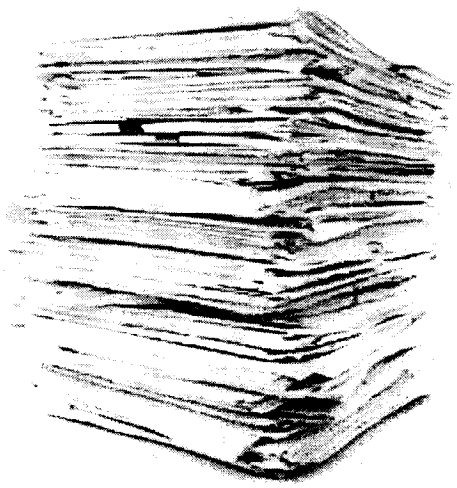

BULKY DOCUMENTS

(Exceeds 300 pages)

Proceeding/Serial No: 91177192

Filed: 12-17-2008

Title: Deposition Transcript of Margaret Bizzari; with Exhibits

Part 1 of 9

Processed by Duane Foster

TTAB

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December 15, 2008

VIA FIRST CLASS MAIL
Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Nautica Apparel, Inc. v. Martanna LLC
TTAB Opposition No. 91177192

78/610,037

Dear Sir/Madam:

We represent Opposer Nautica Apparel, Inc. in the above-referenced matter. Please find enclosed the deposition transcript of Margaret Bizzari and corresponding exhibits A-J and A1–A5.

Very truly yours,

Neil B. Friedman

Enclosures
cc: Howard G. Slavit, Esq.
Shannon H. Bates, Esq.

12-17-2008

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CERTIFICATE OF MAILING

I hereby certify that on December 15, 2008 a true and complete copy of the foregoing DEPOSITION TRANSCRIPT OF MARGARET BIZZARI AND CORRESPONDING EXHIBITS A-J AND A1-A5 was deposited with the United States Postal Service with sufficient postage as First-class mail in a package addressed to:

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I hereby certify that a true and complete copy of the foregoing DEPOSITION TRANSCRIPT OF MARGARET BIZZARI AND CORRESPONDING EXHIBITS A-J AND A1-A5 was forwarded by first class postage pre-paid mail by depositing the same with the U.S. Postal Service on this 15th day of December, 2008 to the attorneys for the Applicant at the following address:

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

NAUTICA APPAREL, INC.,

Opposer,

vs.

MARTANNA LLC,

Applicant.

STENOGRAPHIC TRANSCRIPT
OF
PROCEEDINGS

Transcript of the stenographic notes of the proceedings in the above-entitled matter as taken by and before JOANNE JUZWIAK, Certified Court Reporter-Realtime and Notary Public of the Sate of New Jersey, held at the offices of BAKER & RANNELLS, PA, 575 ROUTE 28, SUITE 102, RARITAN, NEW JERSEY, on Wednesday, November 19, 2008, commencing at approximately 12:45 p.m.

APPEARANCES:

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MR. FRIEDMAN: We're going to get started. For the record, I'll note this is a matter for the United States Patent and Trademark Office. The matter is entitled Nautica Apparel, Inc. versus Martanna, LLC.

We're here on November 19th to take the deposition of Margaret Bizzari. My name is Neil Friedman, for the law firm of Baker and Rannells. With me is Stephen Baker, as well as our associates Moira Selinka and Linda Kurth, who will be observing.

You want to put your appearance on?

MR. SLAVIT: I can. I'm Howard Slavit with the law firm of Saul Ewing, and I'm here on behalf of the Applicant.

MR. FRIEDMAN: I'm going to show the witness now what's been previously marked as Exhibit A. This is simply the Notice of Deposition. Do you recognize the Notice of Deposition, Ms. Bizzari?

Before we begin, we never swore in Ms. Bizzari.

M A R G A R E T M. B I Z Z A R I, OPPOSER'S WITNESS, SWORN.

THE WITNESS: Margaret M. Bizzari, B-I-Z-Z-A-R-I.

DIRECT EXAMINATION BY MR. FRIEDMAN:

Q. Ms. Bizzari, looking at Exhibit A, do you

recognize that document?

A. Yes.

Q. That's a Notice of Deposition for you to be here in this matter Nautica Apparel, LLC?

A. Yes.

MR. FRIEDMAN: Thank you. I'm going to give you all these originals by the way. Everything is premarked.

Q. Ms. Bizzari, by whom are you employed?

A. I'm employed by VF Sportswear, Inc.

Q. And what is your position or title?

A. I'm the trademark manager of the legal department.

Q. And how long have you held that position at VF Sportswear?

A. I've held the position with, I've been employed with Nautica Enterprises since 2001 and in 2006 Nautica Enterprises changed it's name to VF Sportswear.

Q. What is the relationship between VF Sportswear and Nautica?

A. VF Sportswear, Inc. owns Nautica Apparel, Inc.

Q. And within your position as the trademark manager, what are your duties and responsibilities?

A. I essentially manage all documents for trademark prosecution, including I do all the renewals, the

searching. I also keep all the books and records for the licenses, sponsorship agreements, the audits, the actual trademark records.

Q. And is that for the United States or throughout the world?

A. I'm sorry, for both the United States and for international trademark registration.

Q. And prior to your employment with Nautica and VF Sportswear, what other position have you held in the past?

A. I've been a trademark paralegal since 1983 and I've been working with, I worked with Conair Corporation, Revlon, Estee Lauder, Halston Borghese, Briston-Meyers Squibb.

Q. At these various other companies that you've worked for in the past, what position did you hold there?

A. Very similar, trademark manager, director of trademarks.

Q. And turning now back to Nautica, are you aware of how the Nautica brand began?

A. Yes.

Q. Can you please tell us?

A. Sure, in 1983 a designer by the name of David Chu, C-H-U, started a company of outerwear jackets with

the NAUTICA name on it, and it started with six outerwear jackets. From there he grew the company to what Nautica Apparel is today.

Q. And with respect to clothing and the NAUTICA mark, when did the NAUTICA mark first begin?

A. In 1983.

Q. And that was on those outerwear jackets?

A. Absolutely.

Q. Obviously, in clothing, the mark has expanded in use from 1983 to the present?

A. Right.

Q. Can you give us an example of some clothing items that Nautica makes?

A. Sure. They do shirts, men's tailored clothing, they do shoes, they do women's apparel, as well as sweatshirts, jackets, pants, shorts.

Q. And has --

A. Swim suits.

Q. I'm sorry. And has Nautica's use in connection with the NAUTICA mark been consistent from 1983 to the present?

A. Yes.

MR. SLAVIT: Objecting to the form as to what's meant by the word consistent.

MR. FRIEDMAN: Sure.

Q. Has Nautica's use been continuous from 1983 to the present?
A. Yes.
Q. And turning now to Nautica once again, has Nautica made use of the NAUTICA mark in connection with, fragrance products?
A. Yes, it has.
Q. Can you give us examples of some of the fragrance products?
A. Nautica launched the fragrance line in 1987, and some examples are perfumes, originally perfumes, after shave, deodorants, shaving cream, after-shave lotion, body lotion.
Q. And has Nautica's use of the NAUTICA mark been continuous in connection with these types of products since 1987?
A. Yes.
Q. Are you familiar with what a lifestyle brand is?
A. Yes.
Q. What is a lifestyle bland?
A. A lifestyle brand --
MR. SLAVIT: Objection, without some foundation as to why this witness would have any knowledge of that.

A. Because Nautica --
Q. That's okay. You could answer the question.
A. I can answer?
Q. Yes.
A. Okay. A lifestyle brand is a brand that receives notoriety, and once it receives notoriety, it is very likely to expand out into other areas. For instance, most clothing designers always expand out to a fragrance. It's one of the first things they always expand out into. Nautica expanded out into eye wear, watches, furnishings, home goods, and we've even done a Nautica car. In the late eighties there was a minivan. We do boating equipment, such as inflatable boats. We do life jackets, we do swim goggles, we do luggage.
MR. SLAVIT: I move to strike. There's no foundation that this witness is qualified to give testimony as to what a lifestyle brand is. There's absolutely no foundation and there's nothing in the witness' background that would indicate that she's at all competent to give that kind of testimony.
Q. Ms. Bizzari --
MR. FRIEDMAN: We note your objection.
Q. In connection with brands at the various different companies in the past, are you familiar with

licensing efforts as indicates Nautica?
A. Yes.
Q. Can you explain to us what the licensing efforts involve?
A. For all the companies?
Q. All the companies you've dealt with in the past, as well as Nautica today?
A. Well, Revlon expanded out to license their mark from makeup into hair dryers and electronics equipment. Borghese, well, actually when I was at Bristol-Meyers Squibb, it was the portfolio that I managed was Clairol. And Clairol also licensed out hair dryers and things to that effect. As well as also Borghese did other products other than just fragrances.
Q. And with respect to Nautica, are you familiar with Nautica's licensing activity and the way that Nautica has expanded their brand beyond it's core clothing product, which as you testified earlier the original product that started the brand?
A. Absolutely. I see all the licensing agreements that come into the department and I work very closely with the licensing department.
Q. And with respect to the licensing efforts, can you tell us what Nautica does to obtain licenses and the types of product that they license?

A. What they do is they find a manufacturer that makes that product and then we enter into a license agreement with them. The licensing agreement requires the licensee to have certain requirements for the NAUTICA products, for instance, it's got to have a certain amount of sales, it has to have a certain amount of royalties that come in, it has to abide by all of the NAUTICA quality control.
Q. And, as well, where the product would be sold, is that correct?
A. Absolutely.
Q. And with respect to again turning back to what a lifestyle brand is, what is the main effort of a company, and when I say a company, I'm speaking of Nautica, when they seek to become a lifestyle brand?
A. What they want --
MR. SLAVIT: Objection. Based on the same reasons.
MR. FRIEDMAN: You can answer.
A. Okay, what they want is for someone to become, their whole life is surrounded by Nautica products. You know, they sleep on Nautica sheets, they wear Nautica fragrances, they wear Nautica clothes, they wear Nautica shoes, their furniture comes from Nautica, their watches, their eye wear, their whole lifestyle is geared

around the Nautica brand.
MR. SLAVIT: Objection. Same reasons, no foundation. Nothing in the witness's background or experience that would indicate she's competent to give this kind of testimony.
MR. FRIEDMAN: Okay, thank you.
Q. Are you familiar with any other brands that similarly license their products into numerous avenues just like Nautica?
A. Absolutely. Ralph Lauren, Calvin Klein, Disney is a lifestyle brand. Liz Clayborne, Tommy Hilfiger.
Q. And as a trademark manager, have you encountered any of the trademarks owned by any of the companies that you just mentioned during your trademark searches, or anything else that you deal in connection with the Nautica trademark prosecution?
A. Have I seen other trademarks?
Q. Yes.
A. Yes.
Q. And are you familiar with these other brands, just like Nautica, that they have clothing, the fragrance, the watches, and all these other different licensed sort of products that Nautica has?
A. Yes. In fact, when I was at Estee Lauder, Estee Lauder holds the fragrance license for a lot of

different companies. Logerfeld, they have a lot of, Sean -- what is his name -- Sean Combs.
Q. Sean Jean?
A. Estee Lauder is the licensee for a lot of the fragrances. When I was at Estee Lauder -- I say a lot of, they licensed a lot of the fragrance products for designers.
Q. Now, just turning back to Nautica again for the moment. Through its licensees, can you give us again examples of all the various types of products that NAUTICA marks appear on?
A. Sure, other than --
Q. Well, Nautica and it's licensees?
A. Sure. Eye wear, watches, shoes, luggage, wallets, ties, furnishings. And when I say furnishings, I mean underwear and things to that effect. Robes, swim suits. We also do inflatable boats, life jackets, goggles. And these are all for swimming, you know, swimming things, or water sports, I should say. As well as men's tailored clothes, bedding, mattress pads, furniture, outdoor furniture, indoor furniture, fabric, fabric used for outdoor furniture, and for boats, fabric, umbrellas, umbrellas for beach and for personal use.
Q. It runs the gamut?

A. Yes. Fragrance, if I didn't say fragrance.
Q. Are you familiar with Nautica's marketing campaign Navigate Life?
A. Yes.
Q. What was the idea behind Navigate Life promotion, or lifestyle brands, if any?
A. To navigate your life into all of Nautica products and to become a Nautica consumer.
Q. Was that a very big campaign?
A. Absolutely. We had bill boards throughout the New York City area promoting our Navigate Life campaign.
Q. Are you familiar with if they had anything else to support Navigate Life campaign?
A. All of our products, including our licensed product To Navigate, was on the actual product of all our licenses.
Q. Are you familiar with whether there's a Navigate Life website?
A. If you put Navigate Life into the computer, it took you right to the Nautica website.
Q. Turning now to the next exhibit, I'm going to show you now what's been previously marked as exhibit B, actually, there's one thing on the printer that I forgot to grab. Let me just grab that one minute. Sorry.

Okay, turning now to exhibit B, are you familiar with these documents contained in this exhibit.
A. Yes.
Q. And what does this exhibit consist of?
A. The first page is a list of all of our class 25 registrations containing the word Nautica. The second page is all the registrations for class three containing the words NAUTICA.
Q. And beyond that, if you could tell us?
A. Beyond that is all of -- well, there's the actual registration, it's not a certified copy, but the registration of our NAUTICARE mark, and all of the rest are actual certified copies of all of our class 25. I think there's included in here other marks other than just the ones that are on the list. There's certified copies of all of our registrations.
Q. Now, with respect to the various marks, does Nautica have registrations other than the word mark "NAUTICA" itself?
A. Yes.
Q. Can you explain to me the types of trademark that Nautica owns?
A. Sure, we have the trademark that just registered recently, NAUTICARE, which is used on our men's tailored clothing. We have the trademark NAUTEX, which is used

on our fleeces, and it's also used as a fabric.
There's NAUTICA JEANS COMPANY, there's NAUTICA BLUE, NAUTICA BEACH, NAUTICA GOLF, NAUTICA COMPETITION, as well as our whole children's line under the NAUTICAKIDS line. That's all one word.
And then we have NAUTICA ISLAND, NAUTICA NAVY, NAUTICA OPTIONS.
Q. A number of Nautica variants?
A. Yes.
Q. As well as a variant that contains the N-A-U-T prefix?
A. That's in class 25.
Q. Right. And in class three, are you familiar with any Nautica combinations that are on there?
A. Yes, we have NAUTICA OCEANS, NAUTICA BERMUDA BLUE, NAUTICA VOYAGE, NAUTICA BLUE, NAUTICA COMPETITION, and we have a combination mark with NAUTICA and a sailboat symbol.
Q. Now, in connection with the summary that are attached to this exhibit B, I would note there is a column which references the first uses dates that are claimed in connection with these registrations.
A. Right.
Q. Are you familiar with the first use dates

that are claimed within the NAUTICA registrations?
A. Yes.
Q. How are you familiar with those?
A. I file the affidavits of use and I take care of, I take care of all the trademark certificates.
Q. And do you investigate these claims of use issues in connection with all of these registrations?
A. Absolutely.
Q. And the first use dates that are reflected in the use registrations, are they indeed accurate?
A. Yes, they are.
Q. And with respect to the registrations contained within these tables that are currently live and registered, have all these marks been in continuous use?
A. Yes, they have.
Q. I'm going to turn now to our next exhibit which is Exhibit C, Ms. Bizzari. I'm showing you now what's been previously marked as Exhibit C. Are you familiar with the documents that are contained within this exhibit?
A. Yes, I am.
Q. And how is it that you're familiar with these documents?
A. These documents are color boards of our products

that you show to buyers, and they show all of Nautica products and these, in particular ones have various different variations of the word NAUTICA.

Q. And these particular documents, are they kept within the regular course of business at Nautica?

A. Yes, they are. They're kept in our, the legal department's offices.

Q. And did you gather these documents?

A. Yes, I did.

Q. Within your job position, do you regularly review these sorts of documents?

A. Absolutely.

Q. Okay. If you like, please go through these documents and explain to us the various types of uses that Nautica has made of the NAUTICA mark, as well as variants of the NAUTICA mark over the years?

A. Okay. The first one is in the holiday of 2002, we used the T-shirt that has the N-A-U-T Jeans, and we did both a long sleeve and a short sleeve T-shirt, and that's what the first two pages are.

In spring of 2003, we used the mark NAUTICA BLUE, and T-I-C-A was on the front with BLUE and N-A-U was on the back.

In spring of 2003, we also used NAUTICA in conjunction with other words to almost combine it where

you can't even -- it looks like OPEN NAUTICA AMATEURS, so they combined NAUTICA with other words and made it one continuous word.

In holiday of 2003, we did a T-shirt called NAUTI JEANS COMPANY, and then in holiday of 2004 they took the word NAUTICA and they split it up into three separate lines, and they put, actually they split NAUTICA up into two lines and then they put the jeans on the bottom. So it reads N-A-U and then T-I-C-A on the second line, and jeans on the third line, and that we did a hat, a T-shirt, a long sleeve T-shirt and a short sleeve T-shirt, and we did that -- and they did it with a number of different fonts, too. They did one font which was more block letters, and they did one that was more colorful, I guess you could say.

And then in the summer of '04, they did a T-shirt and it's kind of hard to read, it's the bottom one here, and it has N-A-U and then the hand is in between it and then T-I-C --

MR. SLAVIT: I'm sorry, I don't know where you are.

THE WITNESS: Right here.

MR. FRIEDMAN: This would be summer T, 2004 international.

THE WITNESS: Do you see how the NAUTICA, I

think it's right after that.
MR. SLAVIT: This one, is that summer? Summer, 2004.
THE WITNESS: If you look down on the bottom, they took NAUTICA and brought broke it up, N-A-U with a hand through it, and T-I-C-A. So it's NAUT and then T-I-C-A. So the word is broken up, Nautica. And then this is another picture of that and it's the third one down.
Then in the summer of 2005 our children's line did a whole line of NAUTICA girls clothing. They did a --
Q. And that's the NAUTICAKIDS line?
A. They did a hand bag, a little cloth pocketbook. They did a little, you know, a sleeveless dress. These are all children's clothes. So if they look small, that's why. We did a T-shirt with Nautica girl on it. We did a long sleeve and short sleeve T-shirt with Nautica girl on it.
And then here shows all the different hang tags for NAUTICAKIDS and here's another picture of a Nautica girl T-shirt. These were all done in 2005.
The next set of color boards are a boxer that we did in the spring of 2007. And the first pages are all of the different boxers and the designs that we did.

They were done in many plaids and many colors. And if you keep on going, these were all spring of 2007 and it just shows all the different fabrics that this one boxer was made with.
So it's the one boxer and you can see it was done with flowers, it was done with stripes, it was done with spiders, it was done like a paisley. I think they have skulls, they have couple of paisleys, a couple of paisleys, and these are all different colors as well.
And if you go through just to show, and we did an eagle as well. And I thought we did a skull too, but maybe that's coming. Stripes, flowers, palm trees, yeah, here's the skulls.
And then in the crotch area of the -- and we also had, this was all in a set, and it came with a T-shirt and boxer shorts and then in the crotch area of the shorts there's a picture of the actual shorts here. You can see the hang tags from the shorts. This is the actual product, and in the crotch area there was actually a label that said BE NAUTI. And you can get to that. It's probably five or six pages from the end. Here we go.
MR. FRIEDMAN: Forward two pages.
A. So all of those designs had this label in it.
Q. If you could just keep going there and tell

us what else we have.
A. Then I have also more color boards. This was in the spring of 2007 and you could see they took NAUTICA and they split it up. The first line is NAUTI, N-A-U-T-I, the second line is C-A, so it looks like NAUTICALIFORNIA, and then JEANS COMPANY.
Q. NAUTI CALIFORNIA?
A. NAUTI CALIFORNIA.
Q. Sorry.
A. That's okay, the first line is clearly NAUTI.
And the next one is summer of 2008, and what they did is they took NAUTICA and they put N-A-U, and the second line is T-I-C-A, and then JEANS. They shortened jeans to be just J-N-S.
Then in the fall of 2008, what they did is they took the word NAUTICA and split it up into two syllables N-A-U space and then T-I-C-A. So it really looks like two separate words.
And then fall of 2008, which is in stores, now we did a T-shirt that had NAUTI on the front of it and then a couple of lines below it they took C-A and C-O and combined those two words on a separate, those letters on a separate line to make the company, the C-A of NAUTICA. But COMPANY, but if you look at the T-shirt, it clearly just shows NAUTI.

Then in the holiday of 2008 they took NAUTICA and they did the first line was N-A-U and then they put T-I-C-A-J on the second line, and then the next line is E-A-N-S. And then the fourth line is C-O for COMPANY. So they, these are examples of how we always use NAUTICA in various different ways.
Then holiday of 2008, which would be in stores now, they took NAUTICA and put dots in between different syllables, and it's N-A-U dot T-I dot C-A.
And then I just approved for fall of '09 a T-shirt that will have N-A-U-T and then J-E-A-N-S-C on the front of the T-shirt. And that's what it will look like, and that's the last page.
Q. Now, with respect to these color boards, the garments that are depicted in these color boards, as well as the bag or hats, are these products that are actually, that have actually been sold by Nautica?
A. Absolutely.
Q. And continue to be sold by Nautica?
A. Yes.
Q. And Nautica as referenced in these various color boards that you've identified have been using variations of the NAUTICA mark to include merely the prefix of the word N-A-U-T-I, is that correct?
A. Absolutely.

Q. And N-A-U-T?
A. Absolutely.
Q. And is there something that Nautica has done not only within the various color boards that you've identified here, but have done in the past and will continue to do in the future?
A. Absolutely.
MR. SLAVIT: I object, she can't testify competently to that.
A. Well, I review the color boards so I can see --
MR. FRIEDMAN: As far as objections, if he should object, Mr. Slavit, then you would wait for us to either allow you to continue with your answers or not.
MR. SLAVIT: So it's speculative.
MR. FRIEDMAN: Sure.
Q. With respect to the future, as you indicated before, on the last page of this exhibit, meaning Exhibit C, you approved that last T-shirt where it said N-A-U-T, I believe, Jeans, is that correct?
A. Right, and not only that, I have meetings continuously with the graphics department, and they give me their ideas of what they're going to be doing, and I have to review all of the graphics on the T-shirts or any product line.
Q. And that would include, obviously, the text

being the NAUTICA mark and any variations of it, right?
A. Right, and I will do that well in advance of the year it comes out. Like if it comes out holiday of '08, I approved it and reviewed it the year prior.
Q. Okay, now, moving ahead, with respect to this opposition, the mark at issue is the mark that the applicant applied for GET NAUTI, is that something that you would believe that Nautica could do, or would do at any time in the future?
MR. SLAVIT: I object. Absolutely speculative, could you or would you.
THE WITNESS: Yes, I do think so. Mostly based on the fact that we did BE NAUTI.
Q. As well as --
A. All the other variations that I have, do I see them do GET NAUTI, yes.
MR. SLAVIT: I object, I don't think this witness is at all competent to respond to that question, and it's calling for speculation. She's a trademark paralegal.
MR. FRIEDMAN: Okay.
Q. Ms. Bizzari, turning now to, actually, before I get there, with respect to Nautica products, can you tell us what types of venues Nautica products are sold?

A. They're sold through retail stores such as Macy's, Belks, Dillard's, a wide variety of retail stores. And also sold through the Internet through e-commerce. They're sold through Nautica free-standing stores, which there's 115 free standing stores. The licensed products are also sold, and I should have mentioned this, at retail stores, and it would be Linens and Things, although that would be going away, but Linens and Things, Bed Bath & Beyond. Eye wear is sold within optical stores, it's also sold within, as I said, in our free-standing stores. We have 115 free-standing stores through the country now.

Q. Specifically with respect to the Internet, you mentioned e-commerce, how does Nautica products get sold over the Internet?

A. Through e-commerce, through it's website, through other people's websites. If you go to Macy's website, you can go and put in Nautica and the Nautica products will come up. If you go to Bed, Bath & Beyond and you put Nautica into their website, the Nautica products will come up, and you can buy them through Bed, Bath & Beyond website as well as Amazon.com.

Q. And with respect to the various types of stores that you mentioned earlier, some of these are comprised of department stores?

A. Yes.

Q. As well as specialty stores?

A. Yes.

Q. Can you give us an example of --

MR. FRIEDMAN: Well, you can strike that.

Q. With respect to department stores, does Nautica have any sort of specific presence in department stores?

A. Yes, in department stores Nautica will have what is called a store within a store. And when a product sells well and has notoriety, they're given space within that department store. And what we are responsible for, Nautica, is everything that's in that store. The shelving, the signage, the posters, the photographs and all of that that are in the store-within-a-store. They will have their own section that will stand by itself that is all just Nautica products.

Q. And within the department store, for instance, a Macy's, is it possible for Nautica to have besides, to have more than one department or more than one section within a store?

A. Yes, because they could also have, if you go into the bedding area, they'll have all the Nautica products together within the domestic, the bedding.

Q. And as a result of the reports and data

that you collect within your position as the trademark manager, are you familiar with how many stores other than the stores that are owned by Nautica that Nautica products appear in throughout the country?
A. Probably about 24-hundred, or possibly it could be a little more than that.
Q. I'm going to show you now what's been previously marked as Exhibit D. Do you recognize what is contained within Exhibit D?
A. Yes, this is the actual store within the Nautica store, a store-within-a-store. And it has the NAUTICA trademark, as well as point-of-sale posters that we took and approved in the legal department. This would all be approved within the legal department, these posters. And this one actually the sail breaks up NAUTICA into two different words.
The next picture is of the racks and the clothing that you can see. There's pants, there's shirts, there's sweatshirts. And this is all the Nautica products. This is another store showing other photographs, and the NAUTICA logo with the way the Nautica products are shown in stores. And again, there's the different displays for the Nautica products.
And the last page is free-standing stores that Nautica has, there's NAUTICAKIDS and these are all the

NAUTICAKIDS stores.
We have six free-standing Nautica stores and I think 115 Nautica free-standing stores.
Q. Just to clarify what you just said with respect to the breakdown, can you just repeat that again because I don't think it was said accurately. With respect to the Nautica stores, how many Nautica stores do you have versus the children's or NAUTICAKIDS stores?
A. There's 115 Nautica stores in total, six of which that are NAUTICAKIDS stores. Sorry, I misspoke.
Q. Okay, thank you.
Now, I'm going to show you what's been previously marked as Exhibit E.
Actually, before we go to Exhibit E, not to drive you too crazy, but turning back to Exhibit D and the Nautica store-within-a-store departments. You indicated about signage within those stores. The store-within-the-store, other than store signage, what other things of Nautica make it their responsibility when they dress up these store-within-a-store departments?
A. Our visual department actually goes in and they create the shelving, the look, the wood, they decide on everything. Right now they're changing a lot of the stores to look like water, like they really want to get

connected with water. All the pillars are going to be wrapped in water photographs and things to that effect.

Q. Specifically, as far as any sort of point of sail material, what is contained within these departments, typically?

A. Pictures of the ocean, sailboats, as well as the trademarks.

Q. And the trademarks are emblazoned throughout these departments?

A. Absolutely. There's huge signs with NAUTICA, there's always a big huge sign on top with NAUTICA.

Q. And each of the products that are for sale within these departments, what if any tag or labels do they contain?

A. Oh, they will all have Nautica Labels on them and NAUTICA tags, as well as the trademarks on them.

Q. Okay, now turning to Exhibit E, are you familiar with the documents that are contained within this exhibit?

A. Yes.

Q. Can you tell us what these documents are?

A. These documents are color boards that we retain in the legal department that outline all of our products from, and I have from 1991, I think this goes to 2007. I don't remember exactly what it went to here. I think

it's 2007 -- it is -- to spring of 2007, the color boards that were actually of all the products.

Q. Well, when you say all the products, at the office, in the legal department?

A. Right.

Q. You maintain all the color boards?

A. Right, there's probably a lot more than that.

Q. This is a snapshot?

A. This is samples. What we did is take samples from each year there's tons of -- there's four seasons for each year, which is spring, summer, fall and holiday. So there would be four sets of this for each division.

Q. And these color boards, once again, as we saw earlier in, I think, Exhibit C, are illustrations of clothing products that have been produced and sold by Nautica?

A. Absolutely.

Q. Again, from 1991 to 2007?

A. Uh-huh.

Q. And once again, these are all documents that were maintained within the legal department?

A. Absolutely.

Q. Okay, I'm going to show you now what's been previously marked as Exhibit F. Do you recognize what?

A. Yes.
Q. Within that exhibit?
A. These are examples of Nautica fragrance bottles and our fragrance packaging. And the first one I know is the original Nautica fragrance that was launched in 1987. And the reason why I'm so familiar with that one is when I was with Halston Borghese, they held the license for Nautica, so I'm very familiar with the original, the Nautica fragrance line I worked with for years.
Q. And that's the one that was introduced in '87?
A. The top one that was introduced in '87.
Q. Can you go through there and tell us what other Nautica or Nautica combinations have been used in connection with fragrance products?
A. There's Nautica Blue, Nautica Classic, Nautica Island Voyage, Nautica White Sail, Nautica Bermuda Blue, Nautica Voyage, Nautica My Voyage and Nautica Sunset Voyage. We also did a whole line of Nautica Competition For Men. And then we also did a product called Longitude and Latitude, Latitude and Longitude, by Nautica. And that was done, I want to say early 2002. That shows more Nautica products, and now we show some gift sets that are sold with like combination. Usually

we do these around the holiday time, Mother's Day, Father's Day. They'll do gift sets and these are various different gift sets that they've done.
This is a Nautica Voyage Deodorant we've done, as well as a Nautica Voyage Gift Set, a Nautica Competition Gift Set, and here's other products of the Longitude and Latitude, as well as here is the original Nautica fragrance. I think this was actually the one that was used for specimens.
Q. With respect to the Nautica fragrance products that are contained within this exhibit, Nautica has done other than just perfume and cologne, other types of fragrance products as well?
A. Yes.
Q. And those products are set forth within the Nautica trademark registration?
A. Yes.
Q. In detail?
A. Yes.
Q. And within your position you investigate to ensure that Nautica is using their marks in connection with those within their registration?
A. Uh-huh.
Q. And that goes for the clothing items as well as the fragrance items?

A. Absolutely.
Q. Based upon your knowledge of the color board that we discussed in Exhibit C for the T-shirts and the various types of Nautica fragrance products and Nautica combinations that have been used by Nautica, if you were to encounter GET NAUTI fragrance product, what if any conclusion would you make?
MR. SLAVIT: I object.
MR. FRIEDMAN: It's opinion. You could answer.
MR. SLAVIT: I object and the question is also unclear, what opinion it is to what? The question is, I think, needs to be rephrased.
MR. FRIEDMAN: I'll rephrase the question.
Q. Based upon Exhibit C, in your knowledge of Nautica's use of different Nautica combinations on clothing, as well as its use of the NAUTICA marking combinations of that, in connection with fragrance products, if you were to encounter a GET NAUTI fragrance product, what if anything would you think of that product?
MR. SLAVIT: And I object. This witness is incompetent to give this kind of testimony. She's an in-house trademark paralegal for the Opposer. She's hardly a person who should be giving any opinions as to

what could possibly be meant if she were to encounter a product of the name that was referenced.
MR. FRIEDMAN: Okay, noted.
Please answer the question.
A. Okay, what I could say is that I wouldn't be surprised, based on the numerous amounts of names, that I do search for the fragrance product lines, and they're numerous. Sometimes I can get up to a hundred names. If GET NAUTI appeared on my search list, I wouldn't be surprised, for Nautica products. And I would see GET NAUTI and I would think it would be something that Nautica may use.
MR. SLAVIT: I move to strike for the same reasons as previously given. This testimony is totally improper coming from an internal trademark paralegal for the Opposer.
Q. Ms. Bizzari, in connection with your position and the prosecution and enforcement of Nautica trademarks throughout the world, are you familiar what action Nautica may take in the event that -- well, are you familiar with action that Nautica has taken in the past with respect to actual fragrance products bearing variants of the NAUTICA mark?
A. Am I aware of trademark oppositions that they filed?

Q. Oppositions or even Federal lawsuits?
A. Absolutely.
Q. And, well, are you familiar with the Nautic Daffi matter, or Daffi Nautic matter?
A. Yes, that was in Spain, I believe.
Q. And what if any action did Nautica take against that mark, to your knowledge?
A. They actually filed an injunction to stop Daffy from using NAUTEX on their packaging.
Q. Now, moving ahead --
MR. SLAVIT: Move to strike that testimony, as well as not being at all the best evidence of whatever this particular legal proceeding was about, and what the result was.
MR. FRIEDMAN: Okay.
Q. Moving ahead, I'm going to show you now what's been previously marked as Exhibit G. Are you familiar with the contents of that exhibit?
A. Yes, these are all of our catalogues for, there's different Nautica products.
Q. And this essentially goes back to your testimony earlier about the various licensing products?
A. Licensing products that we have. And I can say that the first ones are all of the eye wear collections.
Q. And when you say all, this may not

necessarily contain all?
A. They're by year, or by -- no, when I say all, there could be other, there could have been other brochures or catalogues that I don't have.
Q. But these are examples, is that correct?
A. These are examples of the various different catalogues.
Q. And those are the eye wear catalogues. What else is contained in that exhibit?
A. These are all eye wear. These are all the optical. This is the next one is our footwear buyer sheets, and it shows all the different footwear that we are licensing, our licensing has for footwear. And the next is the furniture catalogues that shows all the various different Nautica furniture that is sold through our furniture licensee. And it goes by years.
And the next is various different printouts of all of our products that are sold online through e-commerce through our website, including fragrance, including eye wear, including clothing.
Q. And watches, correct?
A. Yes.
MR. SLAVIT: I object.
Q. Now, turning back to your testimony earlier, these catalogues as well as our types of

catalogues are used in connection with all the various types of products that Nautica sells through licensing, is that correct?
A. Yes.
Q. I'm going to show you now what's been previously marked as Exhibit H. Do you recognize what the contents of that exhibit are?
A. Yes. The first exhibit is an outline of television commercials we have done for our Nautica products.
Q. And what time period is that report for?
A. This report is of -- this is from March '07 to June '07.
Q. And can you tell us what types of networks advertised Nautica products?
A. CBS, Fox, NBC, ABC, Comcast, My Network, CW Affiliates.
Q. And what types of shows did Nautica advertise their products during?
A. 48 Hours, 60 Minutes, they did the Tony Awards, Without a Trace, Everybody Loves Raymond, According to Jim, Friends, Jeopardy, Wheel of Fortune, Grey's Anatomy, Nightline, According to Jim, Ugly Betty, The Daily Show with Jon Stewart, Comedy Central, and House, just to name a few.

Q. And these networks that Nautica televised their advertisements on are all major networks, right?
A. Yes.
Q. And with respect to these television media reports, you maintain these documents within your position as the trademark manager?
A. Yes.
Q. And these documents are, in fact, kept within your offices, within the legal department? They are, in fact, kept within the legal department?
A. Yes, they are.
Q. Now, turning next within the exhibit, can you tell us what the next set of documents are?
A. The next set of documents is the Nautica print media reports, and it's going, the first two pages, or first, it's just -- well, I'll talk about that later, but the first two pages are the print media from 2000 and 2001. And then the longer sheets are the print media, and it shows the first column is all the publications and then where we had our advertisements.
The longer sheets show the publications of the magazines and then they show what month we appeared in. And then --
Q. I'm sorry, just to stop you for a moment.
Can you tell us the dates that these

reports cover, the long sheets?
A. Sure, I'm sorry. They go from 2002 to 2007, 2008, actually.
Q. And once again, these types of print media reports, is this something that you keep within your position?
A. Yes.
Q. Within the legal department. And in connection with these reports, can you tell us some of the magazines that Nautica has had their print media advertisements in?
A. Sure. Cosmopolitan, Vogue, Teen Vogue, Harpers Bazaar, Sports Illustrated, Gourmet, Glamour, House & Garden, House Beautiful, Fortune. I mean, the list goes on and on. Maxim, Men's Health and Fitness, Details, Elle, GQ, In Style Weddings, Marie Clare, Men's Health, I said that. Oprah, People, Rolling Stone.
Q. A lot of different magazines?
A. A lot of different magazines.
Q. And within this exhibit there are two copies of that print media report, is that right?
A. Yes.
Q. What's the difference between the first set and the second set?
A. The first set just has the actual magazines, and

the month that the magazine ran, and it shows which division ran it, whether it was sportswear or fragrance.
Q. It's the division of Nautica or licensees?
A. It's the division, or one of the licensees. And the second report shows the circulation of the magazines which is an actual statistic. And the third and the second column shows the impression. And when I say impression, the impression means how many eyes saw that magazine, whether you're sitting in a doctor's office, on a plane, you know, that's what the impression means. So, it's actual circulation versus impression.
Q. And how are those statistics for circulation impression gathered?
A. We maintain a contract with our advertising company and our advertising company has a contract with a group called Media Market Research and Intelligence and Media Market Research and Intelligence provides all this information to the department. They, our marketing department then sends all these reports down to the legal department on a quarterly basis.
Q. And these media reports, what if any reliance does Nautica and the advertising team --
A. Use these for?
Q. With respect to these reports, how do they rely upon them?

A. Well, they rely on them so they can, if say for instance they have to do, they want to do a watch advertisement they'll go to MRI and ask them what would be the best magazine to put a watch? And they would ask what the circulation is and what the impression is and they would make decisions like that based on the information that's given from the company.

Q. Using these media reports, did you create a summary table which outlines what the total circulation and impressions are for each of the years that appear on those media reports?

A. Yes. I only have, the only time that I have the impressions, circulation and the impressions is from 2004 to 2007. And 2004 it was approximately $239-million, impressions one-billion-three. In 2005 it was approximately 228-million, impressions, one-billion-three. In 2006, it's 177-million, and I'm giving approximations here. And in the impressions approximately 1.1-billion. And then in 2007 it's 195-million and impressions is 1.4-billion.

Q. And the numbers that appear in that table simply total up the numbers that appear on those media reports, is that right?

A. Yes.

Q. Turning now to the next set of documents

within the same exhibit. Can you explain to us what these remaining documents are?

A. Sure, these are what we call look books. And look books are all of the advertisements that are examples of advertisements for each year. And we maintain all the advertisements within the legal department. So we have it and it's each year, this year is fall, 1999. So, these are examples of what advertisements could have been in those magazines for each year. And these are the pictures of the various different magazines that were, you know, were advertisements. And they're called look books and this is going from 1999, through 2008. And those are image books of all our ads. So the most recent Nautica ads would all be here and this shows all the various different --

Q. In addition to the advertisements within magazines, what other print media could these look book advertisements appear within?

A. They could appear within, you mean other than --

Q. In other words, are you familiar with whether or not Nautica has ever done any fliers, any mailers?

A. Oh, yes.

Q. Bill boards?

A. They can go from fliers in stores, they can go on bill boards. We've done a number of bill boards showing these various different advertisements. I think previously we mentioned we did Navigate Life with a bill board that was done throughout various different areas of the New York area. They would sometimes also be in store signage with the actual stores-within-the-stores.

Q. Okay.

A. And they're all throughout the Nautica media.

Q. As well, turning back to the previous exhibit, these are the sorts of print ads that also appear within Nautica stores, as well as Nautica departments within departments?

A. Absolutely.

Q. Thank you.

Turning now then to Exhibit I. I show you a document which has been previously marked as Exhibit I. Are you familiar with those documents?

A. Yes. These are all of our, these are examples of all our sponsorship, or some of our sponsorship agreements that we have done. And the first is the list showing each year some of the sponsorships that we've done since 2000 to 2007.

Q. Now, these, the documents that I handed you here, are these as well documents that you maintain

within the legal department?

A. Absolutely.

Q. And within your position as a trademark manager?

A. I have half of these sitting in my office.

Q. And the rest of them are all available within the legal department?

A. Absolutely.

Q. And in connection with Nautica sponsorships, can you tell us what sort of coverage or presence Nautica would have as a sponsored event?

A. A sponsored event, depending what it is, if it's an athletic event, let's say for the volleyball professionals, or regatta, or some kind of sailing events, the athletes would have Nautica clothing on, they would have, you know, skull cap, if it's a triathlon, skull caps with NAUTICA. Their clothing would all say NAUTICA on it. The boats would say NAUTICA on it, sometimes the sails would say NAUTICA on it. For Kayak For a Cause, the Nautica name was on the Kayak For a Cause boats. So the kayaks there would also be, if it's an event, I mean, there's also tents, so there will be a Nautica tent with NAUTICA displayed on it. Flags will be, you know, will have flags flying with the NAUTICA trademark on it. Sometimes it will be

geared towards like certain licenses will come on board. So it will say Nautica watches, Nautica fragrance, it depends on the actual sponsorship. Each one is a little bit different.

Q. If it was fragrance sort of event for the sponsorship, would there be any people there for Nautica promoting the fragrance line?

A. Absolutely.

Q. And how would that be done?

A. That would be done through their tents. They'd be giving out samples, they'd be wearing Nautica shirts, they would have the Nautica products, fragrances there.

Q. Now, at an AVP event, what if any presence would Nautica have at the event and can you tell us what the AVP is?

A. The Association of Volleyball Professionals. And, in fact, if you watched the Olympics this past summer, Misty May had a Nautica sweat band on the whole time she was playing her volleyball tournament. She's a sponsor of Nautica products.

MR. SLAVIT: Move to strike, not substantive.

Q. You can keep going. Tell us again, with respect to the AVP, going back to Misty May, can you tell us, you know, what presence Nautica would have on

her at the stadium and on the court for an event?

A. Okay, what they would have, she would be wearing Nautica product. And as I said, she had the Nautica head band. That's what they would have, all Nautica products on, as well as there would be along the sidelines Nautica banners.

Q. And with respect to Misty May, you know, was she in the Olympics this past year?

A. Yes, she was.

Q. And did she have any Nautica apparel on during the Olympics?

A. Yes, she did.

Q. What was she wearing?

A. A Nautica head band.

Q. And it was visible?

A. The entire time she played.

Q. And turning now to the summary table, can you tell us some other types of events other than AVP and the Kayak For a Cause and the regatta that Nautica has sponsored?

A. Sure, we did Stars and Stripes, the American Cup, the Legg Mason Tennis Classic, Key West Regatta. Newport Jazz Festival, the Nautica, it's now the Nautica Malibu Triathlon. The AVP. We did also the New York City Triathlon, Head of the Charles Regatta. The US

Sailing Team, we did a whole sponsorship with them. And I did, I think I mentioned, we did Nautica GC, Kayak For a Cause, to name a few.

Q. Now, in connection with these different sponsorship events, does Nautica obtain commercial impression information as to a how their sponsorship dollars are generated?

A. Yes, after the sponsorship is over, the actual people that run the sponsor, the event, provide Nautica with what their impressions are. So like, for instance, in 2006, the AVP sponsorship program had 1.6-billion impressions, the NAUTICA Malibu Triathlon had 94-million impressions. The Head of the Charles had over 15-million. And the AVP in 2007 had 1.8. The Nautica Malibu Triathlon had impressions over 330-million.

Q. And turning back to the AVP, in 2007, that was 1.8-billion impressions, correct?

A. Yes.

Q. Now, these impressions, how are they calculated?

A. They're calculated through a marketing company. That actually they're calculated through the actual people that own the sponsorships and run the sponsorship event. And what they do is they calculate how many people were there. They go and see how many print ads

they had, so they'll go through periodicals, magazines and newspapers and see every time it was mentioned somewhere, whether it be in the Daily News, or any kind of periodical.

The company that ran it will go gather up all that information and then relay the information back to Nautica.

MR. SLAVIT: Move to strike previous answer for lack of foundation, lack of personal knowledge.

Q. With respect to these impressions, further, do they also take into account the number of people that are either watching the event in person, on television, or on cable?

A. Yes.

Q. And through any other means.

With respect to these impression figures, how does Nautica rely upon these impressions with respect to future advertising?

A. Well, the more impressions that they have, it's more likely that they will advertise in that area.

Q. And go to the expense in the future?

A. Right.

Q. Okay. I'm going to show -- well, turning still through this exhibit, what other documents are contained within this exhibit?

A. Well, actually, when the various different sporting events or sponsorships took place, it will show all the different promotional pieces of when different periodicals, when it appeared.

Q. And these are all documents and photographs that --

A. Of the sponsorship.

Q. That you can maintain within the legal department?

A. Yes.

Q. Okay, I'm going to show you now what's been previously marked as Exhibit J. Do you recognize what that document is?

A. Yes.

Q. What is it?

A. These are the Nautica sales figures for the years 2000 to 2007 in the Nautica advertising and promotional expenditures for 2000 to 2007.

Q. And that's in the United States, correct?

A. Yes.

Q. Who compiled these figures?

A. I did.

Q. And how did you go about doing that?

A. I gather all the royalty reports and the retail sales figures and the store sales figures and I compiled

them altogether and I get them. Actually I had some mailed to me, I didn't actually get them.

Q. And with respect to these sales and advertising figures, well, with respect to the sales figures, are Nautica sales typically at wholesale or retail?

A. At wholesale.

Q. What does that mean, exactly?

A. It means that when we sell our products into the stores, we're selling them at wholesale. So if you were really to calculate how much Nautica products have sold, you would almost double these figures, because at retail level, they would almost increase to twice as much.

Q. And that would be as a result of, let's say Macy's selling a Nautica product?

A. Exactly.

Q. And with respect to just, again, turning back to how these figures were calculated, do various types of royalty reports and sales reports, are those documents that are maintained by you within the legal department?

A. Yes, because all the license agreements and the royal reports are housed within the legal department.

Q. Now, as a result of Nautica's sales activities, are you familiar with Nautica's commercial

presence within the clothing arena in general? In other words, are you familiar with Nautica's presence as far as a commercial share of the clothing, or pie, as compared to other labels such as, let's say Polo, Ralph Lauren, or anyone else?

A. You mean like the ranking?

Q. Correct.

A. Yes.

Q. How are you familiar with that information?

A. I'm familiar with it because we subscribe to a company called NPD Fashion World, and NPD Fashion World has the relationship with the retailers. And they go in and calculate how much was sold for each product for each company, and then they do a ranking and they do it on a monthly basis. And then we go into the website and get that information out and it gives us the rank.

Q. And this is so Nautica knows not only what their competition is, but where they stand in the market place?

A. Exactly.

Q. And are you familiar with what Nautica's commercial presence is in the market place today in the men's category?

A. In the men's category, presently it's, if you take out -- it's number two. Number one would be Ralph

Lauren. Number two would be Nautica. But I'm removing the private label brands of the rankings, because private label is always the top, number-one brand. So, if you remove private labels, it would be number two. If you put private label in, it would be the ranking of number three.

Q. Can you tell us what is private label?

A. Private label is whatever each store, whether it be Macy's, Lord and Taylor, Bloomingdale's, each one of those stores has their own brand, and they promote that within their store as well.

Q. So the number one ranking, according to NPD, would be a conglomerate of virtually every department store?

A. Exactly.

Q. And as you mentioned --

A. And that would be private label.

Q. And Ralph Lauren is number two.

Are you familiar with how Nautica stacks up against Nautica's other division, Nautica Jeans Company?

A. Nautica Jeans Company, I believe, is number 19.

Q. Okay. If I could just have --

A. This would be for men's sportswear specifically I'm referring to.

MR. FRIEDMAN: If I could just have one

moment.
Q. Just for the purposes of making the record complete, if you could actually just read off an Exhibit J, the actual sales and advertising figures for each year, one-by-one?
A. Okay, the full amount, or do you want me to estimate?
Q. The full amount.
MR. SLAVIT: You need to have it read off?
MR. FRIEDMAN: I prefer.
THE WITNESS: Okay, I'm going to start with 2007.
Q. Sure.
A. This is the advertising and promotional expenditures. In 2007 it was $35,194,000. In 2006, 35,686,000. And in 2005 it's $39,904,000. And 2004 it's $37,643,000. 2003, $37,685,000. 2002 is $35,111,056. 2001 is $35,537,565. And 2000 it's $40,568,881.
For the sales figures, in 2007, it's $924,621,000. In 2006, $929,648,000. In 2005, $862,738,000. In 2004, it's $877,320,000. In 2003, $925,058,000. 2002, $920,570,000. And 2001, $886,574,000.
Q. Going back for a moment to your statement

earlier, how Nautica sales are at wholesale and retail, it's typically dealt, are you familiar within your position with what the wholesale prices are as well as the retail prices?
A. Sure. They're usually half the amount of what is on the retail amount?
Q. And within the CADs and the other reports, these figures, as far as wholesale and retail also appear, is that correct?
A. Yes.
MR. FRIEDMAN: Okay, I have nothing further.
A. And the advertising I just want to point out this is advertising.
MR. SLAVIT: I don't believe there's a question on the floor. I think you're finished as far as your counsel is concerned.
CROSS-EXAMINATION BY MR. SLAVIT:
Q. Ms. Bizzari, good afternoon. Again, I'm Mr. Slavit with the law firm of Saul Ewing, and we represent the Applicant in this matter.
Ms. Bizzari, if you could, I'd like to know more about your educational background. Did you attend college? Where did you attend college?
A. Sure. I attended college at Syracuse University.

Q. And when did you graduate?
A. I did not graduate.
Q. And how long did you attend college?
A. I attended college there for two years, and then I went to Mary Mount College for another year-and-a-half, and I don't have my Bachelors, if that's what you're asking. And I have my paralegal certificate from Manhattanville College.
Q. And when did you secure that, your paralegal certificate?
A. I don't really remember. I think I want to say it was in 1983 for '84.
Q. And did you have a major when you were at Syracuse University, even though you didn't graduate?
A. Just liberal arts. I didn't have any law degree or anything to that nature.
Q. And you don't have a Bachelor's Degree?
A. No, I do not.
Q. Within college, did you take any courses in the media, or advertising, or public relations?
A. I did take public relations courses in college.
Q. You did?
A. Yes.
Q. How about advertising?
A. Advertising, no, I don't think I took any

advertising courses.
Q. How about media communications?
A. Public affairs. I took courses on marketing in college.
Q. And you indicated you worked with several cosmetics companies?
A. Uh-huh.
Q. What years were those that you worked for those companies?
A. I worked for Estee Lauder in 19 -- the late 1980's. I worked for Halston Borghese in the nineties. I worked for Revlon prior to Estee Lauder. That was all in the eighties. I worked for Conair, I would say Conair, Zotos, Conair is the hair dryer company, Zotos is a hair care company. And I worked for all of those companies in the eighties.
Q. And again, when did you get your paralegal certificate?
A. In the eighties. I think it was '83 or '84.
Q. And have you had any kind of formal education since getting your paralegal certificate?
A. I've taken classes here and there, but nothing ever, you know, just taken classes at Manhattanville. I've taken a couple classes, a couple classes here and there. And I go to International Trademark Association

classes.
Q. And what classes have you taken since you got your paralegal certificates?
A. I took a couple of writing classes, I took an accounting class. I think I took a photography class or weaving class as well.
Q. Does the Nautica brand have what you would refer to as a core image?
A. Yes.
Q. What is a brand core image?
A. The core image is the person that is active, that likes to do outdoor sports. You're talking about a person you want me to describe, or an image of the company?
Q. Just what it means to you.
A. It means --
Q. The phrase "core image"?
A. It means to me somebody active. They're in a higher income level, they are sailors, they're sports-involved people, they love the water, they're beach people.
Q. And would that also extend to the core image for the Nautica brand being tied to higher quality, let's say products?
A. Oh, absolutely. I think Nautica is a product

that is of a high end.
Q. So just getting back to what you said about Nautica's core image, the Nautica brand, at least in your mind, the Nautica image evokes the sea, sailing? Could you answers yes or no?
A. Yes.
Q. Marinas?
A. Not necessarily marinas, but okay, if that's a water thing.
Q. Yachting?
A. Yes.
Q. Generally things that are nautical?
A. Yes.
Q. You're aware, are you not, that the Opposer has cited numerous registrations and applications in support of its opposition in this proceeding?
A. Support of yours or --
Q. You have. You have, as the opposer.
A. I'm sorry, no, I understand what you're saying, I don't --
MR. FRIEDMAN: Let me just clarify. We haven't alleged anything other than her testimony today, since anything that was in the summary judgment motion which you may be referring to is not of evidence at this point. That was the order from the Board.

MR. SLAVIT: I understand, but she's certainly, she certainly is capable of, as a representative of the company, to respond to questions relating to the opposition.
MR. FRIEDMAN: Sure, to the extent she knows.
MR. SLAVIT: She's testified to the --
MR. FRIEDMAN: To the extent she knows.
MR. SLAVIT: All right.
Let me ask the Court Reporter to mark as, this would be, since the opposer is A B C, I'll use 1, 2, 3. This will be Applicant's exhibit number one.
(A-1 marked for identification, Notice of Opposition.)
Q. Okay, I'm going to hand this to you, Ms. Bizzari. These are the Notice of Opposition that are on file in this case. You ever seen these before?
A. No.
Q. But if you could turn to actually the second page after the Notice of Opposition, do you see as a caption mark, cited by Opposer, as basis for opposition?
A. I'm not sure where you are. I'm sorry.
Q. The second page.
A. Right here?
Q. Yes.

A. Okay.
Q. Okay, do you see that?
A. Uh-huh.
Q. The first one is the word mark NAUTEX, N-A-U-T-E-X, correct?
A. Yes.
Q. And that's actually marked, and you testified about during your direct examination, isn't it?
A. Yes.
Q. I'm going to ask the Court Reporter to mark as exhibit number two, these are excerpts that we extracted from the website of the Patent and Trademark office concerning the mark NAUTEX. And I'll give it to you once they've been marked.
(A-2 marked for identification, excerpts from Patent and Trademark office website.)
MR. FRIEDMAN: If I could just interrupt for a moment, these are different registrations, so I don't know if you're -- you're referring to this one.
MR. SLAVIT: I'm going to show her there were two.
MR. FRIEDMAN: Two. Oh, okay.
Q. The now, the first document, Ms. Bizzari, you'll see it's registration number 1802504?

A. Right.
Q. And that's for the word mark NAUTEX, N-A-U-T-E-X, correct?
A. Yes.
Q. And if you look down further in that page, what does it show as the current status?
A. Cancelled.
Q. And when was it cancelled?
A. It was cancelled in 2001.
Q. All right, and if you could -- and that was for the international classes 24, and also --
A. It was for fabric.
Q. And also for 25, is that right?
A. Was it for 25 too, yes, it was, I'm sorry, it was for 25.
Q. And on the bottom it's 24, that's the fabrics, all right?
A. Uh-huh.
Q. And that was cancelled, correct?
A. Yep.
Q. All right.
MR. FRIEDMAN: Just for the purpose of clarity, can we just state what the registration numbers you were referring to.
THE WITNESS: Sure, this is 1802504.

MR. SLAVIT: Right, I did read it.
MR. FRIEDMAN: Sorry.
THE WITNESS: And this was cancelled 1-4-2001.
Q. And if you could look at the second document, it's a stapled document as part of this exhibit?
A. Right.
Q. This is also a registration for the word mark NAUTEX, N-A-U-T-E-X, correct?
A. Right.
Q. And that is registration number 2697078, is that correct?
A. Yes.
Q. Okay, and the class is covered by that also are classes 24 and 25, do you see that?
A. Right, uh-huh.
Q. And this particular registration is extinct, correct?
A. Right, yes, it is.
Q. Is the mark currently using the -- let me finish. Is it currently using the NAUTEX mark both in classes 24 and 25?
A. Yes.
Q. How is it using it in 24?

A. 24 it uses it as a fabric, and on the hang tag it says NAUTEX is the type of fabric, and it describes the fabric.
Q. And is it using it in class 25?
A. Yes, it is.
Q. And how is it being used in 25?
A. In 25 it's on the hang tag, as well as it's right on the sleeve on some of our fleeces. It's on the sleeve of our fleeces, sweaters, jackets, fleeces, the fleece products.
Q. As identifying the product or the material that it's made out of?
A. No, it's just a name that they put on it, it's a line, and they call it the NAUTEX line.
Q. Isn't it true that it's not used on actual products, it's only used as a fabric, Ms. Bizzari?
A. No, it's actually used on products. It's actually on the sleeve and it's in a, it's actually embroidered into the product. In fact, I remember that because I just did the -- I did the affidavit. Recently, yeah, 6-9 of '08. I did the affidavit.
Q. As to it being used?
A. Yes. And it is, it's embroidered right into the fabric.
Q. Let's go back to your Exhibit B.

A. Okay.
Q. All right, looking at the very first page, class 25 registrations, I'm just ask you about the NAUTEX mark.
A. Uh-huh.
Q. And we've confirmed when that mark was initially registered and then cancelled and was re-registered?
A. Right.
Q. Now, with respect to this particular list of marks, looking down this list, assigned from NAUTEX and NAUTICARE, N-A-U-T-I-C-A-R-E, which is shown as a registration number 3445949, it's correct, is it not, that every other mark on this list is either the word NAUTICA, or the word NAUTICA in combination with one or more other words, isn't that true?
A. Yes.
MR. FRIEDMAN: Objection, I think the registration and the applications speak for themselves.
Q. Let me ask you, this list does include NAUTICAKIDS, that actually doesn't have a break between the two words, does it?
A. No, it doesn't.
Q. But they're two words, correct? Nautica, kids, they're two separate words there, correct?

A. Yes.
Q. And do you happen to know, based on your work with the company, was it decided to actually register the mark as without the break between the two words? Was that for marketing purposes?
A. Um, I think it was partly because other companies do it similar, Gapkids, Talbotkids, there's very rarely a break. And I think their decision, so for marketing purposes, I'm going to say yes.
Q. And, in fact, NAUTICAKIDS, at times it's used as two separate words, isn't it? By the company?
A. Um, no, I don't think so. I think they always refer to it as NAUTICAKIDS. On the hang tags it's always NAUTICAKIDS. If anything, in sites between employees they may refer to it as the kid's line, but do they refer to it as two separate, no.
Q. And isn't it true that at times when NAUTICAKIDS is used as a mark, but the portion of the mark, of that mark for the word Nautica is emphasized either in a darker print in a print ad, isn't that typically how it's done?
A. Yes, it's done.
Q. And that's because the principal mark of your company is the mark NAUTICA, correct?
A. Yes.

Q. And, in fact, that has been your principal mark dating back to at least the current company in predecessor dating back to 1983?
A. Uh-huh, yes.
Q. And as far as the mark NAUTICARE, N-A-U-T-I-C-A-R-E, that's registration number 3445949, that's one in Exhibit B that's listed under class 25 registrations, is it not?
A. Yes.
Q. Now, you agree, don't you, that NAUTICARE includes your principal mark NAUTICA?
A. Yes, but I think that it's -- yes.
Q. Yes. N-A-U-T-I-C-A is part of that, is within that mark, correct?
A. Yes.
Q. And let's see, that mark was, I guess we don't have the -- we do have the filing date, that was 1-11-07, you see that on the list of class 25 registrations?
A. Yes.
Q. Okay. Do you know when my client applied for its GET NAUTI mark?
A. Sometime in 2005.
Q. If I told you it was April 15th of 2005, would you accept that as being accurate?

A. Yes.
Q. Thank you. So that was about two years before the Opposer applied for NAUTICARE, isn't that correct?
A. Yes.
Q. Almost two years.
MR. SLAVIT: Let me have the Court Reporter mark, this exhibit would be number three, is that right? And these are some extracts from the website concerning the mark NAUTICARE.
(A-3 was marked for identification, extracts from website.)
Q. And see on this exhibit that I've handed you, it shows that this mark was registered in June of 2008?
A. Yes.
Q. June 10th, actually, 2008. And if you turn to the second page, it's shown as being used for international class 25?
A. Yes.
Q. And dress shirts, jackets, men's suits, neckwear, overcoats, pants?
A. Yes.
Q. Is that right?
A. Yes.

Q. Is that mark actually being used?
A. Yes.
Q. And how is it being used?
A. It's being used on a hang tag and it's actually, it's a hang tag that's slid onto the other, like with the pants it's slid onto a button. With the shirts it's slid onto the, like the front button of a dress shirt. It's slid onto there and it shows out through.
Q. And what's the significance of including that mark on the hang tag?
A. I think what they, the marketing intent was it's through our licensing department, because it's men's tailored clothing, was it's easy to care for, they don't wrinkle, they travel well. It also goes by the Performance Classics Brand, and it's like a sub trademark within the Performance Classics Brand, and they travel well and that it takes, that's exactly what it is. It's no-iron shirts and things to that effect.
Q. Are those products that have that tag that you've indicated shows NAUTICARE, are those sold as a NAUTICA brand? NAUTICA, either the brand NAUTICA, or NAUTICA and another word? What are they sold as?
A. They're sold, the hang tag says NAUTICA, the label on it will say NAUTICA, and then the other, there's other labels on it that has NAUTICARE on it. It

also has Performance Classics, because that's the line within. Often that we have lines, you know, within the tailored clothing. This is Performance Classics. We have a deck shirt. We have various different products are called certain things. And this is to call out that it's an easy-care product.

Q. Well, let me ask you this. In stores, for example, are there large, is there a large signage for NAUTICARE that you're aware of?

A. No.

Q. It's not really used that way to promote the products that have the tag that say NAUTICARE on it, is that correct?

MR. FRIEDMAN: Objection.

THE WITNESS: Do I answer anyway?

MR. SLAVIT: Yes.

THE WITNESS: No, it doesn't.

Q. It's not used in that way, it's not --

A. It's not on signage.

Q. It's not really used as a brand, is it?

A. I wouldn't say that, because it is, because it's a certain type of product that we make that is a no -- it's meant for people to travel. It's meant that the shirts don't wrinkle, that the pants don't wrinkle, and that's what they mean by NAUTICARE.

Q. But again, it's still, it's sold in conjunction with a Nautica brand product that uses the word NAUTICA, or NAUTICA in combination with another word, is that right?

A. It's sold as a Nautica product under the NAUTICA label. But it is a sub, I don't know if you want to use the word sub brand, but it is a certain type of product. It does not appear on all of our products, it doesn't appear on all of our jackets, pants, suits, neck ties, it's a very specific products that it appears on.

Q. Again, looking at the exhibit, the listing of your class 25 registrations, NAUTICA and Sail Boat Designs, do you see that one that's registration number 1613918?

A. Yes.

Q. And that was filed back in '98?

A. Right.

Q. That's a very widely used mark, is it not?

A. The --

MR. FRIEDMAN: Excuse me, just before you answer, I would ask the witness to just look at the registration.

THE WITNESS: Yeah, I think I should.

MR. FRIEDMAN: Do you happen to have it handy, Howard?

THE WITNESS: I probably missed it.
Q. Well, it's easier, I have something you can use. We'll mark this as this would be exhibit number four? This is also an extract from a website that concerns the mark of NAUTICA with design registration 1163918
(Exhibit A-4 was marked for identification, website extract.)
A. Does it have the --
MR. FRIEDMAN: There's a copy.
THE WITNESS: Thank you.
A. This mark is not used as widely we have now updated our mark. It is still in use, and it's been in continuous use. In fact, Nautica just celebrated an anniversary for various different things, and they came out with this logo on many different products at my request, because I knew that it was not being used as much as it should be. It's always been in use, but we've now used NAUTICA differently. We have a different sailboat symbol that is more known, this is the classic symbol in use on clothing as always has been in use and never not in use. But it's probably not as widely known. It's as current, on current market stuff.
Q. I see. If you could look, again, going back to the list of registrations that were included in

opposer's exhibit B. The class three registrations, would you take a look at that, please?
A. Sure. Uh-huh.
Q. You have that?
A. Yes.
Q. You agree that all of those registrations are either for the word NAUTICA, or the word NAUTICA in combination with one or more additional words?
A. Yes.
Q. And I suppose on that list, NAUTICA and Sailboat Design, do you see that?
A. Yes.
Q. Is that the same Sailboat Design as the one we just looked at?
A. Yes, it is, and that is on our Nautica Classic Fragrance.
Q. Thank you. And that mark, the NAUTICA with design and class three, the Nautica with Sailboat Design, is that used more frequently currently with your class three registrations than with your class 25 registrations?
A. I don't really know what you mean. Is it used -- is the 25 class used more than class --
Q. No, does the three class, is it used more than the three class than in the 25 class?

A. No, I wouldn't say. It's just, it's one product that has it on it, of our fragrances. Each fragrance has a different bottle design and a different look to it, and that is used on one particular product. Fragrance product.

Q. All right. I'd like to spend a little time and then it's one of the early exhibits.

MR. FRIEDMAN: Exhibit C.

THE COURT: Exhibit C. Do you have that in front of you?

THE WITNESS: Yes, I do.

Q. And I believe I've heard you testify that these are examples of color boards of products that have been shown to buyers?

A. Uh-huh, first they show the color boards, but they are actual products that have been in stores that we've sold.

Q. Okay. I'd like to just kind of have you a little bit more slowly, you moved very quickly through these with counsel, so I'd like to spend a little bit more time with these to make sure that I appreciate your testimony.

A. Okay.

Q. And that the Board does as well. The very, let's start right at the top. Tell me what this is.

The very -- let's just go page by page and you can tell me what the first page is.

A. Okay, the first page is a picture of the T-shirt that we did for the holiday season. It's holiday, 2002. See where it says "season" down on the bottom there? So it's holiday, 2002, this was in stores for holiday 2002, and this is a picture of the T-shirt that we did.

Q. For NAUTICA JEANS; is that correct?

A. For NAUTICA JEANS, correct.

Q. And it has the words NAUTICA JEANS on the T-shirt?

A. It has N-A-U-T, well, you can't really see NAUTICA, I see N-A-U-T JEANS.

Q. It's what it is, but I see NAUTICA JEANS. And then what's the significance of N-J-C?

A. NAUTICA JEANS COMPANY and E-O-E-D doesn't really have any meaning, they're just saying elevation 4 because they're showing a person climbing a mountain.

Q. Now, were you with the department at this time?

A. Yes, I was, 2002 I was.

Q. Did you have an involvement in the decision to have this color board prepared?

A. Prepared, no. What I do is I will get this color board from the graphics department. They prepare them.

They send them to me and I review it to make sure that everything looks in order, and that they're getting the pictures from the right place, that they're making sure that all the drawings are original drawings. And I search anything, any marks that may be on here that are relevant.

Q. And when you said this was a product that was produced?

A. Yes.

Q. And do you have any personal knowledge as to how many of this product were sold?

A. No.

Q. Do you have any personal knowledge as to what stores would carry this product?

A. I would say the retail stores sold them, but I don't have any, I can't tell you exactly. Wherever we sold Nautica that year, it would be in the retail stores. That's where this product would have gone.

Q. Just so the record is clear, you have no personal knowledge about whether even one of these shirts was sold, is that true?

A. No, I know they were sold because they were part of our product line, and they were in stores, definitely. I have to refer to this, to these products in another capacity in my job, and I know that these are

actual product lines.

Q. But you can't tell me anything specific about numbers of this particular item that were sold --

A. I have records.

Q. Let me finish. Numbers of the particular item that were sold, where they were sold, you can't answer those questions, can you?

A. Off the top of my head, no. But I do have documentation in my office that could answer those questions.

Q. Okay, well, I didn't ask you that, so I would move that be stricken.

All right, let's look at the next page.

A. It's the same T-shirt, except it was done in long sleeve instead of short sleeve.

Q. And what about this particular item, do you have any idea how many of these were sold?

A. No.

Q. Do you have any idea which particular stores carried the item?

A. No.

Q. Do you have any idea, do you have any knowledge --

A. I do have an idea, and I can tell you that these, this was most --

Q. Let me rephrase. Personal knowledge. I'm only interested in personal knowledge, not ideas. Do you have any personal knowledge as to --
A. Do I have any personal knowledge?
Q. Yeah.
A. No, I don't.
Q. Do you know if either of these items, do you know if there was any kind of advertising for these?
A. No.
Q. Let's look at the next one. It looks like this is a sleeveless shirt, is that right?
A. Yes.
Q. NAUTICA 2?
A. It's a muscle T. Referred to as a muscle T.
Q. Maybe I didn't understand your testimony. Is it your position that this is not a shirt that's being sold under the NAUTICA brand?
A. It is being sold under the NAUTICA brand. It just has Nautica Blue. We came out with a line that we called Nautica Blue at one point.
Q. Right, so -- it's one of your registrations, isn't it?
A. Yes.
Q. It's Nautica, plus the word "Blue"?
A. Right.

Q. Thank you. Let's look at the next one. Tell me what this is.
A. This is just a graphic that they used through Nautica, did a play on the word NAUTICA, and put other words on it.
Q. And was this sold?
A. Yes, it was.
Q. Do you have any idea how many units were sold?
A. No.
Q. Do you have any -- I meant to say personal knowledge, you have no personal knowledge?
A. No.
Q. Do you have any personal knowledge as to which stores or other ways this particular item was sold?
A. No.
Q. Do you have any personal knowledge as to whether there was any advertising generated?
A. No, there --
Q. With respect to this item?
A. No.
Q. There was none?
A. There was none.
Q. Let's see. This was, what's the date?

A. It is spring of 2003 it was in stores.
Q. Okay. And then the previous one, also spring of '03, looks like?
A. Spring of '03. And then we have holiday '02 and holiday '02 for the first two.
Q. All right, let's look at the next page. It's holiday, 2004 Del Mar. What's the significance of this page?
A. Which one are you, are you saying 3K4128?
Q. I'm looking at the top of the page, it indicates holiday 2004 Del Mar.
A. So you skipped one.
Q. I didn't mean to, if I did. Yes, I guess I did, thank you.
What's up with that one, the one that has on the shirt N-J-C?
A. It has NAUTICA JEANS COMPANY, and underneath that it has NAUTI JEANS COMPANY. N-A-U-T-I.
Q. Where do you see NAUTI?
A. N-A-U-T-I.
Q. I see something right next to the I, isn't that NAUTICA?
A. I can't see that.
Q. It looks like another letter to me.
A. I think it's the shaving.

MR. FRIEDMAN: I'm going to object, the picture speaks for itself. And Ms. Bizzari's testimony is how she perceives the picture and you have, of course, your opinion.
MR. SLAVIT: Very well, the picture will speak for itself. But for the record, I see another letter after the I.
Q. And what about this shirt, do you have any personal knowledge as to how many units of this were sold?
A. No.
Q. Was it sold at all, if you know?
A. Yes, it was. All of these products here have been sold.
Q. Right. And do you have any personal knowledge as to what stores may have carried this item?
A. Macy's, Lord and Taylor, in 2003, Bloomingdale's.
Q. Do you have any personal knowledge as to whether any advertising dollars were spent on this particular item?
A. No.
MR. FRIEDMAN: Just for clarification.
Q. You have no personal knowledge.
A. I have no personal knowledge.
Q. Do you have any personal knowledge as to

whether any advertising signage or otherwise was generated for this item?
A. No.
MR. FRIEDMAN: No, you don't know, or --
THE WITNESS: No, I don't have any personal knowledge.
Q. You don't have personal knowledge?
MR. FRIEDMAN: Just clarify.
THE WITNESS: Sorry.
MR. FRIEDMAN: That's okay.
Q. Next page. This is a page I jumped into too quickly, holiday 2004 Del Mar.
A. Uh-huh.
Q. Delivery 11-15-2004 to 12-24-2004. This is for NAUTICA JEANS COMPANY, is that right?
A. Yes.
Q. Okay, and what is the significance of the first item, the hat at the top?
A. It shows that Nautica often takes its trademark and changes it up a bit and this shows NAUTICA JEANS on three different lines. They don't have NAUTICA together on one line.
Q. I see. The word NAUTICA is there, correct?
A. On two different lines, yes.
Q. And this is a hat, right?

A. Right.
Q. Is it ever sold?
A. Yes.
Q. And do you have any personal knowledge as to how many units of this hat were sold?
A. No.
Q. Do you have any personal knowledge as to specific retailers or others at this time?
A. No.
Q. Do you have any personal knowledge as to any particular advertising dollars having been spent in connection with this hat?
A. No.
Q. Okay. And then just below it, it's N-A-U-T period Jeans Denim period N-A-U-T period, Jeans Denim D-T-L-B-S-B-L cap.
A. Uh-huh, yes.
Q. You see that?
A. Yes.
Q. And N-A-U-T period is a shortened form here on this, and what is this, by the way? What are we looking at here? What is this?
A. I'm sorry, I don't understand what you're pointing at.
Q. I'm sorry, these.

A. That's --
MR. BAKER: Try document.
Q. The information that's shown here, the specific information that shows the price, wholesale and suggested retail price, what is this, actually?
A. This is the actual, they're called color boards. That's what companies call them, and it's shown to the buyers and the buyers then buy these, and then these become our final, and it's our history of what products we sold over the years. And this is exactly what that is. And it really goes by the product code which is 4H 4011.
Q. I see.
A. And the product sold before that is 4H 4010 and then they just name the product. Sometimes they give products a name and that's probably shortened because of what you can fit on a line.
Q. All right, and it's hard to see, but the hat, I see NAUTICA, is there something else under it, NAUTICA COMPANY?
A. I wasn't concentrating on this hat. It was really the hat above this, so I didn't blow this hat up to make sure that you could read it.
Q. It looks like NAUTICA JEANS COMPANY, three words, you see that?

A. It could be, I don't know, I can't really see. Yep, it looks like NAUTICA JEANS COMPANY, and I then think it says 99 next to it.
Q. See the next page. And this is another color board, correct?
A. Yes.
Q. And this is for a shirt?
A. The same season, the same shirt, the same logo, but done on a hat -- but done on a shirt.
Q. I see.
A. The same exact thing. The same season we did the hat, a short sleeve T-shirt, a long sleeve T-shirt. You'll see it, and then we did different variations of the exact same design.
Q. And it's your mark, NAUTICA, correct? But this one it's on two lines, N-A-U and T-I-C-A, and then the word "jeans" under it?
A. Just like the one before.
Q. And you have registrations both for NAUTICA and you have the registrations for NAUTICA JEANS, registrations for both, correct?
A. Correct.
Q. And was this, do you have any personal knowledge of how many units of this shirt were sold?
A. No.

Q. Do you have my personal knowledge as to what retailers or other avenues were used to sell this particular shirt?
A. No.
Q. Do you have any personal knowledge as to what advertising dollars, if any, were spent to advertise this shirt by the company?
A. No.
Q. Any personal knowledge as to whether any signage or placement or any other advertising or signage was generated for this particular shirt?
A. No.
Q. The next one looks like it's a similar shirt, but this is a long sleeve version, correct?
A. Correct.
Q. And also your mark NAUTICA N-A-U and then T-I-C-A, two lines, right? And then "jeans" under it. And again, these are, you have a registered mark for NAUTICA, correct?
A. Yes.
Q. And a registered mark for NAUTICA JEANS?
A. Yes.
Q. Same questions, any personal knowledge as to how many units of this shirt were ever sold?
A. No.

Q. Any personal knowledge as to which, what particular retailers or other avenues were used for purposes of selling it?
A. No.
Q. Any personal knowledge as to any advertising dollars, if any, that were spent for this particular shirt?
A. No.
Q. Any personal knowledge as to whether any signage or other advertising was ever generated for this particular shirt?
A. No.
Q. Next. All right, the next page, more of these color boards, there's a shirt at the top, N-A-U, T-I-C-A, NAUTICA, again broken up on two lines?
A. And jeans.
Q. And jeans, correct?
A. Yes.
Q. And then below it N-A-U-T-I-C-A jeans looks just running over four lines, correct, is that right?
A. Well, I think the first line is N-A-U, the second line is T-I-C, the third line is A-J-E and the last line is A-N-S.
Q. Right, and you put them together and it says NAUTICA JEANS?

A. Yes.
Q. Your registered trademark?
A. Yes.
Q. Same question, this particular shirt, any personal knowledge as to how many units were sold?
A. No.
Q. Any personal knowledge as to what retailers or other avenues may have been used for purposes of this shirt having been sold?
A. No.
Q. Any personal knowledge as to any advertising dollars having been spent to advertise this shirt?
A. No.
Q. Or of any particular advertising that was used by signage in stores, point placement, point sale, or anything like that, any personal knowledge?
A. No.
Q. What about the next one? What is that?
A. The next one is of the last one is very hard to see and what it has is N-A-U and then a hand splitting up, and then I-C-A, and then jeans.
Q. Are we looking at the same one?
A. Yes, it's the third one down.
Q. The third one on the page?

A. It's very hard to read.
Q. And your testimony is it says what?
A. It says N-A-U, and then a hand and then I-C-A.
Q. N-A-U, a hand and then I-C-A?
A. The hand was meant to be breaking up the two.
Q. But the hand was to be in place of the T?
A. Maybe, I don't really know what the graphics artist's intent was, but --
Q. Okay. I'm going to have to take your word on this one because I certainly can't see it. I guess we'll let the Board figure out if they can see what this is. I certainly can't.
But let me ask you the same questions. This particular shirt, do you have any personal knowledge as to how many units were sold?
A. No.
Q. Any personal knowledge as to which retailers or other avenues were used for purposes of this shirt having been sold?
A. No.
Q. Do you have any personal knowledge as to any particular advertising dollars that were used for this shirt?
A. No.
Q. Any personal knowledge of any, as to any

particular advertising that was used for this shirt?
A. No.
Q. All right. By the way, with respect to all of these that we are discussing up until now, these various products, do you have any personal knowledge as to whether any of them were ever worn or used in connection with any sponsorships that the company has done over the years?
A. No.
Q. All right. Go to the next page. All right, this one is summer, 2004, International Sport, delivery 5-25-2004 through 7-15-2004. And the words NAUTICA JEANS COMPANY to the right.
The very first one I see --
MR. FRIEDMAN: Sorry to interrupt, I don't think we're on the same page as you.
MR. SLAVIT: Did I miss a page?
THE WITNESS: This is the one we just discussed on the bottom here.
Q. Now we're on the next page.
A. And I have this.
Q. I got this.
A. I think it's one page over. If you turn your page, it's the next page.
Q. Right, but is it two pages of the same --

MR. SLAVIT: Off the record.
Let's go back on the record.
MR. FRIEDMAN: Which page are you on, the one with the 045?
THE WITNESS: I'd like to have some clarification of the page you were referring to that had the hand on it. What is that --
Q. The one that had the hand on it is product number 4K 2125. The last one on the --
A. I see.
Q. I see, okay, thank you. All right. We'll go back to the previous page.
A. Okay.
Q. What is the one on the bottom of that page?
A. That just says N-J-C.
Q. The NAUTICA JEANS COMPANY?
A. Uh-huh, yes.
Q. The same page, the one that has the hand that we've now figured out you were referring to, that's 4K 2125 item, the shirt above it is NAUTICA JEANS, it looks like, with a skier, is that a skier?
A. No, I think it's a bowler.
Q. A bowler, I'm sorry, a bowler. And one above that, what does that say? I see 045 on the shirt and then what's on the shirt next to it?

A. NAUTICA, I can't read it.
Q. All right, I can't either.
A. That's not, it's really the second one that we were, that I was referring to. The third one, rather.
Q. The third one?
A. Yeah.
MR. FRIEDMAN: On the bottom.
A. Yes, style 4K 2125.
Q. Right, and again, just so that I'm clear, you were referring to, you say it's a hand in the middle there?
A. Yes.
Q. And what's around it?
A. N-A-U and then I-C-A and then "jeans". Then it's just design elements around it.
Q. The hand and a figure, is that right?
A. There's a figure, there's a person in the middle, yes.
Q. I see. But, in any event, I mean, you have no personal knowledge about this shirt at all, do you?
A. No.
Q. You do not, you have no personal knowledge?
A. Of where it was sold, how many, no, I do not.
Q. None of that?
A. No.

Q. All right, well, the next page, tell me what you believe is to be significant with respect to this?
A. It's the same shirt, and it's three down, and 4K 2152, it is the same exact shirt, and it's the third one down, it's that same shirt on the previous page.
Q. I see. The same shirt, all right.
Next page, Nautica girl, that's the cloth purse you were referring to, is this a cloth purse?
A. Yes, it's canvass.
Q. Canvass, yeah. You don't have a registration for Nautica girl, do you?
A. No.
Q. So here you were just using your mark Nautica, with the word "girl", is that correct?
A. Yes.
Q. And the same on the next page?
A. Yes.
Q. I see Nautica girl, and again the next page is a sketch with roller skate Nautica girl?
A. Yes.
Q. Next page is Nautica girl is it 83?
A. 83. Which is the year Nautica was created we used it as a graphic.
Q. I see. And then I see the next page this

relates to your registered mark for NAUTICAKIDS, correct?
A. Yes.
Q. Hang tags?
A. Yes.
Q. And I recall I asked you earlier whether or not the company tends to stress the NAUTICA portion of that mark in advertising and see on the tag on the left it's, actually, you see NAUTICA, it's bold and Kids is lighter?
A. It's not in the real life, it's just the colors that picked up with the photograph. It's just different colors, NAUTICA and Kids are in two different colors.
Q. What color was NAUTICA in, if you know?
A. I don't -- NAUTICA I think is in white and the Kids are in a light blue, I believe, but I'm not a hundred percent sure of that.
Q. You don't believe that NAUTICA was in a dark color and KIDS was in a light color?
A. Oh, on the left hand side? I'm sorry, I'm looking on the left side. Yes, absolutely, NAUTICA is in a dark color and KIDS was in a lighter blue, or something to that effect. And the middle one, NAUTICA was in a white and I'm sorry, I was looking at this.
Q. And you agree, don't you agree that the

middle one and the one to the right, both of those, the mark NAUTICA certainly stands out over a portion, the portion of the mark for the word NAUTICA stands out over the portion of the mark for the word KIDs, don't you agree?
A. I agree that it's a different color.
Q. You don't agree that it stands out?
MR. FRIEDMAN: Objection, she answered the question.
MR. SLAVIT: I can ask her again.
A. I agree it's a different color. When you see the hang tag, I don't think it makes NAUTICA look much darker when you see the actual hang tags.
Q. The next couple of pages I think we'll skip over. In terms of your testimony, on direct, you gave some testimony about these boxer shorts, correct?
A. Yes.
Q. Okay. And with respect to the issues in this case, what's the significance about these boxer short color boards?
A. Because those were all the color boards that contained the label on the inside of BE NAUTI. Those, this is all one package here relating to one particular product. It's just different product numbers because they came in different patterns. So, all of these boxer

shorts all have the one thing in common that they have a label inside the crotch that said BE NAUTI.

Q. There's a -- is the label in here?

A. Yes, it is. It's after all the different patterns and then there's an actual picture of the labels on the product. That's the actual shorts, the picture, that's the hang tag that was on it and if you keep on going that's another hang tag that was on it.

Q. Just so the record is a little bit clearer, the two that you were just referring to, one is a tag that shows NAUTICA JEANS COMPANY and then season SP 048 style number 30640. I'm just trying to get some identification so the Board is not confused.

The next one, the next page is a tag with a letter N.

A. That's the Nautica, one of Nautica's trademarks.

Q. All right.

A. And the next is the actual label that is in all of those products prior that you looked at. To the, of the boxer shorts, not the T-shirts and not the children things. So the one starting with here the Nautica spring '07 boxers, this tag, the BE NAUTI label starting in '07, and it's still currently in stores.

Q. And here's the label, BE NAUTI, do you see the label BE NAUTI?

A. I do see it.

Q. And you've testified that this label with the words BE NAUTI started to be used in 2007; is that correct?

A. Yes.

Q. Do you know the month in 2007?

A. It was spring of 2007, probably in stores April. I'm going to say April. Could have been March. Buyers would have seen it much prior to that. And I don't have the documentation for that. I do have access to it, I don't have it with me right at this point.

Q. You'll agree, would you not, that that's nearly two years after my client filed its application for GET NAUTI?

A. Yes.

Q. Did you have any personal involvement with the decision to use this particular BE NAUTI label on the --

A. I know why they did it.

Q. Let me finish. On the inside of the boxer shorts, do you have any personal knowledge?

A. Why they did it?

Q. Why the decision was made to use it?

A. Yes, this was in conjunction with a very big advertisement for Nautica Jeans and the furnishings,

which I call furnishings, is in retail, clothing stores, furnishings refers to underwear and things to that effect. And the furnishings department decided to ride on the, you know, to go along with the big advertising push that Nautica was doing for a new line of Nautica Jeans they were coming out with. Their live-in jeans. And they decided to do this in conjunction with the whole advertising at the same time, and that's what the decision was.

Q. The product itself was sold as, it was Nautica Jeans, is that right?

A. Yes.

Q. Product. But your testimony is that for these particular boxers, it was decided to put this label on the inside of the boxers?

A. On the inside. It's, if you open up the peep hole, I don't know what you want to call it.

Q. You can use that reference.

A. I don't know what the technical term is. But you open it up and it says BE NAUTI, clearly. If you look at the product and you see it hang, it was a hanging product, you can see it on there, it's a label that's definitely right --

Q. Sewn on the inside?

A. Sewn on the inside. Well, not the inside inside,

but the normal label would be sewn for the Nautica Jeans, it's sold on the product in the middle. There's two labels on here. There would be, there's this label and there's also a label on the back end inside.

Q. For Nautica?

A. Yes, NAUTICA JEANS COMPANY.

Q. NAUTICA JEANS COMPANY. And do you have any personal knowledge as to how many units of these boxer shorts were ever sold?

A. No.

Q. Do you have any personal knowledge as to specific retailers or other stores?

A. Yes, I do. These were sold primarily in TJ Maxx and Marshall's.

Q. Was it, it was a holiday, like a gift box, is that what it was?

A. It was a shirt, a T-shirt and shorts, and they were hung on the hangers. You saw this T-shirt ahead of time, it was all the same product. See the T-shirts they were meant to go with --

THE COURT: So they coordinated with it.

Q. The T-shirts is the one on, it's at page number 14, the lower right corner. I see it has NAUTICA JEANS COMPANY as the mark on the T-shirt, correct?

A. Yes.

Q. Do you have any personal knowledge as to how much in the way of advertising dollars, if any, were spent on this, these particular products, including the boxer shorts that you've testified had -- that were introduced sometime in 2007 and had this not label --
A. It's a label.
Q. It's a label?
A. It's clearly a label, a sewn-in label.
Q. A sewn-in label that indicated BE NAUTI?
A. It won't wash out or come off the clothing. It will remain there. It's a sewn-in label on the product.
Q. But that's not my question. My question is advertising dollars, any personal knowledge?
A. Advertising dollars, no. I know there was advertising done on the whole Nautica Jeans, I don't know the amount of that. But I know that there was a lot of advertising when this whole product line came out. There was advertising done on YouTube. Well, not advertising per se, but they did little segments on YouTube. They did a lot of advertising for this at, you know, not this particular product, but in conjunction with the whole promotion which went hand in hand. It's why the furnishings came out with the jeans.
Q. So not that with the particular products, the boxer shorts?

A. No, it was for --
Q. For the product line?
A. Yes, it was for the product line, yes.
Q. And okay. And the next page, and this is --
A. Spring, '07.
Q. Spring '07?
A. That's when it would have been in stores.
Q. All right.
A. If you can see, I reviewed it and that's when it was first created was in 5-06.
Q. And this I'm looking at a shirt here, and it indicates NAUTICA, your mark, but the C-A is just below it, below N-A-U-T-I, correct?
MR. FRIEDMAN: Objection, the photograph speaks for itself.
Q. Well, that is your mark, NAUTICA, right?
A. I see this as NAUTI, and then C-A and then I see jeans.
Q. I guess it's a question of what the Board's going to see it. I see NAUTICA JEANS, jean 2S, is that right?
A. N 2, that's a term that we use.
Q. What does that mean? What's the significance of that?

A. I don't know. The graphics department like to use N 2, it has no significance. Sometimes they put 40 west 57, that's our corporate offices. They do a play on different graphics and sometimes there's no significant meaning, but N 2 they seem to use a lot.

Q. Do you have any personal knowledge about how many units were sold on this item?

A. No.

Q. As to any of these items, you don't have any personal knowledge of any of the items that I've been showing you on this exhibit as to the amount of revenue that the company received as a result of the sale of these items, do you?

A. I don't have any personal knowledge right here, but I do have access to that information.

Q. Okay. And again --

MR. SLAVIT: Move to strike, because I didn't ask you that. I just asked if you have personal knowledge at this point in time here.

Q. And similarly, do you have any personal knowledge as to, not of any advertising dollars that are spent?

A. No.

Q. For purposes of promoting this particular item?

A. No.

Q. And no personal knowledge as to specific signage, or other advertising that was used?

A. No.

Q. That may have been used for purposes of this item?

A. No.

Q. And I assume that your answer is the same, no personal knowledge as to whether this particular item was used in conjunction with any Nautica sponsorships that were done?

A. No.

Q. Okay, the next page, this one is actually later in '07, is that right? This one is dated November 29th '07, do you see it?

A. No, that's when I saw it. It was summer of 2008.

Q. I see, summer of 2008?

A. That's when it was created. That's when the design was created and the color boards are first created. And from there they go into the actual product line and the product line wouldn't be until spring, 2008.

Q. Okay, so just so that the record is clear, the previous page would be the same. It would have been spring '07 that it would have been created?

A. No, it would have been May of '06 that the other page was created.
Q. I'm sorry, May of '06, that's right.
Okay, and this shirt has the letters N-A-U and a dash, do you see that?
A. Yes.
Q. And then below it T-I-C-A?
A. Yes.
Q. And again, that's your mark, NAUTICA, isn't it?
A. Yes.
MR. FRIEDMAN: Again, objection. The picture speaks for itself.
Q. Then what's that in there, some kind of a leg or something in the middle? Can you tell me what this is?
A. It's just the graphic design. It looks like a sun dial.
Q. Okay, fair enough. And to the right, is that some way of recognizing your mark "jeans"? What is that?
A. It's J-N-S, the letters J-N-S.
Q. Like a short form for jeans?
A. Could be.
Q. Could be. You're not sure, you don't know.

And with respect to this particular shirt, do you have any personal knowledge as to how many units of this shirt were sold?
A. No.
Q. Or any personal knowledge as to how much revenue this received from the sale of this particular shirt?
A. No.
Q. Any personal knowledge as to any advertising dollars having been spent for this shirt?
A. No.
Q. Any personal knowledge as to specific advertising signage, point of sale, any other print ads, anything else that was done for this particular item?
A. No.
Q. All right, next page.
A. Fall, 2008.
Q. And there's a shirt here, and I see your mark, NAUTICA N-A-U-T-I-C-A, did you see that?
MR. FRIEDMAN: Objection, the picture speaks for itself.
Q. Do you see it?
A. I see N-A-U space and T-I-C-A.
Q. Okay, combine the two, that's your mark, isn't it? NAUTICA?

A. Yes.
Q. All right. And J-N-S, abbreviation for jeans, assumedly?
A. Yes.
Q. Any personal knowledge as to how many units of this shirt were sold?
A. No.
Q. Any personal knowledge as to how much revenue, if any, was received by the company from this sale of this shirt?
A. No.
Q. Any personal knowledge as to how much advertising, how many advertising dollars, if any, were spent on this shirt?
A. No.
Q. Any personal knowledge as to any particular advertising that was done for this particular shirt?
A. No.
Q. All right, the next one.
A. That's fall '08.
Q. Fall '08, okay? Another shirt. This one, I see N period, I'm sorry, N period A-U period T-I. And then I see A to the right and then I see C-O. Do you see that?
MR. FRIEDMAN: I'm going to object again,

the same thing, the picture speaks for itself and I'll let that objection carry through to all the exhibits. You can answer.
THE WITNESS: I see NAUTI and then I see C-A C-O.
Q. Well --
A. I see N dot A-U-T-I.
Q. Well, put it N-A-U-T-I, but C-A that's your mark, right?
A. If you do, but that's not what I see when I look at this T-shirt though.
Q. But that is your mark, N-A-U-T-I-C-A, correct?
A. Yes, it is.
Q. And does the C-A, and to your knowledge, does the C-A have any relevance or significance here other than it's tied to N-A-U-T-I? Isn't that your mark, N-A-U-T-I-C-A, no matter how you spell it?
A. I see C-A-O, so it could mean company or I'm really -- I'm sure that they meant company, possibly C-A. I didn't create the shirt, I'm just saying what I see and I see NAUTI.
Q. Same line of questions, any personal knowledge as to how many units of this shirt were ever sold?

A. No.
Q. Any personal knowledge as to what advertising dollars were spent on this shirt?
A. No.
Q. Any personal knowledge as to revenues, if any, the company received from the sale of the shirt?
A. No.
Q. Any personal knowledge as to where this particular shirt was sold?
A. No.
Q. Any personal knowledge as to any particular advertising that was done for this shirt?
A. No.
Q. Okay, almost at the end. What's this next page? It's another shirt?
A. This is for holiday 2008.
Q. This is one that's being introduced this season?
A. No, it's in stores now.
Q. It's in stores?
A. Because this would be considered the holiday.
Q. Okay. And now, the lettering in the lower side, the lower portion of the page, that's just a way of better illustrating what's on the shirt?
A. Yes, they do that with all, or most of them work

that way.
Q. Yeah, they do, correct?
A. Yep.
Q. And this one I see N-A-U on one line, T-I-C-A on the second line. That's your mark, NAUTICA, correct?
MR. FRIEDMAN: Same objection.
MR. SLAVIT: I understand.
Q. And this one I see eans, E-A-N-S?
A. Yes.
Q. Right?
A. Yes.
Q. And CO. C-O?
A. The J is actually on the shirt. You can't see it but if you look at the graphic you can see the J is on the same line --
Q. It's on the same line as T-I-C-A?
A. Yes.
Q. And think -- well, this one you say is just in the market now?
A. So was the one previous. They're both in stores now. One is fall '08 and one is holiday '08. They would both be in at the same time.
Q. All right, so at this point in time, you don't know, you have no personal knowledge as to units

that have been sold of this particular shirt?
A. No.
Q. Or revenues the company has received?
A. No.
Q. Or of advertising dollars the company may have spent for this shirt?
A. No.
Q. Or particular forms of advertising the company has done for this shirt?
A. No. They may be two of the same shirt, I have two, I don't know if you do.
Q. Yeah, yeah.
A. It's the same exact shirt.
Q. It does appear to be the same. Thank you. And the last two pages, what is this?
A. This is holiday '08 as well, it would be in stores now.
Q. And let's see. Is it the same, the two last pages -- well, strike that.
The page that has the words "dark ink" in the top, let's look at that one please.
A. Yes.
Q. I see a shirt, a striped shirt. Can you tell me what is the lettering at the top of the shirt?
A. It says Jeans Company M-C-M-X-E-I-X, and I

believe that stands for 1999 if you work that out in Roman numerals.
Q. Okay. Any knowledge, personal knowledge as to the significance of that reference to 1999?
A. Yes, it's when Nautica Jeans Company was founded.
Q. And then below it I see a letter N in a circle. That appears to be one of your logos, is that right?
A. Correct.
Q. Is that a registered mark?
A. Yes.
Q. And then below it your mark N and then a space, A-U, a space, T-I period space C-A?
A. Correct.
Q. That's your mark, NAUTICA that's your word NAUTICA, correct?
MR. FRIEDMAN: Same objection.
THE WITNESS: If you put them altogether, but I see N-A-U and then space T-I dot C-A.
Q. Right, but you combine those letters and it spells your mark?
A. Yes.
Q. It's just a fancier way of presenting it, right?
A. Yes.

Q. That's really true of so many of these we looked at, isn't it? The mark is being presented in a fanciful way, correct, for purposes of marketing, isn't that correct?
A. Yes.
Q. I mean, where you are trying to appeal to teenagers, young people, you're trying to get them, a little, to purchase your products?
A. Yes.
Q. It's sales and marketing. But still your mark, isn't it?
A. It's a variation of our mark.
Q. But it's still your mark?
MR. FRIEDMAN: Asked and answered.
Q. Your mark you've been using since 1983, NAUTICA N-A-U-T-I-C-A, correct?
MR. FRIEDMAN: Objection, asked and answered.
THE WITNESS: I think it's a variation of the mark. Do you want to do the last one, or no?
Q. We ought to, we've all been so patient in going through these. Let's finish them and do the last one.
A. This would be our fall of '09, it's just been reviewed so you can see I just reviewed this one October

of '08. And what it will have on the shirt is N-A-U-T and then jeans C.
Q. Okay. And this one is very recent?
A. Yes. That would be in our product line in fall of '09.
Q. Okay, has your company ever applied to register a trademark N-A-U-T?
A. No.
Q. Has your company ever applied to register the trademark N-A-U-T-I?
A. No.
MR. SLAVIT: Can we take a short break?
MR. FRIEDMAN: That's a good idea.
(Recess.)
MR. SLAVIT: Okay, back on the record.
Q. During your direct examination you gave some testimony about the prefix N-A-U-T and how the company had used that example with respect to your registration for the mark NAUTEX, do you recall that testimony?
A. N-A-U-T?
Q. Uh-huh.
A. I remember that we used NAUTEX, but --
Q. I believe your testimony was that N-A-U-T, that that prefix had been used by the company as part of

its mark NAUTEX, N-A-U-T-E-X?
A. Right, the mark was N-A-U-T-E-X, correct.
Q. Right, N-A-U-T-E-X, correct?
MR. FRIEDMAN: I'm just going to object. The testimony, whatever she said before speaks for itself. If you have a different question, maybe that's probably the best way to put it.
MR. SLAVIT: Right. I think I do want to, and I think it's important for the Board to better understand what the Opposer's position is on this.
Q. Is it your position that any mark, any one-word mark that starts with the four letters N-A-U-T is not entitled to be Federally registered as a trademark, is that the company's position?
A. That wouldn't be something that I would decide. Or it's not, I mean, I don't make the call about what marks are opposed or anything to that effect. So that wouldn't be my decision, so I wouldn't have knowledge to that.
Q. Well, I mean, and I believe this was in a document in the Opposer's Answers to Interrogatories, you were cited as the person with the most knowledge of the issues that relate to this proceeding. So let me ask you this. And again, I'm trying to understand what the company's position is.

Would the company take the position that the mark NAUT or just N-A-U-T-O-R-I-O-U-S was one that wasn't going to be registered by itself, another party could not register that mark.
MR. FRIEDMAN: I'm going to object at this point on two grounds. One ground is that Ms. Bizzari already answered the question as to the decision making process for opposition. Secondly, it goes beyond the scope of the direct testimony. And yet for a third reason, this sounds along the lines of what a discovery deposition would be, and we're beyond fact discovery. This is now trial testimony. So I would just ask that you limit your testimony to cross-examination of the matters that she testified about.
Q. Well, I did hear her earlier testify about N-A-U-T, and that was how the company had in some way expanded the way it was, the registration was marked N-A-U-T, and NAUTEX just as an example.
MR. FRIEDMAN: I want to state that my recollection of Ms. Bizzari's testimony is that in reference to Exhibit C, I had asked her whether or not they used different formats of N-A-U-T and N-A-U-T-I and so forth, and whether or not these were things that Nautica had done, or is doing, or will be doing in the future.

But, you know, I'll leave it with you as to, you know, what your question is going to be.

Q. Well, let me ask you this.

Is it the Opposer's position that any one-word mark that starts with the letters N-A-U-T-I is not entitled to be Federally registered by another person?

MR. FRIEDMAN: Objection.

THE WITNESS: Should I answer it?

Q. You can answer it.

MR. FRIEDMAN: Again, you know, taking into effect everything I said, you can answer.

MR. SLAVIT: I don't think you need to make a comment about how she should answer. I think she has to answer in her own way. I think the objection is noted.

MR. FRIEDMAN: Thank you.

THE WITNESS: I think it depends on a lot of factors. I can't answer it with saying any company registering N-A-U-T-I, I think it depends on what goods they're registering it for. It depends on a lot of different things, and I can't just answer that question.

Q. I want you to assume it's the same goods you have a registration for, like a fragrance or a pair of jeans.

A. It depends. I mean, I don't make that decision. It's not me that makes that decision to oppose those marks, it's done by management, and I am, I do not make that decision in my position as the trademark manager.

Q. How about the mark "NAUTILUS", if that were being applied for today, would your company be opposing that as a potential registration for a third party?

A. I think NAUTILUS is already registered.

Q. I know that, but I'm asking your position?

A. It's already registered, so we wouldn't oppose it, because it's registered.

Q. Assume it wasn't registered.

A. I, you know, it depends --

Q. I think I'm just trying to understand how far the net is being thrown here, that's all.

MR. FRIEDMAN: Just for Ms. Bizzari's sake, again, I think she's already answered the question which is that those are decisions by management and that she's not making these decisions.

Q. Now, one of the earlier, I asked you some questions about the color boards, and that included the boxer shorts that you had testified had a label sewn on the crotch area, with the words BE NAUTI, correct?

A. Uh-huh.

MR. BAKER: You can say fly.

A. You can say fly, that's good, a fly area.
Q. On the fly area. Well, let me ask you this, has Nautica ever, in other respects, used the mark NAUTI in combination with another separate word?
A. Well there's NAUTICARE.
Q. NAUTICARE is one word?
A. Okay.
Q. Another separate word?
A. Excuse me?
Q. Another separate word?
A. Another separate word, well, on some of the T-shirts I believe that they use NAUTI JEANS. Some of the T-shirt graphics that I showed you in Exhibit C.
Q. Um, has your company applied to register the market BE NAUTI?
A. No.
Q. By the way, I want the record to reflect that when I just used the reference whenever it's N-A-U-T, as if the E is a long E, BE NAUTI?
A. I don't understand.
Q. That's how I pronounced it, as if it were a long E, BE NAUTI, you understand that?
A. No, I'm --
MR. FRIEDMAN: I think we can all agree that there's no correct way to pronounce a word. The

word is spelled and people differently pronounce it.
MR. SLAVIT: I'm not sure I agree on that at all.
MR. FRIEDMAN: I think the Board has held that way.
Q. So Nautica, your company has never applied to register the mark NAUTI in combination with another separate word NAUTI, N-A-U-T-I?
A. No.
Q. Let me ask you this, do you agree that the applicant's mark "GET NAUTI" does not use N-A-U-T-I as a prefix?
A. As a prefix?
Q. Yes.
A. I'm really not sure how you're using the mark. I don't know if it's a prefix or not. I don't know anything about the company, so I don't know what other marks you own. If they do so, I wouldn't, I don't know how to answer that.
Q. Isn't NAUTI being used as an adjective with the word get, GET NAUTI?
A. Well, it's a play, it may be a play on something, I don't know how you're using it though. I don't mean, I don't know if you mean GET NAUTI, like the word N-A-U-G-H-T-Y. I don't know. That's not clear to me.

I don't know what you're referring to. I don't know what the product is. So, I mean, if it was in use, I could probably answer that question, but it's not, so I can't.

MR. FRIEDMAN: And that's my objection, in fact. At least at this point there's no evidence that your client's mark is in use. So I'm objecting to the question.

Q. You understand that your company has taken the position in this proceeding and in briefs that were filed with the Trademark Trial and Appeal Board, that "get", at least from your company's perspective, means obtain, you aware of this?

A. No.

Q. Let me ask you this, when you hear the phrase "GET NAUTI", do you understand the word "get" to mean obtain?

A. Sure, that's what I would think, get, obtain, get, find, have. Be.

Q. B-E, right? So, is it your company's position that if the word NAUTI, N-A-U-T-I were used in combination with, let's say the phrase "let's be", is that a mark that your company would take a position isn't entitled to be registered by a third party?

A. I don't make that decision, so I can't answer

that question.

Q. How about "I'm Nauti", I-'-M?

A. And how are you spelling, N-A-U-T?

Q. N-A-U-T-I. Always N-A-U-T-I.

A. Again, I don't make that decision, so I can't.

Q. How about "Feel Nauti", N-A-U-T-I?

A. I mean, I think it's the same answer to all your questions.

Q. Well, you know, I asked you earlier and you were helpful in helping me to understand really how the NAUTICA mark, what really the core image is with respect to your company's mark, the NAUTICA mark. Let me ask you this.

Is your mark, NAUTICA, is it intended to invoke something risque?

A. The word NAUTICA, no.

Q. Something bad?

A. No.

Q. How about something coquettish?

A. I don't know what that word means.

Q. All right, I'll skip that one. How about something coy?

A. Oh, coy, no, NAUTICA, no.

Q. Is NAUTICA, the mark, intended to invoke something sensual?

A. It depends on what product they're using and what advertising they're using.
Q. How about something erotic?
A. Depends on what product they're using. Obviously they have used more risque lines of advertising for different products. It depends on the product.
Q. And let me ask, I'm going to ask you the same -- I want to ask you the same questions, and we can probably short-circuit this by just referring to, instead of the mark being NAUTICA, the mark being NAUTICA in combination with another word or words like NAUTICA JEANS, for example.
A. Okay.
Q. Or same laundry list. Risque?
A. It depends, it depends how they're advertising and what they're planning on selling. You know, I think that they have done advertising that are, I'll use your word, risque more so than, you know, it's a whole different avenue that they would be steering their products to. Do they do that? Absolutely.
Q. How about bad, the word bad?
A. Bad, no, I wouldn't say bad.
Q. Coy?
A. Coy, yes. Do I think they may a make a play on different, to appeal to a certain consumer, yes.

Q. How about your mark NAUTICAKIDS? Is that intended to invoke something risque?
A. Absolutely not.
Q. Something bad?
A. No.
Q. Something --
A. It would never be the division that they would use that kind of advertising. Nautica is a big company with many different divisions. NAUTICAKIDS is never, you know, one of those areas. Fragrance, maybe, clothing, maybe.
Q. How about your mark NAUTEX, is that intended to evoke something risque?
A. No.
Q. Or something bad?
A. No.
Q. Or something coy?
A. No.
Q. Something sensual?
A. No.
Q. What about your mark NAUTICARE N-A-U-T-I-C-A-R-E, is that intended to evoke something risque?
A. No.
Q. Or bad?

A. No.
Q. Or coy?
A. No.
Q. Or sensual?
A. No.
Q. Or even erotic?
A. No.
Q. I think I can just, I want to just generally refer to the exhibits that were introduced in connection with your direct testimony. And, you know, they were various exhibits that concerned money spent on advertising -- strike that.
Let me get started with, you looked at an exhibit that concerned various ads and media reports and the like.
A. It was actual media reports.
Q. Actual media reports. What exhibit number is that?
A. I don't know. F, maybe. So maybe it was right after this.
MR. FRIEDMAN: H.
MR. SLAVIT: H, exhibit H.
Q. And all the pages in that exhibit concern the NAUTICA word mark or the NAUTICA word mark in combination with one or more other words, correct?

A. Do they all show it on here? I'm sorry.
Q. Included in that exhibit are documents that concern either the NAUTICA mark or the NAUTICA mark in combination with one or more words.
MR. FRIEDMAN: I'm going to object unless Ms. Bizzari, unless you want her to take the time to go through every single one of these exhibits, because I'm familiar at least with the fact that Nautica uses their sailing symbol, for instance. So unless you want her to go through every single one of these, I'd rather you pin point exactly which exhibit you're referring to.
MR. SLAVIT: Well, I think we can do it a little bit differently.
Q. Let me ask you this, that exhibit, is there anything therein included that concerns your mark, your registered mark NAUTEX, N-A-U-T-E-X?
A. I don't know, I'd have to actually look through all of them to see. I didn't look for that particular thing to see if any of our NAUTEX clothing was on here. I know the older years they did do some stuff when it first came out, and I've only been with the company since 2001, March of 2001. So this prior stuff I know that they did some, I can't say without going through each and every exhibit to say if I can identify it was a NAUTEX clothing. And I'd have to look at it, because

I'd know it by looking at the clothing. Do you want me to do that and take the time?

Q. Well, actually, I would like to know if there's anything in there, either for the mark NAUTEX or for the mark NAUTICARE.

A. NAUTICARE is easy, because I can go to the -- and it won't necessarily say NAUTICARE on it, if that's what you're looking for. Do you want it to say those words on here?

Q. Yes.

A. Okay, no, then --

Q. I want to know if there's anything in here that has the words NAUTEX or NAUTICARE?

A. No, it could have the product on there, but the hang tag was -- but these aren't pictures of products, these are pictures of advertisements.

Q. Just so -- if you could just look in this exhibit, there's so many pages in this exhibit, but there's, like, I've got like one paper clip, two, a clamp, three, another paper clip, another paper clip, another paper clip, a clamp, a paper clip, and then there's something for NAUTICAKIDS. Do you see that in spring, 2004?

MR. FRIEDMAN: Maybe if you just held up the page in your packet.

MR. SLAVIT: Like this.

THE WITNESS: Is it spring 2004 kids.

Q. Yeah, NAUTICAKIDS?

A. This is NAUTICA boys, this is not NAUTICAKIDS. This is NAUTICA boys, it's a little bit different. NAUTICAKIDS it says top, but it's a different, NAUTICAKIDS is only in Nautica kids stores. NAUTICA boys are in, they could have both labels on it.

Q. Even though this says at the top NAUTICAKIDS, you say doesn't concern NAUTICAKIDS?

A. No, it does concern NAUTICAKIDS. But it's NAUTICA boys, so it's a little bit older.

Q. You would agree with me that NAUTICA is far more pronounced there, much larger lettering than KIDS, right?

A. Absolutely.

MR. FRIEDMAN: Excuse me one second, just to clarify. Is this, this entire page an actual advertisement or --

THE WITNESS: No.

MR. FRIEDMAN: Or is it?

MR. SLAVIT: You have to save that for redirect.

MR. FRIEDMAN: I'm going to object because I think the witness is being misled.

MR. SLAVIT: No, she's not being misled.
THE WITNESS: These are various. I'll just explain what they are, and these are pictures of various different advertisements. Each one, B-20, B-21, B-22, B-23, B-24B are different ads. This whole thing was not the add, it was the individual pictures. As in all of these pictures. And what this is is just look books where we compile just for space reasons all of the ads into one book. But each one of these pictures was a separate ad.

Q. But the words NAUTICAKIDS at the very top of the page --

A. That wasn't on the ad. That's just for internal purposes that somebody prepared this report, prepared the look book and the look books are given to me from the marketing department and this is, and I keep them in the legal department. But this is how that person prepared it. It's just --

Q. Somebody within the Nautica organization?

A. Right, just put NAUTICAKIDS on the top just to separate it. But it's not on the add.

Q. Okay. In Exhibit I, those were the examples of the sponsorship?

A. The sponsorship, yes.

Q. Were there any -- are there any

sponsorships that featured the mark NAUTEX, N-A-U-T-E-X?

A. No.

Q. How about the mark NAUTICARE, N-A-U-T-I-C-A-R-E?

A. No, NAUTICARE just registered recently within the past couple of months, it's not, it hasn't received --

Q. So all the sponsorships concern either the mark NAUTICA or the mark NAUTICA in combination with one or more additional words, or NAUTICAKIDS as two words but combined as one?

A. I'm sorry, can you repeat the question?

Q. Yes, all the sponsorships we're talking about in this exhibit, and this is Exhibit I concern either the mark NAUTICA, the word mark, the word NAUTICA in combination with one or more additional words, such as Nautica Jeans, as an example.

A. Okay.

Q. Or NAUTICAKIDS as a single mark, and I'm not saying that they're all necessarily in there, but whatever is in there would be in one of those categories, is that true?

A. Yes.

Q. Okay.

MR. SLAVIT: I'm sorry, again, that's really improper. You should not be showing her

something in an exhibit as a way of getting her to try to testify.

MR. FRIEDMAN: I'm going to -- let me just do this.

MR. SLAVIT: If you want to use it on redirect --

MR. FRIEDMAN: That's fine, and then all I've given to -- but that's fine, but I'm going to --

MR. SLAVIT: I vigorously object to that.

MR. FRIEDMAN: That's fine, and I'm going to object to just the --

MR. SLAVIT: That's improper.

MR. FRIEDMAN: -- the question is general.

MR. BAKER: You asked her everything that was in this exhibit. Is there anything that's in the exhibit that's relevant.

MR. SLAVIT: You're not even questioning the witness. Your comments are totally --

MR. BAKER: Right on. My comments are totally right on.

MR. SLAVIT: They're totally improper.

MR. FRIEDMAN: Let me just do this for the record. I'm going to state my objection.

MR. SLAVIT: There's one counsel.

MR. FRIEDMAN: I'm just going to state my

objection. That again, this was a question that was general to an exhibit that probably includes within it over two-hundred pages, and without referencing any particular page, I think it's very difficult for the witness to answer. But that being said, go ahead and ask your next question.

THE WITNESS: Can I just ask you to repeat that question in the sense that how you asked --

MR. SLAVIT: I'm finished with that question.

THE WITNESS: Okay.

Q. Let's look at Exhibit J, all right? The two tables. One is for, the top one is for Nautica's advertising and promotional expenditures and the bottom was for Nautica sales, buyers in the United States. Can you tell me with respect to any of those figures what portion concerns the mark NAUTEX?

A. I can't answer that.

Q. Can you tell me what portion, if any, also applies to my previous question concerns the mark NAUTICARE?

A. I can't answer that.

Q. And can you tell me with respect to these, this table of expenditures in the table of US sales, how much is applicable to each of your company's registered

trademarks?
A. Can you repeat that? I don't understand the question.
Q. Can you tell me how much, for example, the year 2007, $35,194,000.00 US expenditures, how much of that was spent, for example, with respect to your mark NAUTICA JEANS, do you know?
A. No.
Q. Or Nautica Blue?
A. I don't know the answer to that.
Q. Or Nautica Blue?
A. I don't know.
Q. And the same would be true with respect to the figures for the US sales, you don't have any knowledge as to how much was spent for any particular registered mark?
A. No.
Q. That would be true also for any -- for any applied-for marks also, right? Not just registered marks?
A. Were you including NAUTICA in there?
Q. Yes.
A. I can't tell. I mean, it's all for the Nautica brand. So everything that's sold is under the Nautica brand. So all of it is under, for the Nautica brand.

Or the NAUTICA trademark. Every dollar is for that.
MR. SLAVIT: I'm going to ask the Reporter to mark the next exhibit. This would be number five, these are some copies of some downloads that my office, I'll represent for purposes of the record, made yesterday, that would be on November 18th, 2008. Downloads that we made from computers in our office.
(Exhibit A-5 was marked for identification computer downloads.)
MR. FRIEDMAN: I'm just going to object to the printouts from, I guess Yahoo, or wherever they're from, and I don't know who printed these out and whether or not they're complete. They haven't been authenticated in anyway.
Q. If you could turn to the page, it's actually three pages from the end of this exhibit.
A. This Nautica.com 11-18-2008. Can I just see what you're looking at?
MR. SLAVIT: Yes, the search of NAUTICAKIDS.
Q. The search is NAUTICARE.
A. Okay, NAUTICARE.
Q. Does this appear to be a page from your company's website?
A. It appears to be. I don't know if it --

MR. BAKER: It looks like it is, I don't know for sure if it is or not.
Q. Okay. Well, you see that the mark NAUTICARE was searched for?
A. Uh-huh.
Q. Do you see?
A. Yes.
Q. And do you see what the message was that came up when this mark was searched for on your company's website?
A. We're having trouble locating a match for your search, NAUTICARE.
Q. Okay. And in point of fact, there's nothing on your website about NAUTICARE, is there?
A. I don't know. I've never searched it myself, to be honest, so I can't answer that question.
Q. All right. Turn to the next page which is also home search, and I see it says search, NAUTICAKIDS, do you see that?
A. Yes.
Q. Now, does this page appear to be a page from your company's website?
A. It appears to be.
Q. Okay. And what's the message that comes up in that search?

A. We are having trouble locating a match for your search NAUTICAKIDS.
Q. Are you aware that there's nothing on your website which includes the mark NAUTICAKIDS?
A. I don't know how you're searching it, and I don't know if I would search it, I would get it. It depends.
Q. We just searched it based on your search, again, on your website. That's how we searched it.
A. But is it on the front page? Did you go into where you order the clothing, or did you just go on the front page? I mean, it depends on where you were. I think if you were to go to where you buy clothing --
Q. There's no further question outstanding. And if you could turn to the very last page. Does that appear to be a page from your company's website?
A. It may be, I don't know. I don't know every single page of the website, so it appears it could be, I don't know.
Q. You don't recognize this particular page?
A. I don't know every page of our website, and you're telling me that this is a page, but I don't know for sure if it is.
Q. Well, looking at it, do you have any reason to doubt that it is?

A. I don't know. I mean, if you are saying it's a page, then it could be a page from our website.
Q. Okay, you'll see on the right side you see there's some pricing under reversible active hoodie. Do you see that?
A. Uh-huh.
Q. When you look down further, it states these words, "designed with NAUTEX fleece, a performance fiber exclusive to Nautica with shearing on both front and back to eliminate pilling while keeping you warm and wicking away perspiration", do you see that?
A. Yes, I do.
Q. Now, it's true, is it not, that NAUTEX is being used here with reference to a type of fabric, a type of material?
A. Absolutely.
Q. Not being used here with respect to a particular piece of clothing, is it?
A. No, but if you look closely and if you were to zoom in on this, if it is truly a NAUTEX fabric, and I don't know because I don't know that's what you have here, on this sleeve will have embroidered on it "NAUTEX". I just filed the affidavit, I know what's on our product and embroidered on the sleeve of here --
Q. I'm looking only at your website, and I

don't see anything about a --
A. If you looked in the Patent and Trademark Office, you would see I recently filed the Affidavit of Use and there's a picture of the embroidered "NAUTEX" submitted to the Patent and Trademark Office.
Q. Thank you. You could look at actually the first one, two, three, four, five pages of this exhibit.
A. I'm sorry, the first what?
Q. Five pages.
A. Right.
Q. You see that there was a search done on Yahoo looking for the mark "Nauticare", do you see that?
A. Uh-huh.
Q. And if you look further on that, with respect to the search results, isn't it correct that the first ten hits related to a brand of bulk cleaning supplies called NAUTICARE and not to any Nautica Apparel products?
A. Yes.
Q. And if you could look at right beyond that, those pages, the next two pages, you see that there the mark that was searched was NAUTICARE, NAUTICA, do you see that?
A. No, I see shopping for NAUTICARE.
MR. FRIEDMAN: I'm going to object at this

point. If you want to call your own direct testimony witness who conducted these searches and got certain results and you want to forecast that for the Board in testimony, you have to do that during your testimony period. Number one, this is beyond the scope of direct. Number two, Ms. Bizzari did not conduct these searches, she doesn't know what the search results are yielding here. What the term was searched, whether or not there was any alterations of the pages, as far as words or NAUTICARE usage or anything else. And on that basis I'm going to object, and by all means, if you want to call your witness to testify as to these results and how they obtain those results and so forth during your testimony period, I leave you to do that.

MR. SLAVIT: She testified that this was a registered mark, and also gave testimony, and I have a mark as being used. And I think it's perfectly appropriate for me to be showing her some results from Yahoo that we know that even the office of examining attorneys at the trademark office were relying on a regular basis.

THE WITNESS: But you're only showing me ten and there's 15-hundred that were hit. So I don't know that there's, there wasn't a NAUTICARE product that was here. And I would have searched it a little

different, maybe I would find it. I mean, it depends.

On this last page, and I asked, I wanted to know how you got to this page because I don't see any search index to NAUTEX. And I don't see that here. So where was the search engine used on this last page?

Q. The last page, I believe we agreed that was from your website?

A. I know, but you have me searching all these others from the website when you put in NAUTICAKIDS you said it came up nothing. But did you use --

Q. This is the Yahoo, this is a search we did, not a search of your website.

A. No, I'm talking about the last page.

Q. The last page, yes, that's a search of your website?

A. And did you search NAUTEX? And that's what came up? Because it doesn't show you the search engine there.

Q. I understand.

A. That's what I'm asking.

MR. FRIEDMAN: This all leads to the fact that I think we need somebody testifying on your behalf, if you're trying to get these documents in in that particular fashion, as to what was searched and what the results are.

MR. SLAVIT: Can I take a five-minute break?
MR. FRIEDMAN: Sure.
(Recess.)
MR. SLAVIT: I have no other questions.
MR. FRIEDMAN: Okay, just a very short redirect.
REDIRECT EXAMINATION BY MR. FRIEDMAN:
Q. In connection with the trademark prosecution that you do for Nautica, is it correct that the trademark registrations that you typically file are Roman Times, Roman block letters with no particular claim as to style or font?
A. I never file anything in block letters unless it's an actual design mark.
Q. And what is the purpose in doing it that way?
A. Because then we can use it in any manner in which we care to use it in.
Q. And does Nautica, indeed, use their marks in multiple variations of fonts or formats?
A. Absolutely. And to further, I have also taken all the marks with Nautica was in the stylized format, and I've amended them and changed them to plain block letters for that purpose.

Q. We all know the phrase, you say tomato, I say tomato. I'm going to show you now what was previously identified within Exhibit B, the registration certificate for the NAUTICARE mark?
A. Right.
Q. Can you tell me what the different pronunciations you think that are available for that mark?
A. For NAUTICARE?
Q. Yeah, what are the different ways that you believe that you could pronounce that word?
MR. SLAVIT: I object for the same reasons that you objected to some of the earlier questions.
MR. FRIEDMAN: You can answer.
A. I don't see anything other than NAUTICARE.
Q. I don't think that's --
A. I don't see any other word than NAUTICARE.
MR. FRIEDMAN: Let him state his objection.
MR. SLAVIT: I object, because I think what this witness thinks or doesn't think about how that particular mark is pronounced is not particularly germane.
Q. But looking at it again, do you know of any other way to pronounce it other than a singular word NAUTICARE?

A. No.
Q. It's not NAUTICA R, for instance?
A. No.
Q. There was a number of questions in connection with the trademark NAUTEX, and one of the things that you told us about is the fact that the NAUTEX mark is utilized on, for instance, jackets as an embroidery within the sleeve that appears on the jacket or on the sweat shirt. Typically a jacket or a sweat shirt, how would that be displayed within a Nautica store or Nautica department?
A. The NAUTEX mark you mean?
Q. No, the actual garment that a NAUTEX mark would be on. If it's a jacket, for instance, how would that --
A. It would be hanging on a hanger. Depending on the store, but most stores it would be hanging on a hanger, some would have them folded. And as compared to let's say the Nautica label, if there should be a Nautica label on that product, what would be the first mark that is encountered by the consumer on that particular type of garment?
MR. SLAVIT: Object, I don't see how she's competent to testify. You've got to go ask some consumers.

Q. Well, have you seen NAUTEX jackets with the embroidery on it in your offices or actually in a store?
A. Yes.
Q. And are you familiar with whether or not there is, whether or not the NAUTEX mark would be the first mark that is encountered by a consumer upon seeing that jacket?
MR. SLAVIT: Same objection, I don't see how she can --
MR. FRIEDMAN: She can answer.
MR. SLAVIT: She's not competent to say that.
THE WITNESS: Yes.
MR. SLAVIT: Go ask some consumers.
MR. FRIEDMAN: Are you a consumer of --
THE WITNESS: I'm consuming on the way back from here, I'll stop at the NAUTEX store. No, I buy Nautica clothes all the time, and I think it would be because it would be right on the sleeve, and it's in a different color, so I think consumers would see that. The hang tag would be there too. So what they probably see both side by side. You would not see the label first, the hanger would be blocking it. And the hang tag could be, depending on, you know, if you could reverse and you could see the back end of it, so it's

very possible and likely that you would see the NAUTEX.
Q. Embroidery?
A. Embroidery first.
Q. And with respect to that hang tag that you were just describing, isn't it true that a NAUTEX garment would have the NAUTEX term?
A. On the hang tag as well.
Q. On that hang tag?
A. Absolutely.
Q. We spoke about before you talked about during cross-examination some of the types of consumers that Nautica goods could be marketed towards. Within Nautica's trademark registration, and the goods and services recitation, do you interpose any limiting language that says that you sell shirts, but only for use on the beach, or for only use on swimming or any sort of limiting language whatsoever?
A. The only thing that's limited is the swim, like the goggles, or the life jackets. That's the only garments at all. All other garments there's no limiting whatsoever.
Q. No limiting language?
A. Absolutely not.
Q. And indeed, when we went through the various T-shirts on Exhibit C, I think you pointed out

that there was a T-shirt that had a bowler or a graphic of a bowler on it?
A. Uh-huh.
Q. And so as you have shown in Exhibit C Nautica's garments are not strictly sold just to sailors, they're sold to all types of --
MR. SLAVIT: Objection, the questions are so extraordinarily leading at this point it's beyond belief.
MR. FRIEDMAN: Objection to form, but --
MR. SLAVIT: It is an objection to form.
Q. If you could answer that.
A. The graphics that are on the T-shirts are geared to many different types of people. That's towing companies, there's all different types of graphics that are used, and in the course, I've only shown the graphics that have the N-A-U-T-I or N-A-U-T on them. But the graphics that are seen, and there's hundreds of them, there's all different types of things. There's animals, there's mountain climbers, there's everything possibly imaginable.
Q. But getting back to what is the Nautica consumer, although it's geared towards a particular type of consumer, is a men's suit directed to any particular type of consumer other than somebody who's looking to

buy a men's suit?
MR. SLAVIT: I object as leading.
MR. FRIEDMAN: You can answer.
THE WITNESS: No.
Q. Is there anything that makes it a men's suit nautical in nature?
A. No.
Q. Now, you also mentioned in your cross-examination that Nautica has placed advertisements, or at least clips or movies on YouTube. Are you familiar with any other sorts of advertising that they've done on the Internet with any other websites?
A. I think, well, they do Amazon is sold, I don't know if you consider that advertising, but within the other stores, like if you go to a Macy's website you can as well get Macy's product, and there's sometimes promotions or things to that effect. There's sweepstakes being run, specifically sweepstakes by Nautica. You would see that on other websites and sometimes it's in conjunction with, I'm trying to think there was a computer company, and I don't remember without looking at the files that they did in conjunction with the computer company, bag of some sort.
So, it would be on their websites as well. So it

would be combined advertising, sometimes the licensees will combine advertising like this.
Q. In connection to sweepstakes, what types of products would be given away?
A. Nautica.
Q. And would there be advertising in connection with that sweepstakes as well?
A. Absolutely.
Q. Now, in connection with mens' magazines, for instance, Details, Maxim, some of the magazines that you spoke about on the media report, typically in these magazines there are pictorials of clothing products by different manufacturers. To your knowledge, has NAUTICA appeared in any of your particular pictorials in these sorts of mens' magazines?
A. Absolutely. And I know for a fact, I think it was a ski magazine, one of the nautical features was featured in there, and it can get features in GC or Maxim, where they say this is a good product, and they'll have little sections on, you know, that product. Sometimes it will be for fragrance, sometimes whether or not it depends on what the magazine is running.
Q. And how would the magazine obtain Nautica products for such a pictorial?
A. They would go to the stores and buy them. It

doesn't necessarily come from Nautica.
Q. And for instance, when that occurs, is that advertising dollars by Nautica, or is this the magazine doing things on their own?
A. The magazine.
Q. So in connection with some of Nautica's trademarks, other than the NAUTICA mark, is it possible, or do you know whether or not magazines will showcase some of the other Nautica marks within these pictorials?
MR. SLAVIT: Object to the form. It's calling for speculation and leading.
THE WITNESS: Yes it's possible.
Q. Just turning back to Exhibit I, which is the sponsorship materials.
A. Right.
Q. I took the time during the break just to look through these, looking at this particular page within the materials, can you identify what sponsorship that relates to?
A. This relates to NAUTICA COMPETITION. But I just want to, I interpreted the question to say NAUTICA in combination with other words he said. So this would have been covered in my answer. So NAUTICA COMPETITION would have been one of those marks.
Q. Okay, but NAUTICA COMPETITION has, as the

two words together, is indeed a registered trademark, is that right?
A. Yes, it is.
Q. And that is the mark that's being promoted in connection with this piece which is the sub gorge games?
A. Gorge, G-O-R-G-E.
Q. I show you what appears to be sort of a leaflet for the 2002 NAUTICA Malibu Triathlon. Are you familiar with any other registered mark that's being used in connection with that promotion or sponsorship?
A. Yes, this is what I refer to as the running man mark, and it's this mark right here which is --
Q. Can you describe it?
A. It looks like a man running on a bicycle, or an athlete running, it's a stick figure and it shows water too.
Q. And that once again is another registered mark, is that right?
A. Yes.
Q. And in addition to the term NAUTICA, is there any symbol or device that's typically used in conjunction with the NAUTICA mark, or by itself in connection with promotion and sponsorship?
A. Yes, sailboats.

Q. And in addition to the trademark, are you aware if Nautica has a copyright for that symbol as well?
A. I'm not sure. I think we do in Canada, I'm not positive about the US.
Q. Just I'm not sure of the answer to this, but Nautica, does Nautica make a shirt called the deck shirt?
A. Yes.
Q. Do they have a trademark for that, to your knowledge?
A. We have a pending application that should be registering at any moment.
Q. I'm going to show you now again within the promotional materials, a picture from an AVP volleyball event and sponsorship, and can you tell us what marks are present on the sign in connection with that event?
A. NAUTICA and the deck shirt. The deck shirt has it's own separate --
Q. Could I see what that looks like?
A. Sure.
MR. FRIEDMAN: One last thing.
Q. Ms. Bizzari, are you familiar with the NAUTICAKIDS stores?
A. Yes.

Q. Not only as a Nautica employee, but as a shopper?
A. Absolutely. I have a 6-year old and an 8-year old.
Q. And you shop there often?
A. Yes.
Q. Going back to Exhibit D, which are the pictures of the NAUTICAKIDS stores. In connection with that exhibit, is there any differentiation in the presentation of the words, of the word NAUTICAKIDS?
A. No, it's all one, it's consistent, fluid, NAUTICAKIDS. There's no difference in colors.
Q. No space between the NAUTICA terms and the kids term?
A. No, it's all one color.
Q. And are they all in the same font or presentation?
A. Yes.
MR. SLAVIT: Could I see that?
THE WITNESS: Sure.
MR. FRIEDMAN: That does it for me, thank you.
I'm sorry, just procedurally. At this point I'm also going to move into as evidence all the exhibits that have been used in connection with Ms.

Bizzari's testimony.
MR. SLAVIT: All right, I just have one other, a couple more questions for you.
RECROSS EXAMINATION BY MR. SLAVIT:
Q. With respect to the, is it a jacket you indicated has the NAUTEX?
A. It's a fleece jacket. It's a fleece jacket, I'm going to call it a jacket. A sweat shirt, it depends on what you want to call it.
Q. And you testified about there being a label with NAUTEX on it on the sleeve, right?
A. No, it's on a hang tag. I don't know, it depends on where they put it on this. I can't say it's definitely on the sleeve. Sometimes it's underneath the arm and sometimes it's on the label from the back. So it depends on the store sometimes, and I don't know the exact product. Each product is different, and I don't know exactly where the hang tags hang. They usually hang off the arm here, but it could be somewhere else.
Q. And whether or not it's visible to the consumer who happens to be walking down the aisle would depend on how the store has actually hung the garment also, true?
A. Correct. But I think most stores always hang it with the hangers facing this way so it would always

face, it's on the left hand arm.
Q. Right, but you haven't observed all the stores in the United States to be able to say that, have you?
A. No, but I think it's common, most stores just consistency, for aesthetic purposes.
Q. But it could just as easily be with the tag facing toward the wall, true?
A. I don't think they do that in most stores because they want the consumers to see them.
MR. SLAVIT: All right.
MR. FRIEDMAN: Done.
MR. SLAVIT: Yeah.
MR. FRIEDMAN: Thank you.
MR. SLAVIT: For purposes of the record, I want to move the exhibits that I used with respect to cross to be included in the record.
(Exhibits A-1, 2, 3, 4, 5 were marked in evidence.)
MR. FRIEDMAN: And I'm going to make my objection as I did earlier in connection with Exhibit 5.
MR. SLAVIT: Very well.
(Exhibits A-1 through five were marked in evidence.)
MR. SLAVIT: The ones that are marked. Exactly.
MR. FRIEDMAN: They stay in evidence for

the Board.
(Exhibits A, B, C, D, E, F, G, H, I and J were marked in evidence.)
(Whereupon the proceedings concluded at 4:58 p.m.)

CERTIFICATE

I, JOANNE JUZWIAK, C.C.R.-R. License Number 955, a Certified Court Reporter/Realtime in and for the State of New Jersey, do hereby certify the foregoing to be prepared in full compliance with the current Transcript Format for Judicial Proceedings and is a true and accurate compressed transcript of my stenographic notes taken in the above matter to the best of my knowledge and ability.

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Date: 11/25/08

NAUTICA APPAREL, INC. v. MARTANNA, LLC
OPPOSITION NO. 91177192

Deposition of: MARGARET BIZZARI
Taken: November 19, 2008

ERRATA SHEET

INSTRUCTIONS: After reading the transcript of your deposition, please note below any changes or corrections to your testimony. DO NOT make any marks or notations on the transcript volume itself. Please sign and date this errata sheet before a Notary Public, if required.

PAGE	LINE	CORRECTION

I, MARGARET BIZZARI, hereby certify I have read the foregoing transcript of my deposition and except for any corrections as noted above, if any, I hereby subscribe to the content of the transcript as an accurate record of my testimony.

MARGARET BIZZARI

Sworn and subscribed before me
This 9th day of December, 2008

GRACE C. LEDDA
Notary Public, State of New York
No. 31-4968952
Qualified in New York County
Commission Expires July 9, 2010

My Commission Expires:

July 9, 2010

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Exhibit A

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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Opposer,

v.

MARTANNA LLC,

Applicant.

Mark: GET NAUTI

Serial No. 78610037

Filed: April 15, 2005

NOTICE OF TAKING TESTIMONY
PURSUANT TO 37 CFR SECTION 2.123

PLEASE TAKE NOTICE that on Wednesday, November 19, 2008, beginning at 12:00 p.m., at the offices of Baker and Rannells, PA, 575 Route 28, Suite 102, Raritan, New Jersey 08869, testimony will be taken on behalf of Opposer in the above-captioned proceeding, pursuant to the Rules of Practice in Trademark Cases, before a Notary Public or some other person authorized by law to administer oaths, of the following witness:

Margaret Bizzari

You are invited to attend and cross-examine.

Dated: November 7, 2008

Respectfully submitted,

By: /Neil B. Friedman

Stephen L. Baker
Neil B. Friedman
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Attorneys for Opposer,
Nautica Apparel, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Notice of Deposition was forwarded by email and first class postage pre-paid mail by depositing the same with the U.S. Postal Service on this 7th day of November, 2008 to the attorneys for the Applicant at the following address:

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Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT A - 1

Trademark Trial and Appeal Board Electronic Filing System. http://estta.uspto.gov
ESTTA Tracking number: **ESTTA138323**
Filing date: **05/01/2007**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	NAUTICA APPAREL, INC.		
Entity	Corporation	Citizenship	Delaware
Address	40 West 57th Street New York, NY 10019 UNITED STATES		

Attorney information	Stephen L. Baker Baker and Rannells, PA 575 Route 28, Suite 102 Raritan, NJ 08869 UNITED STATES s.baker@br-tmlaw.com,n.friedman@br-tmlaw.com,d.communale@br-tmlaw.com ,K.Hnasko@br-tmlaw.com,officeactions@br-tmlaw.com Phone:908-722-5640

Applicant Information

Application No	78610037	Publication date	04/03/2007
Opposition Filing Date	05/01/2007	Opposition Period Ends	05/03/2007
Applicant	Martanna LLC 16703 Ostenbury Court Dumfries, VA 22026 UNITED STATES		

Goods/Services Affected by Opposition

Class 003. All goods and sevices in the class are opposed, namely: Perfumes, colognes, and essential oils for personal use; deodorants and antiperspirants for personal use; cleaning preparations for personal hygiene purposes, namely, skin cleansers, facial cleansers, shower gels, shower wash, body scrubs, facial scrubs, and facial masks; hair care preparations, namely, hair shampoo, hair conditioner, styling gel, hair spray, hair cream, hair mousse; sunscreen cream and sun block preparations; shaving preparations, namely, non-medicated shaving balm, shaving cream, shaving foam, shaving gel, shaving lotion, shaving soap, after-shave gel, and after-shave lotion; cosmetics, namely, foundation and powder make-up, concealers, blush, eye shadow, eyeliners, eyebrow pencils, mascara, lip gloss, lip liner, and lipstick; nail care preparations, namely, nail enamel, nail cream, and nail polish; toiletries, namely bar and liquid skin soaps, body lotions, body cream, body powder, hand cream, eye cream, and skin moisturizers
Class 025. All goods and sevices in the class are opposed, namely: Men, women and children's clothing, namely shirts, T-shirts, tank tops, jerseys, polo shirts, blouses, sweatshirts, shorts, pants, slacks, sweatpants, jeans, suits, blazers, coats, jackets, overalls, warm-up suits, skirts, dresses, hosiery, undershirts, underwear, boxer shorts, bras, sports bras, socks, belts, suspenders, hats, gloves, scarves, earmuffs, neckties, neckbands, armbands, headbands, sportswear, namely, shirts, shorts, pants, sweatshirts and jackets, sleepwear, nightgowns, pajamas, lingerie, and robes; footwear, namely,

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shoes, boots, sneakers, slippers, beach footwear, and sandals; swimwear, namely bathing trunks, bathing caps, beach wraps, bikinis, and bathing suits

Grounds for Opposition

Deceptiveness	Trademark Act section 2(a)
False suggestion of a connection	Trademark Act section 2(a)
Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2697078	Application Date	12/08/2000
Registration Date	03/18/2003	Foreign Priority Date	NONE
Word Mark	NAUTEX		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 1992/07/25 First Use In Commerce: 1992/07/25 FABRICS FOR USE IN THE MANUFACTURE OF WEARING APPAREL Class 025. First use: First Use: 1992/07/25 First Use In Commerce: 1992/07/25 JACKETS, COATS, AND FOUL WEATHER GEAR, NAMELY, RAIN AND SNOW JACKETS		

U.S. Application No.	77085787	Application Date	01/18/2007
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: Flotation vests; Life jackets; Life preservers; Swim goggles; Swim masks		

U.S. Registration No.	3233030	Application Date	05/17/2006
Registration Date	04/24/2007	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 014. First use: First Use: 1989/07/01 First Use In Commerce: 1989/07/01 Watches		

U.S. Registration No.	2865299	Application Date	08/28/2003
Registration Date	07/20/2004	Foreign Priority	NONE

		Date	
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1998/08/00 First Use In Commerce: 1998/08/00 Pillows		

U.S. Registration No.	2731466	Application Date	02/16/2002
Registration Date	07/01/2003	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 1998/08/00 First Use In Commerce: 1998/08/00 Mattress pads and bed vests		

U.S. Registration No.	3114862	Application Date	08/27/2003
Registration Date	07/11/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 2004/06/01 First Use In Commerce: 2004/06/01 DRAPERY FABRICS; AND TEXTILE FABRICS FOR USE IN THE FIELD OF HOME FURNISHINGS		

U.S. Registration No.	2865300	Application Date	08/28/2003
Registration Date	07/20/2004	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 1998/08/00 First Use In Commerce: 1998/08/00 DUVETS, DUVET COVERS, PILLOW CASES AND PILLOW PROTECTORS		

U.S. Registration No.	1862585	Application Date	11/23/1993
Registration Date	11/15/1994	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of	NONE		

Mark	
Goods/Services	Class 025. First use: First Use: 1992/02/00 First Use In Commerce: 1992/02/00 footwear

U.S. Application No.	77085720	Application Date	01/18/2007
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: Wet suit gloves; Wet suits; Wet suits for water-skiing and sub-aqua		

U.S. Application No.	78763730	Application Date	11/30/2005
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: Plush toys; Stuffed toy animals; Toy vehicles		

U.S. Registration No.	2865229	Application Date	07/29/2003
Registration Date	07/20/2004	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 2003/03/00 First Use In Commerce: 2003/03/00 SPORTING GOODS, NAMELY, SPORT BALLS		

U.S. Application No.	77085766	Application Date	01/18/2007
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: Floating recreational lounge chairs; Floats for recreational use, namely, ARM FLOATS, FOAM FLOATS, SWIM FLOATS; Inflatable float mattresses or pads for recreational use; Inflatable inner tubes for aquatic recreational use; Inflatable mattresses for recreational use; Inflatable ride-on toys; Kick board flotation		

	devices for recreational use; Paddle boards; Swim boards for recreational use; Swim fins; Swim floats for recreational use; Swimming aids, namely POOL RINGS, ARM FLOATS FOR RECREATIONAL USE; Trampolines Class 030. First use: Floating islands

U.S. Registration No.	3232846	Application Date	02/28/2006
Registration Date	04/24/2007	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1987/04/22 First Use In Commerce: 1987/04/22 Retail store services in the field of wearing apparel, fashion accessories, home fashions, eyewear, luggage and personal care products		

U.S. Registration No.	3114379	Application Date	12/01/2005
Registration Date	07/11/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 1991/01/01 First Use In Commerce: 1991/01/01 Financial sponsorship of sporting events, tournaments, competitions and contests Class 041. First use: First Use: 1991/01/01 First Use In Commerce: 1991/01/01 Organizing and operating sporting events, tournaments, competitions and contests		

U.S. Registration No.	2304411	Application Date	09/18/1995
Registration Date	12/28/1999	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 1998/10/00 First Use In Commerce: 1999/01/28 lamps		

U.S. Registration No.	3109967	Application Date	06/04/2003
Registration Date	06/27/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA BEACH		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2003/10/00 First Use In Commerce: 2003/10/00 Clothing, namely, men's, women's and children's bathing suits, swim trunks, swim suits, beach cover-ups, shorts, pants, woven and knitted shirts, warm-up suits, sweat shirts and pants and bathing caps

U.S. Registration No.	2639939	Application Date	03/27/1998
Registration Date	10/22/2002	Foreign Priority Date	NONE
Word Mark	NAUTICA BEDWEAR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1998/08/00 First Use In Commerce: 1998/08/00 BED PILLOWS Class 024. First use: First Use: 1998/08/00 First Use In Commerce: 1998/08/00 DOWN COMFORTERS, MATTRESS PADS		

U.S. Application No.	78963691	Application Date	08/30/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA BERMUDA BLUE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: Body lotions; Body powder; Body spray used as a personal deodorant and as fragrance; Perfumery; Soaps for personal use		

U.S. Registration No.	2476203	Application Date	10/12/1998
Registration Date	08/07/2001	Foreign Priority Date	NONE
Word Mark	NAUTICA BERMUDA TABLEWARES		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 008. First use: First Use: 1998/06/00 First Use In Commerce: 1999/02/00 FORKS, TABLE KNIVES AND SPOONS Class 021. First use: First Use: 1998/06/00 First Use In Commerce: 1999/02/00 NAPKIN HOLDERS, NAPKIN RINGS NOT OF PRECIOUS METAL, SERVING PLATTERS, SERVING SPOONS, DECANTERS, GLASSES, DISHES, STIRRERS, SHAKERS AND BOWLS		

U.S. Registration No.	3170055	Application Date	06/09/2005
Registration Date	11/07/2006	Foreign Priority	NONE

		Date	
Word Mark	NAUTICA BLUE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2006/02/00 First Use In Commerce: 2006/02/00 PERFUMERY, AFTER SHAVE LOTIONS		

U.S. Registration No.	2993023	Application Date	03/13/2002
Registration Date	09/06/2005	Foreign Priority Date	NONE
Word Mark	NAUTICA BLUE		
Design Mark			
Description of Mark	The mark is presented in standard characters, without claim to any particular font, style, size or color		
Goods/Services	Class 025. First use: First Use: 2000/09/00 First Use In Commerce: 2000/09/00 Men's, women's and children's wearing apparel, namely, hosiery, shoes, sneaker, boots, moccasins, undershirts, boxer shirts, shirts, blouses, trousers, pants, jackets, coats, suits bathing suits, bathrobes, slippers, shorts, ties, neckwear, scarves, socks, hats and caps, gloves and mufflers, belts and suspenders and foul weather gear		

U.S. Registration No.	2987139	Application Date	03/14/2002
Registration Date	08/23/2005	Foreign Priority Date	NONE
Word Mark	NAUTICA BLUE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2000/10/00 First Use In Commerce: 2000/10/00 MEN'S, WOMEN' AND CHILDREN'S WEARING APPAREL, NAMELY, UNDERSHIRTS, T-SHIRTS, SHIRTS, BLOUSES, PANTS, SHORTS BATHING SUITS AND SWIMWEAR		

U.S. Registration No.	3076597	Application Date	04/12/2005
Registration Date	04/04/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA COMPETITION		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 1997/05/00 First Use In Commerce: 1997/05/00 cosmetics and toiletries for men and women, namely, colognes, skin cleansers, skin toners, cosmetic skin creams and lotions, shaving cream, after-shave lotion, after-shave cream, toilet soap, talcum powder, bath oil, personal deodorants, shampoo and conditioner		

U.S. Registration	3076794	Application Date	04/21/2005

No.			
Registration Date	04/04/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA COMPETITION		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1996/10/00 First Use In Commerce: 1996/10/00 luggage, carry-on bags garment bags for travel, duffle bags, shoulder bags, tote bags, clutch bags, wallets and key cases		

U.S. Registration No.	3076796	Application Date	04/21/2005
Registration Date	04/04/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA COMPETITION		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1996/04/00 First Use In Commerce: 1996/04/00 men's, women's and children's wearing apparel, namely, shoes, sneakers, boots, undershirts, shirts, pants, jackets, coats, bathing suits, bathrobes, pajamas, slippers, shorts, ties, socks, hats, caps, gloves and foul weather gear		

U.S. Registration No.	1523565	Application Date	03/31/1987
Registration Date	02/07/1989	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1985/05/03 First Use In Commerce: 1985/05/03 HOSIERY, SHOES, UNDERSHIRTS, UNDERSHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS AND SHORTS		

U.S. Application No.	78275470	Application Date	07/17/2003
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA GOLF		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: Handbags, tote bags, backpacks, luggage, wallets, purses, key cases, brief cases, duffel bags, all-purpose sport bags, business card cases, credit card cases, briefcase-type portfolios, billfolds, attaché cases, key cases, passport holders, suit bags, waist and fanny packs; trunks, travel bags, hat boxes for travel, leather key chains, luggage tags, overnight bags and cases,		

	cosmetic, toiletry and vanity cases sold empty; umbrellas; canes, and walking sticks

U.S. Application No.	78275303	Application Date	07/17/2003
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA GOLF		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2006/01/25 First Use In Commerce: 2006/01/25 Men's, namely, shirts, tops, sweaters, jackets, pants, bottoms, hats and caps; shorts, rainwear, trousers, outer shirts namely, polo, and sports shirts, collars		

U.S. Application No.	78912365	Application Date	06/20/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA ISLAND		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: Blazers; Caps ; Coats; Hats; Jackets; Pants; Shirts; Shorts; Sweaters; Swimsuits; T-shirts		

U.S. Registration No.	2474154	Application Date	03/19/1999
Registration Date	07/31/2001	Foreign Priority Date	NONE
Word Mark	NAUTICA JEANS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1999/01/00 First Use In Commerce: 1999/05/00 MEN, WOMEN AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, SNEAKERS, BOOTS, MOCCASINS, UNDERSHIRTS, BOXER SHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS, SHORTS, TIES, NECKWEAR, SCARVES, SOCKS, HATS AND CAPS, GLOVES AND MUFFLERS, AND FOUL WEATHER GEAR, BELTS AND SUSPENDERS		

U.S. Registration No.	2523102	Application Date	03/19/1999
Registration Date	12/25/2001	Foreign Priority Date	NONE
Word Mark	NAUTICA JEANS COMPANY		
Design Mark			
Description of Mark	NONE		

Goods/Services	Class 025. First use: First Use: 1999/01/00 First Use In Commerce: 1999/05/00 MEN, WOMEN AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, SNEAKERS, BOOTS, MOCCASINS, UNDERSHIRTS, BOXER SHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS, SHORTS, TIES, NECKWEAR, SCARVES, SOCKS, HATS AND CAPS, GLOVES AND MUFFLERS, AND FOUL WEATHER GEAR, BELTS AND SUSPENDERS

U.S. Application No.	78713715	Application Date	09/15/2005
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA NAVY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: Bathing suits; Bathing suits for men; Bathing trunks; Bathrobes; Blouses; Coats; Gloves; Hats; Jackets; Jeans; Men's suits, women's suits; Pajamas; Pants; Scarves; Shirts; Shoes; Shorts		

U.S. Application No.	77081234	Application Date	01/11/2007
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICA OPTIONS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: Dress shirts; Jackets; Men's suits; Neckwear; Overcoats; Pants		

U.S. Registration No.	3232827	Application Date	02/14/2006
Registration Date	04/24/2007	Foreign Priority Date	NONE
Word Mark	NAUTICA PERFORMANCE TRAVEL GEAR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 2005/09/00 First Use In Commerce: 2005/09/00 Briefcases; Duffel bags; Garment bags for travel; Handbags; Knapsacks; Leather shopping bags; Luggage; Shopping bags with wheels attached; Suitcases; Textile shopping bags; Trunks; Wallets		

U.S. Registration No.	1580007	Application Date	08/09/1988
Registration Date	01/30/1990	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 1987/01/05 First Use In Commerce: 1987/01/05 NOTEBOOKS, DESK TOP ORGANIZERS, CALENDARS, AND PHONEBOOK COVERS MADE OF LEATHER OR IMITATION LEATHER Class 018. First use: First Use: 1987/01/05 First Use In Commerce: 1987/01/05 UMBRELLAS, LUGGAGE, TRUNKS, DUFFLE BAGS, GARMENT BAGS FOR TRAVELING, TRAVEL KITS AND LEATHER BOXES IN THE NATURE OF JEWELRY BOXES Class 025. First use: First Use: 1987/01/05 First Use In Commerce: 1987/01/05 BELTS AND SUSPENDERS

U.S. Registration No.	2246317	Application Date	09/18/1995
Registration Date	05/18/1999	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1997/12/00 First Use In Commerce: 1998/01/00 outdoor furniture; living room furniture; bedroom furniture; furniture, namely wall units; furniture tables; bookcases; and picture frames		

U.S. Registration No.	2306324	Application Date	09/18/1995
Registration Date	01/04/2000	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 1998/10/00 First Use In Commerce: 1999/02/01 glass and plastic beverageware; dinnerware; coasters (not of paper or linen); paper plates; paper cups; candlesticks not of precious metal		

U.S. Registration No.	2247914	Application Date	09/18/1995
Registration Date	05/25/1999	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 1997/04/00 First Use In Commerce: 1997/06/00 table liners, table mats not of paper; place mats not of paper; table napkins not of paper; pot holders; oven mitts; table cloths not of paper; kitchen towels; upholstery fabrics; and textile wall hangings		

U.S. Registration No.	1464663	Application Date	11/20/1986

Registration Date	11/10/1987	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1985/05/03 First Use In Commerce: 1985/05/03 HOSIERY, SHOES, UNDERSHIRTS, UNDERSHORTS, SHIRTS, BLOUSES, TROUSERS, JACKETS, PANTS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS AND SHORTS		

U.S. Registration No.	2242969	Application Date	09/18/1995
Registration Date	05/04/1999	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 027. First use: First Use: 1998/09/00 First Use In Commerce: 1998/09/00 rugs, wall paper, and vinyl wall covering		

U.S. Registration No.	1557528	Application Date	08/09/1988
Registration Date	09/26/1989	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 1987/01/05 First Use In Commerce: 1987/01/05 PERFUMES AND ESSENTIAL OILS FOR PERSONAL USE		

U.S. Registration No.	1882757	Application Date	02/04/1993
Registration Date	03/07/1995	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 1993/06/00 First Use In Commerce: 1993/06/00 toiletries for men, namely shaving cream and toilet soap		

U.S. Registration No.	1873011	Application Date	11/12/1991
Registration Date	01/10/1995	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 006. First use: First Use: 1991/01/00 First Use In Commerce: 1991/04/00 key rings, key fobs, key holders and money clips Class 014. First use: First Use: 1991/01/00 First Use In Commerce: 1991/04/00 tie clips and collar pins Class 018. First use: First Use: 1991/01/00 First Use In Commerce: 1991/04/00 wallets, hipfold wallets, trifold wallets, key cases, tie cases for travel, shoulder bags, tote bags; clutch bags, carry-on bags Class 026. First use: First Use: 1988/01/00 First Use In Commerce: 1988/09/00 buttons for clothing[; hair accessories; namely, barrettes and hairbands]

U.S. Registration No.	2292976	Application Date	09/18/1995
Registration Date	11/16/1999	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 008. First use: First Use: 1998/11/00 First Use In Commerce: 1999/03/00 tableware, namely forks, knives and spoons		

U.S. Registration No.	1553539	Application Date	06/24/1988
Registration Date	08/29/1989	Foreign Priority Date	NONE
Word Mark	NAUTICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1987/01/05 First Use In Commerce: 1987/01/05 SPECTACLES, NAMELY EYEGLASSES AND SUNGLASSES, AND ACCESSORIES, NAMELY CASES AND STRAPS		

U.S. Registration No.	3170094	Application Date	07/12/2005
Registration Date	11/07/2006	Foreign Priority Date	NONE
Word Mark	NAUTICA VOYAGE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2006/04/00 First Use In Commerce: 2006/04/00 PERFUMERY, AFTER SHAVE LOTIONS		

U.S. Registration No.	3165353	Application Date	04/25/2006
Registration Date	10/31/2006	Foreign Priority Date	NONE

Word Mark	NAUTICAKIDS
Design Mark	
Description of Mark	NONE
Goods/Services	Class 011. First use: First Use: 2005/08/00 First Use In Commerce: 2005/08/00 Lamp shades; Lamps

U.S. Registration No.	3165351	Application Date	04/25/2006
Registration Date	10/31/2006	Foreign Priority Date	NONE
Word Mark	NAUTICAKIDS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 2005/08/00 First Use In Commerce: 2005/08/00 Bed linen; Bed pads; Bed sheets; Bed skirts; Bed spreads; Children's blankets; Children's towels; Crib bumpers; Curtains; Fabric window coverings and treatments, namely curtains, draperies, sheers, swags and valances; Pillowcases; Quilts		

U.S. Registration No.	3168753	Application Date	02/07/2006
Registration Date	11/07/2006	Foreign Priority Date	NONE
Word Mark	NAUTICAKIDS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2004/05/00 First Use In Commerce: 2004/05/00 Coats; Dresses; Footwear; Gloves; Headwear; Jackets; Jeans; Pajamas; Pants; Raincoats; Robes; Scarves; Shirts; Shorts; Skirts; Sweaters; Swimsuits; T-shirts; Trousers; Underwear; Vests		

U.S. Registration No.	3165354	Application Date	04/26/2006
Registration Date	10/31/2006	Foreign Priority Date	NONE
Word Mark	NAUTICAKIDS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 027. First use: First Use: 2005/08/00 First Use In Commerce: 2005/08/00 Wallpaper; Wallpaper in the nature of roomsize decorative adhesive wall coverings		

U.S. Registration No.	3165352	Application Date	04/25/2006
Registration Date	10/31/2006	Foreign Priority Date	NONE

Word Mark	NAUTICAKIDS
Design Mark	
Description of Mark	NONE
Goods/Services	Class 028. First use: First Use: 2005/08/00 First Use In Commerce: 2005/08/00 Crib mobiles; Mobiles for children; Toy mobiles

U.S. Registration No.	3165348	Application Date	04/11/2006
Registration Date	10/31/2006	Foreign Priority Date	NONE
Word Mark	NAUTICAKIDS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2003/03/00 First Use In Commerce: 2003/03/00 Retail apparel stores; Retail clothing stores; Retail department stores		

U.S. Application No.	77081223	Application Date	01/11/2007
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NAUTICARE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: Dress shirts; Jackets; Men's suits; Neckwear; Overcoats; Pants		

Attachments	76177936#TMSN.gif (1 page)(bytes) 77085787#TMSN.jpeg (1 page)(bytes) 78885472#TMSN.jpeg (1 page)(bytes) 76371274#TMSN.gif (1 page)(bytes) 77085720#TMSN.jpeg (1 page)(bytes) 78763730#TMSN.jpeg (1 page)(bytes) 77085766#TMSN.jpeg (1 page)(bytes) 78825489#TMSN.jpeg (1 page)(bytes) 78764381#TMSN.jpeg (1 page)(bytes) 78963691#TMSN.jpeg (1 page)(bytes) 78647283#TMSN.jpeg (1 page)(bytes) 78114601#TMSN.gif (1 page)(bytes) 78606800#TMSN.jpeg (1 page)(bytes) 78613836#TMSN.jpeg (1 page)(bytes) 78614003#TMSN.jpeg (1 page)(bytes) 73652468#TMSN.gif (1 page)(bytes) 78912365#TMSN.jpeg (1 page)(bytes) 75664161#TMSN.gif (1 page)(bytes) 78713715#TMSN.jpeg (1 page)(bytes) 77081234#TMSN.jpeg (1 page)(bytes) 78814361#TMSN.jpeg (1 page)(bytes) 73745061#TMSN.gif (1 page)(bytes) 74730051#TMSN.jpeg (1 page)(bytes)

	74730052#TMSN.jpeg (1 page)(bytes) 74730054#TMSN.jpeg (1 page)(bytes) 73631447#TMSN.jpeg (1 page)(bytes) 74730053#TMSN.jpeg (1 page)(bytes) 74220315#TMSN.gif (1 page)(bytes) 74730265#TMSN.gif (1 page)(bytes) 73737613#TMSN.gif (1 page)(bytes) 78668277#TMSN.jpeg (1 page)(bytes) 78868779#TMSN.jpeg (1 page)(bytes) 78868734#TMSN.jpeg (1 page)(bytes) 78809150#TMSN.jpeg (1 page)(bytes) 78869724#TMSN.jpeg (1 page)(bytes) 78868759#TMSN.jpeg (1 page)(bytes) 78858780#TMSN.jpeg (1 page)(bytes) 77081223#TMSN.jpeg (1 page)(bytes) Notice of Opp 5-1-07.pdf (8 pages)(32157 bytes)

Signature	/Stephen L. Baker/
Name	Stephen L. Baker
Date	05/01/2007

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

NAUTICA APPAREL, INC.,

Opposer,

v.

MARTANNA LLC,

Applicant.

Mark: GET NAUTI

Serial No. 78610037

Filed: April 15, 2005

NOTICE OF OPPOSITION
PURSUANT TO 15 U.S.C. § 1063

Opposer, NAUTICA APPAREL, INC., by its attorneys Baker and Rannells, PA, alleges on knowledge as to its own acts and otherwise on information and belief and as grounds for opposition as follows:

1. Opposer believes that allowing Application Serial No. 78610037 to proceed to registration will cause Opposer damage.

2. Opposer, NAUTICA APPAREL, INC., is a corporation organized and existing under the laws of the State of Delaware, doing business at 40 West 57th Street, New York, New York 10019.

3. Applicant, Martanna LLC, is a Virginia limited liability company, doing business at 16703 Ostenbury Court, Dumfries, Virginia 22026.

4. On April 15, 2005, Applicant filed Application Serial No. 78610037 for GET NAUTI ("Applicant's Mark") as a trademark for perfumes, colognes, and essential oils for personal use; deodorants and antiperspirants for personal use; cleaning

preparations for personal hygiene purposes, namely, skin cleansers, facial cleansers, shower gels, shower wash, body scrubs, facial scrubs, and facial masks; hair care preparations, namely, hair shampoo, hair conditioner, styling gel, hair spray, hair cream, hair mousse; sunscreen cream and sun block preparations; shaving preparations, namely, non-medicated shaving balm, shaving cream, shaving foam, shaving gel, shaving lotion, shaving soap, after-shave gel, and after-shave lotion; cosmetics, namely, foundation and powder make-up, concealers, blush, eye shadow, eyeliners, eyebrow pencils, mascara, lip gloss, lip liner, and lipstick; nail care preparations, namely, nail enamel, nail cream, and nail polish; toiletries, namely bar and liquid skin soaps, body lotions, body cream, body powder, hand cream, eye cream, and skin moisturizers in International Class 3; and Men, women and children's clothing, namely shirts, T-shirts, tank tops, jerseys, polo shirts, blouses, sweatshirts, shorts, pants, slacks, sweatpants, jeans, suits, blazers, coats, jackets, overalls, warm-up suits, skirts, dresses, hosiery, undershirts, underwear, boxer shorts, bras, sports bras, socks, belts, suspenders, hats, gloves, scarves, earmuffs, neckties, neckbands, armbands, headbands, sportswear, namely, shirts, shorts, pants, sweatshirts and jackets, sleepwear, nightgowns, pajamas, lingerie, and robes; footwear, namely, shoes, boots, sneakers, slippers, beach footwear, and sandals; swimwear, namely bathing trunks, bathing caps, beach wraps, bikinis, and bathing suits in International Class 25 ("Applicant's Goods"). Such application was published for opposition in the Official Gazette on April 3, 2007.

5. Opposer is the owner of numerous trademarks in a variety and constantly expanding number of classes including the NAUTICA marks, marks that contain the word NAUTICA, and marks that contain the letters NAUT and variations thereof

("Opposer's Marks") as trademarks, trade names, and as service marks. Examples of Opposer's Marks are as follows:

Trademark	Serial No.	Application Date	Registration No.	Registration Date	Class	Trademark
NAUTEX	76/177936	8-Dec-2000	2697078	18-Mar-2003	24, 25	Registered
NAUTICA	77085787	18-Jan-2007			9	Pending
NAUTICA	78885472	17-May-2006	3233030	24-Apr-2007	14	Pending
NAUTICA	78293501	28-Aug-2003	2865299	20-Jul-2004	20	Registered
NAUTICA	76/371274	16-Feb-2002	2731466	1-Jul-2003	24	Registered
NAUTICA	78292765	27-Aug-2003	3114862	11-Jul-2006	24	Registered
NAUTICA	78293506	28-Aug-2003	2865300	20-Jul-2004	24	Registered
NAUTICA	74462464	23-Nov-1993	1862585	15-Nov-1994	25	Registered
NAUTICA	77085720	18-Jan-2007			25	Pending
NAUTICA	78763730	30-Nov-2005			28	Pending
NAUTICA	78280401	29-Jul-2003	2865229	20-Jul-2004	28	Registered
NAUTICA	77085766	18-Jan-2007			28	Pending
NAUTICA	78825489	28-Feb-2006	3232846	24-Apr-2007	35	Pending
NAUTICA	78764381	1-Dec-2005	3114379	11-Jul-2006	41	Registered
NAUTICA	74730271	18-Sep-1995	2304411	28-Dec-1999	11	Registered
NAUTICA BEACH	78258096	4-Jun-2003	3109967	27-Jun-2006	25	Registered
NAUTICA BEDWEAR	75/458277	27-Mar-1998	2639939	22-Oct-2002	20, 24	Registered
NAUTICA BERMUDA BLUE	78963691	30-Aug-2006			3	Pending
NAUTICA BERMUDA TABLEWARES	75569530	12-Oct-1998	2476203	7-Aug-2001	8, 21, 24	Registered
NAUTICA BLUE	78647283	9-Jun-2005	3170055	7-Nov-2006	3	Registered
NAUTICA BLUE	78/114601	13-Mar-2002	2993023	6-Sep-2005	25	Registered
NAUTICA BLUE	78/114981	14-Mar-2002	2987139	23-Aug-2005	25	Registered

NAUTICA COMPETITION	78606800	12-Apr-2005	3076597	4-Apr-2006	3	Registered
NAUTICA COMPETITION	78613836	21-Apr-2005	3076794	4-Apr-2006	18	Registered
NAUTICA COMPETITION	78614003	21-Apr-2005	3076796	4-Apr-2006	25	Registered
NAUTICA EMBLEM	73652468	31-Mar-1987	1523565	7-Feb-1989	25	Registered
NAUTICA GOLF	78275470	17-Jul-2003			18	Pending
NAUTICA GOLF	78275303	17-Jul-2003			25	Pending
NAUTICA ISLAND	78912365	20-Jun-2006			25	Pending
NAUTICA JEANS	75664161	19-Mar-1999	2474154	31-Jul-2001	25	Registered
NAUTICA JEANS COMPANY	75663915	19-Mar-1999	2523102	25-Dec-2001	25	Registered
NAUTICA NAVY	78713715	15-Sep-2005			25	Pending
NAUTICA OPTIONS	77081234				25	Pending
NAUTICA PERFORMANCE TRAVEL GEAR	78814361	14-Feb-2006	3232827	24-Apr-2007	18	Pending
NAUTICA	73745061	30-Jan-1990	1580007	30-Jan-1990	16 18 25	Registered
NAUTICA	74730051	18-Sep-1995	2246317	18-May-1999	20	Registered
NAUTICA	74730052	18-Sep-1995	2306324	4-Jan-2000	21	Registered
NAUTICA	74/730054	18-Sep-1995	2247914	25-May-1999	24	Registered
NAUTICA	73631447	20-Nov-1986	1464663	10-Nov-1987	25	Registered
NAUTICA	74730053	18-Sep-1995	2242969	4-May-1999	27	Registered
NAUTICA	73745058	9-Aug-1988	1557528	26-Sep-1989	3	Registered
NAUTICA	74355511	4-Feb-1993	1882757	7-Mar-1995	3	Registered
NAUTICA	74220315	12-Nov-1991	1873011	10-Jan-1995	6 14 18 26	Registered
NAUTICA	74730265	18-Sep-1995	2292976	16-Nov-1999	8	Registered
NAUTICA	73737613	24-Jun-1988	1553539	29-Aug-1989	9	Registered
NAUTICA VOYAGE	78668277	12-Jul-2005	3170094	7-Nov-2006	3	Registered
NAUTICAKIDS	78868779	25-Apr-2006	3165353	31-Oct-2006	11	Registered

NAUTICAKIDS	78868734	25-Apr-2006	3165351	31-Oct-2006	24	Registered
NAUTICAKIDS	78809150	7-Feb-2006	3168753	7-Nov-2006	25	Registered
NAUTICAKIDS	78869724	26-Apr-2006	3165354	31-Oct-2006	27	Registered
NAUTICAKIDS	78868759	25-Apr-2006	3165352	31-Oct-2006	28	Registered
NAUTICAKIDS	78869724	26-Apr-2006	3165354	31-Oct-2006	27	Pending
NAUTICAKIDS	78858780	11-Apr-2006	3165348	31-Oct-2006	35	Registered
NAUTICARE	77081223	11-Jan-2007			25	Pending

Hereinafter the goods and services recited in Opposer's Marks are referred to as "Opposer's Goods and Services".

8. Opposer's Goods and Services have been widely advertised, offered for sale and sold throughout the United States under Opposer's Marks and Opposer's Marks are famous.

6. Opposer is now and has been for many years trading as and known by Opposer's Marks, identifying Opposer as the source of high quality apparel, personal care items, accessories and other goods and services.

7. Applicant's Goods are the same or substantially similar to Opposer's Goods and Services and/or are within Opposer's ever expanding natural progression of goods and services and channels of trade.

8. Opposer is now and has been, for many years prior to any date which may be claimed by Applicant, engaged in the use of Opposer's Marks for Opposer's Goods and Services, including without limitation, high quality apparel, personal care items, accessories and other related goods and services.

9. Opposer is now and has been, for many years prior to any date which may be claimed by Applicant, engaged in the sale of high quality apparel, personal care items, accessories and related goods and services under Opposer's Marks.

10. Since long prior to any date which may be claimed by Applicant, Opposer on its own behalf has been, and is now engaged in the sale of high quality apparel, personal care items, accessories and related goods and services under Opposer's Marks in interstate commerce.

11. The use by Opposer of Opposer's Marks for Opposer's Goods and Services alleged herein, is long prior to any date which may be lawfully claimed by Applicant, and Opposer has priority.

12. Applicant intends to distribute and/or to provide Applicant's Goods through the same channels of trade as Opposer or within Opposer's ever expanding natural progression of goods and services and channels of trade and as a result Applicant is now, or will be, directing its respective goods and services to the same ultimate consumer as Opposer.

13. Opposer's Marks and Applicant's Mark are substantially identical and confusingly similar when applied to the goods of the parties.

14. The goods and services of Applicant and Opposer are the same or substantially similar or within Opposer's ever expanding natural progression of goods and services and channels of trade and Applicant's intended use of Applicant's Mark in connection with such goods and services is without the consent or permission of Opposer.

15. Since Opposer owns Opposer's Marks by virtue of prior use, confusion, mistake or deception as to the source of origin of the goods will arise and will injure and damage the Opposer and its goodwill.

16. The registration of Applicant's Mark to Applicant will cause the relevant purchasing public to erroneously assume and thus be confused, misled, or deceived, that Applicant's Goods and Services are made by, licensed by, controlled by, sponsored by, or in some way connected, related or associated with Opposer, all to Opposer's irreparable damage.

17. As a result of Opposer's long use, extensive advertising and promotion, and successful sales for at least 20 years, Opposer's Marks have become distinctive and famous, long prior to any date which may be claimed by Applicant.

18. The registration of Applicant's Mark, will cause the dilution of the distinctive quality of Opposer's Marks, all to Opposer's irreparable damage.

19. Opposer believes that it is and will be damaged by registration of the mark applied for by Applicant.

WHEREFORE, Opposer prays that the application for registration of Applicant's Mark, Serial No. 78610037, filed on April 15, 2005, be denied and that this Opposition be sustained.

Dated: May 1, 2007

Respectfully submitted for Opposer
Nautica Apparel, Inc.

By: /Stephen L. Baker/

Stephen L. Baker
Neil B. Friedman
BAKER and RANNELLS, PA
The Henderson Building
575 Route 28, Suite 102
Raritan, New Jersey 08869
(908) 722-5640

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT A - 2

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-11-18 16:16:49 ET

Serial Number: 74800975 Assignment Information Trademark Document Retrieval

Registration Number: 1802504

Mark (words only): NAUTEX

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2001-01-04

Filing Date: 1991-10-02

Transformed into a National Application: No

Registration Date: 1993-11-02

Register: Principal

Law Office Assigned: LAW OFFICE 10

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-01-04

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

1. Nautica International, Inc.

Address:
Nautica International, Inc.
40 West 57th Street
New York, NY 10019
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 024
Class Status: *Section 8 - Cancelled*
fabrics for use in the manufacture of wearing apparel
Basis: 1(a)
First Use Date: 1992-07-25

A-2 11/5/08 dd

First Use in Commerce Date: 1992-07-25

International Class: 025
Class Status: Section 8 - Cancelled
Jackets, coats, and foul weather gear, namely, rain and snow jackets
Basis: 1(a)
First Use Date: 1992-07-25
First Use in Commerce Date: 1992-07-25

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2001-01-04 - Canceled Section 8 (6-year)

2000-02-09 - Post Registration action mailed Section 8 & 15

1999-10-20 - Section 8 (6-year) and Section 15 Filed

1993-11-02 - Registered - Principal Register

1993-08-19 - Allowed for Registration - Principal Register (SOU accepted)

1993-08-19 - Assigned To Examiner

1993-07-30 - Communication received from applicant

1993-01-29 - Non-final action mailed

1993-01-08 - Previous allowance count withdrawn

1992-12-24 - Allowed for Registration - Principal Register (SOU accepted)

1992-10-26 - Communication received from applicant

1992-12-17 - Statement of use processing complete

1992-10-26 - Amendment to Use filed

1992-12-17 - Divisional processing completed

1992-07-28 - Notice of allowance - mailed

1992-05-05 - Published for opposition

1992-04-03 - Notice of publication

1991-12-24 - Approved for Pub - Principal Register (Initial exam)

1991-12-11 - Examiner's amendment mailed

1991-12-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ALAN BLUM

Correspondent
ALAN BLUM
C/O WHITE & CASE
1155 AVENUE OF THE AMERICAS
NEW YORK, NY 10036-2787

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-11-18 16:16:03 ET

Serial Number: 76177936 Assignment Information Trademark Document Retrieval

Registration Number: 2697078

Mark (words only): NAUTEX

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-06-09

Filing Date: 2000-12-08

Transformed into a National Application: No

Registration Date: 2003-03-18

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-06-09

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

1. Nautica Apparel, Inc.

Address:
Nautica Apparel, Inc.
40 West 57th Street
New York, NY 10019
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 024
Class Status: Active
FABRICS FOR USE IN THE MANUFACTURE OF WEARING APPAREL
Basis: 1(a)
First Use Date: 1992-07-25

First Use in Commerce Date: 1992-07-25

International Class: 025
Class Status: Active
JACKETS, COATS, AND FOUL WEATHER GEAR, NAMELY, RAIN AND SNOW JACKETS
Basis: 1(a)
First Use Date: 1992-07-25
First Use in Commerce Date: 1992-07-25

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-09 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-04-24 - Assigned To Paralegal

2008-04-08 - TEAS Section 8 & 15 Received

2008-02-25 - Case File In TICRS

2003-03-18 - Registered - Principal Register

2002-12-24 - Published for opposition

2002-12-04 - Notice of publication

2002-10-17 - Approved for Pub - Principal Register (Initial exam)

2002-10-11 - Assigned To Examiner

2002-09-30 - Communication received from applicant

2002-09-30 - PAPER RECEIVED

2002-03-27 - Final refusal mailed

2001-12-03 - Communication received from applicant

2001-08-06 - Unresponsive/Duplicate Paper Received

2001-05-29 - Non-final action mailed

2001-05-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Lisa A. Whitney

Correspondent
Lisa A. Whitney
Nautica Apparel, Inc.
40 West 57th Street
NEW YORK NY 10019

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT A - 3

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-11-18 16:14:38 ET

Serial Number: 77081223 Assignment Information Trademark Document Retrieval

Registration Number: 3445949

Mark

NAUTICARE

(words only): NAUTICARE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-06-10

Filing Date: 2007-01-11

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2008-06-10

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-05-06

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

1. Nautica Apparel, Inc.

Address:
Nautica Apparel, Inc.

A-3 initials
BJ.

40 West 57th Street
New York, NY 10019
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware
Phone Number: 212-887-8125
Fax Number: 212-841-7193

GOODS AND/OR SERVICES

International Class: 025
Class Status: Active
Dress shirts; Jackets; Men's suits; Neckwear; Overcoats; Pants
Basis: 1(a)
First Use Date: 2008-02-00
First Use in Commerce Date: 2008-02-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-10 - Registered - Principal Register

2008-05-06 - Law Office Registration Review Completed

2008-05-05 - Allowed for Registration - Principal Register (SOU accepted)

2008-04-22 - Statement of use processing complete

2008-04-02 - Amendment to Use filed

2008-04-02 - TEAS Statement of Use Received

2008-02-19 - Notice of allowance - mailed

2008-01-04 - Extension Of Time To Oppose Process - Terminated

2007-09-21 - PAPER RECEIVED

2007-09-19 - Extension Of Time To Oppose Received

2007-08-21 - Published for opposition

2007-08-01 - Notice of publication

2007-05-17 - Law Office Publication Review Completed

2007-05-17 - Assigned To LIE

2007-05-01 - Approved for Pub - Principal Register (Initial exam)

2007-05-01 - Assigned To Examiner

2007-01-18 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Lisa A. Whitney

Correspondent
Lisa A. Whitney
NAUTICA APPAREL, INC.
40 W 57TH ST
NEW YORK NY 10019-4001
Phone Number: 212-887-8125
Fax Number: 212-841-7193

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT A - 4

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-11-18 16:19:30 ET

Serial Number: 73753227 Assignment Information Trademark Document Retrieval

Registration Number: 1613918

Mark

(words only): NAUTICA

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-03-24

Filing Date: 1988-09-21

Transformed into a National Application: No

Registration Date: 1990-09-18

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-06-26

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

---

1. NAUTICA APPAREL, INC.

Address:
NAUTICA APPAREL, INC.
40 WEST 57TH STREET
NEW YORK, NY 10017
United States
Legal Entity Type: Corporation

A-4 11/19/08
dd.

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 025
Class Status: Active
MEN, WOMEN AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, UNDERSHIRTS, UNDERSHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS, AND SHORTS
Basis: 1(a)
First Use Date: 1985-05-03
First Use in Commerce Date: 1985-05-03

ADDITIONAL INFORMATION

Translation: THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

Design Search Code(s):
18.07.04 - Brigs (boats); Clippers (boats); Schooners (boats); Ships with two and three masts, including brigs, clippers and schooners
18.07.05 - Boats, sail; Catamarans

Prior Registration Number(s):
1463626
1463627
1464663
1484341

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2001-03-24 - First renewal 10 year

2001-03-24 - Section 8 (10-year) accepted/ Section 9 granted

2000-09-18 - Combined Section 8 (10-year)/Section 9 filed

1996-05-31 - Section 8 (6-year) accepted & Section 15 acknowledged

1995-10-26 - Section 8 (6-year) and Section 15 Filed

1990-09-18 - Registered - Principal Register

1990-07-02 - Opposition terminated for Proceeding

1990-06-11 - Opposition dismissed for Proceeding

1989-11-28 - Opposition instituted for Proceeding

1989-09-12 - Published for opposition

1989-09-12 - Published for opposition

1989-08-12 - Notice of publication

1989-06-26 - Approved for Pub - Principal Register (Initial exam)

1989-06-09 - Examiner's amendment mailed

1989-06-08 - Assigned To Examiner

1989-06-08 - Allowance/count withdrawn

1989-05-08 - Assigned To Examiner

1989-03-10 - Communication received from applicant

1989-02-06 - Non-final action mailed

1988-11-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
CAROL WITSCHEL

Correspondent
CAROL WITSCHEL
WHITE & CASE LLP
1155 AVENUE OF THE AMERICAS
NEW YORK NY 10036-2787

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT A - 5

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nauticare Search Options Customize

1 - 10 of 1,570 for **nauticare** (About) - 0.27 s | SearchScan^BETA On

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Nauticare Boat Wash and Wax, 32 Oz. - NexTag.com
Find **Nauticare** Boat Wash And Wax, 32 Oz. and Other Sports & Outdoors Products at NexTag.com. Read NexTag Reviews for This and More Products.
www.**nextag.com/Nauticare**-Boat-Wash-and-591713179/prices-html

Nauticare Hull Cleaner, 32 Oz. - Shop.com
Shop for **Nauticare** Hull Cleaner, 32 Oz. at Shop.com. Hull Cleaner - Removes water stains, algae, and iron and mineral deposits from fiberglass boat hulls and bottoms...
www.**shop.com**/53070109-p.shtml

Nauticare in Holland - Citysearch.com
Profile | Map | Write a Review
Get details on **Nauticare** - Holland, MI, at Citysearch - over 1 million user reviews & editorials about local businesses.
- Address: 11344 E Lakewood Blvd, Holland. (616) 392-8333

grandrapids.citysearch.com/profile/36330717

Nauticare Marine Cleaning Kit - Overton's
This complete cleaning kit comes with a 3-1/2 gal. bucket with lid, 32 oz. All Purpose Cleaner, 32 oz. Boat Wash and Wax, 32 oz. Vinyl Dressing, 32 oz. Cabin Fresh...
www.**overtons.com**/modperl/product/details.cgi?r=view&i=86834

Liquid Performance
All Purpose Cleaner. **Nauticare®** All Purpose Cleaner safely and effectively removes grease, oil, **... Nauticare®** All Purpose Cleaner will leave surfaces clean **...**
liquidperformance.com/products/**nauticare**/product_allpurposeclean.htm - Cached

[PDF] by Liquid Performance
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Nauticare. Boat Wash is a premium grade. liquid detergent specifi cally designed for **...**
Nauticare. Hull Cleaner will effort- lessly remove water stains, algae, mold, **...**
www.**liquidperformance.com**/products/**nauticare**/data/**Nauticare**-PDS.pdf

Clean and green grows business - Roanoke.com
Clean and green grows business Rocky Mount's Liquid Performance **...** "Yep, we sell a bunch of **Nauticare** during boating season," confirmed Capps store **...**
www.**roanoke.com**/smithmountainlake/inbusiness/wb/163807 - Cached

Boat Care 101 - What's Up - Wired 2 Fish
<img src="images/Boat_Care_101.jpg" **... Nauticare** by Liquid Performance has the answer to all of the cleaning and **...**
www.**wired2fish.com**/WhatsUp.aspx?ArticleID=546 - 63k - Cached

Nauticare - Saint Petersburg, FL Boat Maintenance & Repair
Nauticare - Boat Maintenance & Repair in Saint Petersburg, FL. Get contact info, directions and more at YELLOWPAGES

A-5 nitrator
dd.

www.**yellowpages.com**/info-LMS54576533/**Nauticare**

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Nauticare Detailing Kit $39.95. tote bag $16.95. can cooler $2.95. EpHX Vinyl Cleaner ...
Nautique trailer parts and lights. Wakeboards. Bindings ...
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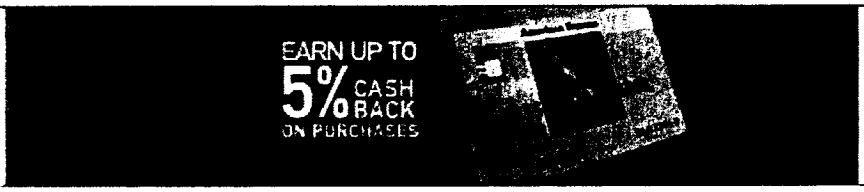

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32 Ounce Cleaner
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Nauticare Bilge Cleaner 32 oz.
Price $9.99
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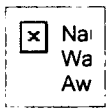
buy it here



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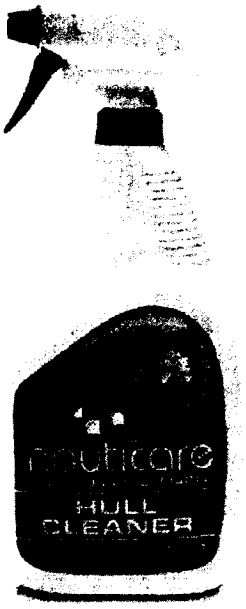
Price $9.99
available from Overton's
buy it here



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Nauticare Marine Products by Liquid Performance are high quality products designed to make cleaning and maintaining ... see details
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Nauticare Marine Products by Liquid Performance are high quality products designed to make cleaning and maintaining ... see details
available from Overton's Price **$9.99**

Nauticare Metal Polish, 8 oz.
Nauticare Marine Products by Liquid Performance are high quality products designed to make cleaning and maintaining ... see details
available from Overton's Price **$14.99**

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Nauticare Marine Products by Liquid Performance are high quality products designed to make cleaning and maintaining ... see details
available from Overton's Price **$12.99**

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Nauticare Marine Products by Liquid Performance are high quality products designed to make cleaning and maintaining ... see details

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Nauticare All Purpose Cleaner 32 oz. B
All Purpose Cleaner - Safely and effectively removes grease, oil, blood, mildew, soap scum, sea salt residue, and mo... see details
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Nauticare Marine Products by Liquid Performance are high quality products designed to make cleaning and maintaining ... see details
available from Overton's Price **$7.99**

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nautica.com/product/index.jsp?productId=3025165&cp=2949263.3026101&... - 72k - Cached

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Nautica.com - Cotton Poplin 2-Button Jacket
Pair it with our matching pleated trouser for a suited ensemble or mix it up. ... techonological process we call "**Nauticare**" to reduce wrinkles, repel stains ...
nautica.com/product/index.jsp?productId=3091375&cp=2949263.2951089&... - 82k - Cached

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Nautica Italiana S.r.l.. Italy. Nautical Structures ... United Kingdom. **Nauticare**. Netherlands. Nauticomp Europe Limited. United Kingdom. Nautimarket S.r.l. ...
www.**mets.nl**/002438-00.asp?o=1&sort=n - Cached

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Nautica Italiana S.r.l.. Italy. Nauticalia. United Kingdom. **Nauticare**. Netherlands. Nautix Marine Paints. France. NAVICARTE. France. Navico Norway A/S ...
www.**metstrade.com**/Exhibitor_List_2007 - 128k - Cached

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tica brand with "**Nauticare**" properties. — wrinkle release, stain resistance and stretch ... it offers (the chain sells Caribbean Joe, **Nautica** Jeans, Izod and ...
www.**eqos.com**/documents/Apparel-Magazine-2008TopInnov.pdf

Pomorski sajt
... bijela jedra i **NAUTICARE** spremna da slavnu proslost ... Evo izbora iz casopisa "**Nautica**": Clanak iz **Nautica**. Iznajmljivanje motornih jahti u Hrvatskoj ...
www.**pomorci.com**/Jahte/Jahte.htm - 70k - Cached

Varazdinske Toplice (Nesluzbene stranice)
Free Web Hosting Provider - Web Hosting - E-commerce - High Speed Internet - Free Web Page ... Home Vazni podaci Povijest Setnja gradom Slike Novosti ...
varazdinske-toplice.freeservers.com/about.html - 105k - Cached

Wool Double-Pleated Trouser - Stores
... techonological process we call "**Nauticare**" to reduce wrinkles, repel stains and water ... *Browse All* **Nautica** *Products*. Registration. close ...
www.**shopwiki.com**/detail/d=Wool_Double-Pleated_Trouser

Nautica Brown Wool 2 Button Houndstooth Sportcoat, authentic **Nautica** ...

Nautica Brown Wool 2 Button Houndstooth Sportcoat, authentic **Nautica** Brown Wool ... Features "**Nauticare** Stain Resistance", which provides protection from water, ...
designeremporium.net/MensDesignerSuits-1045684-B001EYII14-**Nautica**_B... - 58k

Nautica Men's Suits / Sportcoats - Clothing & Accessories - BizRate ...
Compare prices on **Nautica** Men's Suits / Sportcoats. Online ... **Nautica** Lambswool Sportcoat. Lambswool 3 button sportcoat. **Nauticare** stain resistant, stretch...
bizrate.com/.../brand--**nautica**/products__att259--35838-.html - 113k

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- Limit the search to one or two terms.
- Be less specific. Using a more general term is likely to lead you to similar and related products.

MAILING LIST: Enter email address JOIN [redacted]

Sign-in/Register Customer Service Track Order My Account

My Shopping Bag : 0 Items : $0.00

NAUTICA

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Item Number: K84700

Price: $98.00 Sale: $79.99 Gift Box Available

Free ground shipping on all orders $100 or more.**

2-active-looks-in-1 are yours for workouts and weekends with this lightweight nylon shell that reverses to an incredibly soft fleece hoodie. Versatility at its best!

- Designed with Nautex fleece, a performance fiber exclusive to Nautica, that is sheared on both front and back to eliminate pilling, while keeping you warm and wicking away perspiration
- Cord adjustors at hem
- Front zippered pockets
- Nylon reverses to polyester fleece
- Imported

AVAILABLE COLORS:

Color: Bone White

Size: Select Size Size Chart Qty: 1

Availability: IN STOCK

Leaves warehouse in 1 - 2 business days.

ADD TO SHOPPING BAG

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Take 90 Days to Pay with BillMeLater on orders over $250 Subject to credit approval. DETAILS>

11/19/08 [illegible]

Exhibit B

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT B

CLASS 25 REGISTRATIONS

Serial Number	Reg. Number	Word Mark	Filing Date	First Use Date
78713715		NAUTICA NAVY	9/15/05	
78912400		ISLAND BY NAUTICA	6/20/06	
78912365		NAUTICA ISLAND	6/20/06	
78809150	3168753	NAUTICAKIDS	2/7/06	5/04
78614003	3076796	NAUTICA COMPETITION	4/21/05	4/96
78275303	3272760	NAUTICA GOLF	7/17/03	1/25/06
78258096	3109967	NAUTICA BEACH	6/4/03	1/03
78114981	2987139	NAUTICA BLUE	3/14/02	1/00
78114601	2993023	NAUTICA BLUE	3/13/02	9/00
77085720		NAUTICA	1/18/07	
77081234		NAUTICA OPTIONS	1/11/07	
77081223	3445949	NAUTICARE	1/11/07	2/08
76177936	2697078	NAUTEX	12/8/00	7/25/92
75664161	2474154	NAUTICA JEANS	3/19/99	1/99
75663915	2523102	NAUTICA JEANS COMPANY	3/19/99	1/99
74462464	1862585	NAUTICA	11/23/93	2/92
73753227	1613918	NAUTICA and Sailboat Design	9/21/98	5/3/85
73745061	1580007	NAUTICA	8/9/88	1/5/87
73652468	1523565	NAUTICA Crest	3/31/87	5/3/85
73631447	1464663	NAUTICA	11/20/86	5/3/85

CLASS 3 REGISTRATIONS

Serial Number	Reg. Number	Word Mark	Filing Date	First Use Date
77444030		NAUTICA OCEAN	4/9/08	
77444022		NAUTICA OCEANS	4/9/08	
78963691	3447065	NAUTICA BERMUDA BLUE	8/30/06	2/15/08
78668277	3170094	NAUTICA VOYAGE	7/12/05	4/06
78647283	3170055	NAUTICA BLUE	6/9/05	2/06
78606800	3076597	NAUTICA COMPETITION	4/12/05	5/97
74355511	1882757	NAUTICA	2/4/93	6/93
73745058	1557528	NAUTICA	8/9/88	1/5/87
73745057	1557527	NAUTICA and Sailboat Design	8/9/88	1/5/87

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 3,445,949

Registered June 10, 2008

TRADEMARK
PRINCIPAL REGISTER

NAUTICARE

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: DRESS SHIRTS; JACKETS; MEN'S SUITS; NECKWEAR; OVERCOATS; PANTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 2-0-2008; IN COMMERCE 2-0-2008.

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

SN 77-081,223, FILED 1-11-2007.

MARY CRAWFORD, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

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REGISTERED FOR A TERM OF *10* YEARS FROM *March 18, 2003*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

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and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cls.: 24 and 25

Prior U.S. Cls.: 22, 39, 42 and 50

United States Patent and Trademark Office

Reg. No. 2,697,078

Registered Mar. 18, 2003

TRADEMARK
PRINCIPAL REGISTER

NAUTEX

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: FABRICS FOR USE IN THE MANUFACTURE OF WEARING APPAREL, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 7-25-1992; IN COMMERCE 7-25-1992.

FOR: JACKETS, COATS, AND FOUL WEATHER GEAR, NAMELY, RAIN AND SNOW JACKETS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 7-25-1992; IN COMMERCE 7-25-1992.

SER. NO. 76-177,936, FILED 12-8-2000.

JASON TURNER, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

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T. WALLACE
Certifying Officer

Int. Cl.: 14

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

United States Patent and Trademark Office

Reg. No. 3,233,030
Registered Apr. 24, 2007

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

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

FIRST USE 7-1-1989; IN COMMERCE 7-1-1989.

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,553,539, AND 1,580,007.

THE FOREIGN WORDING IN THE MARK TRANSLATES INTO ENGLISH AS NAUTICAL.

SER. NO. 78-885,472, FILED 5-17-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119796

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REGISTERED FOR A TERM OF *10* YEARS FROM *July 20, 2004*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

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M. Tarver

M. TARVER
Certifying Officer

Int. Cl.: 20

Prior U.S. Cls.: 2, 13, 22, 25, 32 and 50

United States Patent and Trademark Office

Reg. No. 2,865,299

Registered July 20, 2004

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: PILLOWS, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 8-0-1998; IN COMMERCE 8-0-1998.

OWNER OF U.S. REG. NOS. 1,464,663, 2,731,466 AND OTHERS.

THE FOREIGN WORDING IN THE MARK TRANSLATES INTO ENGLISH AS "NAUTICAL".

SER. NO. 78-293,501, FILED 8-28-2003.

TRICIA THOMPKINS, EXAMINING ATTORNEY

7119796

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SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

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M. TARVER
Certifying Officer

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

Reg. No. 2,731,466

United States Patent and Trademark Office

Registered July 1, 2003

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: MATTRESS PADS AND BED VESTS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 8-0-1998; IN COMMERCE 8-0-1998.

OWNER OF U.S. REG. NOS. 1,464,663, 1,580,007 AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

SER. NO. 76-371,274, FILED 2-16-2002.

BRIAN BROWN, EXAMINING ATTORNEY

7119796

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United States Patent and Trademark Office

March 26, 2008

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Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. Tarver

M. TARVER
Certifying Officer

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

United States Patent and Trademark Office

Reg. No. 3,114,862

Registered July 11, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: DRAPERY FABRICS; AND TEXTILE FABRICS FOR USE IN THE FIELD OF HOME FURNISHINGS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 6-1-2004; IN COMMERCE 6-1-2004.

OWNER OF U.S. REG. NOS. 1,464,663, 2,247,914, AND OTHERS.

THE FOREIGN WORDING IN THE MARK TRANSLATES INTO ENGLISH AS "NAUTICAL".

SN 78-292,765, FILED 8-27-2003.

JUSTINE D. PARKER, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,865,300* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *July 20, 2004*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. Tarver

M. TARVER
Certifying Officer

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

United States Patent and Trademark Office

Reg. No. 2,865,300

Registered July 20, 2004

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: DUVETS, DUVET COVERS, PILLOW CASES AND PILLOW PROTECTORS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 8-0-1998; IN COMMERCE 8-0-1998.

OWNER OF U.S. REG. NOS. 1,464,663, 2,731,466 AND OTHERS.

THE FOREIGN WORDING IN THE MARK TRANSLATES INTO ENGLISH AS "NAUTICAL".

SER. NO. 78-293,506, FILED 8-28-2003.

TRICIA THOMPKINS, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,862,585* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *November 15, 1994*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *November 15, 2004*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. Tarver

M. TARVER
Certifying Officer

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,862,585

Registered Nov. 15, 1994

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
33 EAST 33RD STREET
NEW YORK, NY 10016

FOR: FOOTWEAR, IN CLASS 25 (U.S. CL. 39).
FIRST USE 2-0-1992; IN COMMERCE 2-0-1992.

OWNER OF U.S. REG. NOS. 1,463,626, 1,765,287 AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IS "NAUTICAL".

SER. NO. 74-462,464, FILED 11-23-1993.

TINA POMPEY, EXAMINING ATTORNEY

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,865,229* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *July 20, 2004*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

E. BORNETT
Certifying Officer

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

Reg. No. 2,865,229

United States Patent and Trademark Office Registered July 20, 2004

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: SPORTING GOODS, NAMELY, SPORT BALLS, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 3-0-2003; IN COMMERCE 3-0-2003.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

SER. NO. 78-280,401, FILED 7-29-2003.

TRICIA THOMPKINS, EXAMINING ATTORNEY

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,232,846* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *April 24, 2007*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

E. BORNETT
Certifying Officer

Int. Cl.: 35

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

United States Patent and Trademark Office

Reg. No. 3,232,846

Registered Apr. 24, 2007

SERVICE MARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)

40 WEST 57TH STREET

NEW YORK, NY 10019

FOR: RETAIL STORE SERVICES IN THE FIELD OF WEARING APPAREL, FASHION ACCESSORIES, HOME FASHIONS, EYEWEAR, LUGGAGE AND PERSONAL CARE PRODUCTS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 4-22-1987; IN COMMERCE 4-22-1987.

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,580,007 AND OTHERS.

THE FOREIGN WORDING IN THE MARK TRANSLATES INTO ENGLISH AS NAUTICAL.

SER. NO. 78-825,489, FILED 2-28-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,114,379* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *July 11, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

E. BORNETT
Certifying Officer

Int. Cls.: 36 and 41

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

United States Patent and Trademark Office

Reg. No. 3,114,379

Registered July 11, 2006

SERVICE MARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: FINANCIAL SPONSORSHIP OF SPORTING EVENTS, TOURNAMENTS, COMPETITIONS AND CONTESTS, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 1-1-1991; IN COMMERCE 1-1-1991.

FOR: ORGANIZING AND OPERATING SPORTING EVENTS, TOURNAMENTS, COMPETITIONS AND CONTESTS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 1-1-1991; IN COMMERCE 1-1-1991.

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

OWNER OF U.S. REG. NOS. 1,464,663, 2,731,466 AND OTHERS.

THE ENGLISH TRANSLATION OF THE FOREIGN WORDING IN THE MARK IS AS FOLLOWS: NAUTICAL.

SER. NO. 78-764,381, FILED 12-1-2005.

PAULA MAHONEY, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,304,411* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *December 28, 1999*

SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. TARVER
Certifying Officer

Int. Cl.: 11

Prior U.S. Cls.: 13, 21, 23, 31 and 34

Reg. No. 2,304,411

United States Patent and Trademark Office

Registered Dec. 28, 1999

Amended

OG Date June 6, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

OWNER OF U.S. REG. NOS. 1,464,663, 1,765,287 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

FOR: LAMPS, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

FIRST USE 10-0-1998; IN COMMERCE 1-28-1999.

SER. NO. 74-730,271, FILED 9-18-1995.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on June 6, 2006.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,109,967* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *June 27, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. Tarver

M. TARVER
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

Reg. No. 3,109,967

United States Patent and Trademark Office

Registered June 27, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA BEACH

NAUTICA APPAREL, INC (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: CLOTHING, NAMELY, MEN'S, WOMEN'S AND CHILDREN'S BATHING SUITS, SWIM TRUNKS, SWIM SUITS, BEACH COVER-UPS, SHORTS, PANTS, WOVEN AND KNITTED SHIRTS, WARM-UP SUITS, SWEAT SHIRTS AND PANTS AND BATHING CAPS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 10-0-2003; IN COMMERCE 10-0-2003.

OWNER OF U.S. REG. NOS. 1,464,663, 2,474,154, AND OTHERS.

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

THE ENGLISH TRANSLATION OF THE WORD NAUTICA IN THE MARK IS NAUTICAL.

SN 78-258,096, FILED 6-4-2003.

RICHARD A. STRASER, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,639,939* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *October 22, 2002*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cls.: 20 and 24

Prior U.S. Cls.: 2, 13, 22, 25, 32, 42, and 50

United States Patent and Trademark Office

Reg. No. 2,639,939

Registered Oct. 22, 2002

TRADEMARK
PRINCIPAL REGISTER

NAUTICA BEDWEAR

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: BED PILLOWS, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 8-0-1998; IN COMMERCE 8-0-1998.

FOR: DOWN COMFORTERS, MATTRESS PADS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 8-0-1998; IN COMMERCE 8-0-1998.

OWNER OF U.S. REG. NO. 2,141,441.

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

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

SN 75-458,277, FILED 3-27-1998.

JOYCE A. WARD, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,476,203* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *August 07, 2001*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cls.: 8 and 21

Prior U.S. Cls.: 2, 13, 23, 28, 29, 30, 33, 40, 44, and 50

Reg. No. 2,476,203

United States Patent and Trademark Office

Registered Aug. 7, 2001

TRADEMARK
PRINCIPAL REGISTER

NAUTICA BERMUDA TABLEWARES

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: FORKS, TABLE KNIVES AND SPOONS, IN CLASS 8 (U.S. CLS. 23, 28 AND 44).

FIRST USE 6-0-1998; IN COMMERCE 2-0-1999.

FOR: NAPKIN HOLDERS, NAPKIN RINGS NOT OF PRECIOUS METAL, SERVING PLATTERS, SERVING SPOONS, DECANTERS, GLASSES, DISHES, STIRRERS, SHAKERS AND BOWLS, IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

FIRST USE 6-0-1998; IN COMMERCE 2-0-1999.

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

SN 75-569,530, FILED 10-12-1998.

MATTHEW KLINE, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,170,055* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *November 07, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cl.: 3

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

United States Patent and Trademark Office

Reg. No. 3,170,055

Registered Nov. 7, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA BLUE

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: PERFUMERY, AFTER SHAVE LOTIONS, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 2-0-2006; IN COMMERCE 2-0-2006.

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

OWNER OF U.S. REG. NOS. 1,464,663, 2,993,023, AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD NAUTICA IN THE MARK IS NAUTICAL.

SN 78-647,283, FILED 6-9-2005.

PAULA MAHONEY, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,993,023* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *September 06, 2005*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 2,993,023

Registered Sep. 6, 2005

TRADEMARK
PRINCIPAL REGISTER

NAUTICA BLUE

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)

40 WEST 57TH STREET

NEW YORK, DE 10019

FOR: MEN'S, WOMEN'S AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, SNEAKER, BOOTS, MOCCASINS, UNDERSHIRTS, BOXER SHIRTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS BATHING SUITS, BATHROBES, SLIPPERS, SHORTS, TIES, NECKWEAR, SCARVES, SOCKS, HATS AND CAPS, GLOVES AND MUFFLERS, BELTS AND SUSPENDERS AND FOUL WEATHER GEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 9-0-2000; IN COMMERCE 9-0-2000.

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,580,007, AND OTHERS.

THE MARK IS PRESENTED IN STANDARD CHARACTERS, WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE OR COLOR

THE ENGLISH TRANSLATION OF THE WORD NAUTICA IN THE MARK IS "NAUTICAL".

SN 78-114,601, FILED 3-13-2002.

KAREN K. BUSH, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,987,139* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *August 23, 2005*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 2,987,139

Registered Aug. 23, 2005

TRADEMARK
PRINCIPAL REGISTER

NAUTICA BLUE

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: MEN'S, WOMEN' AND CHILDREN'S WEARING APPAREL, NAMELY, UNDERSHIRTS, T-SHIRTS, SHIRTS, BLOUSES, PANTS, SHORTS BATHING SUITS AND SWIMWEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 10-0-2000; IN COMMERCE 10-0-2000.

OWNER OF U.S. REG. NOS. 1,464,663, 1,553,539 AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD NAUTICA IN THE MARK IS "NAUTICAL".

SER. NO. 78-114,981, FILED 3-14-2002.

BRETT J. GOLDEN, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,076,597* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *April 04, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 3

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

United States Patent and Trademark Office

Reg. No. 3,076,597
Registered Apr. 4, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA COMPETITION

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: COSMETICS AND TOILETRIES FOR MEN AND WOMEN, NAMELY, COLOGNES, SKIN CLEANSERS, SKIN TONERS, COSMETIC SKIN CREAMS AND LOTIONS, SHAVING CREAM, AFTER-SHAVE LOTION, AFTER-SHAVE CREAM, TOILET SOAP, TALCUM POWDER, BATH OIL, PERSONAL DEODORANTS, SHAMPOO AND CONDITIONER, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 5-0-1997; IN COMMERCE 5-0-1997.

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

OWNER OF U.S. REG. NOS. 1,557,527, 1,882,757 AND OTHERS.

THE ENGLISH TRANSLATION OF NAUTICA IS "NAUTICAL".

SER. NO. 78-606,800, FILED 4-12-2005.

MICHELLE DUBOIS, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,076,794* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *April 04, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 18

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

United States Patent and Trademark Office

Reg. No. 3,076,794

Registered Apr. 4, 2006

TRADEMARK

PRINCIPAL REGISTER

NAUTICA COMPETITION

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)

40 WEST 57TH DTREET

NEW YORK, NY 10019

FOR: LUGGAGE, CARRY-ON BAGS GARMENT BAGS FOR TRAVEL, DUFFLE BAGS, SHOULDER BAGS, TOTE BAGS, CLUTCH BAGS, WALLETS AND KEY CASES, IN CLASS 18.(U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 10-0-1996; IN COMMERCE 10-0-1996.

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

OWNER OF U.S. REG. NOS. 1,580,007 AND 1,873,011.

THE ENGLISH TRANSLATION OF NAUTICA IS NAUTICAL.

SER. NO. 78-613,836, FILED 4-21-2005.

MICHELLE DUBOIS, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,076,796* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *April 04, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 3,076,796

Registered Apr. 4, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA COMPETITION

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: MEN'S, WOMEN'S AND CHILDREN'S WEARING APPAREL, NAMELY, SHOES, SNEAKERS, BOOTS, UNDERSHIRTS, SHIRTS, PANTS, JACKETS, COATS, BATHING SUITS, BATHROBES, PAJAMAS, SLIPPERS, SHORTS, TIES, SOCKS, HATS, CAPS, GLOVES AND FOUL WEATHER GEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 4-0-1996; IN COMMERCE 4-0-1996.

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

OWNER OF U.S. REG. NOS. 1,523,565, 1,862,585 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS NAUTICAL.

SER. NO. 78-614,003, FILED 4-21-2005.

MICHELLE DUBOIS, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,523,565* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *February 07, 1989*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,523,565
Registered Feb. 7, 1989

TRADEMARK
PRINCIPAL REGISTER

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
10 WEST 33RD STREET
NEW YORK, NY 10001

FOR: HOSIERY, SHOES, UNDERSHIRTS, UNDERSHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS AND SHORTS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 5-3-1985; IN COMMERCE 5-3-1985.

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

SER. NO. 652,468, FILED 3-31-1987.

ROBERT C. CLARK JR., EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,272,760* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *July 31, 2007*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 3,272,760

Registered July 31, 2007

TRADEMARK
PRINCIPAL REGISTER

NAUTICA GOLF

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: MEN'S, NAMELY, SHIRTS, TOPS, SWEATERS, JACKETS, PANTS, BOTTOMS, HATS AND CAPS; SHORTS, RAINWEAR, TROUSERS, OUTER SHIRTS NAMELY, POLO, AND SPORTS SHIRTS, COLLARS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 1-25-2006; IN COMMERCE 1-25-2006.

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

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

SN 78-275,303, FILED 7-17-2003.

RONALD R. SUSSMAN, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,474,154* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *July 31, 2001*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

Reg. No. 2,474,154

United States Patent and Trademark Office

Registered July 31, 2001

TRADEMARK
PRINCIPAL REGISTER

NAUTICA JEANS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: MEN, WOMEN AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, SNEAKERS, BOOTS, MOCCASINS, UNDERSHIRTS, BOXER SHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS, SHORTS, TIES, NECKWEAR, SCARVES, SOCKS, HATS AND CAPS, GLOVES AND MUFFLERS, AND FOUL WEATHER GEAR, BELTS AND SUSPENDERS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 1-0-1999; IN COMMERCE 5-0-1999.

OWNER OF U.S. REG. NOS. 1,613,918, 2,117,012, AND OTHERS.

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

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IS "NAUTICAL".

SN 75-664,161, FILED 3-19-1999.

JOYCE A. WARD, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,523,102* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *December 25, 2001*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

Reg. No. 2,523,102

United States Patent and Trademark Office

Registered Dec. 25, 2001

TRADEMARK
PRINCIPAL REGISTER

NAUTICA JEANS COMPANY

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: MEN, WOMEN AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, SNEAKERS, BOOTS, MOCCASINS, UNDERSHIRTS, BOXER SHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS, SHORTS, TIES, NECKWEAR, SCARVES, SOCKS, HATS AND CAPS, GLOVES AND MUFFLERS, AND FOUL WEATHER GEAR, BELTS AND SUSPENDERS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 1-0-1999; IN COMMERCE 5-0-1999.

OWNER OF U.S. REG. NOS. 1,613,918, 2,117,012, AND OTHERS.

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

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IS "NAUTICAL".

SN 75-663,915, FILED 3-19-1999.

JOYCE A. WARD, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,232,827* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *April 24, 2007*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 18

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

Reg. No. 3,232,827

United States Patent and Trademark Office

Registered Apr. 24, 2007

TRADEMARK
PRINCIPAL REGISTER

NAUTICA PERFORMANCE TRAVEL GEAR

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)

40 WEST 57TH STREET

NEW YORK, NY 10019

FOR: BRIEFCASES; DUFFEL BAGS; GARMENT BAGS FOR TRAVEL; HANDBAGS; KNAPSACKS; LEATHER SHOPPING BAGS; LUGGAGE; SHOPPING BAGS WITH WHEELS ATTACHED; SUITCASES; TEXTILE SHOPPING BAGS; TRUNKS; WALLETS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 9-0-2005; IN COMMERCE 9-0-2005.

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

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

"THE FOREIGN WORDING IN THE MARK TRANSLATES INTO ENGLISH AS NAUTICAL."

SER. NO. 78-814,361, FILED 2-14-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,580,007* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *January 30, 1990*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *January 30, 2000*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cls.: 16, 18 and 25

Prior U.S. Cls.: 3, 32, 37, 38, 39 and 41

Reg. No. 1,580,007

United States Patent and Trademark Office Registered Jan. 30, 1990

TRADEMARK
PRINCIPAL REGISTER

nautica

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
10 WEST 33RD STREET
NEW YORK, NY 10001

FOR: NOTEBOOKS, DESK TOP ORGANIZERS, CALENDARS, AND PHONEBOOK COVERS MADE OF LEATHER OR IMITATION LEATHER, IN CLASS 16 (U.S. CLS. 32, 37 AND 38).

FIRST USE 1-5-1987; IN COMMERCE 1-5-1987.

FOR: UMBRELLAS, LUGGAGE, TRUNKS, DUFFLE BAGS, GARMENT BAGS FOR TRAVELING, TRAVEL KITS AND LEATHER BOXES IN THE NATURE OF JEWELRY BOXES, IN CLASS 18 (U.S. CLS. 3 AND 41).

FIRST USE 1-5-1987; IN COMMERCE 1-5-1987.

FOR: BELTS AND SUSPENDERS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 1-5-1987; IN COMMERCE 1-5-1987.

OWNER OF U.S. REG. NOS. 1,463,626, 1,484,341 AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

SER. NO. 73-745,061, FILED 8-9-1988.

CHRIS A. F. PEDERSEN, EXAMINING ATTORNEY

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,246,317* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *May 18, 1999*

SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 20

Prior U.S. Cls.: 2, 13, 22, 25, 32 and 50

United States Patent and Trademark Office

Amended

Reg. No. 2,246,317

Registered May 18, 1999

OG Date Feb. 20, 2007

TRADEMARK
PRINCIPAL REGISTER

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,765,287 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

FOR: OUTDOOR FURNITURE; LIVING ROOM FURNITURE; BEDROOM FURNITURE; FURNITURE, NAMELY WALL UNITS; FURNITURE TABLES; BOOKCASES; AND PICTURE FRAMES, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 12-0-1997; IN COMMERCE 1-0-1998.

SER. NO. 74-730,051, FILED 9-18-1995.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Feb. 20, 2007.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,306,324* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *January 04, 2000*

SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 21

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

United States Patent and Trademark Office

Amended

Reg. No. 2,306,324

Registered Jan. 4, 2000

OG Date Feb. 20, 2007

TRADEMARK
PRINCIPAL REGISTER

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,765,287 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

FOR: GLASS AND PLASTIC BEVERAGEWARE; DINNERWARE; COASTERS (NOT OF PAPER OR LINEN); PAPER PLATES; PAPER CUPS; CANDLESTICKS NOT OF PRECIOUS METAL, IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

FIRST USE 10-0-1998; IN COMMERCE 2-1-1999.

SER. NO. 74-730,052, FILED 9-18-1995.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Feb. 20, 2007.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,247,914* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *May 25, 1999*

SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the

Under Secretary of Commerce for Intellectual Property

and Director of the United States Patent and Trademark Office

P. SWAIN

Certifying Officer

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

United States Patent and Trademark Office

Amended

Reg. No. 2,247,914

Registered May 25, 1999

OG Date Feb. 20, 2007

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,765,287 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

FOR: TABLE LINERS, TABLE MATS NOT OF PAPER; PLACE MATS NOT OF PAPER; TABLE NAPKINS NOT OF PAPER; POT HOLDERS; OVEN MITTS; TABLE CLOTHS NOT OF PAPER; KITCHEN TOWELS; UPHOLSTERY FABRICS; AND TEXTILE WALL HANGINGS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 4-0-1997; IN COMMERCE 6-0-1997.

SER. NO. 74-730,054, FILED 9-18-1995.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Feb. 20, 2007.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,464,663* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *November 10, 1987*

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

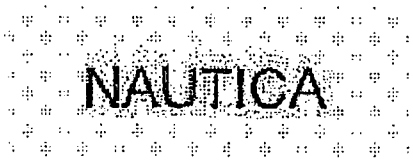
Amended

Reg. No. 1,464,663

Registered Nov. 10, 1987

OG Date Feb. 20, 2007

TRADEMARK
PRINCIPAL REGISTER



NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

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

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

FOR: HOSIERY, SHOES, UNDERSHIRTS, UNDERSHORTS, SHIRTS, BLOUSES, TROUSERS, JACKETS, PANTS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS AND SHORTS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 5-3-1985; IN COMMERCE 5-3-1985.

SER. NO. 73-631,447, FILED 11-20-1986.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Feb. 20, 2007.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

7119796

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 03, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,242,969* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *May 04, 1999*

SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer

Int. Cl.: 27

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

United States Patent and Trademark Office

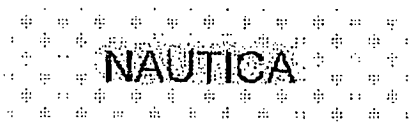
Amended

Reg. No. 2,242,969

Registered May 4, 1999

OG Date Feb. 20, 2007

TRADEMARK
PRINCIPAL REGISTER



NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

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

OWNER OF U.S. REG. NOS. 1,464,663, 1,765,287 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

FOR: RUGS, WALL PAPER, AND VINYL WALL COVERING, IN CLASS 27 (U.S. CLS. 19, 20, 37, 42 AND 50).

FIRST USE 9-0-1998; IN COMMERCE 9-0-1998.

SER. NO. 74-730,053, FILED 9-18-1995.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Feb. 20, 2007.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,557,528* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *September 26, 1989*

SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED

SAID RECORDS SHOW TITLE TO BE IN:

Registrant

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

E. BORNETT
Certifying Officer

Int. Cl.: 3

Prior U.S. Cl.: 51

Reg. No. 1,557,528

United States Patent and Trademark Office

Registered Sep. 26, 1989

TRADEMARK
PRINCIPAL REGISTER

nautica

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
10 WEST 33RD STREET
NEW YORK, NY 10001

FOR: PERFUMES AND ESSENTIAL OILS FOR PERSONAL USE, IN CLASS 3 (U.S. CL. 51).

FIRST USE 1-5-1987; IN COMMERCE 1-5-1987.

SER. NO. 745,058, FILED 8-9-1988.

D. E. SHALLANT, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,882,757* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *March 07, 1995*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *March 07, 2005*
SECTION 8 & 15
AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED
SAID RECORDS SHOW TITLE TO BE IN:
REGISTRANT

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

W. MONTGOMERY
Certifying Officer

Int. Cl.: 3

Prior U.S. Cls.: 51 and 52

United States Patent and Trademark Office

Amended

Reg. No. 1,882,757

Registered Mar. 7, 1995

OG Date Nov. 7, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 47TH STREET
NEW YORK, NY 10019

OWNER OF U.S. REG. NOS. 1,557,527, 1,557,528 AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

FOR: TOILETRIES FOR MEN, NAMELY SHAVING CREAM AND TOILET SOAP, IN CLASS 3 (U.S. CLS. 51 AND 52).

FIRST USE 6-0-1993; IN COMMERCE 6-0-1993.

SER. NO. 74-355,511, FILED 2-4-1993.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Nov. 7, 2006.

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,873,011* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *January 10, 1995*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *January 10, 2005*
SECTION 8 & 15
CLASS(ES) CANCELLED:
INT. CLASS 014

SAID RECORDS SHOW TITLE TO BE IN:
REGISTRANT

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

W. MONTGOMERY
Certifying Officer

Int. Cls.: 6, 14, 18, and 26

Prior U.S. Cls.: 2, 3, 13, 25, 28, and 40

United States Patent and Trademark Office

Reg. No. 1,873,011
Registered Jan. 10, 1995

TRADEMARK
PRINCIPAL REGISTER

nautica

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: KEY RINGS, KEY FOBS, KEY HOLDERS AND MONEY CLIPS, IN CLASS 6 (U.S. CLS. 13, 25 AND 28).

FIRST USE 1-0-1991; IN COMMERCE 4-0-1991.

FOR: TIE CLIPS AND COLLAR PINS, IN CLASS 14 (U.S. CL. 28).

FIRST USE 1-0-1991; IN COMMERCE 4-0-1991.

FOR: WALLETS, HIPFOLD WALLETS, TRIFOLD WALLETS, KEY CASES, TIE CASES FOR TRAVEL, SHOULDER BAGS, TOTE BAGS; CLUTCH BAGS, CARRY-ON BAGS, IN CLASS 18 (U.S. CLS. 2 AND 3).

FIRST USE 1-0-1991; IN COMMERCE 4-0-1991.

FOR: BUTTONS FOR CLOTHING; HAIR ACCESSORIES; NAMELY, BARRETTES AND HAIRBANDS, IN CLASS 26 (U.S. CL. 40).

FIRST USE 1-0-1988; IN COMMERCE 9-0-1988.

OWNER OF U.S. REG. NOS. 1,553,539, 1,619,489, AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

SN 74-220,315, FILED 11-12-1991.

TINA POMPEY, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 28, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,292,976* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *November 16, 1999*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
REGISTRANT

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cl.: 8

Prior U.S. Cls.: 23, 28, and 44

Reg. No. 2,292,976

United States Patent and Trademark Office

Registered Nov. 16, 1999

TRADEMARK
PRINCIPAL REGISTER

nautica

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: TABLEWARE, NAMELY FORKS, KNIVES AND SPOONS, IN CLASS 8 (U.S. CLS. 23, 28 AND 44).

FIRST USE 11-0-1998; IN COMMERCE 3-0-1999.

OWNER OF U.S. REG. NOS. 1,464,663, 1,765,287, AND OTHERS.

THE ENGLISH TRANSLATION OF "NAUTICA" IS "NAUTICAL".

SN 74-730,265, FILED 9-18-1995.

GEORGE LORENZO, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,553,539* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *August 26, 1989*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

REGISTRANT

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

W. Montgomery

W. MONTGOMERY
Certifying Officer

Int. Cl.: 9

Prior U.S. Cls.: 2 and 26

Reg. No. 1,553,539

United States Patent and Trademark Office

Registered Aug. 29, 1989

TRADEMARK
PRINCIPAL REGISTER

nautica

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
10 WEST 33RD STREET
NEW YORK, NY 10001

FOR: SPECTACLES, NAMELY EYEGLASSES AND SUNGLASSES, AND ACCESSORIES, NAMELY CASES AND STRAPS, IN CLASS 9 (U.S. CLS. 2 AND 26).

FIRST USE 1-5-1987; IN COMMERCE 1-5-1987.

OWNER OF U.S. REG. NOS. 1,464,663 AND 1,523,565.

THE ENGLISH TRANSLATION OF THE WORD "NAUTICA" IN THE MARK IS "NAUTICAL".

SER. NO. 737,613, FILED 6-24-1988.

G. T. GLYNN, EXAMINING ATTORNEY

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,170,094* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *November 07, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

E. BORNETT
Certifying Officer

Int. Cl.: 3

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

United States Patent and Trademark Office

Reg. No. 3,170,094
Registered Nov. 7, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICA VOYAGE

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: PERFUMERY, AFTER SHAVE LOTIONS, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 4-0-2006; IN COMMERCE 4-0-2006.

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

OWNER OF U.S. REG. NOS. 1,464,663, 2,731,466, AND OTHERS.

THE ENGLISH TRANSLATION OF THE WORD NAUTICA IN THE MARK IS NAUTICAL.

SN 78-668,277, FILED 7-12-2005.

PAULA MAHONEY, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,165,353* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *October 31, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

W. Montgomery

W. MONTGOMERY
Certifying Officer

Int. Cl.: 11

Prior U.S. Cls.: 13, 21, 23, 31 and 34

United States Patent and Trademark Office

Reg. No. 3,165,353
Registered Oct. 31, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICAKIDS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: LAMP SHADES; LAMPS, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

FIRST USE 8-0-2005; IN COMMERCE 8-0-2005.

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

SER. NO. 78-868,779, FILED 4-25-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,165,351* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *October 31, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

W. Montgomery

W. MONTGOMERY
Certifying Officer

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

United States Patent and Trademark Office

Reg. No. 3,165,351
Registered Oct. 31, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICAKIDS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: BED LINEN; BED PADS; BED SHEETS; BED SKIRTS; BED SPREADS; CHILDREN'S BLANKETS; CHILDREN'S TOWELS; CRIB BUMPERS; CURTAINS; FABRIC WINDOW COVERINGS AND TREATMENTS, NAMELY CURTAINS, DRAPERIES, SHEERS, SWAGS AND VALANCES; PILLOWCASES; QUILTS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 8-0-2005; IN COMMERCE 8-0-2005.

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

SER. NO. 78-868,734, FILED 4-25-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 26, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,168,753* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *November 07, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

J. Montgomery

W. MONTGOMERY
Certifying Officer

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

Reg. No. 3,168,753

United States Patent and Trademark Office

Registered Nov. 7, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICAKIDS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: COATS; DRESSES; FOOTWEAR; GLOVES; HEADWEAR; JACKETS; JEANS; PAJAMAS; PANTS; RAINCOATS; ROBES; SCARVES; SHIRTS; SHORTS; SKIRTS; SWEATERS; SWIMSUITS; T-SHIRTS; TROUSERS; UNDERWEAR; VESTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 5-0-2004; IN COMMERCE 5-0-2004.

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

SER. NO. 78-809,150, FILED 2-7-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,165,354* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *October 31, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cl.: 27

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

United States Patent and Trademark Office

Reg. No. 3,165,354
Registered Oct. 31, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICAKIDS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: WALLPAPER; WALLPAPER IN THE NATURE OF ROOMSIZE DECORATIVE ADHESIVE WALL COVERINGS, IN CLASS 27 (U.S. CLS. 19, 20, 37, 42 AND 50).

FIRST USE 8-0-2005; IN COMMERCE 8-0-2005.

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

SER. NO. 78-869,724, FILED 4-26-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,165,352* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *October 31, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

United States Patent and Trademark Office

Reg. No. 3,165,352
Registered Oct. 31, 2006

TRADEMARK
PRINCIPAL REGISTER

NAUTICAKIDS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: CRIB MOBILES; MOBILES FOR CHILDREN; TOY MOBILES, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 8-0-2005; IN COMMERCE 8-0-2005.

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

SER. NO. 78-868,759, FILED 4-25-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

7119803

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 27, 2008

THE ATTACHED U.S. TRADEMARK REGISTRATION *3,165,348* IS CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF *10* YEARS FROM *October 31, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. WALLACE
Certifying Officer

Int. Cl.: 35

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

United States Patent and Trademark Office

Reg. No. 3,165,348

Registered Oct. 31, 2006

SERVICE MARK
PRINCIPAL REGISTER

NAUTICAKIDS

NAUTICA APPAREL, INC. (DELAWARE CORPORATION)
40 WEST 57TH STREET
NEW YORK, NY 10019

FOR: RETAIL APPAREL STORES; RETAIL CLOTHING STORES; RETAIL DEPARTMENT STORES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-0-2003; IN COMMERCE 3-0-2003.

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

SER. NO. 78-858,780, FILED 4-11-2006.

KATHRYN COWARD, EXAMINING ATTORNEY

11/18/08 JJ

Exhibit C

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

NAUTICA APPAREL, INC.,	Opposition No. 91177192
Opposer,	Mark: GET NAUTI
v.	Serial No. 78610037
MARTANNA LLC,	Filed: April 15, 2005
Applicant	

DECLARATION OF MARGARET BIZZARI

EXHIBIT C

NEW BLACK

WHITE

NAVY

BLUE HAWAI

BRIGHT ORANGE

1803K1

100% CTN JRSY CRWNK *T-SHT; CLIMBER GRPHC* *ACROSS CHST; 1X1 CIRC RIB* *KNT CLLR & CF*	004 NEW BLACK 100 WHITE 401 NAVY 484 BLUE HAWAI 812 BRIGHT ORANGE

Cost: $7.70	Retail: $16.00	Sizes: 2T - 4T	Content: S/S CLIMBER CREWNECK
Delivery Group: 2T-4T KEY ITEM 1	Class: T-SHIRTS	Season: HOLIDAY 2002	Division: C
SubCategory: KE	Sequence: BC	Start Date: 9/25/2002	End Date: 11/10/2002

©1996 IMAGE INFO, INC. 800-976-IMAGE

NAUTICA

NEW BLACK

WHITE

NAVY

BLUE HAWAI

BRIGHT ORANGE

1804K2

100% CTN JRSY CRWNK T-SHT; CLIMBER GRPHC ACROSS CHST; 1X1 CIRC RIB KNT CLLR & CF		004 NEW BLACK 100 WHITE 401 NAVY 484 BLUE HAWAI 812 BRIGHT ORANGE	
Cost: $8.65	Retail: $18.00	Sizes: S - L	Content: L/S CLIMBER CREWNECK
Delivery Group: 4-7 KEY ITEM 1	Class: T-SHIRTS	Season: HOLIDAY 2002	Division: C
SubCategory: KE	Sequence: BB	Start Date: 9/25/2002	End Date: 11/10/2002

©1998 IMAGE INFO, INC. 800-976-IMAGE

WHITE

WASHED NAVY

CLASSIC RED

3K1145

100% CTTN JRSY; RINGER MUSCLE TEE WITH CONTRAST TAPING AND PIPING AT NECK; NAUTICA BLUE ACROSS CHEST AND BACK;	100 WHITE 401 WASHED NAVY 601 CLASSIC RED

Cost: $9.00	Retail: $19.00	Sizes: M - XXL	Content: NAUTICA BLUE RINGER
Delivery Group: NAUTICA BLUE SWIMWEAR	Class: T-SHIRTS	Season: SPRING 2003	Division: J
		Start Date: 12/25/2002	End Date: 3/15/2003

GRN LEAVES

TROPICANA

MARN BLUE

3K1112

100% CTTN JRSY; SHORT SLEEVE WITH 2 COLOR CONTRAST STITCHING; REVERSE PRINT ON FRONT CHEST WITH HIGH DENSITY GEL ACCENT		371 GRN LEAVES 824 TROPICANA 953 MARN BLUE	
Cost: $11.75	Retail: $24.00	Sizes: M - XXL	Content: SS NJC TOWING
Delivery Group: AUTOMOTION 12/25	Class: T-SHIRTS	Season: SPRING 2003	Division: J
		Start Date: 12/25/2002	End Date: 2/15/2003

©1998 IMAGE INFO, INC. 800-976-IMAGE

NAUTICA

VNTG HTHR

WASHED NAVY

BURGUNDY

M.GOLD

HAZE

3K4128

100% CTN JRSY; SHRT SLV CRWNK; ROCK INK PRINT ON CF CHST; LBL ON BTM HM	095 VNTG HTHR 401 WASHED NAVY 618 BURGUNDY 712 M.GOLD 968 HAZE

Cost: $11.75	Retail: $24.00	Sizes: M - XXL	Content: SS NJC ROCK INK PRINT TEE
Delivery Group: FRAT HOUSE	Class: T-SHIRTS	Season: HOLIDAY 2003	Division: J
		Start Date: 9/25/2003	End Date: 11/15/2003

4H4010 FLOCK WITH PRINT BSEBALL
Wholesale: 9.50
Sugg. Retail: 20.00

SAMDWASHED COTTON TWILL; ADJ CAP; FLOCKED W/PRINT; CONTRAST STICHING; BACK VELCRO STRAP; TEE SHIRT REF 4K4127

Sizes OSZ

Inseam

	Color
100	WHITE
994	INDIGO

4H4011 NAUT. JEANS DENIM DTL BSBL CAP
Wholesale: 9.50
Sugg. Retail: 20.00

DENIM MESH; ADJ CAP; DENIM AND MESH FRONT PANEL; HI DENSITY PRINT; PLASTIC BACKSTRAP; TEE SHIRT REF 4K4124

Sizes OSZ

Inseam

	Color
491	BLUE WASHD
933	BLU CRYSTL

Sizes	8/10 12/14
Inseam	
44127K S/S NJC LOG	
Wholesale 9.00	
Sugg. Retail 18.50	
S/S NJC LOGO TEE;1 JSY;CNTRST NECK T FLOCK ON CF CHES	
Sizes	8/10 12/14
Inseam	

T-SHIRTS

HOLIDAY 2004 DEL MAR
Delivery 11/15/2004 – 12/24/2004

RN NO. 67635 CA NO. 07415
NAUTICA JEANS CO.
ESTABLISHED 1983

4K4177 *LS NAUTICA JEANS LOGO BULLSEYE*

Wholesale: **14.50**
Sugg. Retail: **29.50**

100% CTN JRSY; LNG SLV CRWNK; PRNT W/ FLOCK ON FRNT CHST; FLAT PRINT ON LFT SLV; CNTST NK TP

Sizes M L XL XXL

Inseam

	Color
100	WHITE

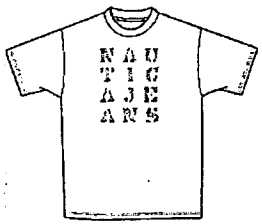
4K4127 *SS NAUTICA JEANS LOGO BULLSEYE*
Wholesale: 12.00
Sugg. Retail: 24.50

100% CTN JRSY; SHRT SLV CRWNK; PRINT W/ FLOCK ON FRNT CHST; CNTST NK TP

Sizes M L XL XXL

Inseam

	Color
060	GREY HEATHER
100	WHITE
400	CLASSIC NAVY



4K4128 *SS NAUTICA JEANS DBL STENCIL*
Wholesale: 12.00
Sugg. Retail: 24.50

DIFFERENT BLENDED JRSY; SHRT SLV CRWNK; PRINT W/ ULTRA GEL HD ON FRONT

Sizes M L XL XXL

Inseam

	Color
130	OATML HTHR
941	CHAMBRAY
994	INDIGO

4K4176 *LS NAUTICA JEANS CO RINK*
Wholesale: 14.50
Sugg. Retail: 29.50

DIFFERENT BLEND JRSY; LNG SLV RAGLAN; CNTST RINGER; CNTST SHLDR INSERTS; FLAT; HD; ULTRA GEL HD ON CF CHEST

Sizes M L XL XXL

Inseam

	Color
100	WHITE
994	INDIGO

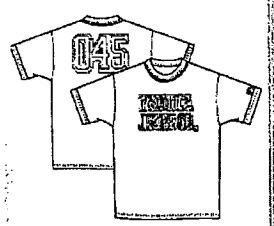
RN NO. 67855 CA NO. 07415

NAUTICA JEANS CO.

ESTABLISHED 1983

T-SHIRTS

SUMMER 2004 INTERNATIONAL SPORT
Delivery 05/25/2004 – 07/15/2004



4K2101 *SS NJC BACK 45 W/ PIPING*
Wholesale: 12.00
Sugg. Retail: 24.50
100% CTN JRSY;SHRT SLV CRWNK;BOUND NK/SLVS W/ CNTST PIPING; HD ROCK PRNT ON FRNT BCK;

Sizes	M L XL XXL
Inseam	

	Color
060	GREY HEATHER
100	WHITE
409	MIDNGT BLU
642	RED TOMATO

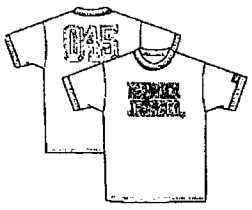
4K2124 *SS RNGR W/ NJC DISCUS ATHLETIC*
Wholesale: 12.00
Sugg. Retail: 24.50
100% CTN JRSY;SHRT SLV RINGER W/ CNTST SLV BINDING;DIRECT FLOCK ON FRNT CHST

Sizes	M L XL XXL
Inseam	

	Color
005	MD GRYHTR
100	WHITE
405	DEEP SEA
424	JET BLUE
642	RED TOMATO

4K2125 *SS N JEANS 99 LONG JUMPER 45*
Wholesale: 12.00
Sugg. Retail: 24.50
100% CTN JRSY;SHRT SLV CRWNK;FLAT WITH TEFLON PRINT ON CF CHST;LFT SLV PATCH;CONTRAST STITCHING

	Color
424	JET BLUE



4K2101 *SS NJC BACK 45 W/ PIPING*
Wholesale: **12.00**
Sugg. Retail: **24.50**

100% CTN JRSY;SHRT SLV CRWNK;BOUND NK/SLVS W/ CNTST PIPING; HD ROCK PRNT ON FRNT BCK;

Sizes M L XL XXL

Inseam

	Color
060	GREY HEATHER
100	WHITE
409	MIDNGT BLU
642	RED TOMATO

4K2124 *SS RNGR W/ NJC DISCUS ATHLETE*
Wholesale: **12.00**
Sugg. Retail: **24.50**

100% CTN JRSY;SHRT SLV RINGER W/ CNTST SLV BINDING;DIRECT FLOCK ON FRNT CHST

Sizes M L XL XXL

Inseam

	Color
005	MD GRYHTR
100	WHITE
405	DEEP SEA
424	JET BLUE
642	RED TOMATO

4K2125 *SS N.JEANS 99 LONG JUMPER 45*
Wholesale: **12.00**
Sugg. Retail: **24.50**

100% CTN JRSY;SHRT SLV CRWNK;FLAT WITH TEFLON PRINT ON CF CHST;LFT SLV PATCH;CONTRAST STITCHING

Sizes M L XL XXL

Inseam

	Color
424	JET BLUE

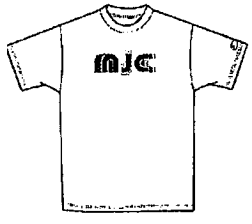
4K2126 *MUSCLE NJC WINGED SHOES SHIELD*
Wholesale: **9.25**
Sugg. Retail: **19.50**

100% CTN JRSY;MUSCLE CRWNK;FLAT/METALLIC GOLD/CLEAR GEL ON FRNT LFT CHST;FLAT/METALLIC GOLD/CLEAR GEL/HD ON BACK

Sizes M L XL XXL

Inseam

	Color
100	WHITE
405	DEEP SEA
424	JET BLUE
642	RED TOMATO



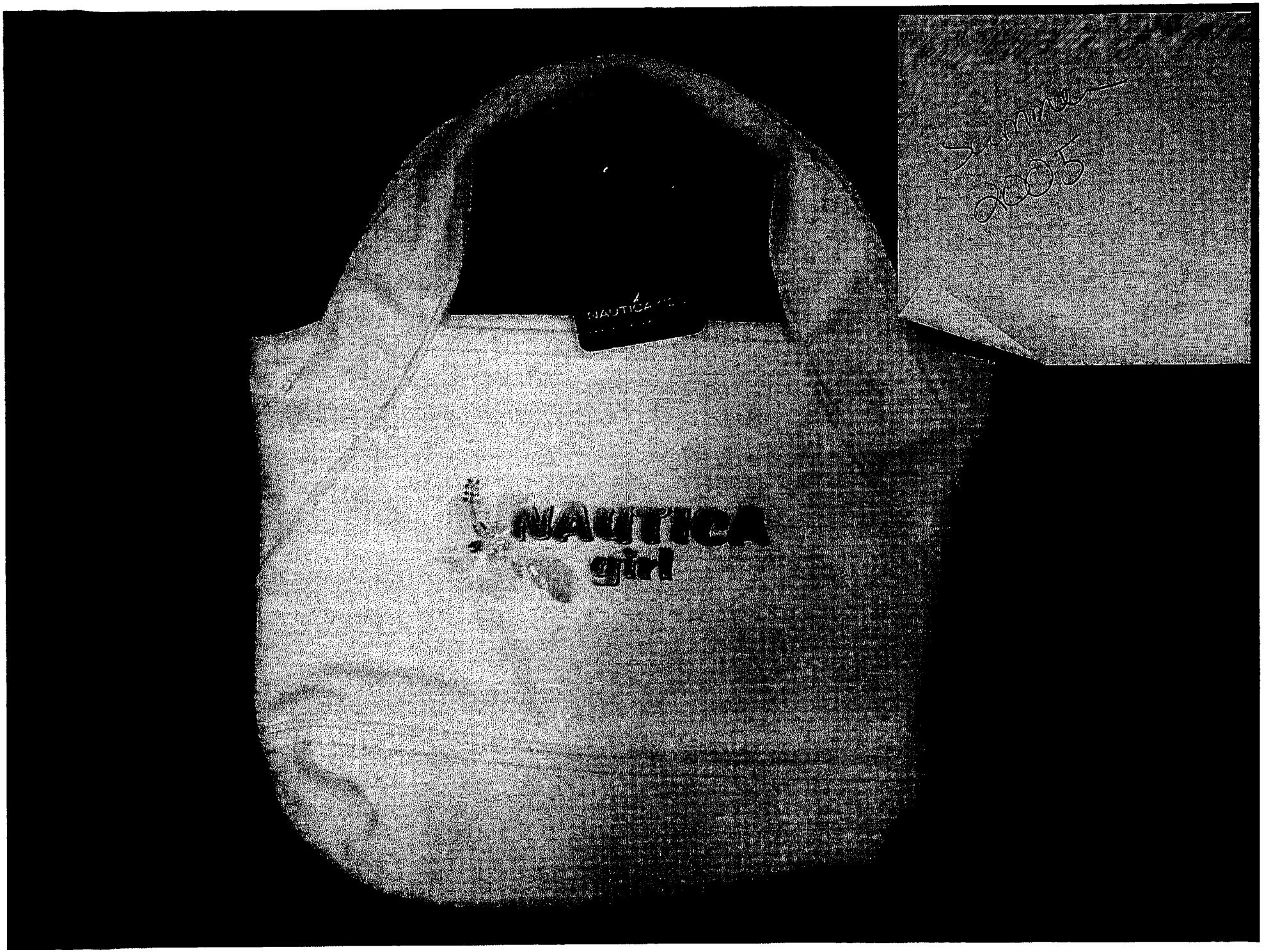
4K2127 *SS LOWR CASE RED N.WHT J.BLU C*
Wholesale: **12.00**
Sugg. Retail: **24.50**

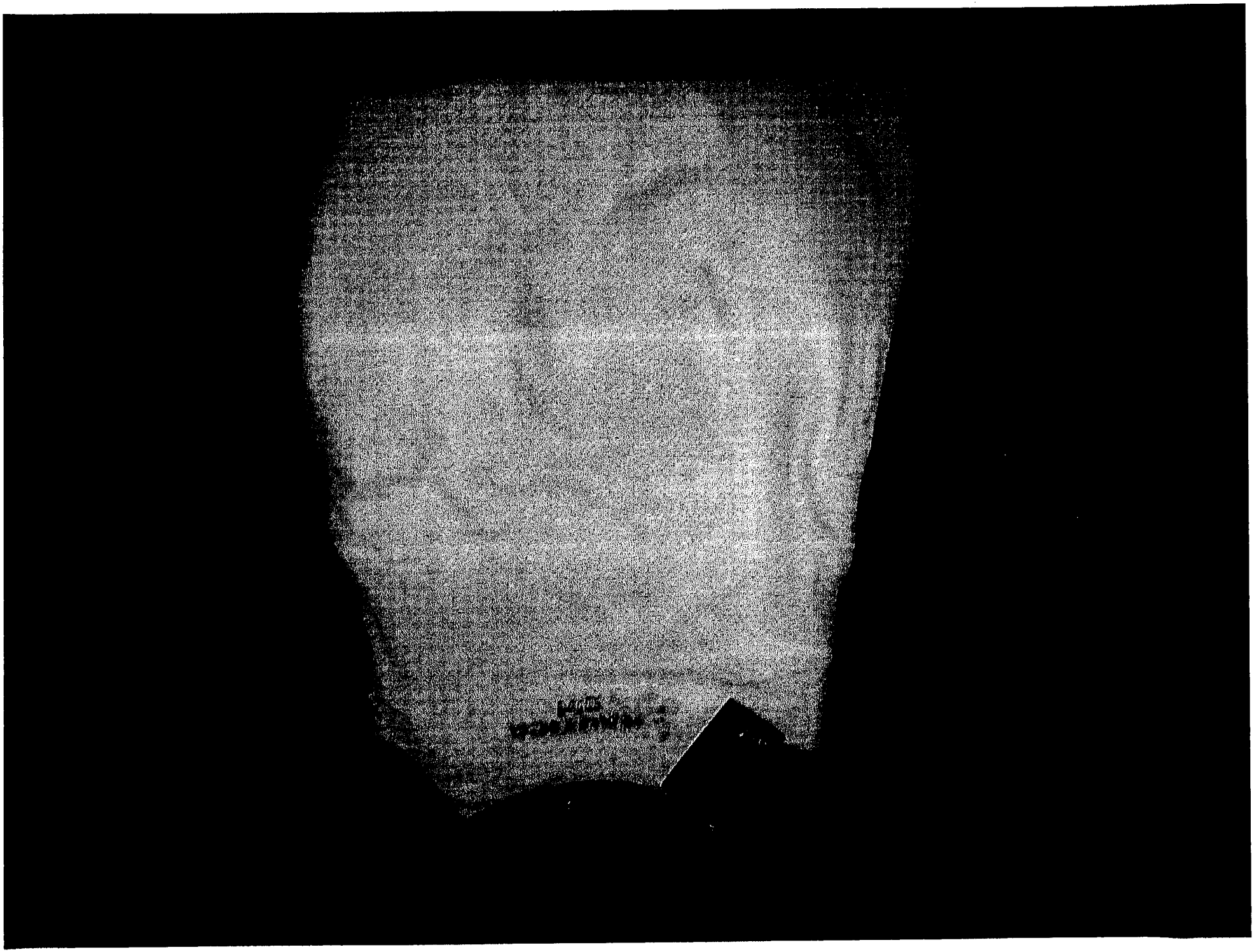
100% CTN JRSY;SHRT SLV CRWNK;WATERBASE/FLAT/FOIL PRINT ON CFCHST;LFT SLV PATCH

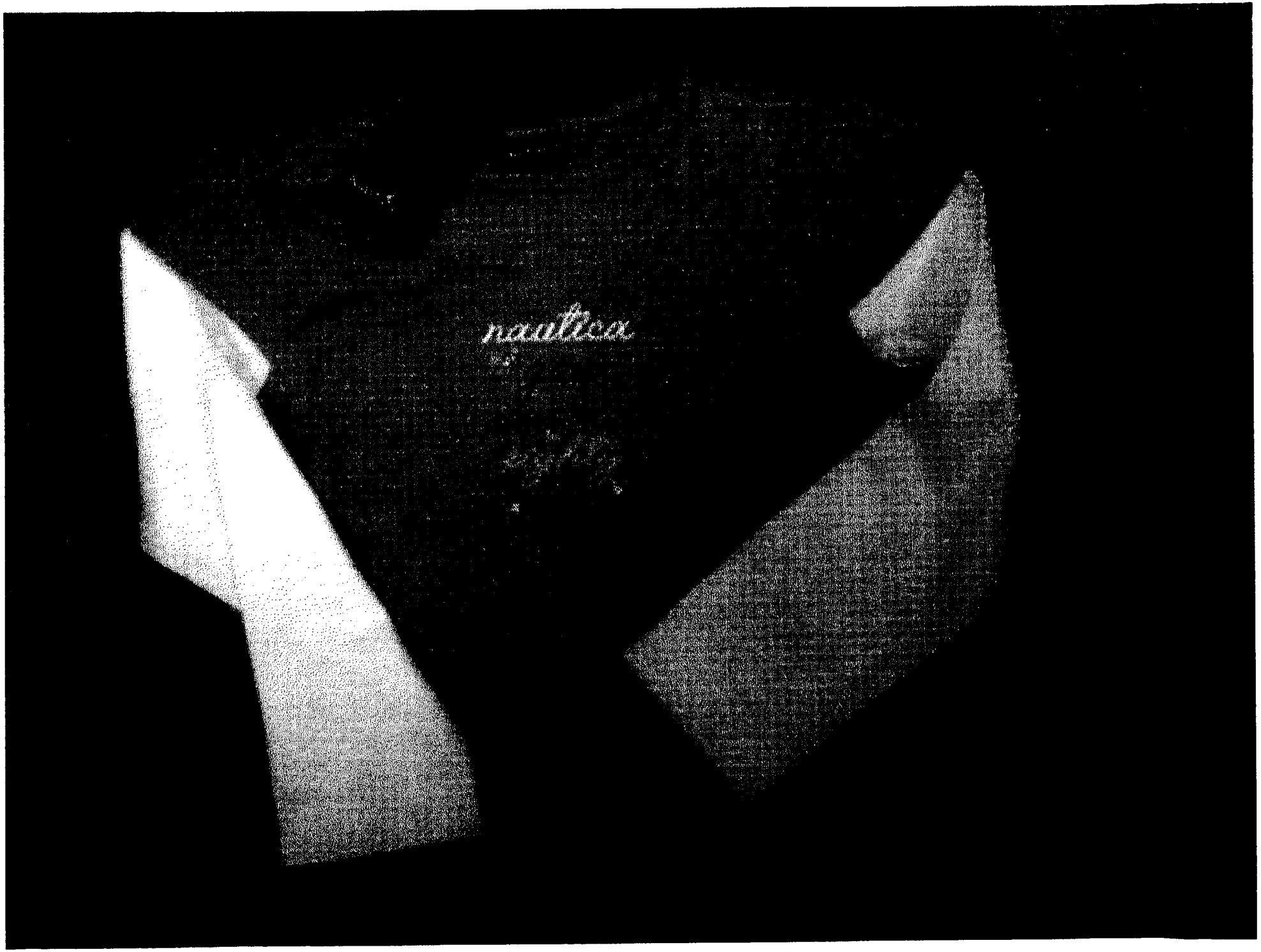
Sizes M L XL XXL

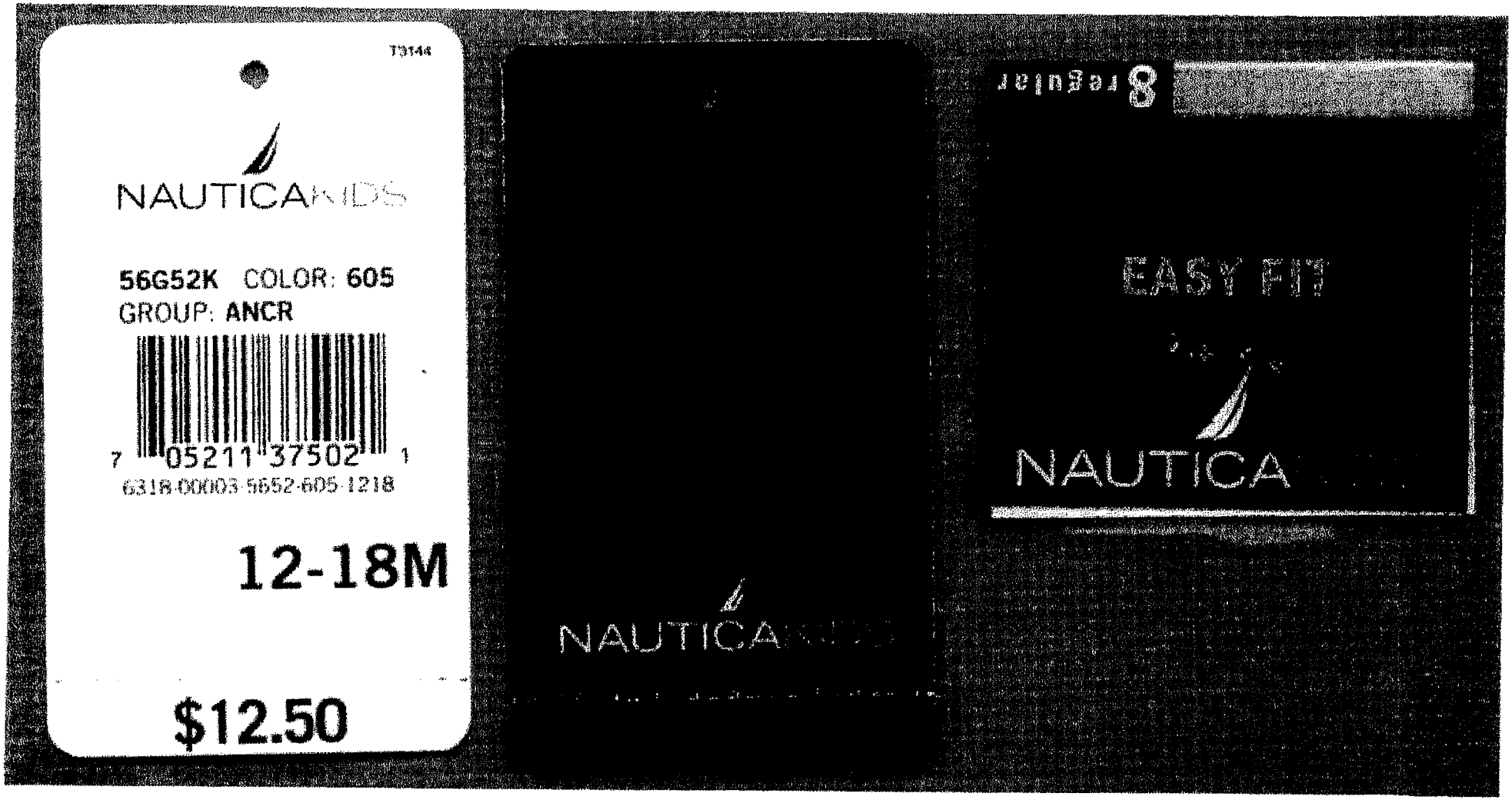
Inseam

	Color
005	MD GRYHTR
100	WHITE


NAUTICA
girl




nautica


T3144
NAUTICAKIDS
56G52K COLOR: 605
GROUP: ANCR
7 05211 37502 1
6318-00003-5652-605-1218
12-18M
$12.50
NAUTICA
8 regular
EASY FIT
NAUTICA

N-2 4057

NAUTICA JEANS CO.

ESTABLISHED 1999

RN NO. 67835 CA NO. 07415

SPRING 2007 BOXERS

NAUTICA JEANSWEAR BOXERS

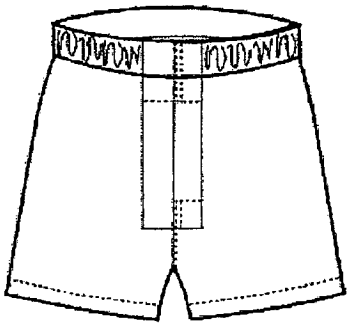
Spring 07 4-25

YARNDYE WOVENS VINTAGE WASH

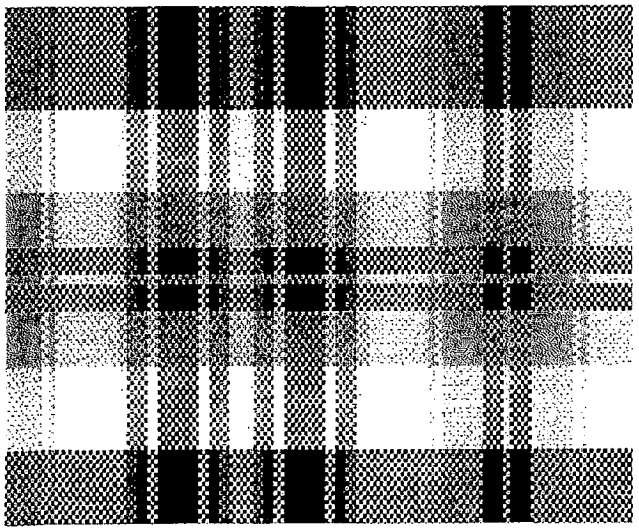
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

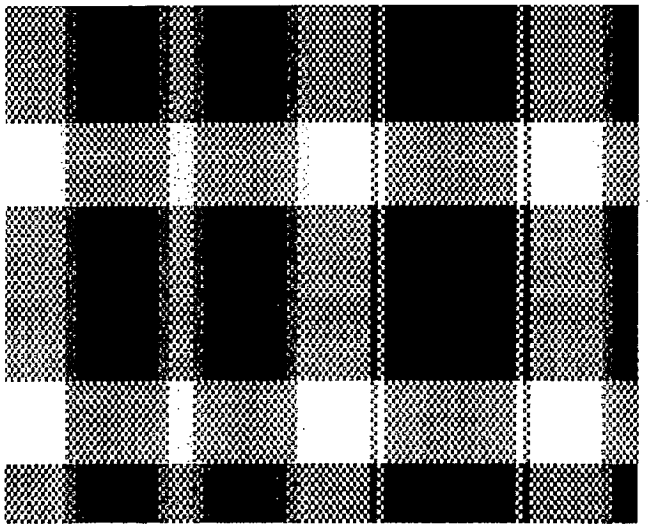


702 - GOLD



Style 714140

448 - BLUE



Style 714140

NAUTICA JEANSWEAR BOXERS

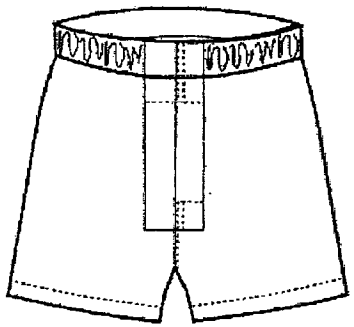
Spring 07 4-25

YARNDYE WOVENS VINTAGE WASH

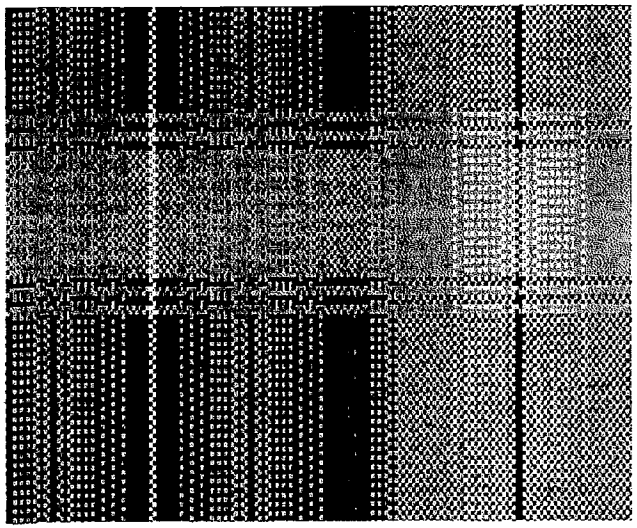
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

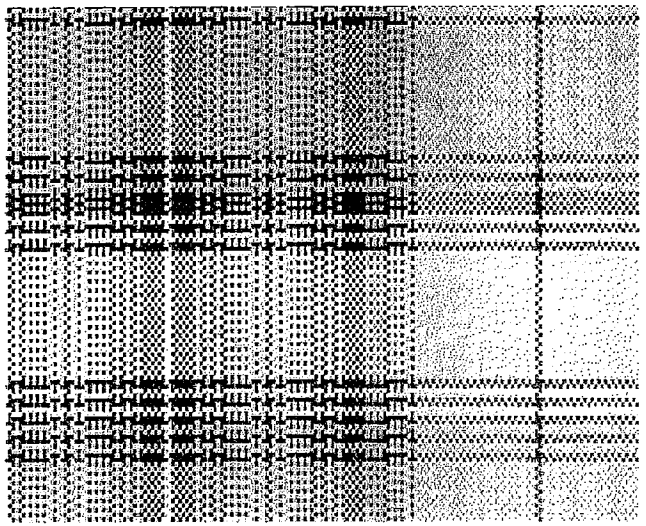


448 - BLUE



Style 714240

702 - GOLD



Style 714240

NAUTICA JEANSWEAR BOXERS

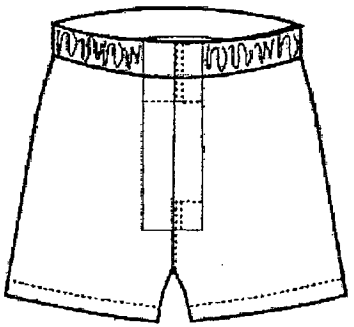
Spring 07 4-25

YARNDYE WOVENS VINTAGE WASH

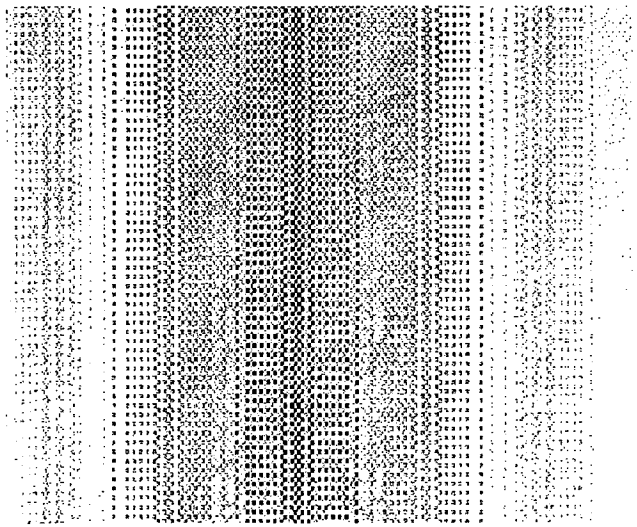
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

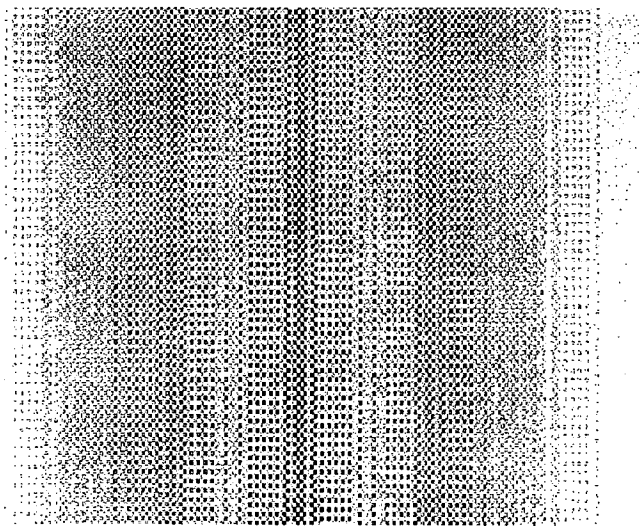


702 - GOLD



Style 714440

448 - BLUE



Style 714440

NAUTICA JEANSWEAR BOXERS

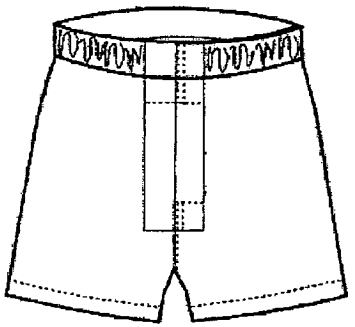
Spring 07 4-25

PRINTED WOVENS VINTAGE WASH

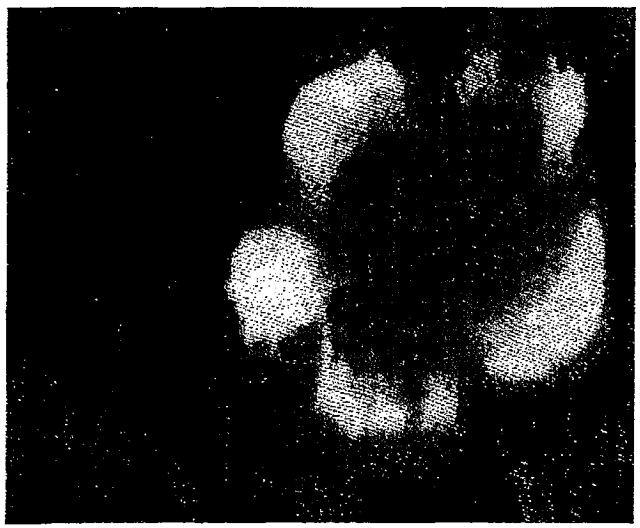
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL



448 - BLUE



Style 715140

702 - GOLD

Style 715140

NAUTICA JEANSWEAR BOXERS

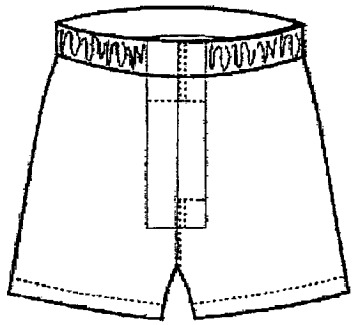
Spring 07 4-25

PRINTED WOVENS VINTAGE WASH

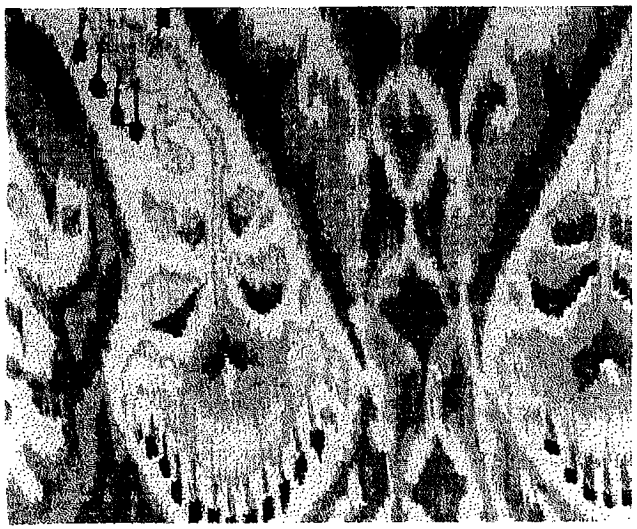
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

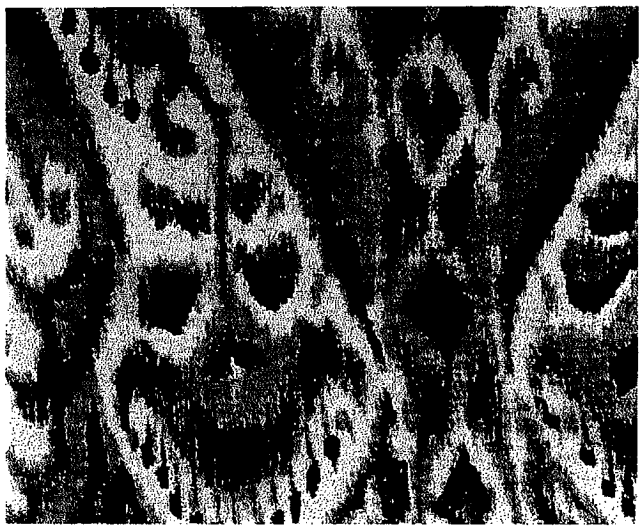


702 - GOLD



Style 715240

448 - BLUE



Style 715240

NAUTICA JEANSWEAR BOXERS

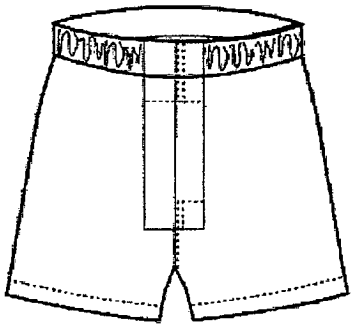
Spring 07 4-25

PRINTED WOVENS VINTAGE WASH

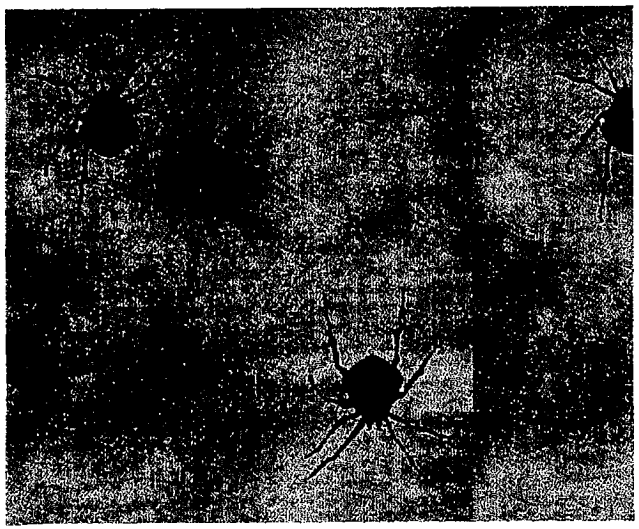
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

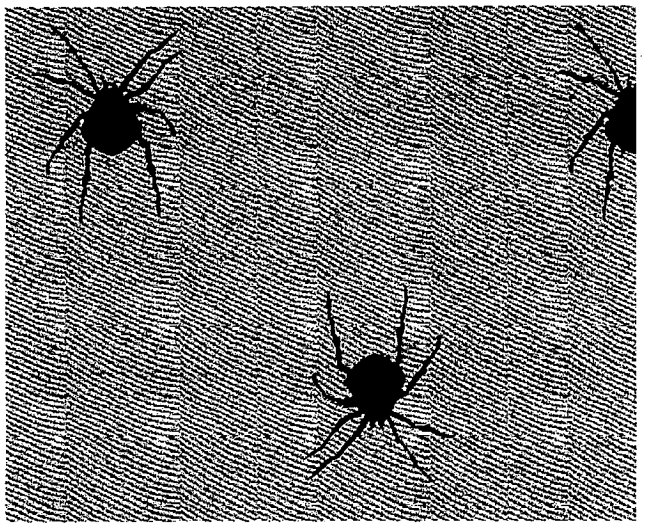


448 - BLUE



Style 716340

702 - GOLD



Style 716340

NAUTICA JEANSWEAR BOXERS

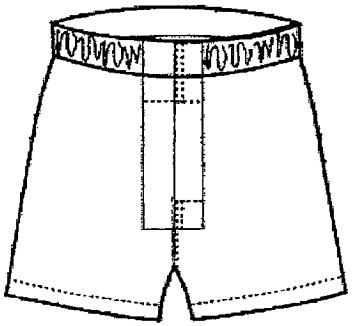
Spring 07 6-25

YARNDYE WOVENS VINTAGE WASH

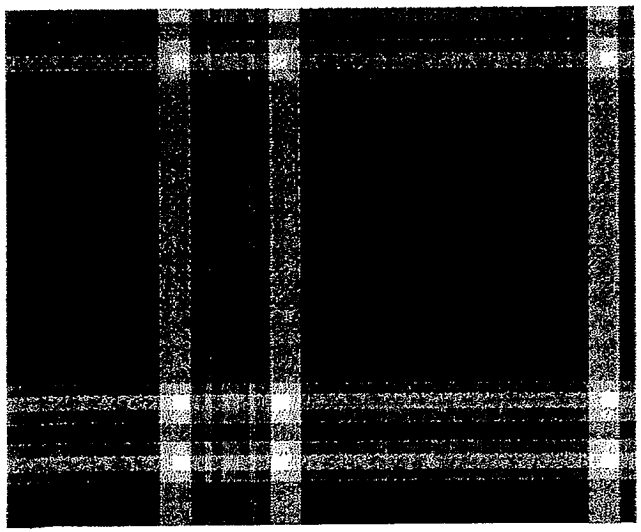
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL



448 - BLUE



Style 714340

702 - GOLD

Style 714340

NAUTICA JEANSWEAR BOXERS

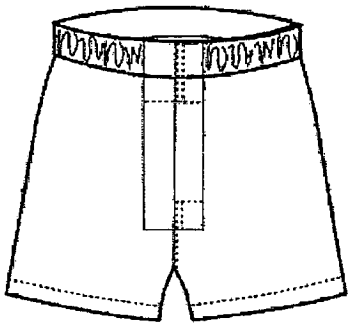
Spring 07 6-25

YARNDYE WOVENS VINTAGE WASH

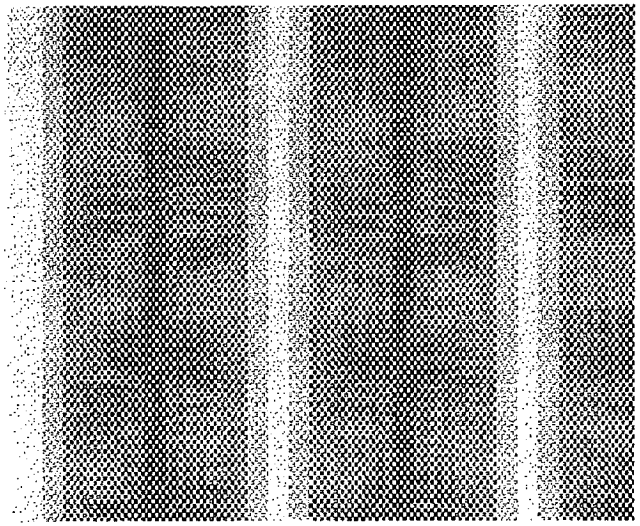
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

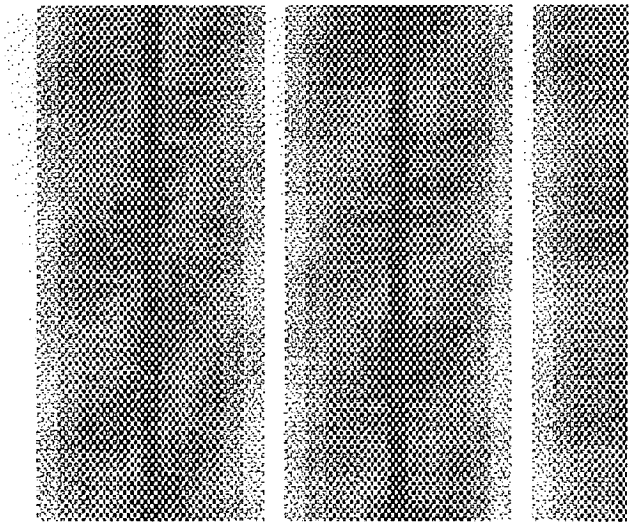


448 - BLUE



Style 714540

702 - GOLD



Style 714540

NAUTICA JEANSWEAR BOXERS

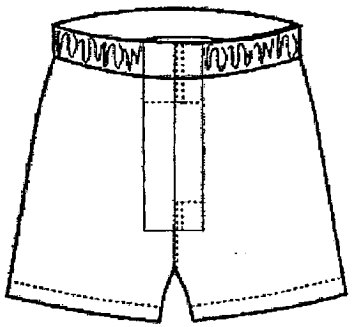
Spring 07 6-25

PRINTED WOVENS VINTAGE WASH

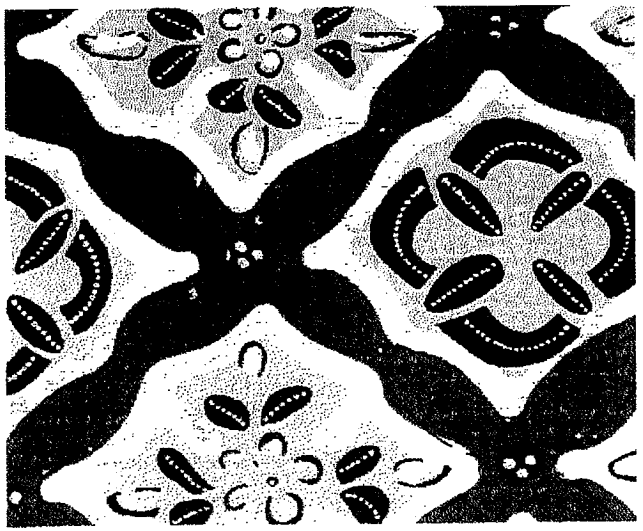
Fabric:
100% Cotton

$:
$8.30/$18.50

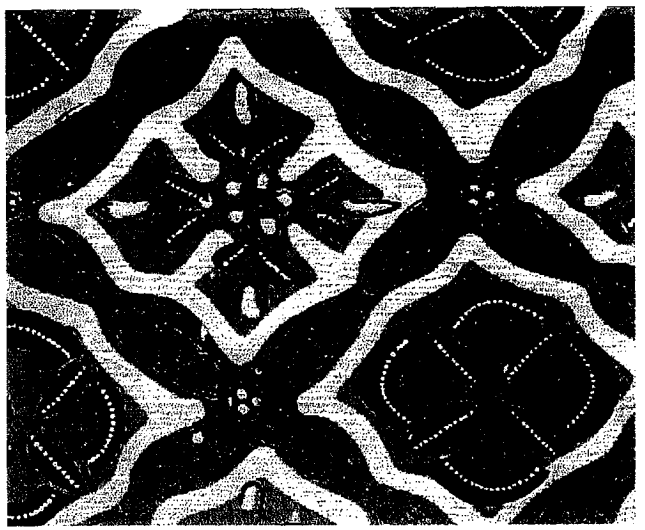
Sizing:
S,M, L, XL



702 - GOLD



448 - BLUE



Style 715340

NAUTICA JEANSWEAR BOXERS

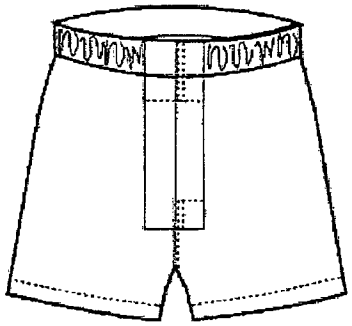
Spring 07 9-25

PRINTED WOVENS VINTAGE WASH

Fabric:
100% Cotton

$:
$8.30/$18.50

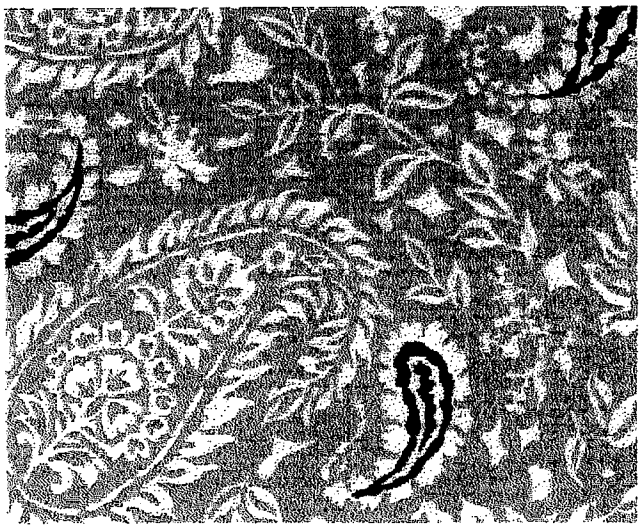
Sizing:
S,M, L, XL



448 - BLUE

Style 715940

702 - GOLD



Style 715940

NAUTICA JEANSWEAR BOXERS

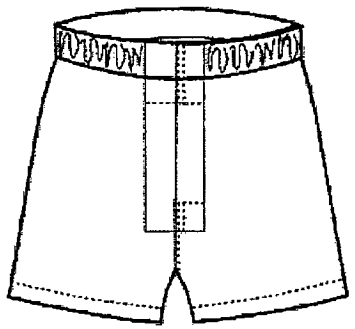
Spring 07 6-25

PRINTED WOVENS VINTAGE WASH

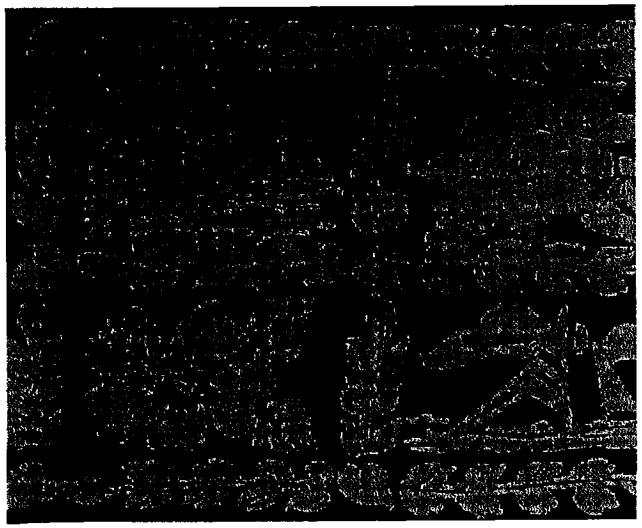
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

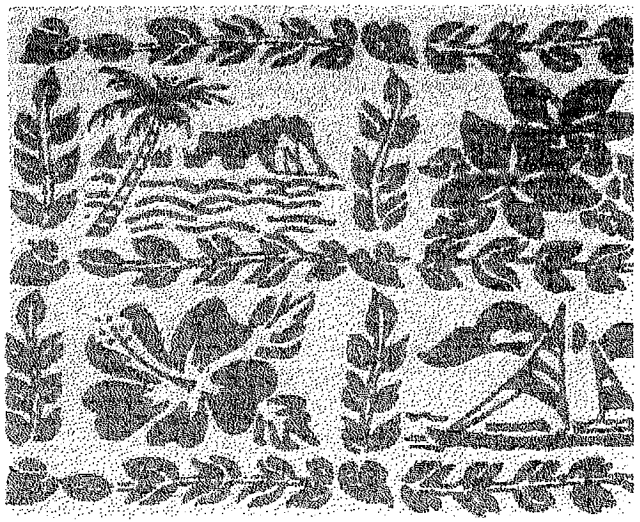


448 - BLUE



Style 715540

702 - GOLD



Style 715540

NAUTICA JEANSWEAR BOXERS

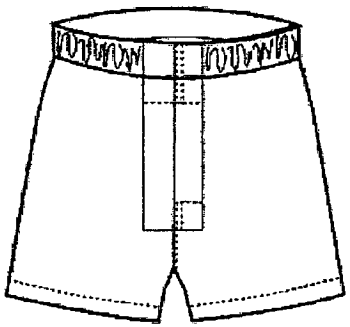
Spring 07 6-25

PRINTED WOVENS VINTAGE WASH

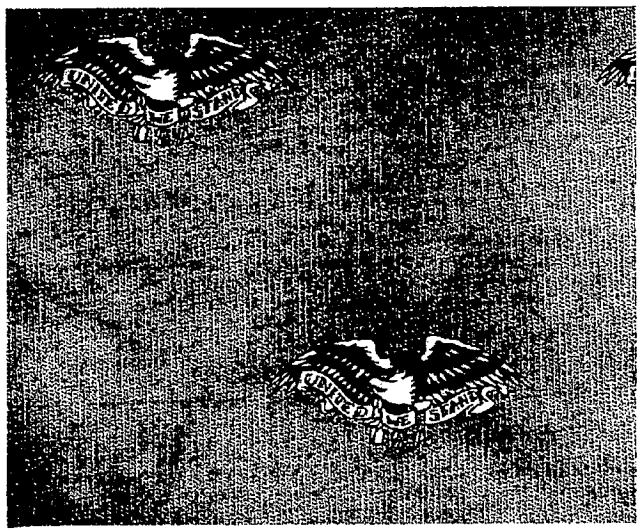
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

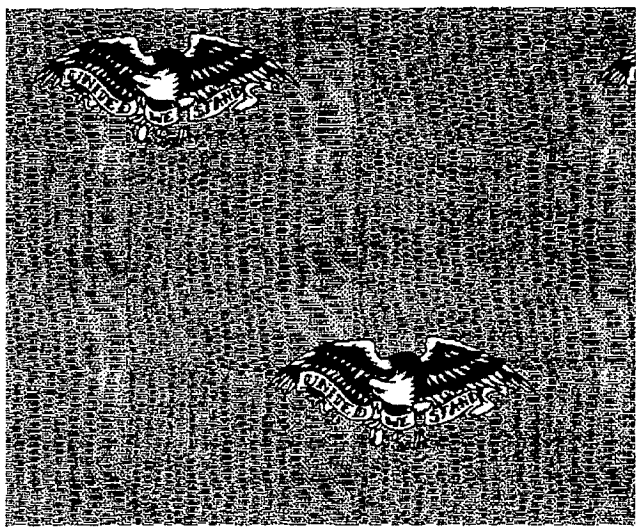


448 - BLUE



Style 716240

702 - GOLD



Style 716240

N-2 4057

NAUTICA JEANS CO.

ESTABLISHED 1999

RN NO. 67835 CA NO. 07415

FALL 2007 BOXERS

NAUTICA JEANSWEAR BOXERS

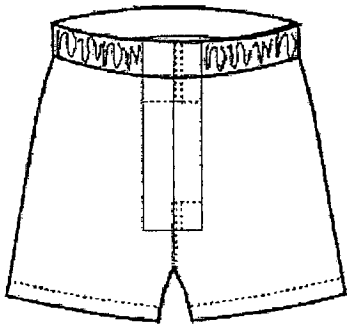
Fall 07 7-25

YARNDYE WOVENS VINTAGE WASH

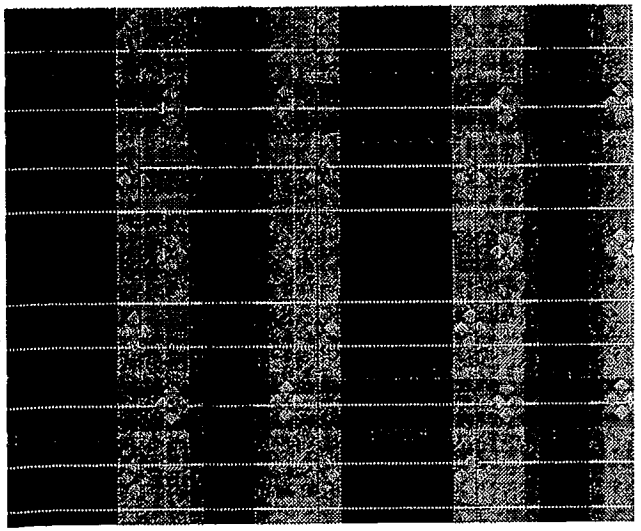
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

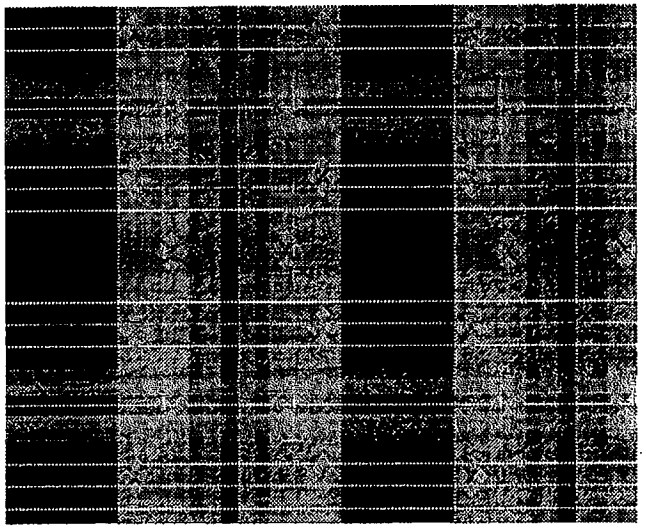


600 - RED



Style 714740

702 - GOLD



Style 714740

NAUTICA JEANSWEAR BOXERS

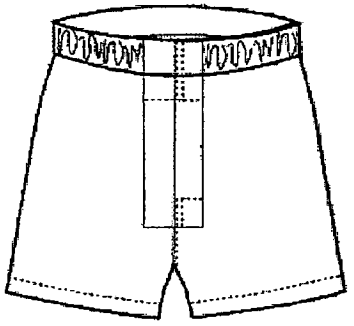
Fall 07 7-25

YARNDYE WOVENS VINTAGE WASH

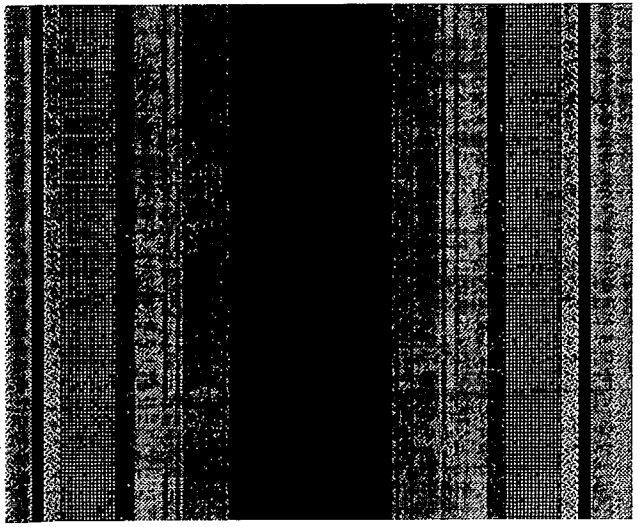
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

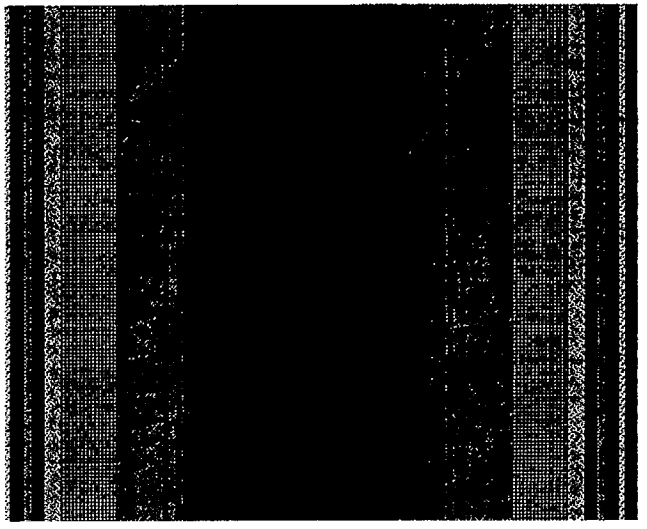


448 - BLUE



Style 715040

600 - RED



Style 715040

NAUTICA JEANSWEAR BOXERS

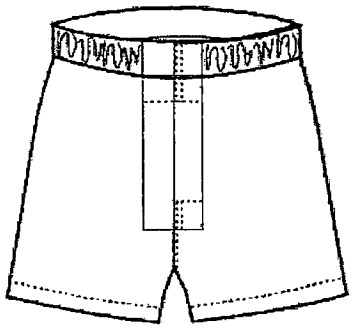
Fall 07 7-25

YARNDYE WOVENS VINTAGE WASH

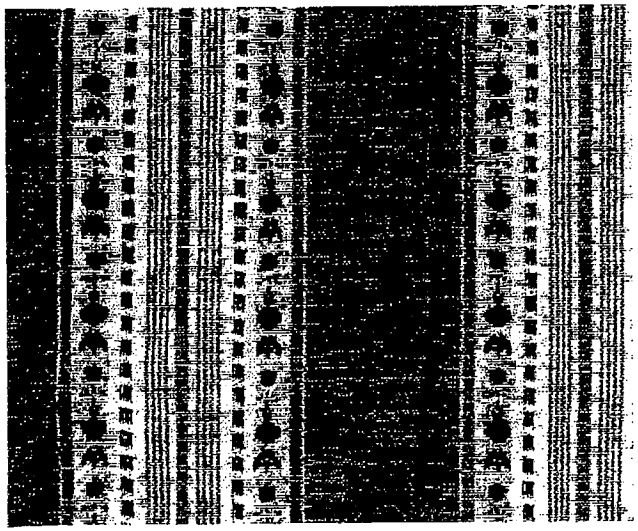
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

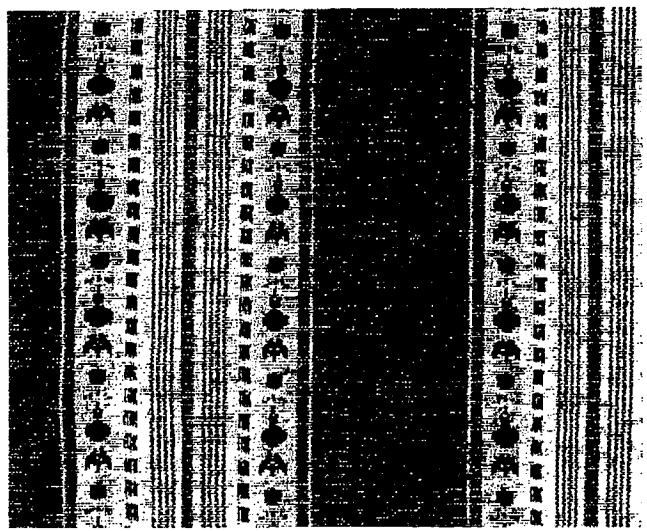


448 - BLUE



Style 714840

600 - RED



Style 714840

NAUTICA JEANSWEAR BOXERS

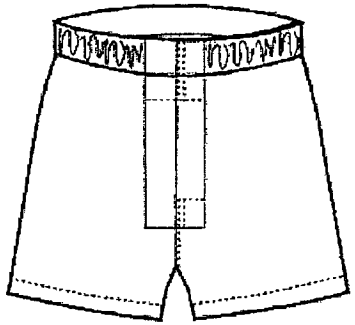
Fall 07 7-25

PRINTED WOVENS VINTAGE WASH

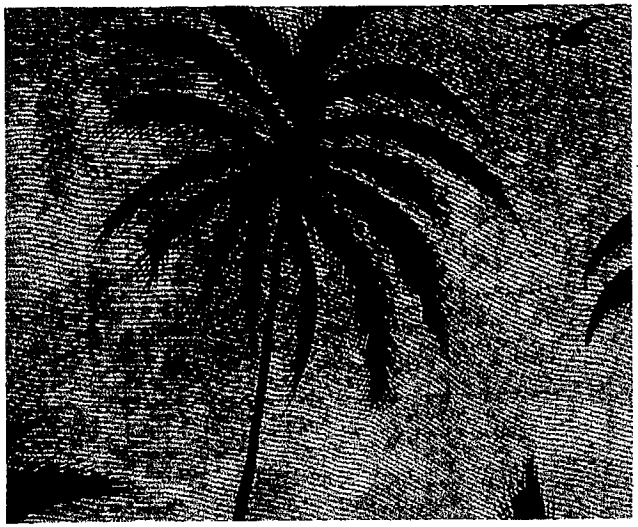
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL



401 - NAVY



Style 715840

702 - GOLD

Style 715840

NAUTICA JEANSWEAR BOXERS

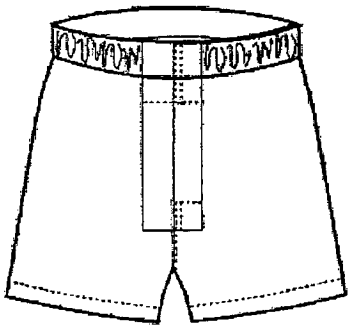
Fall 07 7-25

PRINTED WOVENS VINTAGE WASH

Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL



448 - BLUE

Style 716140

600 - RED

Style 716140

NAUTICA JEANSWEAR BOXERS

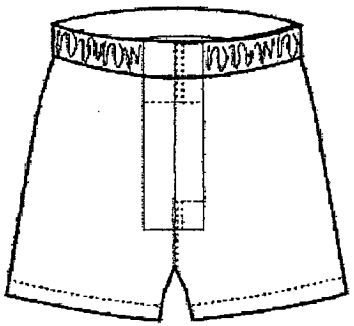
Fall 07 7-25

PRINTED WOVENS VINTAGE WASH

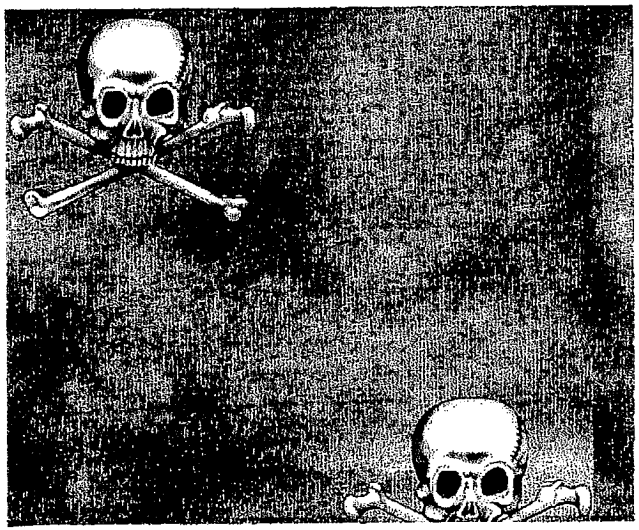
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

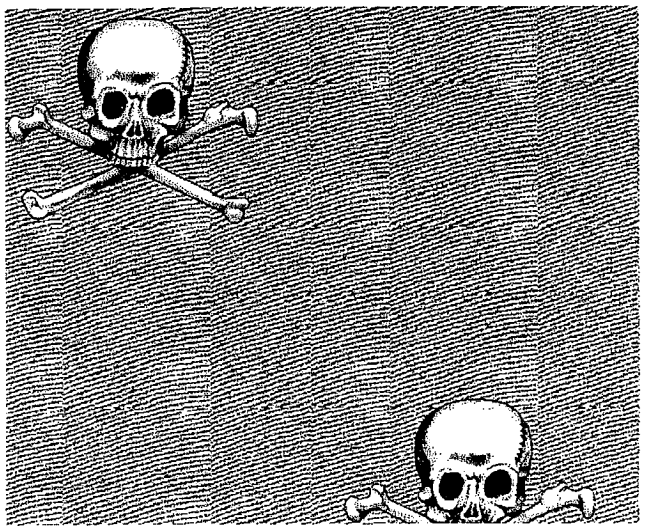


448 - BLUE



Style 716540

702 - GOLD



Style 716540

NAUTICA JEANSWEAR BOXERS

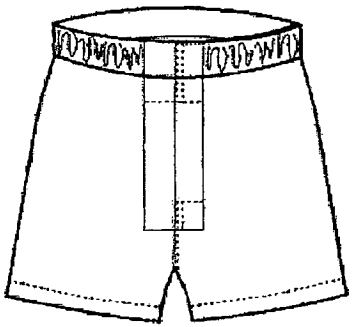
Fall 07 9-25

YARNDYE WOVENS VINTAGE WASH

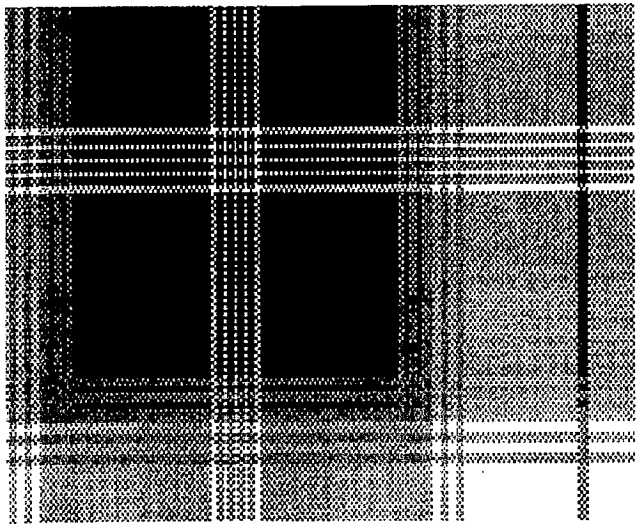
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

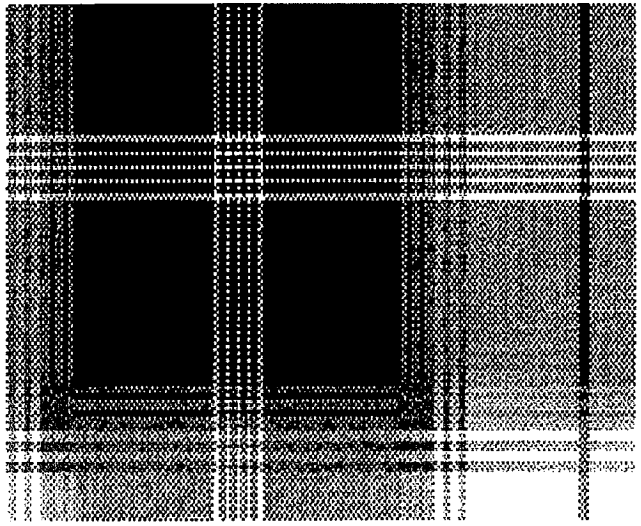


448 - BLUE



Style 714940

600 - RED



Style 714940

NAUTICA JEANSWEAR BOXERS

Fall 07 9-25

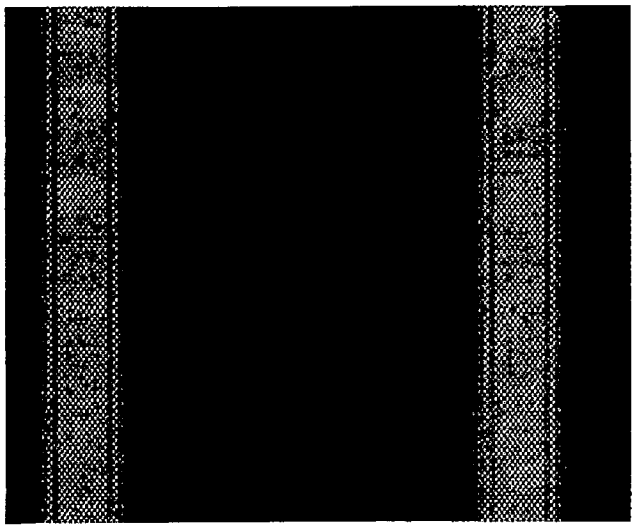
YARNDYE WOVENS VINTAGE WASH

Fabric:
100% Cotton

$:
$8.30/$18.50

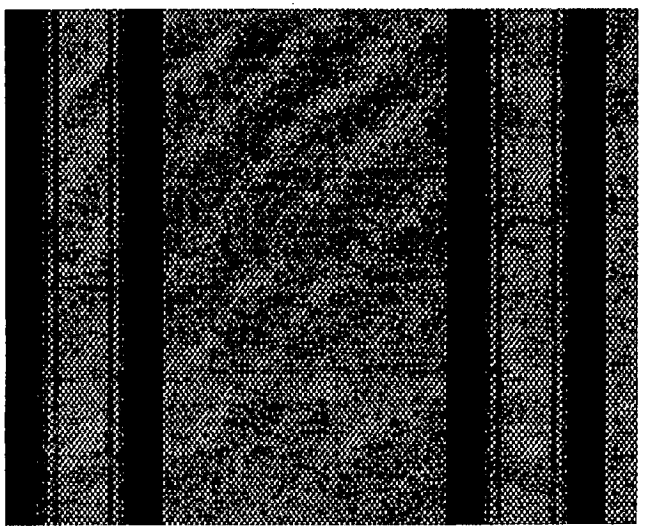
Sizing:
S,M, L, XL

448 - BLUE



Style 714640

702 - GOLD



Style 714640

NAUTICA JEANSWEAR BOXERS

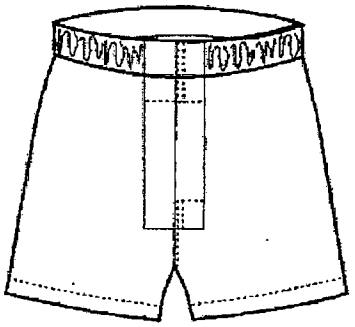
Fall 07 9-25

PRINTED WOVENS VINTAGE WASH

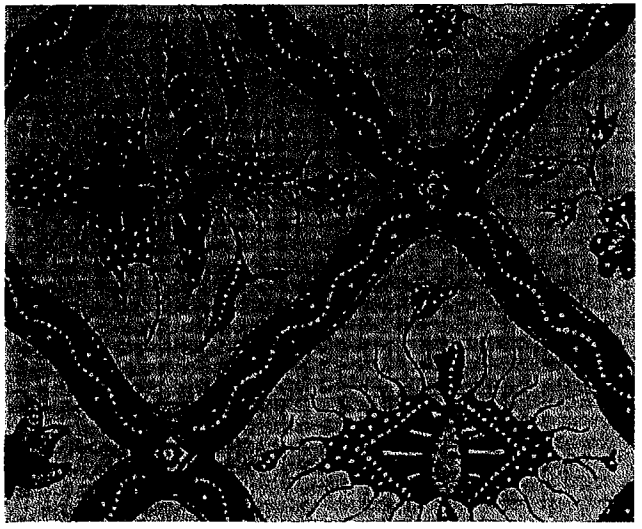
Fabric:
100% Cotton

$:
$8.30/$18.50

Sizing:
S,M, L, XL

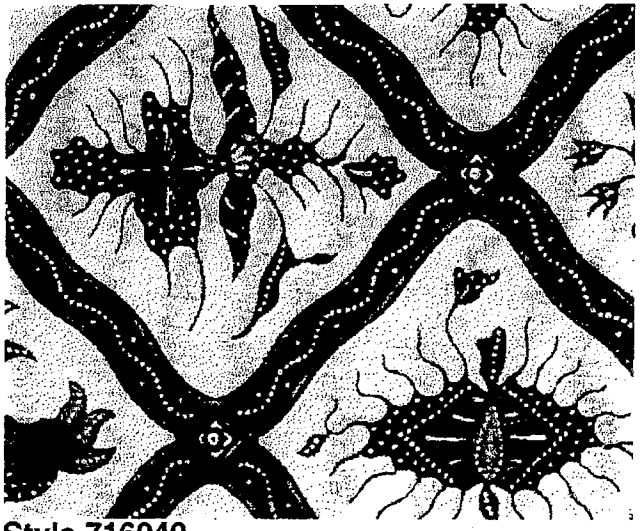


448 - BLUE



Style 716040

401 - NAVY



Style 716040

NAUTICA JEANSWEAR BOXERS

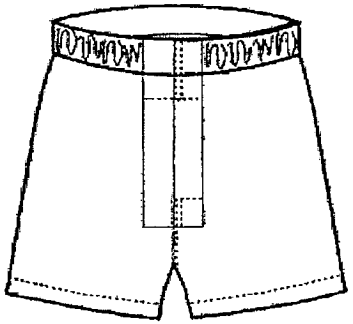
Fall 07 9-25

PRINTED WOVENS VINTAGE WASH

Fabric:
100% Cotton

$:
$8.30/$18.50

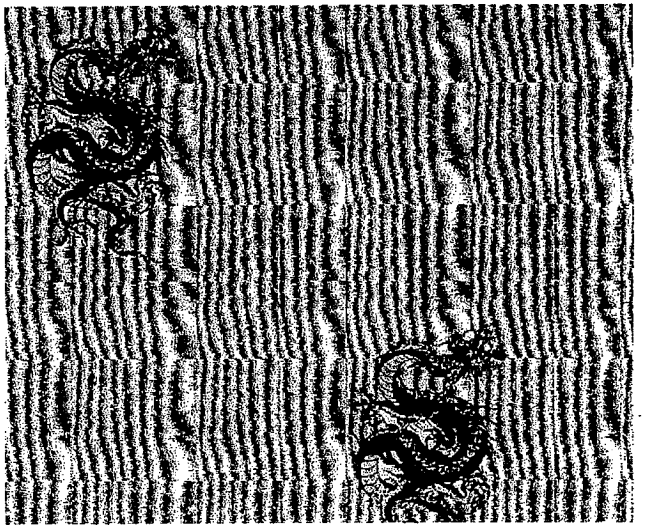
Sizing:
S,M, L, XL



448 - BLUE

Style 716640

702 - GOLD



Style 716640

NAUTICA JEANSWEAR BOXERS

Fall 07 7-25

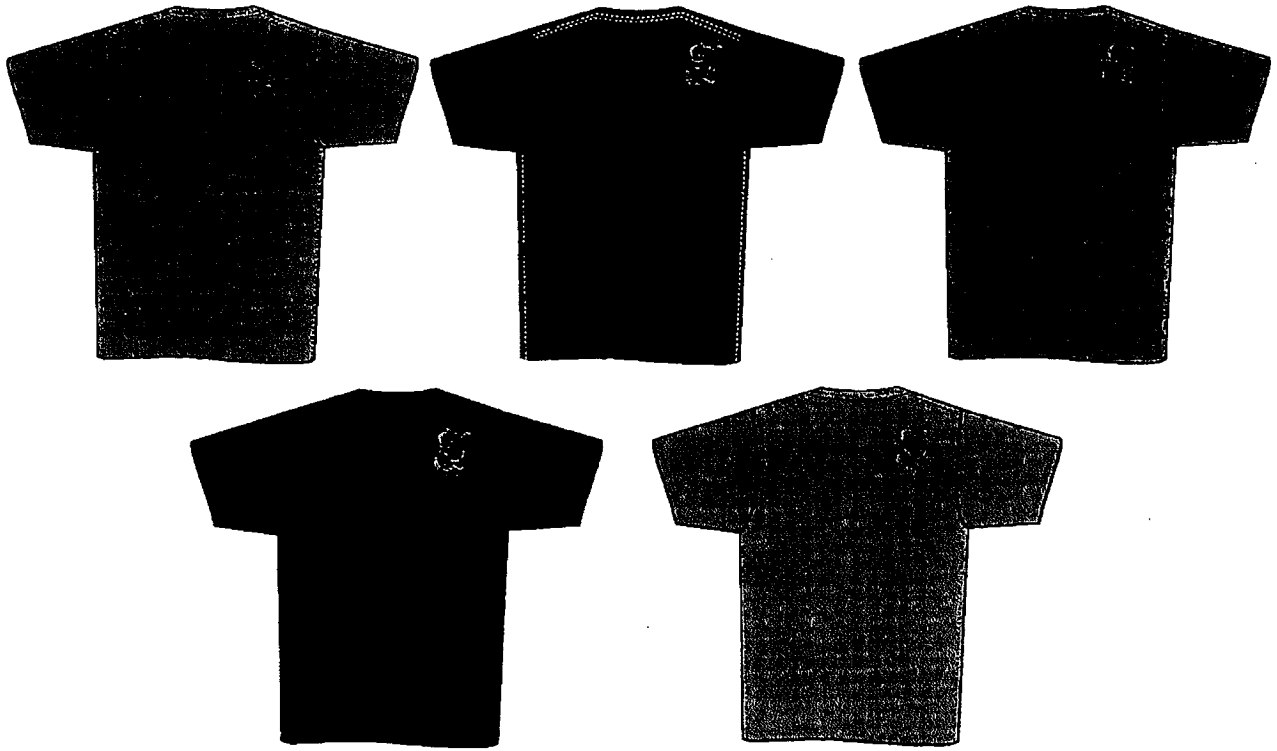
UNDERWEAR GRAPHIC TEE VINTAGE WASH

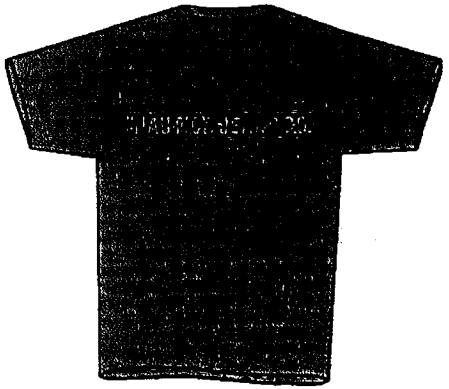
Fabric:
100% Cotton

$:
$

Sizing:
S,M, L, XL

COLORWAYS:
900 - GREY
401 - NAVY
702 - GOLD
602 - WINE
448 - BLUE





STYLE T76016

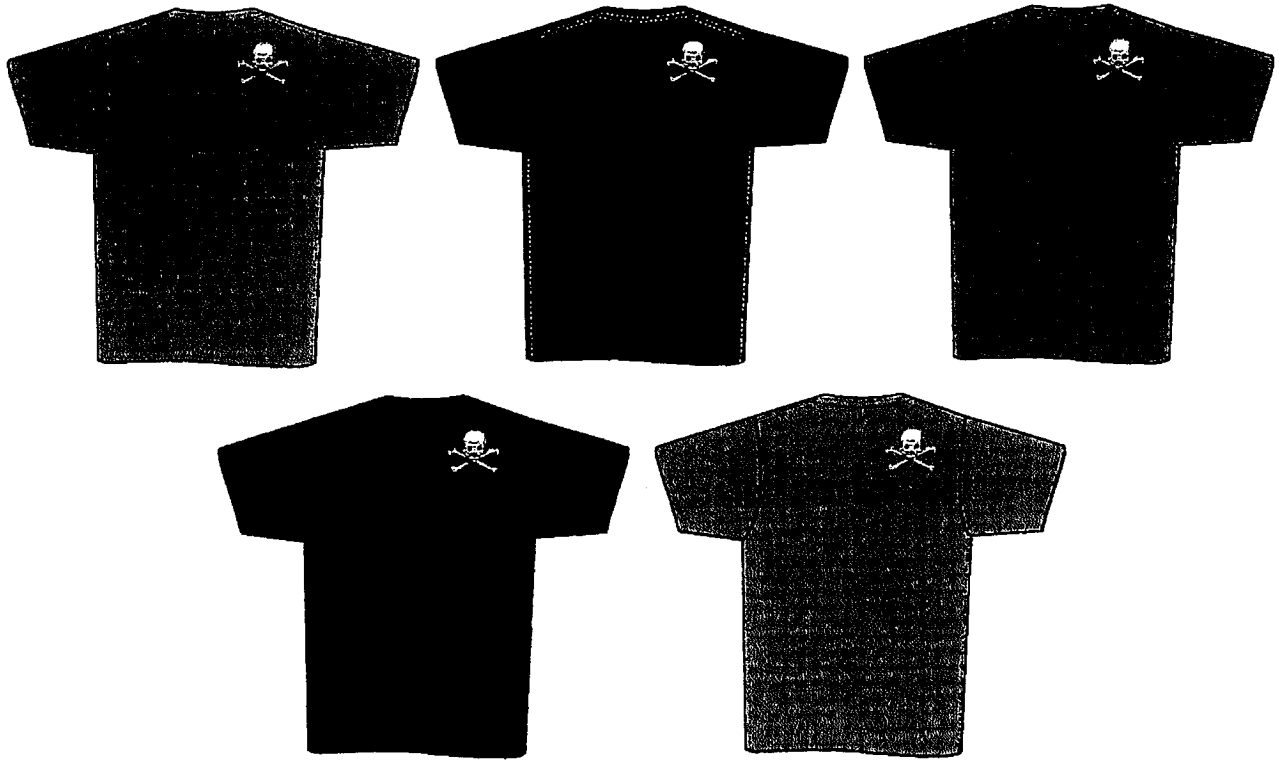
UNDERWEAR GRAPHIC TEE VINTAGE WASH

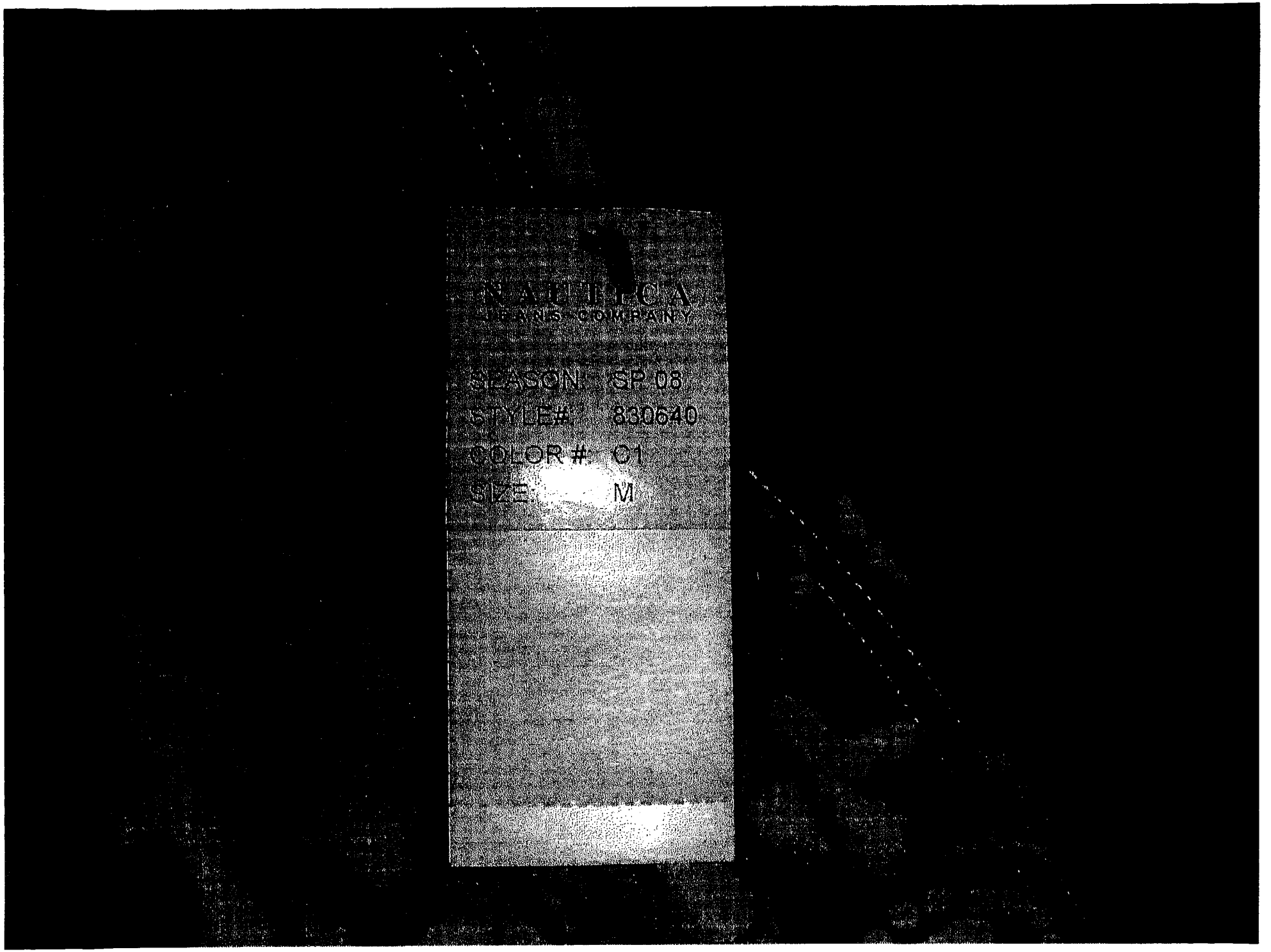
Fabric:
100% Cotton

$:
$

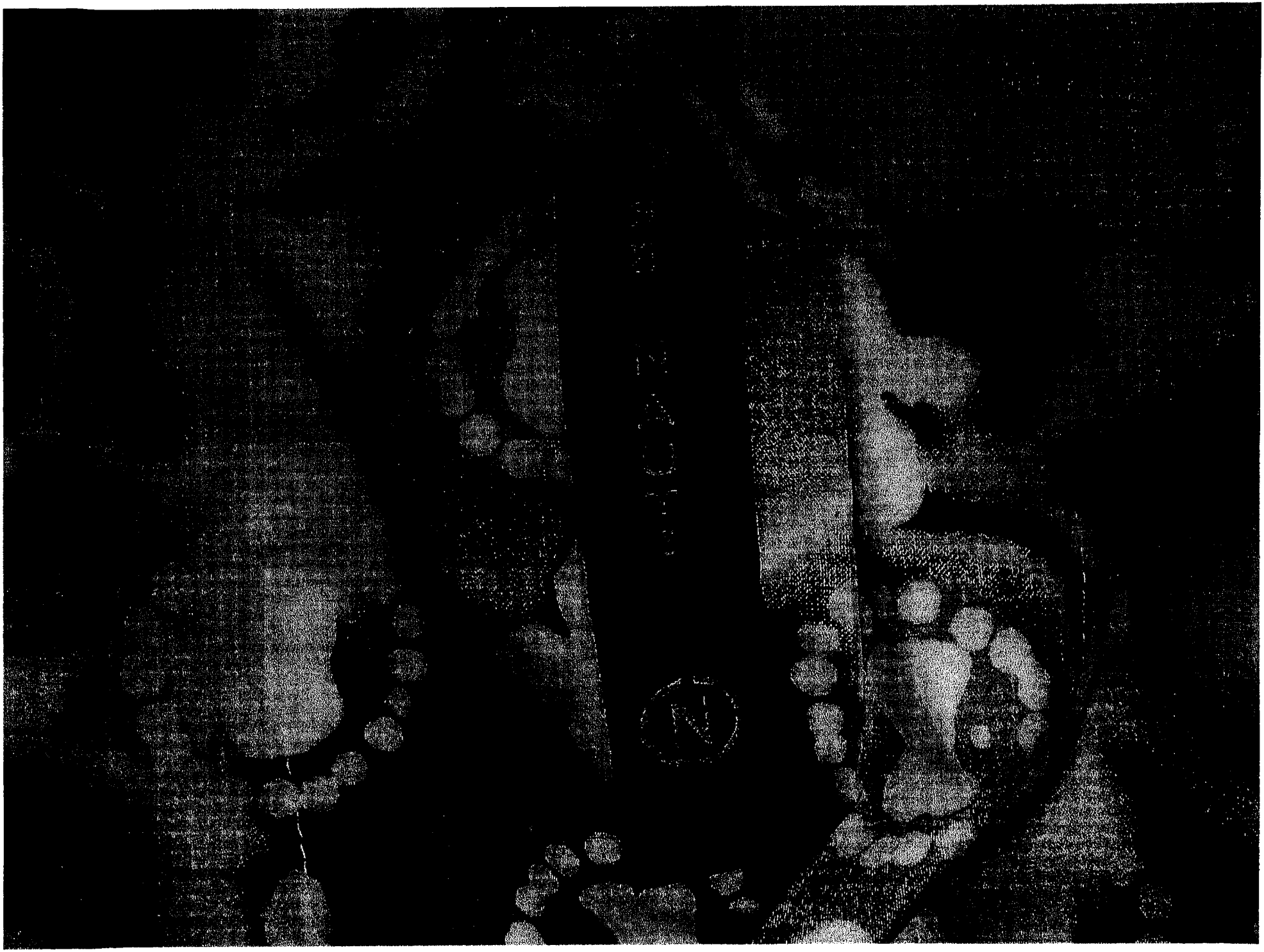
Sizing:
S,M, L, XL

COLORWAYS:
900 - GREY
401 - NAVY
702 - GOLD
602 - WINE
448 - BLUE




NAUTICA
JEANS COMPANY
SEASON: SP 08
STYLE#: 830640
COLOR #: C1
SIZE: M

N
www.nauticajeansco.com



NAUTICA JEANS COMPANY	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0002
	SPRING 2007	GRAPHIC TEE	MARINER	DATE:	5/22/6

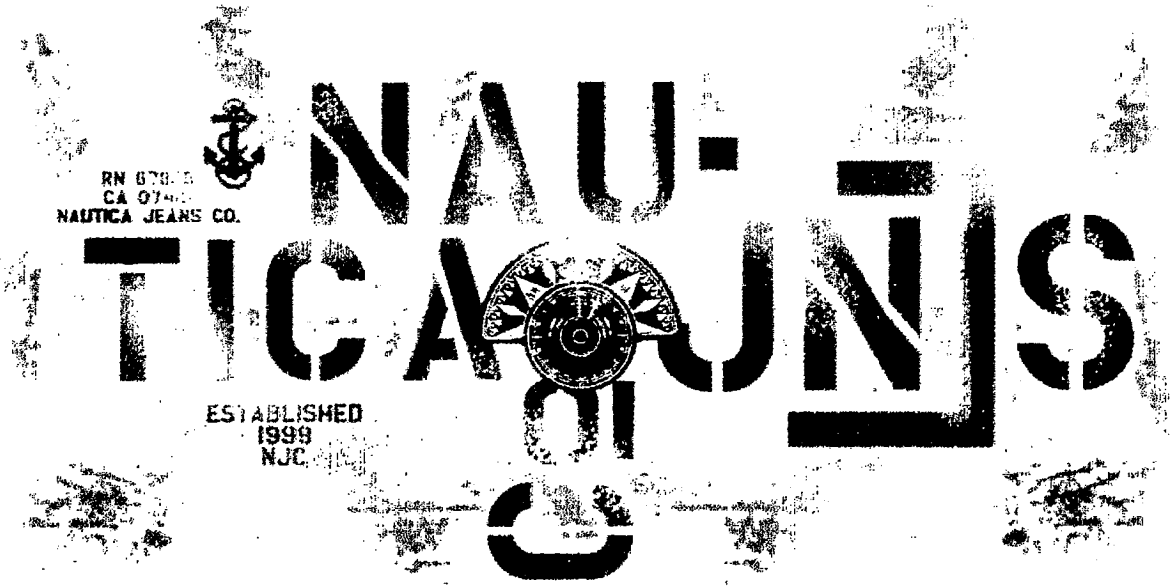
CLASSIC NAVY

SCREEN 1
WATERBASE

SCREEN 2
WATERBASE

NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0614
	SUMMER 2008	GRAPHIC TEE	1 ST DEL.	DATE:	11/29/07

SCREEN 1
WATER BASE



NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0629
	FALL 2008	GRAPHIC TEE	3RD DEL.	DATE:	4/8/08

NAUTICA

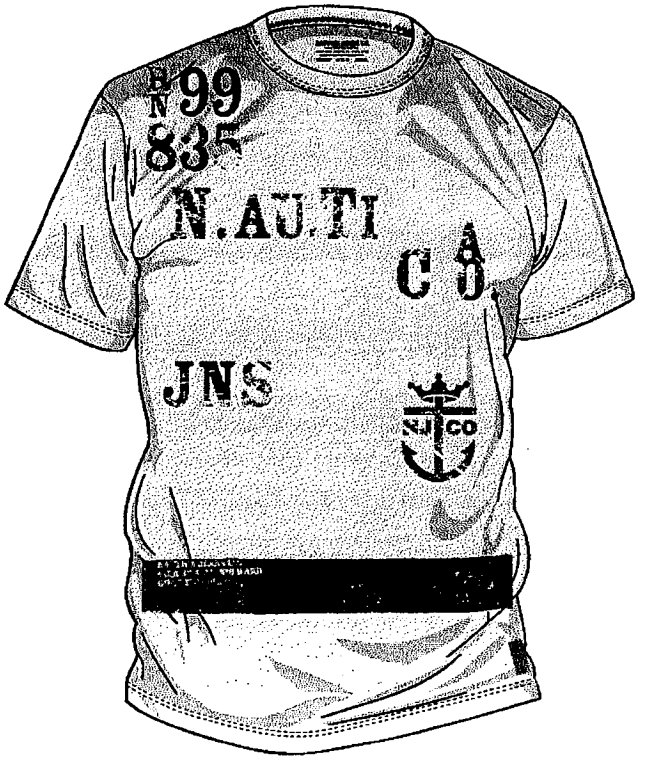
4057-JNS.CO.

N.JC.

10019-NY

NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0644
	FALL 2008	GRAPHIC TEE	3RD DEL.	DATE:	1/29/08

SCREEN 1
WATER BASE



N99
835

N.AU.TI

CA.

JNS

NJ CO

NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0704
	HOLIDAY 2008	GRAPHIC TEE	2ND DEL	DATE:	4/2/08

SCREEN 1
JB SOFT CRACKED INK

NAU
TICAJ
EANS
CO

NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0704
	HOLIDAY 2008	GRAPHIC TEE	2ND DEL	DATE:	4/2/08

SCREEN 1
JB SOFT CRACKED INK

NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-TS-0716
	HOLIDAY 2008	GRAPHIC TEE	3RD DEL	DATE:	4/11/08

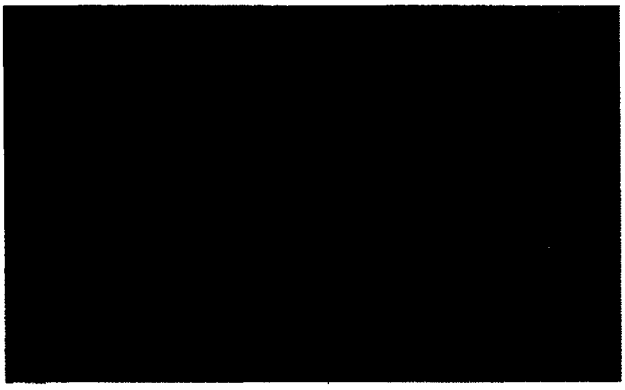
DISCHARGE INK

SCREEN 1
1/2 TONE WATER BASE

JEANS CO. MCM-XCIX

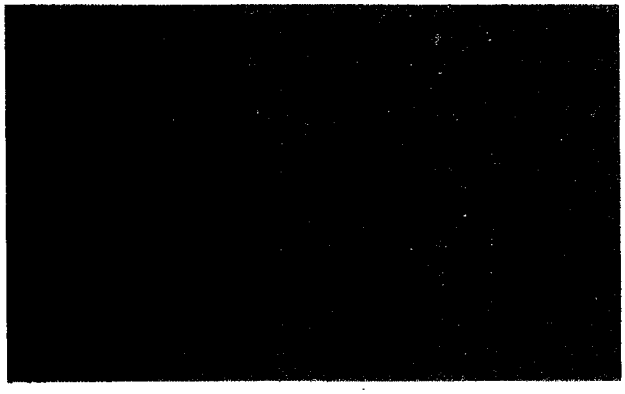
N AU. TI. CA

NAUTICA JEANS CO.	SEASON	TYPE OF LOGO	DELIVERY	REF#	M-PA-649
	FALL 2009	DENIM WAIST PATCH		DATE:	Oct 8, 08



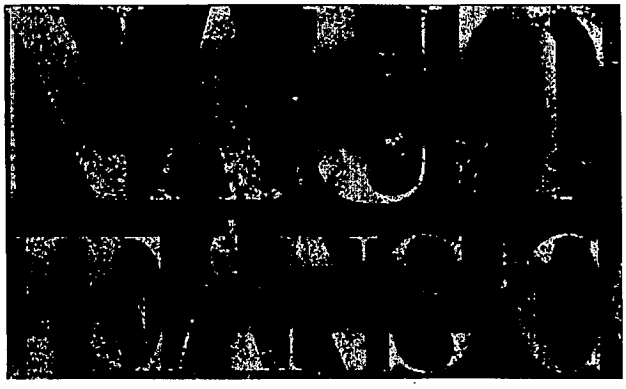
COMBO A

BROWN PAPER WITH
CLASSIC NAVY PRINT



COMBO B

BROWN PAPER WITH
EMBOSSING



COMBO C

BLACK PAPER WITH
VINTAGE WHITE PRINT

COMBO D

BROWN PAPER WITH
VINTAGE RED PRINT