

ESTTA Tracking number: **ESTTA281723**

Filing date: **05/04/2009**

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	Ray Enterprises of Chesapeake Walk, Inc.
Granted to Date of previous extension	05/02/2009
Address	1819 Bay Ridge Avenue Suite 440 Annapolis, MD 21403 UNITED STATES
Correspondence information	Michael Culver Millen White Zelano & Branigan, PC 2200 Clarendon Blvd. Suite 1400 Arlington, VA 22201 UNITED STATES culver@mwzb.com

### Applicant Information

Application No	77586085	Publication date	03/03/2009
Opposition Filing Date	05/04/2009	Opposition Period Ends	05/02/2009
Applicant	Cudney, James 54 Church Street Manasquan, NJ 08736 UNITED STATES		

### Goods/Services Affected by Opposition

Class 025. First Use: 2006/09/00 First Use In Commerce: 2006/09/00 All goods and services in the class are opposed, namely: Bathing suits; Caps; Hats; Hooded sweat shirts; Jackets; Long-sleeved shirts; Pants; Polo shirts; Sandals; Shoes; Shorts; Socks; Sweat shirts; T-shirts; Visors
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### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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### Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3348947	Application Date	04/15/2002
Registration Date	12/04/2007	Foreign Priority Date	NONE
Word Mark	HOBO		

Design Mark	<b>HOBO</b>		
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2006/08/31 First Use In Commerce: 2006/09/30 BELTS; JACKETS		

U.S. Registration No.	2933873	Application Date	04/15/2002
Registration Date	03/15/2005	Foreign Priority Date	NONE
Word Mark	HOBO		
Design Mark	<b>HOBO</b>		
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2004/11/01 First Use In Commerce: 2004/11/01 JACKETS		

U.S. Registration No.	2933874	Application Date	04/15/2002
Registration Date	03/15/2005	Foreign Priority Date	NONE
Word Mark	HOBO		

Design Mark	<b>HOBO</b>
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2004/11/01 First Use In Commerce: 2004/11/01 SUNGLASSES; EYEGLASSES; SUNGLASS CASES; EYEGLASS CASES; SUNGLASS FRAMES; EYEGLASS FRAMES Class 014. First use: First Use: 2004/11/01 First Use In Commerce: 2004/11/01 WATCHES; WATCH BANDS; WATCH STRAPS; WATCH CASES

U.S. Registration No.	3043120	Application Date	04/15/2002
Registration Date	01/17/2006	Foreign Priority Date	NONE

Word Mark	HOBO
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Design Mark	<b>HOBO</b>
Description of Mark	NONE
Goods/Services	Class 018. First use: First Use: 1986/01/00 First Use In Commerce: 1987/10/00 BACKPACKS; BOOK BAGS; TRAVEL BAGS; WALLETS; LEATHER KEY CHAINS; BRIEFCASES; BRIEFCASE TYPE PORTFOLIOS; DOCUMENT CASES; OVERNIGHT CASES; ALL PURPOSE SPORTS BAGS; CREDIT CARD CASES; JEWELRY ROLLS NOT OF PRECIOUS METALS

U.S. Application No.	77174377	Application Date	05/07/2007
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	HOBO
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Design Mark	<h1>HOBO</h1>		
Description of Mark	NONE		
Goods/Services	Class 025. First use: Neckwear; ties; hosiery; footwear; swimwear; headwear; sleepwear; vests; shirts; socks; dresses; skirts; shorts; skorts; blouses; tops; underwear; bras; sweaters; coats; suits; scarves and pants		

U.S. Application No.	78835914	Application Date	03/13/2006
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	HOBO		
Design Mark	<h1>HOBO</h1>		
Description of Mark	NONE		
Goods/Services	Class 014. First use: JEWELRY; COSTUME JEWELRY; JEWELRY CASES OF PRECIOUS METAL; JEWELRY BOXES OF PRECIOUS METAL		

U.S. Registration No.	3210507	Application Date	09/09/2005
Registration Date	02/20/2007	Foreign Priority Date	NONE
Word Mark	HOBO INTERNATIONAL		

Design Mark	<b>HOBO INTERNATIONAL</b>		
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1986/01/31 First Use In Commerce: 1987/10/22 BACKPACKS; BOOK BAGS; TRAVEL BAGS; WALLETS; LEATHER KEYCHAINS; BRIEFCASES; BRIEFCASE TYPE PORTFOLIOS; DOCUMENT CASES; OVERNIGHT CASES; ALL PURPOSE SPORTS BAGS; CREDIT CARDCASES		

U.S. Registration No.	3043143	Application Date	07/15/2002
Registration Date	01/17/2006	Foreign Priority Date	NONE
Word Mark	HOBO POR TOUR		
Design Mark	<b>HOBO POR TOUR</b>		
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 2000/01/00 First Use In Commerce: 2000/01/00 BACKPACKS; BOOK BAGS; TRAVEL BAGS; WALLETS; LEATHER KEYCHAINS; BRIEFCASES; BRIEFCASE TYPE PORTFOLIOS; DOCUMENT CASES; OVERNIGHT CASES; ALL PURPOSE SPORTS BAGS; CREDIT CARDCASES		

Attachments	76395493#TMSN.gif ( 1 page )( bytes ) 76977208#TMSN.gif ( 1 page )( bytes ) 76977209#TMSN.gif ( 1 page )( bytes ) 76395492#TMSN.gif ( 1 page )( bytes ) 77174377#TMSN.jpeg ( 1 page )( bytes ) 78835914#TMSN.jpeg ( 1 page )( bytes ) 78710189#TMSN.jpeg ( 1 page )( bytes ) 76431733#TMSN.gif ( 1 page )( bytes ) Notice of Opposition with Exhibits A-H.pdf ( 45 pages )(1638246 bytes )
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### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/michaelculver/
Name	Michael Culver
Date	05/04/2009

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

Ray Enterprises of Chesapeake Walk, Inc. (“Opposer”), a corporation of Maryland with a business address at Suite 440, 1819 Bay Ridge Avenue, Annapolis, Maryland 21403, believes that it will be damaged by the registration of the mark that is the subject of Application No. 77586085, and hereby opposes its registration on the following grounds:

1. Opposer is the owner of the mark HOBO for various clothing items, including belts and jackets, and other consumer items, including travel bags, all purpose sports bags, briefcases, wallets, eyewear and watches.
2. Opposer is the owner of Registration No. 3348947 for the mark HOBO registered December 4, 2007 for belts and jackets by the U.S. Patent and Trademark Office (“PTO”). Attached at Exhibit A and incorporated by reference herein are true and correct copies of the PTO’s TARR and Assignment records for this registration.
3. Opposer is the owner of Registration No. 2933873 for the mark HOBO registered March 15, 2005 for jackets by the PTO. Attached at Exhibit B and incorporated by

reference herein are true and correct copies of the PTO's TARR and Assignment records for this registration.

4. Opposer is the owner of Registration No. 2933874 for the mark HOBO registered March 15, 2005 by the PTO for sunglasses, eyeglasses, sunglass cases, eyeglass cases, sunglass frames, eyeglass frames, watches, watch bands, watch straps, and watch cases. Attached at Exhibit C and incorporated by reference herein are true and correct copies of the PTO's TARR and Assignment records for this registration.

5. Opposer is the owner of Registration No. 3043120 for the mark HOBO registered January 17, 2006 by the PTO for backpacks, book bags, travel bags, wallets, leather key chains, briefcases, briefcase type portfolios, document cases, overnight cases, all purpose sports bags, credit card cases, and jewelry rolls not of precious metal. Attached at Exhibit D and incorporated by reference herein are true and correct copies of the PTO's TARR and Assignment records for this registration.

6. Opposer is the owner of Application No. 77174377 for the mark HOBO filed on May 7, 2007 and now pending for registration in the PTO for neckwear, ties, hosiery, footwear, swimwear, headwear, sleepwear, vests, shorts, socks, dresses, skirts, shorts, blouses, tops, underwear, bras, sweaters, coats, suits, scarves and pants. Attached at Exhibit E and incorporated by reference herein are true and correct copies of the PTO's TARR and Assignment records for this application.

7. Opposer is the owner of Application No. 78835914 for the mark HOBO filed on March 13, 2006 and now pending for registration in the PTO for jewelry, costume jewelry, jewelry cases of precious metal, and jewelry boxes of precious metal. Attached

at Exhibit F and incorporated by reference herein are true and correct copies of the PTO's TARR and Assignment records for this application.

8. Opposer is the owner of Registration No. 3210507 for the mark HOBO INTERNATIONAL registered February 20, 2007 by the PTO for backpacks, book bags, travel bags, wallets, leather key chains, briefcases, briefcase type portfolios, document cases, overnight cases, all purpose sports bags, and credit card cases. Attached at Exhibit G and incorporated by reference herein are true and correct copies of the PTO's TARR and Assignment records for this registration.

9. Opposer is the owner of Registration No. 3043143 for the mark HOBO POR TOUR registered January 17, 2006 by the PTO for backpacks, book bags, travel bags, wallets, leather key chains, briefcases, briefcase type portfolios, document cases, overnight cases, all purpose sports bags, credit card cases, and jewelry rolls not of precious metal. Attached at Exhibit H and incorporated by reference herein are true and correct copies of the PTO's TARR and Assignment records for this registration.

10. Due to the sales and promotion of Opposer's HOBO brand goods, this mark is recognized by consumers and in the trade as identifying and distinguishing Opposer as the source of origin.

11. James Cudney ("Applicant") filed on October 6, 2008 Application No. 77586085 to register the mark CARIBBEAN HOBO OUTFITTERS LIFESTYLE OF LESS & Design for bathing suits, caps, hats, hooded sweat shirts, jackets, long-sleeved shirts, pants, polo shirts, sandals, shoes, shorts, sweat shirts and visors.

12. Opposer registered its marks HOBO, HOBO INTERNATIONAL, and HOBO POR TOUR, and filed its Application Nos. 77174377 and 78835914 to register HOBO, all prior to Applicant's filing date of Application No. 77586085.

13. Opposer was using its marks HOBO, HOBO INTERNATIONAL, and HOBO POR TOUR in commerce to identify the subject goods recited in its aforesaid registrations, and filed the applications that issued as those aforesaid registrations, prior to the date of first use asserted by Applicant, September 2006, for his mark in Application No. 77586085.

14. In view of the similarities between Opposer's marks HOBO, HOBO INTERNATIONAL, and HOBO POR TOUR as used to identify various goods and Applicant's mark in Application No. 77586085, and the relationship between the goods identified thereby, it is likely that consumers will erroneously believe that Applicant's goods originate with, or are in some manner connected or associated with, or sponsored by, Opposer, all to the harm of Opposer's goodwill and reputation. Applicant's mark in Application No. 77586085 is therefore precluded from registration under Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

15. Applicant's mark in Application No. 77586085 so resembles Opposer's registered marks HOBO, HOBO INTERNATIONAL, and HOBO POR TOUR as to be likely, when used on the respective goods, to cause confusion or mistake or to deceive, and is therefore precluded from registration under Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

16. If Applicant is granted registration of the mark of Application No. 77586085, it would obtain a prima facie exclusive right to use of this mark that would cause damage and injury to Opposer.

WHEREFORE, Opposer respectfully requests that this opposition be granted, and that Application No. 77586085 be denied registration.

Ray Enterprises of Chesapeake Walk, Inc.

Date: May 4, 2009

By: Michael Culver  
Jeffrey A. Smith  
Michael Culver  
Millen, White, Zelano & Branigan, P.C.  
Suite 1400  
2200 Clarendon Boulevard  
Arlington, VA 22201  
Tel 703-243-6333  
Fax 703-243-6410  
Email smith@mwzb.com, culver@mwzb.com  
Attorneys for Opposer

Certificate of Service

This is to certify that on this 4<sup>th</sup> day of May 2009 a copy of the foregoing was sent by first-class mail, postage prepaid, to Applicant's attorney of record:

James Cudney  
54 Church Street  
Manasquan, New Jersey 08736

By: Michael Culver  
Attorney for Opposer

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT A**

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

**This page was generated by the TARR system on 2009-05-04 11:24:49 ET**

**Serial Number:** 76395493 Assignment Information      Trademark Document Retrieval

**Registration Number:** 3348947

**Mark (words only):** HOBO

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2007-12-04

**Filing Date:** 2002-04-15

**Transformed into a National Application:** No

**Registration Date:** 2007-12-04

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**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:** 2007-10-30

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
1819 Bay Ridge Avenue Suite 440  
Annapolis, MD 214032835  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

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**GOODS AND/OR SERVICES**

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**International Class:** 025

**Class Status:** Active

BELTS; JACKETS

**Basis:** 1(a)

**First Use Date:** 2006-08-31

**First Use in Commerce Date:** 2006-09-30

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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

2007-12-04 - Registered - Principal Register

2007-10-30 - Law Office Registration Review Completed

2007-10-30 - Assigned To LIE

2007-09-29 - Allowed for Registration - Principal Register (SOU accepted)

2007-07-30 - Statement of use processing complete

2007-05-16 - Amendment to Use filed

2007-05-16 - TEAS Statement of Use Received

2007-05-16 - Applicant/Correspondence Changes (Non-Responsive) Entered

2007-05-16 - TEAS Change Of Owner Address Received

2006-11-10 - Extension 5 granted

2006-11-10 - Extension 5 filed

2006-11-10 - TEAS Extension Received

2006-03-15 - Extension 4 granted

2006-03-15 - Extension 4 filed

2006-03-15 - TEAS Extension Received

2005-11-02 - Extension 3 granted

2005-11-02 - Extension 3 filed

2005-11-02 - TEAS Extension Received

2005-05-13 - Extension 2 granted

2005-05-13 - Extension 2 filed  
2005-05-13 - TEAS Extension Received  
2004-11-23 - Extension 1 granted  
2004-11-04 - Extension 1 filed  
2004-11-23 - Divisional processing completed  
2004-11-04 - Divisional request received  
2004-11-04 - PAPER RECEIVED  
2004-06-25 - Case File In TICRS  
2004-05-18 - Noa Mailed - SOU Required From Applicant  
2004-02-24 - Published for opposition  
2004-02-04 - Notice of publication  
2003-12-18 - Approved for Pub - Principal Register (Initial exam)  
2003-06-06 - Letter of suspension mailed  
2003-04-07 - Divisional processing completed  
2003-02-24 - Divisional request received  
2003-02-24 - Communication received from applicant  
2003-02-24 - PAPER RECEIVED  
2002-08-23 - Non-final action mailed  
2002-08-09 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BLVD STE 1400  
ARLINGTON, VA 22201-3360  
Phone Number: (703) 465-5355

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**For Serial Number: 76395493**

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Web interface last modified: October 18, 2008 v.2.0.2

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT B**

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

**This page was generated by the TARR system on 2009-05-04 11:25:22 ET**

**Serial Number:** 76977208 Assignment Information      Trademark Document Retrieval

**Registration Number:** 2933873

**Mark (words only):** HOBO

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2005-03-15

**Filing Date:** 2002-04-15

**Transformed into a National Application:** No

**Registration Date:** 2005-03-15

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2005-01-31

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
3436 Chesapeake Walk  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

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**GOODS AND/OR SERVICES**

---

**International Class:** 025

**Class Status:** Active

JACKETS

**Basis:** 1(a)

**First Use Date:** 2004-11-01

**First Use in Commerce Date:** 2004-11-01

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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

2005-03-15 - Registered - Principal Register

2004-12-07 - Law Office Registration Review Completed

2004-11-26 - Assigned To LIE

2004-11-24 - Allowed for Registration - Principal Register (SOU accepted)

2004-11-23 - Statement of use processing complete

2004-11-04 - Amendment to Use filed

2004-11-23 - Divisional processing completed

2004-11-04 - Divisional request received

2004-11-04 - PAPER RECEIVED

2004-06-25 - Case File In TICRS

2004-05-18 - Noa Mailed - SOU Required From Applicant

2004-02-24 - Published for opposition

2004-02-04 - Notice of publication

2003-12-18 - Approved for Pub - Principal Register (Initial exam)

2003-06-06 - Letter of suspension mailed

2003-04-07 - Divisional processing completed

2003-02-24 - Divisional request received

2003-02-24 - Communication received from applicant

2003-02-24 - PAPER RECEIVED

2002-08-23 - Non-final action mailed

2002-08-09 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.

2200 CLARENDON BOULEVARD, SUITE 1400

ARLINGTON, VIRGINIA 22201

Phone Number: (703) 465-5355

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**For Serial Number: 76977208**

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Web interface last modified: October 18, 2008 v.2.0.2

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT C**

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

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**Serial Number:** 76977209 Assignment Information      Trademark Document Retrieval

**Registration Number:** 2933874

**Mark (words only):** HOBO

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2005-03-15

**Filing Date:** 2002-04-15

**Transformed into a National Application:** No

**Registration Date:** 2005-03-15

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2005-02-01

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

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1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
3436 Chesapeake Walk  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

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**GOODS AND/OR SERVICES**

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**International Class:** 009

**Class Status:** Active

SUNGLASSES; EYEGLASSES; SUNGLASS CASES; EYEGLASS CASES; SUNGLASS FRAMES;  
EYEGLASS FRAMES

**Basis:** 1(a)

**First Use Date:** 2004-11-01

**First Use in Commerce Date:** 2004-11-01

**International Class:** 014

**Class Status:** Active

WATCHES; WATCH BANDS; WATCH STRAPS; WATCH CASES

**Basis:** 1(a)

**First Use Date:** 2004-11-01

**First Use in Commerce Date:** 2004-11-01

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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

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2004-12-07 - Law Office Registration Review Completed

2004-11-26 - Assigned To LIE

2004-11-24 - Allowed for Registration - Principal Register (SOU accepted)

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2004-11-04 - Amendment to Use filed

2004-11-23 - Divisional processing completed

2004-11-04 - Divisional request received

2004-11-04 - PAPER RECEIVED

2004-05-05 - Extension 1 granted

2004-04-22 - Extension 1 filed

2004-05-03 - Case File In TICRS

2004-04-22 - PAPER RECEIVED

2003-11-04 - Noa Mailed - SOU Required From Applicant

2003-08-12 - Published for opposition

2003-07-23 - Notice of publication  
2003-06-05 - Approved for Pub - Principal Register (Initial exam)  
2003-04-07 - Divisional processing completed  
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**For Serial Number: 76977209**

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Web interface last modified: October 18, 2008 v.2.0.2

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	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT D**

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

**This page was generated by the TARR system on 2009-05-04 11:26:20 ET**

**Serial Number:** 76395492 Assignment Information      Trademark Document Retrieval

**Registration Number:** 3043120

**Mark (words only):** HOBO

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2006-01-17

**Filing Date:** 2002-04-15

**Transformed into a National Application:** No

**Registration Date:** 2006-01-17

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**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:** 2006-01-17

---

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
3436 Chesapeake Walk  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

---

**GOODS AND/OR SERVICES**

---

**International Class:** 018

**Class Status:** Active

BACKPACKS; BOOK BAGS; TRAVEL BAGS; WALLETS; LEATHER KEY CHAINS; BRIEFCASES; BRIEFCASE TYPE PORTFOLIOS; DOCUMENT CASES; OVERNIGHT CASES; ALL PURPOSE SPORTS BAGS; CREDIT CARD CASES; JEWELRY ROLLS NOT OF PRECIOUS METALS

**Basis:** 1(a)

**First Use Date:** 1986-01-00

**First Use in Commerce Date:** 1987-10-00

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)**

**Prior Registration Number(s):**

1875265

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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

2006-01-17 - Registered - Principal Register

2005-10-25 - Published for opposition

2005-10-05 - Notice of publication

2005-07-18 - Law Office Publication Review Completed

2005-07-15 - Assigned To LIE

2005-07-14 - Approved for Pub - Principal Register (Initial exam)

2005-02-09 - Amendment From Applicant Entered

2005-01-21 - Communication received from applicant

2005-01-21 - PAPER RECEIVED

2004-07-20 - Non-final action mailed

2004-03-04 - Communication received from applicant

2004-03-04 - PAPER RECEIVED

2003-07-25 - Communication received from applicant

2003-08-25 - Case File In TICRS

2003-07-25 - PAPER RECEIVED

2003-06-30 - Non-final action mailed

2003-03-26 - Communication received from applicant

2003-03-26 - PAPER RECEIVED

2002-09-26 - Non-final action mailed

2002-08-26 - Assigned To Examiner

2002-08-19 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BOULEVARD, SUITE 1400  
ARLINGTON, VIRGINIA 22201  
Phone Number: (703) 465-5355

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**For Serial Number: 76395492**

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Web interface last modified: October 18, 2008 v.2.0.2

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT E**

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

This page was generated by the TARR system on 2009-05-04 11:26:47 ET

Serial Number: 77174377 Assignment Information      Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

# HOBO

(words only): HOBO

Standard Character claim: Yes

Current Status: A request for the second extension of time to file a statement of use has been granted.

Date of Status: 2009-01-21

Filing Date: 2007-05-07

The Notice of Allowance Date is: 2008-01-22

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 106

Attorney Assigned:  
KIM SOPHIA SUJIN

Current Location: 700 -Intent To Use Section

Date In Location: 2008-01-22

---

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
Suite 440 1819 Bay Ridge Avenue  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Maryland

---

**GOODS AND/OR SERVICES**

---

**International Class:** 025

**Class Status:** Active

Neckwear; ties; hosiery; footwear; swimwear; headwear; sleepwear; vests; shirts; socks; dresses; skirts; shorts; skorts; blouses; tops; underwear; bras; sweaters; coats; suits; scarves and pants

**Basis:** 1(b)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

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**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

2933873

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

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

2009-01-21 - Extension 2 granted

2009-01-21 - Extension 2 filed

2009-01-21 - TEAS Extension Received

2008-06-16 - Extension 1 granted

2008-06-16 - Extension 1 filed

2008-06-16 - TEAS Extension Received

2008-01-22 - Noa Mailed - SOU Required From Applicant

2007-10-30 - Published for opposition

2007-10-10 - Notice of publication

2007-09-25 - Law Office Publication Review Completed

2007-09-25 - Assigned To LIE

2007-08-22 - Approved for Pub - Principal Register (Initial exam)

2007-08-20 - Assigned To Examiner

2007-05-10 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BLVD STE 1400  
ARLINGTON, VA 22201-3360  
Phone Number: (703) 465-5355  
Fax Number: (703) 243-6410

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**For Serial Number: 77174377**

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Web interface last modified: October 18, 2008 v.2.0.2

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT F**

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

**This page was generated by the TARR system on 2009-05-04 11:27:23 ET**

**Serial Number:** 78835914 Assignment Information      Trademark Document Retrieval

**Registration Number:** (NOT AVAILABLE)

**Mark**

# HOBO

**(words only):** HOBO

**Standard Character claim:** Yes

**Current Status:** A request for the fourth extension of time to file a statement of use has been granted.

**Date of Status:** 2009-01-14

**Filing Date:** 2006-03-13

**The Notice of Allowance Date is:** 2007-01-16

**Transformed into a National Application:** No

**Registration Date:** (DATE NOT AVAILABLE)

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 105

**Attorney Assigned:**  
BUSH KAREN K

**Current Location:** 700 -Intent To Use Section

**Date In Location:** 2007-01-16

---

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
3436 Chesapeake Walk  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

---

**GOODS AND/OR SERVICES**

---

**International Class:** 014

**Class Status:** Active

JEWELRY; COSTUME JEWELRY; JEWELRY CASES OF PRECIOUS METAL; JEWELRY BOXES OF PRECIOUS METAL

**Basis:** 1(b)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

2933873

2933874

3043120

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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

2009-01-14 - Extension 4 granted

2009-01-14 - Extension 4 filed

2009-01-14 - TEAS Extension Received

2008-07-10 - Extension 3 granted

2008-07-10 - Extension 3 filed

2008-07-10 - TEAS Extension Received

2008-01-15 - Extension 2 granted

2008-01-15 - Extension 2 filed

2008-01-15 - TEAS Extension Received

2007-07-10 - Extension 1 granted

2007-07-10 - Extension 1 filed

2007-07-10 - TEAS Extension Received

2007-01-16 - Noa Mailed - SOU Required From Applicant

2006-10-24 - Published for opposition

2006-10-04 - Notice of publication

2006-09-12 - Law Office Publication Review Completed

2006-09-01 - Assigned To LIE

2006-08-30 - Approved for Pub - Principal Register (Initial exam)

2006-08-29 - Assigned To Examiner

2006-03-17 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
SUITE 1400  
2200 CLARENDON BOULEVARD  
ARLINGTON, VA 22201  
Phone Number: (703) 465-5355  
Fax Number: (703) 243-6410

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**No assignment has been recorded at the USPTO**

**For Serial Number: 78835914**

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Web interface last modified: October 18, 2008 v.2.0.2

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT G**

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

**This page was generated by the TARR system on 2009-05-04 11:27:52 ET**

**Serial Number:** 78710189 Assignment Information      Trademark Document Retrieval

**Registration Number:** 3210507

**Mark**

**HOBO INTERNATIONAL**

**(words only):** HOBO INTERNATIONAL

**Standard Character claim:** Yes

**Current Status:** Registered.

**Date of Status:** 2007-02-20

**Filing Date:** 2005-09-09

**Transformed into a National Application:** No

**Registration Date:** 2007-02-20

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 101

**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:** 2007-02-20

---

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
3436 Chesapeake Walk  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

---

**GOODS AND/OR SERVICES**

---

**International Class:** 018

**Class Status:** Active

BACKPACKS; BOOK BAGS; TRAVEL BAGS; WALLETS; LEATHER KEYCHAINS; BRIEFCASES; BRIEFCASE TYPE PORTFOLIOS; DOCUMENT CASES; OVERNIGHT CASES; ALL PURPOSE SPORTS BAGS; CREDIT CARD CASES

**Basis:** 1(a)

**First Use Date:** 1986-01-31

**First Use in Commerce Date:** 1987-10-22

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)**

**Prior Registration Number(s):**

1875265

2933873

2933874

---

**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.**

2007-02-20 - Registered - Principal Register

2006-12-05 - Published for opposition

2006-11-15 - Notice of publication

2006-10-17 - Law Office Publication Review Completed

2006-10-13 - Assigned To LIE

2006-10-06 - Approved for Pub - Principal Register (Initial exam)

2006-09-27 - Teas/Email Correspondence Entered

2006-09-26 - Communication received from applicant

2006-09-26 - TEAS Response to Office Action Received

2006-03-27 - Non-final action mailed

2006-03-27 - Non-Final Action Written

2006-03-21 - Assigned To Examiner

2005-09-19 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.

2200 CLARENDON BLVD STE 1400

ARLINGTON, VA 22201-3360

Phone Number: (703) 465-5355

Fax Number: (703) 243-6410

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**No assignment has been recorded at the USPTO**

**For Serial Number: 78710189**

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Web interface last modified: October 18, 2008 v.2.0.2

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

Ray Enterprises of Chesapeake Walk, Inc.	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. _____
	)	Application No. 77586085
James Cudney	)	Mark: CARIBBEAN HOBO
	)	OUTFITTERS & Design
Applicant	)	

**NOTICE OF OPPOSITION**

**EXHIBIT H**

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

This page was generated by the TARR system on 2009-05-04 11:23:57 ET

Serial Number: 76431733 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3043143

Mark (words only): HOBO POR TOUR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-01-17

Filing Date: 2002-07-15

Transformed into a National Application: No

Registration Date: 2006-01-17

Register: Principal

Law Office Assigned: LAW OFFICE 103

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](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-01-17

---

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

---

1. Ray Enterprises of Chesapeake Walk, Inc.

**Address:**

Ray Enterprises of Chesapeake Walk, Inc.  
3436 Chesapeake Walk  
Annapolis, MD 21403  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

---

**GOODS AND/OR SERVICES**

---

**International Class:** 018

**Class Status:** Active

BACKPACKS; BOOK BAGS; TRAVEL BAGS; WALLETS; LEATHER KEYCHAINS; BRIEFCASES; BRIEFCASE TYPE PORTFOLIOS; DOCUMENT CASES; OVERNIGHT CASES; ALL PURPOSE SPORTS BAGS; CREDIT CARD CASES

**Basis:** 1(a)

**First Use Date:** 2000-01-00

**First Use in Commerce Date:** 2000-01-00

---

**ADDITIONAL INFORMATION**

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**Translation:** The word, "POR" this Spanish preposition translates to "For, About or Along" in English.

**Section 2(f), in part,** as to "HOBO"

**Prior Registration Number(s):**

1875265

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

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

2006-01-17 - Registered - Principal Register

2005-10-25 - Published for opposition

2005-10-05 - Notice of publication

2005-07-18 - Law Office Publication Review Completed

2005-07-15 - Assigned To LIE

2005-07-14 - Approved for Pub - Principal Register (Initial exam)

2005-02-14 - Amendment From Applicant Entered

2005-01-24 - Communication received from applicant

2005-01-24 - PAPER RECEIVED

2004-07-28 - Non-final action mailed

2004-03-04 - Amendment From Applicant Entered

2004-03-04 - Communication received from applicant

2004-03-04 - PAPER RECEIVED

2003-11-21 - Final refusal mailed

2003-07-25 - Communication received from applicant

2003-08-22 - Case File In TICRS

<http://tarr.uspto.gov/servlet/tarr?regser=serial&entry=76431733>

5/4/2009

2003-07-25 - PAPER RECEIVED

2003-01-30 - Non-final action mailed

2002-12-24 - Assigned To Examiner

2002-12-06 - Assigned To Examiner

2002-09-18 - PAPER RECEIVED

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jeffrey A. Smith

**Correspondent**

JEFFREY A. SMITH  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BOULEVARD, SUITE 1400  
ARLINGTON, VIRGINIA 22201  
Phone Number: (703) 465-5355  
Fax Number: 703/243-6410

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**For Serial Number: 76431733**

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Web interface last modified: October 18, 2008 v.2.0.2

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