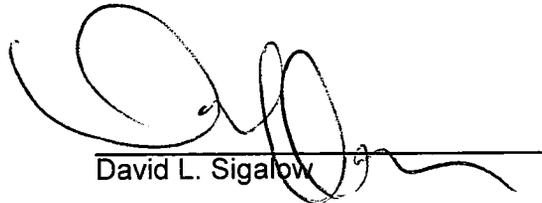


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Attorney for Applicant  
Panama Jack International, Inc.

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served by U. S. Mail on March 30, 2006 to:

Jennifer Lee Taylor, Esq.  
Morrison & Foerster LLP  
425 Market Street  
San Francisco, CA 94105  
Attorney for Opposer



David L. Sigalow



Int. Cl.: 24

Prior U.S. Cl.: 42

**United States Patent and Trademark Office**

**Reg. No. 1,325,935**

**Registered Mar. 19, 1985**

**TRADEMARK**  
**Principal Register**

**PANAMA JACK**

Panama Jack, Inc. (corporation)  
4490 SW. 34th St.  
Orlando, Fla. 32811

For: TOWELS, in CLASS 24 (U.S. Cl. 42).  
First use May 25, 1982; in commerce Jul. 5, 1983.

Ser. No. 491,384, filed Jul. 23, 1984.

WILBUR C. DAVIS, Examining Attorney

Exhibit A  
Opp No. 91169200

**Int. Cl.: 18**

**Prior U.S. Cl.: 3**

**United States Patent and Trademark Office**

**Reg. No. 1,328,519**

**Registered Apr. 2, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 SW. 34TH ST.  
ORLANDO, FL 32811

FIRST USE 7-20-1982; IN COMMERCE  
7-20-1982.

SER. NO. 473,542, FILED 4-2-1984.

FOR: HANDBAGS—NAMELY, TOTE BAGS  
AND DUFFLE BAGS, IN CLASS 18 (U.S. CL. 3).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cl.: 101

**United States Patent and Trademark Office** **Reg. No. 1,341,728**  
**Registered June 11, 1985**

**SERVICE MARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-0-1980; IN COMMERCE  
4-0-1980.

SER. NO. 511,361, FILED 11-30-1984.

FOR: RETAIL STORE SERVICES IN THE  
FIELD OF SUN CARE PRODUCTS AND AP-  
PAREL, IN CLASS 42 (U.S. CL. 101).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,354,252**  
**Registered Aug. 13, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-9-1981; IN COMMERCE  
5-12-1981.

OWNER OF U.S. REG. NOS. 1,298,317, 1,298,881  
AND OTHERS.

FOR: CLOTHING, NAMELY JEANS, PANTS,  
SHORTS, DRESSES SWIMWEAR, JOGGING  
OUTFITS, SWEAT PANTS, BANDANNAS,  
NIGHTSHIRTS, VISORS, HATS AND JACKETS,  
IN CLASS 25 (U.S. CL. 39).

SER. NO. 491,106, FILED 7-23-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

**Int. Cl.: 9**

**Prior U.S. Cl.: 26**

**United States Patent and Trademark Office** **Reg. No. 1,776,347**  
**Registered June 15, 1993**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
22917 PACIFIC COAST HIGHWAY, SUITE 340  
MALIBU, CA 90265

FIRST USE 11-30-1985; IN COMMERCE  
11-30-1985.  
OWNER OF U.S. REG. NOS. 1,341,727, 1,341,728  
AND OTHERS.

FOR: EYEWEAR; NAMELY, SUNGLASSES,  
IN CLASS 9 (U.S. CL. 26).

SER. NO. 74-319,406, FILED 10-2-1992.

MICHAEL LEVY, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,784,193**  
Registered July 27, 1993

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
22917 PACIFIC COAST HIGHWAY, SUITE 340  
MALIBU, CA 90265

OWNER OF U.S. REG. NOS. 1,341,727, 1,673,956  
AND OTHERS.

SER. NO. 74-244,347, FILED 2-10-1992.

FOR: FOOTWEAR, IN CLASS 25 (U.S. CL. 39).  
FIRST USE 1-1-1987; IN COMMERCE  
1-1-1987.

CHARLES WEIGELL, EXAMINING ATTOR-  
NEY

Exhibit A  
Opp No. 91169200

Int. Cls.: 6, 14, and 20

Prior U.S. Cls.: 2, 12, 13, 14, 22, 23, 25, 27, 28, 32, and 50

Reg. No. 2,811,058

United States Patent and Trademark Office

Registered Feb. 3, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC (FLOR-  
IDA CORPORATION)  
4501 34TH STREET  
ORLANDO, FL 32811

FOR: METAL KEY RINGS, IN CLASS 6 (U.S. CLS.  
2, 12, 13, 14, 23, 25 AND 50).

FIRST USE 1-5-2001; IN COMMERCE 3-1-2001.

FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28  
AND 50).

FIRST USE 9-10-1995; IN COMMERCE 10-15-1995.

FOR: NON-METAL KEY RINGS, IN CLASS 20  
(U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 9-10-1995; IN COMMERCE 10-15-1995.

OWNER OF U.S. REG. NOS. 1,325,935, 1,784,193,  
AND OTHERS.

SN 76-179,398, FILED 12-12-2000.

TRACY FLETCHER, EXAMINING ATTORNEY

Int. Cl.: 18

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

Reg. No. 2,942,960

**United States Patent and Trademark Office**

Registered Apr. 19, 2005

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
4501 SW 34TH STREET  
ORLANDO, FL 32811

FOR: WALLETS, HANDBAGS, LUGGAGE TAGS,  
TRUNKS, BACKPACKS, LEATHER KEY CHAINS,  
UMBRELLAS, ROLL BAGS, ALL-PURPOSE SPORT  
BAGS, DUFFEL BAGS, TOTE BAGS, BEACH BAGS,  
FANNY PACKS, COSMETIC BAGS SOLD EMPTY,  
LUGGAGE, ATHLETIC BAGS, TRAVEL BAGS,  
CLUTCH BAGS, BILLFOLDS, BOOK BAGS,  
CHANGE PURSES; LEATHER KEY CHAINS; OVER-

NIGHT BAGS; POCKETBOOKS; PURSES; SCHOOL  
BAGS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

OWNER OF U.S. REG. NOS. 1,325,935, 1,354,252,  
AND OTHERS.

SN 78-212,316, FILED 2-7-2003.

ROBERT COGGINS, EXAMINING ATTORNEY

**Int. Cl.: 33**

**Prior U.S. Cls.: 47 and 49**

**Reg. No. 2,972,884**

**United States Patent and Trademark Office**

**Registered July 19, 2005**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

SN 78-185,385, FILED 11-15-2002.

FOR: RUMS, AND EXCLUDING WHISKEY AND  
PREPARED COCKTAILS CONTAINING WHISKEY,  
IN CLASS 33 (U.S. CLS. 47 AND 49).

DAVID TAYLOR, EXAMINING ATTORNEY

Int. Cl.: 16

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

**United States Patent and Trademark Office**

Reg. No. 3,059,657

Registered Feb. 14, 2006

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE STREET  
ORLANDO, FL 32801

FOR: POSTCARDS, SOCIAL NOTE CARDS,  
BLANK NOTE CARDS, SEASONAL HOLIDAY  
CARDS AND GREETING CARDS, IN CLASS 16  
(U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

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

OWNER OF U.S. REG. NOS. 1,325,935, 1,354,252,  
AND OTHERS.

SN 78-976,618, FILED 2-7-2003.

ROBERT COGGINS, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

**United States Patent and Trademark Office**

Reg. No. 2,802,252

Registered Jan. 6, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK CLASSIC**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FOR: CLOTHING, NAMELY, SHORTS AND  
HATS, IN CLASS 25 (U.S. CLS. 22 AND 39).

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

OWNER OF U.S. REG. NOS. 1,341,727, 1,667,691  
AND OTHERS.

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

THE NAME "PANAMA JACK" DOES NOT IDENTIFY  
A LIVING INDIVIDUAL.

SER. NO. 78-130,492, FILED 5-22-2002.

MARY CRAWFORD, EXAMINING ATTORNEY

**Int. Cl.: 9**

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

**United States Patent and Trademark Office**

**Reg. No. 2,802,253**

**Registered Jan. 6, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK CLASSIC**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FOR: SUNGLASSES AND SUNGLASS CASES, IN  
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

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

OWNER OF U.S. REG. NOS. 1,341,727, 1,667,691  
AND OTHERS.

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

THE NAME "PANAMA JACK" DOES NOT IDEN-  
TIFY A LIVING INDIVIDUAL.

SER. NO. 78-130,498, FILED 5-22-2002.

MARY CRAWFORD, EXAMINING ATTORNEY

**Int. Cl.: 14**

**Prior U.S. Cls.: 2, 27, 28, and 50**

**Reg. No. 2,765,778**

**United States Patent and Trademark Office**

**Registered Sep. 16, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK EXTREME**

**PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
320 ERNESTINE ROAD  
ORLANDO, FL 32801**

**OWNER OF U.S. REG. NOS. 1,690,257, 1,776,347,  
AND OTHERS.**

**FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28  
AND 50).**

**SN 78-129,295, FILED 5-16-2002.**

**FIRST USE 5-16-2002; IN COMMERCE 7-1-2002.**

**RON FAIRBANKS, EXAMINING ATTORNEY**

**Int. Cl.: 9**

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

**United States Patent and Trademark Office**

**Reg. No. 2,700,520**

**Registered Mar. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FOR: SUNGLASSES AND SUNGLASS CASES, IN  
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

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

OWNER OF U.S. REG. NOS. 1,325,935, 2,009,466  
AND OTHERS.

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

THE NAME IN THE MARK DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.

SER. NO. 78-130,474, FILED 5-22-2002.

NANCY CLARKE, EXAMINING ATTORNEY

Exhibit A  
Opp No: 91169200

**Int. Cl.: 14**

**Prior U.S. Cls.: 2, 27, 28 and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,700,521**

**Registered Mar. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS**

PANAMA JACK INTERNATIONAL, INC. (FLOR-  
IDA CORPORATION)  
230 ERNESTINE ROAD  
ORLANDO, FL 32801

FOR: JEWELRY, NAMELY, RINGS, ANKLETS,  
BRACELETS, NECKLACES, EARRINGS AND PINS,  
IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

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

OWNER OF U.S. REG. NOS. 1,341,728, 1,690,257  
AND OTHERS.

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

THE NAME(S), PORTRAIT(S), AND/OR SIGNA-  
TURE(S) SHOWN IN THE MARK DOES NOT IDENT-  
IFY A PARTICULAR LIVING INDIVIDUAL

SER. NO. 78-130,486, FILED 5-22-2002.

MARY CRAWFORD, EXAMINING ATTORNEY

**Int. Cl.: 3**

**Prior U.S. Cls.: 1, 4, 6, 50, 51, and 52**

**Reg. No. 1,982,863**

**United States Patent and Trademark Office** Registered June 25, 1996

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK KIDS SPORT**

**PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
4501 S.W. 34TH STREET  
ORLANDO, FL 32811**

**FOR: SUNCARE PREPARATIONS; NAMELY,  
SUN-TANNING CREAMS, LOTIONS AND  
OILS, AFTER SUN LOTIONS, SUNBLOCK  
PREPARATIONS AND SUNSCREENS, IN  
CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).**

**FIRST USE 1-2-1994; IN COMMERCE  
1-2-1994.**

**OWNER OF U.S. REG. NOS. 1,673,955,  
1,673,956, AND OTHERS.**

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

**SN 74-475,129, FILED 12-22-1993.**

**SCOTT J. MAJOR, EXAMINING ATTORNEY**

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office**

**Reg. No. 1,354,251**

**Registered Aug. 13, 1985**

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S.W. 34TH STREET  
ORLANDO, FL 32811

FOR: CLOTHING, NAMELY JEANS, PANTS,  
SHORTS, DRESSES, HATS, SWIMWEAR, JOG-  
GING OUTFITS, SWEAT PANTS, NIGHT  
SHIRTS, VISORS, BANDANNAS AND JACK-  
ETS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 4-9-1981; IN COMMERCE  
5-12-1981.

OWNER OF U.S. REG. NOS. 1,298,317, 1,298,881  
AND OTHERS.

SER. NO. 491,104, FILED 7-23-1984.

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office**

**Reg. No. 1,690,257**

**Registered June 2, 1992**

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789

FIRST USE 0-0-1975; IN COMMERCE  
0-0-1975.  
OWNER OF U.S. REG. NOS. 1,354,251 AND  
1,354,252.

FOR: CLOTHING; NAMELY, T-SHIRTS, JERSEYS,  
BASEBALL SHIRTS AND SWEATSHIRTS, IN CLASS 25 (U.S. CL. 39).

SER. NO. 74-134,311, FILED 1-25-1991.

PATRICIA MALESARDI, EXAMINING ATTORNEY

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**

Reg. No. 1,673,956

Registered Feb. 4, 1992

**TRADEMARK  
PRINCIPAL REGISTER**



PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789, ASSIGNEE OF  
PANAMA JACK, INC. (FLORIDA CORPORATION)  
WINTER PARK, FL 32789

FOR: SUN TAN LOTIONS, SUN TAN OILS,  
SUNBLOCK PREPARATIONS AND SUN-  
SCREENS, IN CLASS 3 (U.S. CL. 51).

FIRST USE 7-0-1974; IN COMMERCE  
7-0-1974.

THE MARK CONSISTS OF THE WORDS  
"PANAMA JACK", IN DISTINCTIVE SCRIPT.

SER. NO. 74-134,321, FILED 1-25-1991.

DAVID CHO, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 42

Prior U.S. Cl.: 101

**United States Patent and Trademark Office**

Reg. No. 1,341,727  
Registered June 11, 1985

**SERVICE MARK  
PRINCIPAL REGISTER**



PANAMA JACK, INC. (FLORIDA CORPORATION)  
4490 S. W. 34TH STREET  
ORLANDO, FL 32811

FIRST USE 4-0-1980; IN COMMERCE  
4-0-1980.

SER. NO. 511,360, FILED 11-30-1984.

FOR: RETAIL STORE SERVICES IN THE  
FIELD OF SUN CARE PRODUCTS AND AP-  
PAREL, IN CLASS 42 (U.S. CL. 101).

WILBUR C. DAVIS, EXAMINING ATTORNEY

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office** **Reg. No. 1,565,391**  
Registered Nov. 14, 1989

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA**  
*Jack* **STICK**

PANAMA JACK, INC. (FLORIDA CORPORATION)  
P.O. BOX 2169  
WINTER PARK, FL 32789

FOR: LIP BALM, IN CLASS 3 (U.S. CL. 51).  
FIRST USE 12-15-1988; IN COMMERCE  
12-15-1988.

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

SER. NO. 787,022, FILED 3-16-1989.

ROBERT F. GARCIA, EXAMINING ATTORNEY

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office** **Reg. No. 1,667,691**  
**Registered Dec. 10, 1991**

**TRADEMARK  
PRINCIPAL REGISTER**

# Panama Jack

PANAMA JACK, INC. (FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789

FIRST USE 7-0-1974; IN COMMERCE  
0-0-1975.  
OWNER OF U.S. REG. NOS. 1,354,251 AND  
1,354,252.

SER. NO. 74-134,312, FILED 1-25-1991.

FOR: CLOTHING; NAMELY, T-SHIRTS, JERSEYS,  
BASEBALL SHIRTS AND SWEATSHIRTS,  
IN CLASS 25 (U.S. CL. 39).

PATRICIA MALESARDI, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 3

Prior U.S. Cl.: 51

**United States Patent and Trademark Office**

**Reg. No. 1,673,955**

**Registered Feb. 4, 1992**

**TRADEMARK  
PRINCIPAL REGISTER**

**Panama Jack**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
631 W. FAIRBANKS AVENUE  
WINTER PARK, FL 32789, ASSIGNEE OF  
PANAMA JACK, INC. (FLORIDA CORPORATION)  
WINTER PARK, FL 32789

FOR: SUNTAN LOTIONS, SUN TAN OILS,  
SUNBLOCK PREPARATIONS AND SUN-  
SCREENS, IN CLASS 3 (U.S. CL. 51).

FIRST USE 7-0-1974; IN COMMERCE  
7-0-1974.

THE MARK CONSISTS OF THE WORDS  
"PANAMA JACK", IN DISTINCTIVE TYPE.

SER. NO. 74-134,313, FILED 1-25-1991.

DAVID CHO, EXAMINING ATTORNEY

Exhibit A  
Opp No. 91169200

Int. Cl.: 3

Prior U.S. Cls.: 1, 4, 6, 50, 51 and 52

**United States Patent and Trademark Office**

Reg. No. 2,009,466

Registered Oct. 22, 1996

**TRADEMARK  
PRINCIPAL REGISTER**

**PANAMA JACK SUPER SPORT**

PANAMA JACK INTERNATIONAL, INC.  
(FLORIDA CORPORATION)  
4501 S.W. 34TH STREET  
ORLANDO, FL 32811

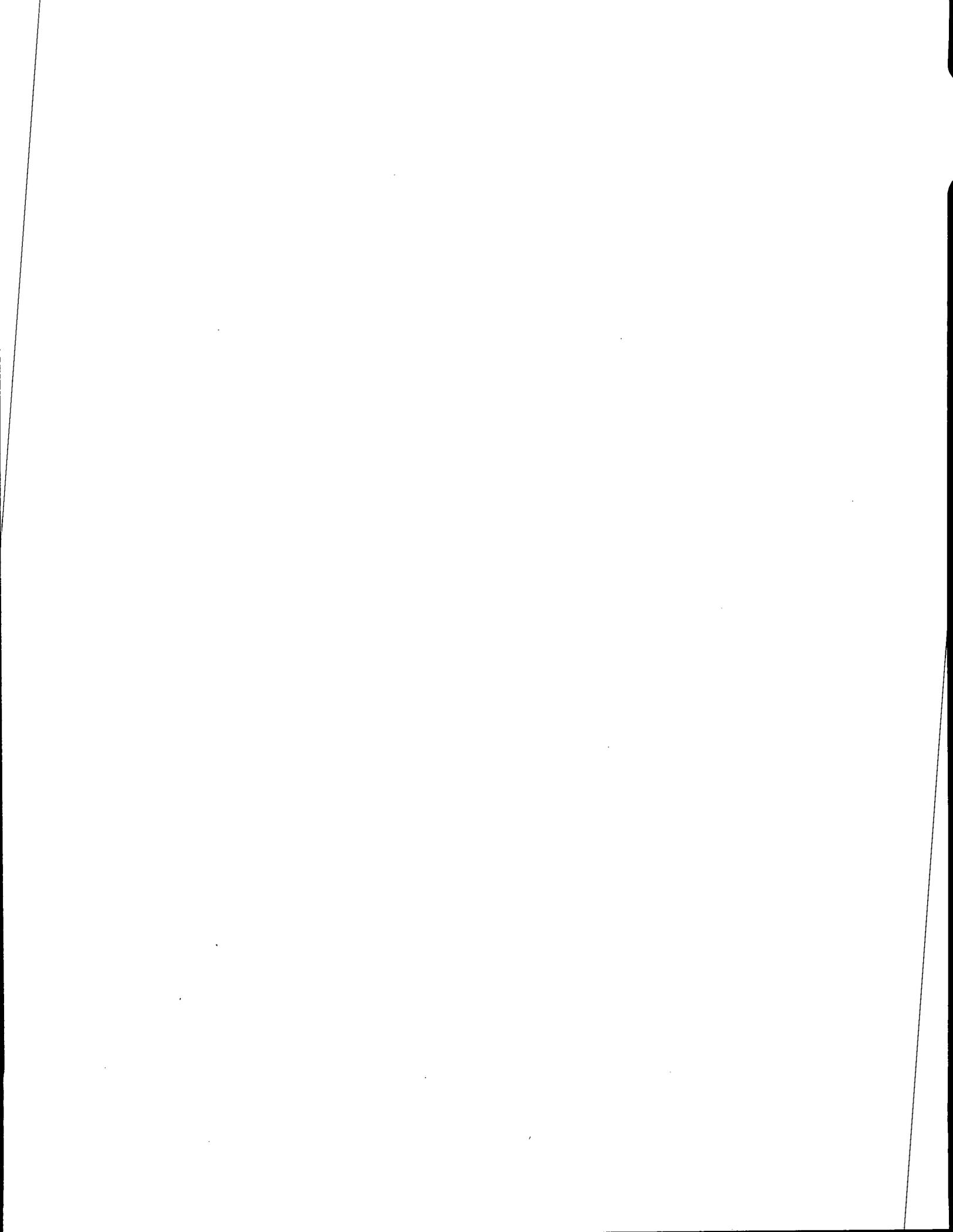
FIRST USE 11-1-1993; IN COMMERCE  
11-1-1993.

OWNER OF U.S. REG. NOS. 1,341,727, 1,673,956  
AND OTHERS.

FOR: SUNCARE PREPARATIONS, NAMELY  
SUNTAN LOTIONS, SUNTAN OILS, SUNTAN  
CREAMS, AFTER SUN LOTIONS, SUNB-  
LOCKS, SUN SCREENS AND LIP BALM, IN  
CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

SER. NO. 74-628,806, FILED 2-2-1995.

CHERYL LYNN BLACK, EXAMINING ATTOR-  
NEY



Int. Cls.: 25 and 41

Prior U.S. Cls.: 22, 39, 100, 101, and 107

Reg. No. 3,005,213

**United States Patent and Trademark Office**

Registered Oct. 4, 2005

**TRADEMARK  
SERVICE MARK  
SUPPLEMENTAL REGISTER**

**EMERALD COAST BLUE  
MARLIN CLASSIC**

INTRAWEST SANDESTIN COMPANY, L.L.C.  
(DELAWARE LTD LIAB CO)  
9300 EMERALD COAST PARKWAY WEST  
SANDESTIN, FL 32550

FOR: CLOTHING, NAMELY, SHIRTS, T-SHIRTS,  
JACKETS, HATS, VISORS, IN CLASS 25 (U.S. CLS. 22  
AND 39).

FIRST USE 6-18-2003; IN COMMERCE 6-18-2003.

FOR: ENTERTAINMENT SERVICES, NAMELY,  
SPORT FISHING TOURNAMENTS, IN CLASS 41  
(U.S. CLS. 100, 101 AND 107).

FIRST USE 6-18-2003; IN COMMERCE 6-18-2003.

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

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

SER. NO. 78-340,818, FILED P.R. 12-15-2003; AM.  
S.R. 7-18-2005.

RENEE MCCRAY, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

**Int. Cls.: 24 and 27**

**Prior U.S. Cls.: 19, 20, 37, 42, and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,875,326**

**Registered Aug. 17, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**



**SIGMATEX INC. (DELAWARE CORPORATION)  
551 FIFTH AVE  
RM 1110  
NEW YORK, NY 10176**

**FOR: TOWELS, BEACH TOWELS, HAND TOWELS,  
BAR TOWELS, WASH CLOTHS, BED SHEETS,  
PILLOW CASES AND KITCHEN TOWELS,  
IN CLASS 24 (U.S. CLS. 42 AND 50).**

**FIRST USE 12-1-1992; IN COMMERCE 12-1-1992.**

**FOR: BATH MATS, IN CLASS 27 (U.S. CLS. 19, 20,  
37, 42 AND 50).**

**FIRST USE 12-1-1992; IN COMMERCE 12-1-1992.**

**THE MARK CONSISTS IN PART OF A WAVE  
DESIGN.**

**SN 76-407,243, FILED 5-3-2002.**

**GENE MACIOL, EXAMINING ATTORNEY**

Exhibit B  
Opp No. 91169200

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

**United States Patent and Trademark Office**

**Reg. No. 2,931,210**

Registered Mar. 8, 2005

**TRADEMARK  
PRINCIPAL REGISTER**



SIGMATEX, INC. (DELAWARE CORPORATION)  
551 FIFTH AVENUE  
ROOM: 1110  
NEW YORK, NY 10176

FIRST USE 6-1-2003; IN COMMERCE 6-1-2003.

FOR: TOWELS, BEACH TOWELS, HAND TOWELS,  
BAR TOWELS, WASH CLOTHS, BED SHEETS,  
PILLOW CASES AND KITCHEN TOWELS,  
IN CLASS 24 (U.S. CLS. 42 AND 50).

THE MARK CONSISTS OF IN PART OF A WAVE  
DESIGN.

SN 76-405,768, FILED 5-6-2002.

GENE MACIOL, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200

Int. Cl.: 41

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

Reg. No. 2,167,062

**United States Patent and Trademark Office**

Registered June 23, 1998

**SERVICE MARK  
PRINCIPAL REGISTER**

**BIG ROCK BLUE MARLIN TOURNAMENT**

CRYSTAL COAST TOURNAMENT, INC.  
(NORTH CAROLINA CORPORATION)  
209 NORTH 35TH STREET, SUITE 2  
MOREHEAD CITY, NC 28557

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "BLUE MARLIN TOURNA-  
MENT", APART FROM THE MARK AS  
SHOWN.

FOR: ENTERTAINMENT IN THE NATURE  
OF FISHING TOURNAMENTS, IN CLASS 41  
(U.S. CLS. 100, 101 AND 107).

SER. NO. 75-211,210, FILED 12-10-1996.

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

AMOS T. MATTHEWS, JR., EXAMINING AT-  
TORNEY

Int. Cls.: 21 and 25

Prior U.S. Cls.: 2, 13, 22, 23, 29, 30, 33, 39, 40 and 50

Reg. No. 2,233,237

**United States Patent and Trademark Office**

Registered Mar. 23, 1999

**TRADEMARK  
PRINCIPAL REGISTER**

**BIG ROCK BLUE MARLIN TOURNAMENT**

CRYSTAL COAST TOURNAMENT, INC.  
(NORTH CAROLINA CORPORATION)  
209 NORTH 35TH STREET, SUITE 2  
MOREHEAD CITY, NC 28557

FOR: BUCKETS; BEVERAGE GLASSWARE;  
COFFEE CUPS; MUGS; KITCHEN UTENSILS,  
NAMELY, PLASTIC CUPS, BOTTLE OPENERS,  
MUGS, PITCHERS, CONTAINERS FOR FOOD;  
SPORTS BOTTLES SOLD EMPTY; CAN INSU-  
LATING SLEEVE HOLDERS FOR BEVERAGE,  
IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40  
AND 50).

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

FOR: CLOTHING, NAMELY, T-SHIRTS,  
SHIRTS, SWEATSHIRTS, WARM-UP SUITS,  
VISORS, SHORTS, CAPS, BELTS, JACKETS,  
GLOVES, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 6-0-1959; IN COMMERCE  
6-0-1959.

SER. NO. 75-211,205, FILED 12-10-1996.

AMOS T. MATTHEWS, JR., EXAMINING AT-  
TORNEY

Exhibit B  
Opp No. 91169200

Int. Cl.: 42

Prior U.S. Cl.: 100

**United States Patent and Trademark Office** **Reg. No. 1,886,748**  
Registered Mar. 28, 1995

**SERVICE MARK  
PRINCIPAL REGISTER**

**BLUE MARLIN**

RESTAURANT MANAGEMENT SERVICES,  
INC. (NORTH CAROLINA CORPORATION)  
2520 SARDIS ROAD NORTH, SUITE 250  
CHARLOTTE, NC 28227

FIRST USE 11-15-1993; IN COMMERCE  
11-15-1993.

SN 74-433,368, FILED 9-7-1993.

FOR: RESTAURANT SERVICES, IN CLASS  
42 (U.S. CL. 100).

ANTHONY LUPO, EXAMINING ATTORNEY

Exhibit B  
Opp No. 91169200