

ESTTA Tracking number: **ESTTA319053**

Filing date: **11/25/2009**

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	Sisco Textiles N.V.
Granted to Date of previous extension	11/25/2009
Address	Kaya W.F.G. (Jombi) Mensing 14 CURAÇAO, NETHERLANDS ANTILLES

Correspondence information	Sharon R. Smith Attorney for Opposer Morgan, Lewis & Bockius LLP 1 Market St., Spear St. Tower San Francisco, CA 94105 UNITED STATES srsmith@morganlewis.com Phone:415.442.1754
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**Applicant Information**

Application No	77698581	Publication date	07/28/2009
Opposition Filing Date	11/25/2009	Opposition Period Ends	11/25/2009
Applicant	O'Neill, James 29250 243rd AVE Tuthill, SD 57574 UNITED STATES		

**Goods/Services Affected by Opposition**

Class 035. All goods and services in the class are opposed, namely: On-line retail store services featuring firearms and accessories; Promoting the goods and services of others by providing hypertext links to the web sites of others
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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.	1069298	Application Date	05/23/1975
Registration Date	07/12/1977	Foreign Priority Date	NONE
Word Mark	O'NEILL		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 1957/00/00 First Use In Commerce: 1957/00/00 DIVING SUITS, WET SUITS AND DRY SUITS Class 025. First use: First Use: 1973/12/09 First Use In Commerce: 1973/12/09 WATER SKISUITS Class 028. First use: First Use: 1957/00/00 First Use In Commerce: 1957/00/00 SURF BOARDS

U.S. Registration No.	1183040	Application Date	01/25/1980
Registration Date	12/22/1981	Foreign Priority Date	NONE
Word Mark	O'NEILL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1976/02/27 First Use In Commerce: 1976/02/27 Sports Clothing-Namely, Shirts, T-Shirts, Trousers and Jackets		

U.S. Registration No.	1339268	Application Date	04/27/1984
Registration Date	06/04/1985	Foreign Priority Date	NONE
Word Mark	O'NEILL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1979/07/00 First Use In Commerce: 1979/07/00 Hats, Caps and Gloves		

U.S. Registration No.	1365352	Application Date	02/04/1985
Registration Date	10/15/1985	Foreign Priority Date	NONE
Word Mark	O'NEILL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1982/00/00 First Use In Commerce: 1982/00/00 SUNGLASSES Class 022. First use: First Use: 1981/00/00 First Use In Commerce: 1981/00/00 BOAT SAILS Class 028. First use: First Use: 1981/00/00 First Use In Commerce: 1981/00/00 LEASHES FOR SURFBOARDS		

U.S. Registration No.	2425804	Application Date	05/07/1999
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Registration Date	01/30/2001	Foreign Priority Date	NONE
Word Mark	O'NEILL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1958/00/00 First Use In Commerce: 1958/00/00 retail store services featuring wearing apparel and products for use in aquatic sports such as surfing, swimming, water skiing and diving		

U.S. Registration No.	1361889	Application Date	04/27/1984
Registration Date	09/24/1985	Foreign Priority Date	NONE
Word Mark	O'NEILL O'NEILL O'NEILL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1981/09/00 First Use In Commerce: 1981/09/00 BACKPACKS, LUGGAGE AND DUFFLE BAGS		

U.S. Registration No.	2204582	Application Date	11/13/1995
Registration Date	11/17/1998	Foreign Priority Date	NONE
Word Mark	O'NEILL		

Design Mark	
Description of Mark	The mark consists, in part, of a wave of water above the stylized wording of "O'NEILL".
Goods/Services	Class 018. First use: First Use: 1997/01/01 First Use In Commerce: 1997/01/01 athletic bags, backpacks and wallets Class 025. First use: First Use: 1997/01/01 First Use In Commerce: 1997/01/01 wetsuits, hoods for water sports, wearing apparel, namely, shirts, pants, shorts, jackets, hats, caps and skiwear, namely, pants, jackets [, and gloves ]

U.S. Registration No.	1367364	Application Date	04/27/1984
Registration Date	10/29/1985	Foreign Priority Date	NONE

Word Mark	O'NEILL
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 009. First use: First Use: 1978/00/00 First Use In Commerce: 1978/00/00 DIVING SUITS Class 025. First use: First Use: 1978/00/00 First Use In Commerce: 1978/00/00 WETSUITS, DRYSUITS, WATER SKI SUITS, SHIRTS, SKIRTS, AND JACKETS Class 028. First use: First Use: 1978/00/00 First Use In Commerce: 1978/00/00 SURFBOARDS AND SAILBOARDS
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U.S. Registration No.	1340224	Application Date	01/26/1984
Registration Date	06/11/1985	Foreign Priority Date	NONE

Word Mark	TEAM O'NEILL
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Design Mark	
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Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 1979/00/00 First Use In Commerce: 1979/00/00 DIVING SUITS Class 025. First use: First Use: 1979/00/00 First Use In Commerce: 1979/00/00 SPORTS CLOTHING, NAMELY WATER SKI SUITS, WETSUITS AND DRY SUITS, SHIRTS, SKIRTS, AND JACKETS Class 028. First use: First Use: 1979/00/00 First Use In Commerce: 1979/00/00 SURFBOARDS AND SAILBOARDS

U.S. Registration No.	3335329	Application Date	03/11/2004
Registration Date	11/13/2007	Foreign Priority Date	NONE

Word Mark O'NEILL SINCE 1952 SANTA CRUZ CALIFORNIA

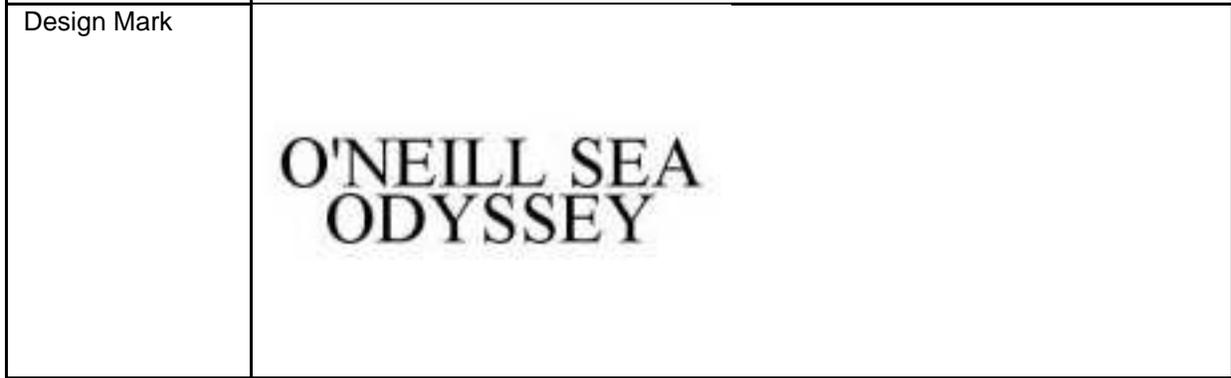


Description of Mark NONE

Goods/Services Class 025. First use:  
clothing, namely, shirts, t-shirts, sweatshirts, sweaters, pants, shorts, jackets, wetsuits, hoods, hats, headwear, caps, gloves, footwear, shoes, swimwear, skiwear; and outerwear, namely, coats, jackets and pants

U.S. Registration No.	3054767	Application Date	02/04/2005
Registration Date	01/31/2006	Foreign Priority Date	NONE

Word Mark O'NEILL SEA ODYSSEY



Description of Mark NONE

Goods/Services	Class 025. First use: First Use: 1998/09/01 First Use In Commerce: 1998/09/01 Clothing, namely, crew uniforms, T-shirts and sweat shirts Class 041. First use: First Use: 1997/08/01 First Use In Commerce: 1997/08/01 Educational services, namely, conducting classes in the field of marine biology, marine ecology and navigation
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U.S. Registration No.	3054768	Application Date	02/04/2005
Registration Date	01/31/2006	Foreign Priority Date	NONE

Word Mark	O'NEILL SEA ODYSSEY
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 025. First use: First Use: 1998/09/01 First Use In Commerce: 1998/09/01 Clothing, namely, crew uniforms, T-shirts and sweat shirts Class 041. First use: First Use: 1997/08/01 First Use In Commerce: 1997/08/01 Educational services, namely, conducting classes in the field of marine biology, marine ecology and navigation
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U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	O'NEILL		
Goods/Services	for the goods and services identified in Opposer's Notice of Opposition		

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	O'NEILL TV		
Goods/Services	online live and prerecorded video of athletic events and athletes		

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	O'NEILL O'NEILL O'NEILL		
Goods/Services	for the goods and services identified in Opposer's Notice of Opposition		

U.S. Application/	NONE	Application Date	NONE
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Registration No.			
Registration Date	NONE		
Word Mark	TEAM O'NEILL		
Goods/Services	for the goods and services identified in Opposer's Notice of Opposition		

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	O'NEILL SINCE 1952 SANTA CRUZ CALIFORNIA		
Goods/Services	for the goods and services identified in Opposer's Notice of Opposition		

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	O'NEILL SEA ODYSSEY		
Goods/Services	for the goods and services identified in Opposer's Notice of Opposition		

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	O'NEILL and wave design (as identified in Opposer's Notice of Opposition)		
Goods/Services	for the goods and services identified in Opposer's Notice of Opposition		

Attachments	75701138#TMSN.gif ( 1 page )( bytes ) 73477646#TMSN.gif ( 1 page )( bytes ) 75977757#TMSN.gif ( 1 page )( bytes ) 73477647#TMSN.gif ( 1 page )( bytes ) 79005399#TMSN.jpeg ( 1 page )( bytes ) 78561180#TMSN.jpeg ( 1 page )( bytes ) 78561190#TMSN.jpeg ( 1 page )( bytes ) Notice of Opposition O'NEILL OPS and Design.pdf ( 73 pages )(905042 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	/srs/
Name	Sharon R. Smith
Date	11/25/2009

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

In the matter of Application Serial No. 77/698,581  
Filed March 25, 2009  
for the mark **O'NEILL OPS** and Design

Sisco Textiles N.V., a Netherlands Antilles  
corporation,

Opposer,

v.

James O'Neill,

Applicant.

Opposition No.:

**NOTICE OF OPPOSITION**

Sisco Textiles N.V., a Netherlands Antilles corporation, located at Kaya W.F.G. (Jombi) Mensing 14, Willemstad Curaçao, Netherlands Antilles (“Sisco Textiles”) believes that it will be damaged by the application to register the O’NEILL OPS and design designation that James O’Neill (“Applicant”) seeks to protect with his intent-to-use application for the O’NEILL OPS and Design designation, Serial No. 77/698,581, and hereby opposes same.

As grounds for the opposition, Sisco Textiles alleges as follows:

**Sisco Textiles Trademark Rights**

1. Sisco Textiles, its affiliates, licensees and predecessors in interest (collectively, “Opposer”), have long developed, marketed and sold athletic gear, accessories, footwear and apparel, operated retail stores, offered retail services and offered other related services under the well-known O’NEILL<sup>®</sup> trademarks. In this connection, Opposer also has long promoted its O’NEILL<sup>®</sup> marks through sponsorship of athletic events, including but not limited to the O’NEILL COLDWATER CLASSIC, the O’NEILL WORLD CUP OF SURFING and THE

O'NEILL EVOLUTION, and athletes. Opposer also offers live video and prerecorded video of athletic events and athletes on its web site, [www.oneill.com](http://www.oneill.com), under the O'NEILL TV™ brand.

2. Opposer first commenced use of its O'NEILL® marks in 1957 for surf boards and wet suits. And, one year later in 1958, Opposer operated retail services for sporting equipment and apparel. Opposer began offering clothing and other athletic apparel and products at least as early as 1976. The products of Opposer has offered and sold, and offers and sells, under the O'NEILL® marks, include clothing and athletic gear for water sports and for winter sports. Over time, Opposer uses and has used a variety of designs and logos in connection with its O'NEILL® branded products and services.

3. Opposer has long owned and used, in interstate and foreign commerce, its O'NEILL® marks for retail store services and athletic gear, accessories, footwear, apparel and related athletic events and services. Opposer has developed, marketed, offered, sold and provided its apparel, footwear, accessories, athletic gear and other products and services under the O'NEILL® marks to a wide range of customers. Through Opposer's longstanding use of its O'NEILL® marks, its sponsorship of sporting events and athletes under its O'NEILL® marks, and its website at [www.oneill.com](http://www.oneill.com), which prominently features O'NEILL® products, information about athletes and athletic events, videos on athletes, athletics and athletic competitions, and third party retailers who sell O'NEILL® products, Opposer's O'NEILL® marks long ago become exclusively associated with Opposer, and its products and services.

4. Opposer has used at common law and owned federal trademark registrations for its O'NEILL® marks well prior to the filing of the opposed application.

5. Opposer owns a valid, subsisting, uncanceled and unrevoked federal trademark registration for its O'NEILL® mark in block letters, Registration No. 1,069,298, for "diving suits,

wet suits and dry suits,” in International Class 9; “water ski suits,” in International Class 25; and “surf boards,” in International Class 28. Opposer’s registration for this O’NEILL<sup>®</sup> mark has become incontestable through its use for over five consecutive years and the filing, acceptance and acknowledgement of its Sections 8 and 15 affidavits. A true and correct copy of the TARR and Assignment Status printout for this registration is attached hereto as Exhibit A.

6. Opposer owns a valid, subsisting, uncanceled and unrevoked federal trademark registration for its O’NEILL<sup>®</sup> mark in block letters, Registration No. 1,183,040, for “sports clothing-namely shirts, t-shirts, trousers and jackets,” in International Class 25. Opposer’s registration for this O’NEILL<sup>®</sup> mark has become incontestable through its use for over five consecutive years and the filing, acceptance and acknowledgement of its Sections 8 and 15 affidavits. A true and correct copy of the TARR and Assignment Status printout for this registration is attached hereto as Exhibit B.

7. Opposer owns a valid, subsisting, uncanceled and unrevoked federal trademark registration for its O’NEILL<sup>®</sup> mark in block letters, Registration No. 1,339,268, for “hats, caps and gloves” in International Class 25. Opposer’s registration for this O’NEILL<sup>®</sup> mark has become incontestable through its use for over five consecutive years and the filing, acceptance and acknowledgement of its Sections 8 and 15 affidavits. A true and correct copy of the TARR and Assignment Status printout for this registration is attached hereto as Exhibit C.

8. Opposer owns a valid, subsisting, uncanceled and unrevoked federal trademark registration for its O’NEILL<sup>®</sup> mark in block letters, Registration No. 1,365,352, for “sunglasses” in International Class 9; “boat sails,” in International Class 22; and “leashes for surfboards in International Class 28. Opposer’s registration for this O’NEILL<sup>®</sup> mark has become incontestable through its use for over five consecutive years and the filing, acceptance and

acknowledgement of its Sections 8 and 15 affidavits. A true and correct copy of the TARR and Assignment Status printout for this registration is attached hereto as Exhibit D.

9. Opposer owns a valid, subsisting, uncanceled and unrevoked federal trademark registration for its O'NEILL<sup>®</sup> mark in block letters, Registration No. 2,425,804, for "retail store services featuring surfing apparel and products for use in aquatic sports such as surfing, swimming, water skiing and diving," in International Class 35. Opposer's registration for this O'NEILL<sup>®</sup> mark has become incontestable through its use for over five consecutive years and the filing, acceptance and acknowledgement of its Sections 8 and 15 affidavits. A true and correct copy of the TARR and Assignment Status printout for this registration is attached hereto as Exhibit E.

10. Opposer also owns valid, subsisting, uncanceled and unrevoked federal trademark registrations as follows:

O'NEIL O'NEILL O'NEILL <sup>®</sup> (stylized)	Reg. No. 1,361,889	International Class 18	Incontestable.
O'NEILL <sup>®</sup> and design	Reg. No. 2,204,582	International Classes 18 and 25	Incontestable.
O'NEILL <sup>®</sup> and design	Reg. No. 1,367,364	International Classes 25 and 28	Incontestable.
TEAM O'NEILL <sup>®</sup>	Reg. No. 1,340,224	International Class 25	Incontestable.
O'NEILL SINCE 1952 SANTA CRUZ CALIFORNIA <sup>®</sup>	Reg. No. 3,335,329	International Class 25	Registered 11-13-07
O'NEILL SEA ODYSSEY <sup>®</sup>	Reg. No. 3,054,767	International Classes 25 and 41	Registered 1-31-06

O'NEILL SEA ODYSSEY® and design	Reg. No. 3,054,768	International Classes 25 and 41	Registered 1-31-06
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True and correct copies of the TARR and Assignment Status for above-referenced registrations are attached hereto as Exhibits F, G, H, I, J K and L respectively.

**Applicant's Intent-to-Use Trademark Application**

11. On March 25, 2009, Applicant filed an intent-to-use application for the O'NEILL OPS and design designation, Serial No. 77/698,581, in International Class 35 for, "online retail store services featuring firearms and accessories; promoting the goods and services of others by providing hypertext links to the web sites of others." Applicant's filing date for its intent-to-use application comes well after Opposer's federal registrations for its O'NEILL® marks issued and well after Opposer began use of its O'NEIL® marks, including but not limited to use for retail store services, athletic gear, and related merchandise and services, and on its web site.

12. Opposer by its registrations, in block letters and with various designs and additional words, and its use of its O'NEILL® marks for a wide range of goods and services plainly has priority over Applicant's intent-to-use application.

13. Based on the services for which Applicant seeks to register the applied-for designation, Applicant's services will be competitive with, or directly related to, the products and services Opposer has long offered and sold under its O'NEILL® marks.

14. On information and belief, based on the services for which Applicant seeks to register the applied-for designation, the services Applicant intends to offer under the applied-for designation will be sold and/or are likely to be sold or offered for sale through the same or overlapping channels of trade, will be used and/or likely to be used by the same or overlapping end users, and will be used and/or likely to be directed to the same or overlapping type of

customers to whom Opposer markets, promotes and sells its products and services offered and sold under its O'NEILL® marks.

15. Applicant's applied-for designation appears confusingly similar in sight, sound, meaning and overall commercial impression to each of Opposer's O'NEILL® marks, which alone conveys an association between Opposer and Applicant when there is none.

16. Retail stores that offer and sell water sports and winter sports apparel and gear also often offer and sell the products and services that Applicant intends to offer under the applied-for designation based only on the services described in the opposed application. Moreover, Opposer has long promoted third party merchants who sell its O'NEILL® products, along with other companies' products, on its web site at [www.oneill.com](http://www.oneill.com).

**First Cause of Action**  
**Likelihood of Confusion**

17. Opposer incorporates by reference and realleges as though fully set forth herein the allegations of paragraphs 1 through 16 of this Notice of Opposition.

18. The applied-for designation seeks to be registered for retail store services and the promotion of the goods and services of others. The services offered, particularly those for promoting the goods and services of others, are not limited to any type of goods or services and, thereby on their face overlap with the goods and services Opposer offers and sells using its O'NEILL® marks.

19. Further, the opposed applied-for designation is virtually the same in terms of sight, sound, meaning and overall commercial impression and, thereby, is confusingly similar to Opposer's O'NEILL® marks.

20. The applied-for designation is likely to be confused with Opposer, its products and its services.

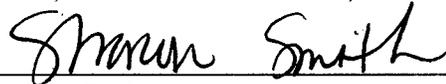
21. In view of the fact that the designation for which Applicant seeks a trademark registration is confusingly similar to Opposer's O'NEILL<sup>®</sup> marks and also in view of the overlapping and/or related services covered by Applicant's intended use and Opposer's actual use of its O'NEILL<sup>®</sup> marks for its products and services, Applicant's applied-for designation consists of and comprises matter, which may falsely suggest a connection with Opposer, when there is none, and/or otherwise damages Opposer.

22. Unless Applicant's application is denied, Applicant will be unjustifiably able to reap the benefits of the goodwill attached to Opposer, its marks, products and services, and Opposer will suffer irreparable damage and injury as a result of the confusion that is likely to arise from the allowance or registration of Applicant's intent-to-use application.

WHEREFORE, Opposer prays that application Serial No. 77/698,581 be rejected, that no registration be issued thereon to Applicant, and that this opposition be sustained in favor of Opposer.

Dated: November 25, 2009

Respectfully submitted,  
MORGAN, LEWIS & BOCKIUS, LLP

By:   
Sharon R. Smith  
Attorney for Opposer  
Sisco Textiles N.V.

Rochelle D. Alpert  
Sharon R. Smith  
Morgan, Lewis & Bockius, LLP  
One Market, Spear Street Tower  
San Francisco, CA 94105  
Telephone: (415) 442-1326  
Facsimile: (415) 442-1001  
Email: ralpert@morganlewis.com  
srsmith@morganlewis.com

**EXHIBIT A**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
**Serial No.: 77/698,581**  
**Submitted by: Sisco Textiles N.V. (Opposer)**

**EXHIBIT A**  
**Page 1 of 6**

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

This page was generated by the TARR system on 2009-11-23 17:39:52 ET

Serial Number: 73053232 Assignment Information Trademark Document Retrieval

Registration Number: 1069298

Mark (words only): O'NEILL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-08-01

Filing Date: 1975-05-23

Transformed into a National Application: No

Registration Date: 1977-07-12

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: 40S -Scanning On Demand

Date In Location: 2007-10-10

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

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I. SISCO TEXTILES NV

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

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**GOODS AND/OR SERVICES**

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**International Class:** 009

**Class Status:** Active

DIVING SUITS, WET SUITS AND DRY SUITS

**Basis:** 1(a)

EXHIBIT A  
Page 2 of 6

**First Use Date:** 1957-00-00

**First Use in Commerce Date:** 1957-00-00

**International Class:** 025

**Class Status:** Active

WATER SKISUITS

**Basis:** 1(a)

**First Use Date:** 1973-12-09

**First Use in Commerce Date:** 1973-12-09

**International Class:** 028

**Class Status:** Active

SURF BOARDS

**Basis:** 1(a)

**First Use Date:** 1957-00-00

**First Use in Commerce Date:** 1957-00-00

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**ADDITIONAL INFORMATION**

(NOT AVAILABLE)

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**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.**

2008-10-01 - Automatic Update Of Assignment Of Ownership

2007-10-10 - Case File In TICRS

2007-08-01 - Second renewal 10 year

2007-08-01 - Section 8 (10-year) accepted/ Section 9 granted

2007-07-24 - Assigned To Paralegal

2007-06-29 - Combined Section 8 (10-year)/Section 9 filed

2007-06-29 - TEAS Section 8 & 9 Received

2007-06-08 - Attorney Revoked And/Or Appointed

2007-06-08 - TEAS Revoke/Appoint Attorney Received

1997-11-20 - First renewal 10 year

1997-10-07 - Section 9 filed/check record for Section 8

<http://tarr.uspto.gov/servlet/tarr?regser=serial&entry=73053232>

11/23/2009

1982-09-13 - Section 8 (6-year) accepted & Section 15 acknowledged

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

Diane J. Mason

**Correspondent**

DIANE J. MASON

MORGAN, LEWIS & BOCKIUS LLP

ONE MARKET

SPEAR STREET TOWER

SAN FRANCISCO, CA 94105

Phone Number: 415-442-1137

Fax Number: 415-442-1001

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## United States Patent and Trademark Office

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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

**Total Assignments: 4**Serial #: 73053232

Filing Dt: 05/23/1975

Reg #: 1069298

Reg. Dt: 07/12/1977

Registrant: O'NEILL, INCORPORATED

Mark: O'NEILL

**Assignment: 1**Reel/Frame: 1579/0946

Received: 05/01/1997

Recorded: 04/21/1997

Pages: 14

Conveyance: SECURITY AGREEMENT

Assignor: O'NEILL, INC.

Exec Dt: 06/20/1996

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: FINANCIAL INSTITUTE

Citizenship: NONE

Assignee: UNION BANK

1980 SATURN STREET

MONTEREY PARK, CALIFORNIA 91755

Correspondent: CSC

ATTN: DONNA QUICKENTON

80 STATE STREET

ALBANY, NY 12207

**Assignment: 2**Reel/Frame: 1641/0086

Received: 10/16/1997

Recorded: 10/07/1997

Pages: 10

Conveyance: CORRECTION OF NAME

Assignor: O'NEILL INCORPORATED

Exec Dt: 09/24/1997

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: O'NEILL, INC.

P.O. BOX 6300

1071 41ST AVENUE

SANTA CRUZ, CALIFORNIA 95063

Correspondent: FLEHR HOHBACH TEST ALBRITTON &amp; HERBERT

LAURA L. KULHANJIAN, ESQ.

FOUR EMBARCADERO CENTER, SUITE 3400

SAN FRANCISCO, CA 94111-4187

**Assignment: 3**Reel/Frame: 2644/0532

Received: 01/09/2003

Recorded: 01/03/2003

Pages: 27

Conveyance: RELEASE OF TRADEMARK COLLATERAL

Assignor: UNION BANK OF CALIFORNIA, N.A.

Exec Dt: 12/11/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: O'NEILL, INC.

1070 41ST AVENUE

SANTA CRUZ, CALIFORNIA 95062

Correspondent: CSC

TONYA CHAPPLE

80 STATE STREET

ALBANY, NY 12207

**Assignment: 4**Reel/Frame: 3858/0890

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

EXHIBIT A  
Page 5 of 6

**Assignor:** O'NEILL, INC.

**Exec Dt:** 07/06/2007

**Entity Type:** CORPORATION

**Citizenship:** NONE

**Assignee:** SISCO TEXTILES NV

KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES

**Entity Type:** CORPORATION

**Citizenship:** NONE

**Correspondent:** DIANE MASON/MORGAN, LEWIS & BOCKIUS LLP  
ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105

**Domestic rep:** DIANE J. MASON  
ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.  
Web interface last modified: October 18, 2008 v.2.0.2

Search Results as of: 11/23/2009 05:40 PM

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**EXHIBIT A**  
Page 6 of 6

**EXHIBIT B**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
Serial No.: 77/698,581  
Submitted by: Sisco Textiles N.V. (Opposer)

**EXHIBIT B**  
Page 1 of 5

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

**This page was generated by the TARR system on 2009-11-23 17:38:02 ET**

**Serial Number:** 73247618 Assignment Information Trademark Document Retrieval

**Registration Number:** 1183040

**Mark (words only):** O'NEILL

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2002-04-19

**Filing Date:** 1980-01-25

**Transformed into a National Application:** No

**Registration Date:** 1981-12-22

**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:** 40S -Scanning On Demand

**Date In Location:** 2008-03-26

---

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

---

1. SISCO TEXTILES NV

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 025

**Class Status:** Active

Sports Clothing-Namely, Shirts, T-Shirts, Trousers and Jackets

**Basis:** 1(a)

**First Use Date:** 1976-02-27

**First Use in Commerce Date:** 1976-02-27

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)**

**Prior Registration Number(s):**

1069298

---

**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.**

2009-06-16 - Attorney Revoked And/Or Appointed

2009-06-16 - TEAS Revoke/Appoint Attorney Received

2008-10-01 - Automatic Update Of Assignment Of Ownership

2008-03-26 - Case File In TICRS

2002-04-19 - First renewal 10 year

2002-04-19 - Section 8 (10-year) accepted/ Section 9 granted

2002-02-19 - Combined Section 8 (10-year)/Section 9 filed

1987-11-03 - Section 8 (6-year) accepted & Section 15 acknowledged

1987-04-09 - Section 8 (6-year) and Section 15 Filed

1981-12-22 - Registered - Principal Register

1981-09-29 - Published for opposition

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Rochelle D. Alpert

**Correspondent**

Rochelle D. Alpert

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

**EXHIBIT B**  
Page 3 of 5

San Francisco CA 94105

Phone Number: 415-442-1326

Fax Number: 415-442-1001

---



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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

## Total Assignments: 3

Serial #: [73247618](#)

Filing Dt: 01/25/1980

Reg #: [1183040](#)

Reg. Dt: 12/22/1981

Registrant: O'NEILL INCORPORATED

Mark: O'NEILL

## Assignment: 1

Reel/Frame: [1579/0946](#)

Received: 05/01/1997

Recorded: 04/21/1997

Pages: 14

Conveyance: SECURITY AGREEMENT

Assignor: [O'NEILL, INC.](#)

Exec Dt: 06/20/1996

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: FINANCIAL INSTITUTE

Citizenship: NONE

Assignee: [UNION BANK](#)1980 SATURN STREET  
MONTEREY PARK, CALIFORNIA 91755

Correspondent: CSC

ATTN: DONNA QUICKENTON  
80 STATE STREET  
ALBANY, NY 12207

## Assignment: 2

Reel/Frame: [2644/0532](#)

Received: 01/09/2003

Recorded: 01/03/2003

Pages: 27

Conveyance: RELEASE OF TRADEMARK COLLATERAL

Assignor: [UNION BANK OF CALIFORNIA, N.A.](#)

Exec Dt: 12/11/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [O'NEILL, INC.](#)1070 41ST AVENUE  
SANTA CRUZ, CALIFORNIA 95062

Correspondent: CSC

TONYA CHAPPLE  
80 STATE STREET  
ALBANY, NY 12207

## Assignment: 3

Reel/Frame: [3858/0890](#)

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [O'NEILL, INC.](#)

Exec Dt: 07/06/2007

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NONE

Assignee: [SISCO TEXTILES NV](#)KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES

Correspondent: DIANE MASON/MORGAN, LEWIS &amp; BOCKIUS LLP

ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105

Domestic rep: DIANE J. MASON

ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.  
Web interface last modified: October 18, 2008 v.2.0.2

Search Results as of: 11/23/2009 05:38 PM

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EXHIBIT B  
Page 5 of 5

**EXHIBIT C**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
**Serial No.: 77/698,581**  
**Submitted by: Sisco Textiles N.V. (Opposer)**

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

**This page was generated by the TARR system on 2009-11-23 17:36:17 ET**

**Serial Number:** 73477724 Assignment Information      Trademark Document Retrieval

**Registration Number:** 1339268

**Mark (words only):** O'NEILL

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2005-09-06

**Filing Date:** 1984-04-27

**Transformed into a National Application:** No

**Registration Date:** 1985-06-04

**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:** 830 -Post Registration

**Date In Location:** 2005-09-09

---

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

---

1. SISCO TEXTILES NV

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 025

**Class Status:** Active

Hats, Caps and Gloves

**Basis:** 1(a)

**EXHIBIT C**  
Page 2 of 5

**First Use Date:** 1979-07-00

**First Use in Commerce Date:** 1979-07-00

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)**

**Prior Registration Number(s):**

1069298

1183040

---

**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.**

2009-06-16 - Attorney Revoked And/Or Appointed

2009-06-16 - TEAS Revoke/Appoint Attorney Received

2008-10-01 - Automatic Update Of Assignment Of Ownership

2005-09-06 - First renewal 10 year

2005-09-06 - Section 8 (10-year) accepted/ Section 9 granted

2005-09-06 - Assigned To Paralegal

2005-08-17 - Assigned To Paralegal

2005-05-27 - Combined Section 8 (10-year)/Section 9 filed

2005-05-27 - TEAS Section 8 & 9 Received

2002-05-23 - TEAS Change Of Correspondence Received

1991-09-13 - Section 8 (6-year) accepted & Section 15 acknowledged

1991-06-04 - Response received for Post Registration action

1991-06-04 - Section 8 (6-year) and Section 15 Filed

1991-03-12 - Post Registration action mailed Section 8 & 15

1990-11-21 - Section 8 (6-year) and Section 15 Filed

1991-11-21 - Post Registration action correction

1985-06-04 - Registered - Principal Register  
1985-03-26 - Published for opposition  
1985-03-13 - Notice of publication  
1985-02-17 - Notice of publication  
1984-12-28 - Approved for Pub - Principal Register (Initial exam)  
1984-11-01 - Communication received from applicant  
1984-09-28 - Non-final action mailed  
1984-09-14 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Rochelle D. Alpert

**Correspondent**

Rochelle D. Alpert  
Morgan, Lewis & Bockius LLP  
One Market, Spear Street Tower  
San Francisco CA 94105  
Phone Number: 415-442-1326  
Fax Number: 415-442-1001

---



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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

## Total Assignments: 3

Serial #: [73477724](#)

Filing Dt: 04/27/1984

Reg #: [1339268](#)

Reg. Dt: 06/04/1985

Registrant: O'Neill, Incorporated

Mark: O'NEILL

## Assignment: 1

Reel/Frame: [1579/0946](#)

Received: 05/01/1997

Recorded: 04/21/1997

Pages: 14

Conveyance: SECURITY AGREEMENT

Assignor: [O'NEILL, INC.](#)

Exec Dt: 06/20/1996

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: FINANCIAL INSTITUTE

Citizenship: NONE

Assignee: [UNION BANK](#)1980 SATURN STREET  
MONTEREY PARK, CALIFORNIA 91755

Correspondent: CSC

ATTN: OONNA QUICKENTON  
80 STATE STREET  
ALBANY, NY 12207

## Assignment: 2

Reel/Frame: [2644/0532](#)

Received: 01/09/2003

Recorded: 01/03/2003

Pages: 27

Conveyance: RELEASE OF TRADEMARK COLLATERAL

Assignor: [UNION BANK OF CALIFORNIA, N.A.](#)

Exec Dt: 12/11/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [O'NEILL, INC.](#)1070 41ST AVENUE  
SANTA CRUZ, CALIFORNIA 95062

Correspondent: CSC

TONYA CHAPPLE  
80 STATE STREET  
ALBANY, NY 12207

## Assignment: 3

Reel/Frame: [3858/0890](#)

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [O'NEILL, INC.](#)

Exec Dt: 07/06/2007

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NONE

Assignee: [SISCO TEXTILES NV](#)KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANOS ANTILLES

Correspondent: OIANE MASON/MORGAN, LEWIS &amp; BOCKIUS LLP

ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105

Domestic rep: OIANE J. MASON

ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

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

Search Results as of: 11/23/2009 05:36 PM

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EXHIBIT C  
Page 5 of 5

**EXHIBIT D**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
**Serial No.: 77/698,581**  
**Submitted by: Sisco Textiles N.V. (Opposer)**

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

**This page was generated by the TARR system on 2009-11-23 17:38:30 ET**

**Serial Number:** 73520501 Assignment Information      Trademark Document Retrieval

**Registration Number:** 1365352

**Mark (words only):** O'NEILL

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2006-03-28

**Filing Date:** 1985-02-04

**Transformed into a National Application:** No

**Registration Date:** 1985-10-15

**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:** 40S -Scanning On Demand

**Date In Location:** 2008-06-04

---

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

---

1. SISCO TEXTILES NV

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

SUNGLASSES

**Basis:** 1(a)

**EXHIBIT D**  
Page 2 of 5

**First Use Date:** 1982-00-00

**First Use in Commerce Date:** 1982-00-00

**International Class:** 022

**Class Status:** Active

BOAT SAILS

**Basis:** 1(a)

**First Use Date:** 1981-00-00

**First Use in Commerce Date:** 1981-00-00

**International Class:** 028

**Class Status:** Active

LEASHES FOR SURFBOARDS

**Basis:** 1(a)

**First Use Date:** 1981-00-00

**First Use in Commerce Date:** 1981-00-00

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)**

**Prior Registration Number(s):**

1069298

1183040

---

**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.**

2008-10-01 - Automatic Update Of Assignment Of Ownership

2008-06-04 - Case File In TICRS

2006-12-19 - TEAS Change Of Correspondence Received

2006-03-28 - First renewal 10 year

2006-03-28 - Section 8 (10-year) accepted/ Section 9 granted

2005-10-14 - Combined Section 8 (10-year)/Section 9 filed

2006-03-28 - Assigned To Paralegal

2005-10-14 - TEAS Section 8 & 9 Received

2002-05-23 - TEAS Change Of Correspondence Received

<http://tarr.uspto.gov/servlet/tarr?regser=serial&entry=73520501>

11/23/2009

1991-10-25 - Section 8 (6-year) accepted & Section 15 acknowledged  
1991-10-16 - Response received for Post Registration action  
1991-06-04 - Response received for Post Registration action  
1991-06-04 - Section 8 (6-year) and Section 15 Filed  
1991-03-11 - Post Registration action mailed Section 8 & 15  
1990-11-21 - Section 8 (6-year) and Section 15 Filed  
1985-10-15 - Registered - Principal Register  
1985-08-06 - Published for opposition  
1985-07-07 - Notice of publication  
1985-05-16 - Approved for Pub - Principal Register (Initial exam)  
1985-05-07 - Examiner's amendment mailed  
1985-04-01 - Assigned To Examiner  
1985-03-29 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
DIANE J. MASON

**Correspondent**  
Diane J. Mason  
Morgan, Lewis & Bockius LLP  
One Market, Spear Street Tower  
San Francisco CA 94105  
Phone Number: 415-442-1137  
Fax Number: 415-442-1001

---



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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

**Total Assignments: 3**

Serial #: 73520501

Filing Dt: 02/04/1985

Reg #: 1365352

Reg. Dt: 10/15/1985

Registrant: O'NEILL, INCORPORATED

Mark: O'NEILL

**Assignment: 1**

Reel/Frame: 1579/0946

Received: 05/01/1997

Recorded: 04/21/1997

Pages: 14

Conveyance: SECURITY AGREEMENT

Assignor: O'NEILL, INC.

Exec Dt: 06/20/1996

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: FINANCIAL INSTITUTE

Citizenship: NONE

Assignee: UNION BANK

1980 SATURN STREET  
MONTEREY PARK, CALIFORNIA 91755

Correspondent: CSC

ATTN: DONNA QUICKENTON  
80 STATE STREET  
ALBANY, NY 12207**Assignment: 2**

Reel/Frame: 2644/0532

Received: 01/09/2003

Recorded: 01/03/2003

Pages: 27

Conveyance: RELEASE OF TRADEMARK COLLATERAL

Assignor: UNION BANK OF CALIFORNIA, N.A.

Exec Dt: 12/11/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: O'NEILL, INC.

1070 41ST AVENUE  
SANTA CRUZ, CALIFORNIA 95062

Correspondent: CSC

TONYA CHAPPLE  
80 STATE STREET  
ALBANY, NY 12207**Assignment: 3**

Reel/Frame: 3858/0890

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: O'NEILL, INC.

Exec Dt: 07/06/2007

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NONE

Assignee: SISCO TEXTILES NV

KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES

Correspondent: DIANE MASON/MORGAN, LEWIS &amp; BOCKIUS LLP

ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105

Domestic rep: DIANE J. MASON

ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

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

Search Results as of: 11/23/2009 05:39 PM

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EXHIBIT D  
Page 5 of 5

**EXHIBIT E**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**

**Serial No.: 77/698,581**

**Submitted by: Sisco Textiles N.V. (Opposer)**

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

**This page was generated by the TARR system on 2009-11-23 17:30:29 ET**

**Serial Number: 75701138 Assignment Information      Trademark Document Retrieval**

**Registration Number: 2425804**

**Mark (words only): O'NEILL**

**Standard Character claim: No**

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

**Date of Status: 2007-03-16**

**Filing Date: 1999-05-07**

**Transformed into a National Application: No**

**Registration Date: 2001-01-30**

**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: 830 -Post Registration**

**Date In Location: 2007-03-16**

---

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

---

1. SISCO TEXTILES NV

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

---

---

**GOODS AND/OR SERVICES**

---

**International Class:** 035**Class Status:** Active

retail store services featuring wearing apparel and products for use in aquatic sports such as surfing, swimming, water skiing and diving

**Basis:** 1(a)**First Use Date:** 1958-00-00**First Use in Commerce Date:** 1958-00-00

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)****Prior Registration Number(s):**

1069298

1183040

1340224

1365352

1367364

2204582

---

**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.**

2009-06-16 - Attorney Revoked And/Or Appointed

2009-06-16 - TEAS Revoke/Appoint Attorney Received

2008-10-01 - Automatic Update Of Assignment Of Ownership

2007-03-16 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

2007-03-07 - Assigned To Paralegal

2007-01-19 - Section 8 (6-year) and Section 15 Filed

2007-01-19 - TEAS Change Of Correspondence Received

2007-01-19 - TEAS Section 8 &amp; 15 Received

**EXHIBIT E**  
Page 3 of 5

2006-07-10 - Case File In TICRS

2001-01-30 - Registered - Principal Register

2000-09-13 - Allowed for Registration - Principal Register (SOU accepted)

2000-07-03 - Assigned To Examiner

2000-06-26 - Statement of use processing complete

2000-04-28 - Amendment to Use filed

2000-03-21 - Noa Mailed - SOU Required From Applicant

1999-12-28 - Published for opposition

1999-11-26 - Notice of publication

1999-10-21 - Approved for Pub - Principal Register (Initial exam)

1999-10-15 - Non-final action mailed

1999-09-13 - Communication received from applicant

1999-08-17 - Non-final action mailed

1999-08-13 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Rochelle D. Alpert

**Correspondent**

Rochelle D. Alpert

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

San Francisco CA 94105

Phone Number: 415-442-1326

Fax Number: 415-442-1001

---



## United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

## Trademark Assignment Abstract of Title

**Total Assignments: 1**Serial #: 75701138

Filing Dt: 05/07/1999

Reg #: 2425804

Reg. Dt: 01/30/2001

Registrant: O'NEILL, INC.

Mark: O'NEILL

**Assignment: 1**Reel/Frame: 3858/0890

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: O'NEILL, INC.

Exec Dt: 07/06/2007

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NONE

Assignee: SISCO TEXTILES NVKAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLESCorrespondent: DIANE MASON/MORGAN, LEWIS & BOCKIUS LLP  
ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105Domestic rep: DIANE J. MASON  
ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

Search Results as of: 11/23/2009 05:31 PM

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

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**EXHIBIT F**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
Serial No.: 77/698,581  
Submitted by: Sisco Textiles N.V. (Opposer)

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

This page was generated by the TARR system on 2009-11-23 17:39:01 ET

Serial Number: 73477646 Assignment Information      Trademark Document Retrieval

Registration Number: 1361889

Mark



(words only): O'NEILL O'NEILL O'NEILL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-04-20

Filing Date: 1984-04-27

Transformed into a National Application: No

Registration Date: 1985-09-24

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](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 40S -Scanning On Demand

Date In Location: 2008-06-05

---

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

---

1. SISCO TEXTILES NV

Address:  
SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

EXHIBIT F  
Page 2 of 5

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 018  
**Class Status:** Active  
BACKPACKS, LUGGAGE AND DUFFLE BAGS  
**Basis:** 1(a)  
**First Use Date:** 1981-09-00  
**First Use in Commerce Date:** 1981-09-00

---

**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**  
1069298  
1183040

---

**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.**

- 2008-10-01 - Automatic Update Of Assignment Of Ownership
- 2008-06-05 - Case File In TICRS
- 2006-12-19 - TEAS Change Of Correspondence Received
- 2006-04-20 - First renewal 10 year
- 2006-04-20 - Section 8 (10-year) accepted/ Section 9 granted
- 2006-04-20 - Assigned To Paralegal
- 2006-02-14 - Combined Section 8 (10-year)/Section 9 filed
- 2006-02-14 - TEAS Section 8 & 9 Received
- 2002-05-23 - TEAS Change Of Correspondence Received
- 1991-09-16 - Section 8 (6-year) accepted & Section 15 acknowledged
- 1991-06-04 - Response received for Post Registration action
- 1991-06-04 - Section 8 (6-year) and Section 15 Filed

**EXHIBIT F**  
**Page 3 of 5**

1991-02-21 - Post Registration action mailed Section 8 & 15  
1990-11-21 - Section 8 (6-year) and Section 15 Filed  
1985-09-24 - Registered - Principal Register  
1985-07-16 - Published for opposition  
1985-06-15 - Notice of publication  
1985-05-30 - Approved for Pub - Principal Register (Initial exam)  
1985-04-15 - Communication received from applicant  
1984-10-11 - Non-final action mailed

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

DIANE J. MASON

**Correspondent**

Diane J. Mason  
Morgan, Lewis & Bockius LLP  
One Market, Spear Street Tower  
San Francisco CA 94105  
Phone Number: 415-442-1137  
Fax Number: 415-442-1001

---



United States Patent and Trademark Office

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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

## Total Assignments: 3

Serial #: 73477646

Filing Dt: 04/27/1984

Reg #: 1361889

Reg. Dt: 09/24/1985

Registrant: O'NEILL, INCORPORATED

Mark: O'NEILL O'NEILL O'NEILL

## Assignment: 1

Reel/Frame: 1579/0946

Received: 05/01/1997

Recorded: 04/21/1997

Pages: 14

Conveyance: SECURITY AGREEMENT

Assignor: O'NEILL, INC.

Exec Dt: 06/20/1996

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: FINANCIAL INSTITUTE

Citizenship: NONE

Assignee: UNION BANK

1980 SATURN STREET

MONTEREY PARK, CALIFORNIA 91755

Correspondent: CSC

ATTN: DONNA QUICKENTON

80 STATE STREET

ALBANY, NY 12207

## Assignment: 2

Reel/Frame: 2644/0532

Received: 01/09/2003

Recorded: 01/03/2003

Pages: 27

Conveyance: RELEASE OF TRADEMARK COLLATERAL

Assignor: UNION BANK OF CALIFORNIA, N.A.

Exec Dt: 12/11/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: O'NEILL, INC.

1070 41ST AVENUE

SANTA CRUZ, CALIFORNIA 95062

Correspondent: CSC

TONYA CHAPPLE

80 STATE STREET

ALBANY, NY 12207

## Assignment: 3

Reel/Frame: 3858/0890

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: O'NEILL, INC.

Exec Dt: 07/06/2007

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NONE

Assignee: SISCO TEXTILES NV

KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD

CURACO, NETHERLANDS ANTILLES

Correspondent: DIANE MASON/MORGAN, LEWIS &amp; BOCKIUS LLP

ONE MARKET, SPEAR STREET TOWER

SAN FRANCISCO, CA 94105

Domestic rep: DIANE J. MASON

ONE MARKET STREET, SPEAR STREET TOWER

MORGAN, LEWIS &amp; BOCKIUS LLP

SAN FRANCISCO, CA 94105

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.  
 Web interface last modified: October 18, 2008 v.2.0.2

Search Results as of: 11/23/2009 05:39 PM

| .HOME | INDEX | SEARCH | eBUSINESS | CONTACT US | PRIVACY STATEMENT

EXHIBIT F  
Page 5 of 5

**EXHIBIT G**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
Serial No.: 77/698,581  
Submitted by: Sisco Textiles N.V. (Opposer)

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

This page was generated by the TARR system on 2009-11-23 17:35:45 ET

Serial Number: 75977757 Assignment Information      Trademark Document Retrieval

Registration Number: 2204582

Mark



(words only): O'NEILL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2009-03-23

Filing Date: 1995-11-13

Transformed into a National Application: No

Registration Date: 1998-11-17

Register: Principal

Law Office Assigned: LAW OFFICE 109

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: 830 -Post Registration

Date In Location: 2009-03-23

---

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

---

1. SISCO TEXTILES NV

**Address:**  
SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**EXHIBIT G**  
Page 2 of 6

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

---

### GOODS AND/OR SERVICES

---

**International Class:** 018

**Class Status:** Active

athletic bags, backpacks and wallets

**Basis:** 1(a)

**First Use Date:** 1997-01-01

**First Use in Commerce Date:** 1997-01-01

**International Class:** 025

**Class Status:** Active

wetsuits, hoods for water sports, wearing apparel, namely, shirts, pants, shorts, jackets, hats, caps and skiwear, namely, pants, jackets

**Basis:** 1(a)

**First Use Date:** 1997-01-01

**First Use in Commerce Date:** 1997-01-01

---

### ADDITIONAL INFORMATION

---

**Description of Mark:** The mark consists, in part, of a wave of water above the stylized wording of "O'NEILL".

**Design Search Code(s):**

01.15.03 - Fire (flames), other than emanating from objects, words, numbers, fireplaces or candles; Flames, other than flames emanating from objects, words, numbers, fireplaces or candles

**Prior Registration Number(s):**

1069298

1183040

1339268

1367364

1737412

---

### 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.

2009-03-23 - First renewal 10 year

2009-03-23 - Section 8 (10-year) accepted/ Section 9 granted

2009-03-05 - Assigned To Paralegal

2009-03-03 - TEAS Section 8 & 9 Received  
2008-10-01 - Automatic Update Of Assignment Of Ownership  
2007-08-01 - Case File In T1CRS  
2006-12-20 - TEAS Change Of Correspondence Received  
2005-08-31 - Cancellation terminated for Proceeding  
2005-02-23 - Cancellation Instituted No. 999999  
2004-03-16 - Section 8 (6-year) accepted & Section 15 acknowledged  
2004-01-30 - Section 8 (6-year) and Section 15 Filed  
1998-11-17 - Registered - Principal Register  
1998-09-27 - Allowed for Registration - Principal Register (SOU accepted)  
1998-09-14 - Assigned To Examiner  
1998-09-04 - Statement of use processing complete  
1998-08-03 - Amendment to Use filed  
1998-09-11 - Divisional processing completed  
1998-02-03 - Noa Mailed - SOU Required From Applicant  
1997-12-12 - Opposition terminated for Proceeding  
1997-12-12 - Opposition dismissed for Proceeding  
1996-12-13 - Opposition instituted for Proceeding  
1996-09-04 - Extension Of Time To Oppose Received  
1996-08-06 - Published for opposition  
1996-07-05 - Notice of publication  
1996-05-09 - Approved for Pub - Principal Register (Initial exam)  
1996-05-03 - Examiner's amendment mailed  
1996-04-29 - Previous allowance count withdrawn  
1996-04-26 - Approved for Pub - Principal Register (Initial exam)  
1996-04-12 - Examiner's amendment mailed

1996-04-02 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Rochelle D. Alpert

**Correspondent**

Rochelle D. Alpert

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

San Francisco CA 94105

Phone Number: 415-442-1326

Fax Number: 415-442-1001

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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

**Total Assignments: 1****Serial #:** 75977757**Filing Dt:** 11/13/1995**Reg #:** 2204582**Reg. Dt:** 11/17/1998**Registrant:** O'NEILL, INC.**Mark:** O'NEILL**Assignment: 1****Reel/Frame:** 3858/0890**Received:** 09/24/2008**Recorded:** 09/24/2008**Pages:** 55**Conveyance:** ASSIGNS THE ENTIRE INTEREST**Assignor:** O'NEILL, INC.**Exec Dt:** 07/06/2007**Entity Type:** CORPORATION**Citizenship:** NONE**Entity Type:** CORPORATION**Citizenship:** NONE**Assignee:** SISCO TEXTILES NVKAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES**Correspondent:** DIANE MASON/MORGAN, LEWIS & BOCKIUS LLPONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105**Domestic rep:** DIANE J. MASONONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

Search Results as of: 11/23/2009 05:36 PM

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Web interface last modified: October 18, 2008 v.2.0.2| [HOME](#) | [INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [CONTACT US](#) | [PRIVACY STATEMENT](#)EXHIBIT G  
Page 6 of 6

**EXHIBIT H**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**  
Serial No.: 77/698,581  
Submitted by: Sisco Textiles N.V. (Opposer)

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

This page was generated by the TARR system on 2009-11-23 17:37:31 ET

Serial Number: 73477647 Assignment Information      Trademark Document Retrieval

Registration Number: 1367364

**Mark**



(words only): O'NEILL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-07-08

Filing Date: 1984-04-27

Transformed into a National Application: No

Registration Date: 1985-10-29

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](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 830 -Post Registration

Date In Location: 2006-07-08

---

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

---

1. SISCO TEXTILES NV

**Address:**  
SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**EXHIBIT H**  
Page 2 of 6

**Legal Entity Type:** Corporation**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009**Class Status:** Section 8 - Cancelled

DIVING SUITS

**Basis:** 1(a)**First Use Date:** 1978-00-00**First Use in Commerce Date:** 1978-00-00**International Class:** 025**Class Status:** Active

WETSUITS, DRYSUITS, WATER SKI SUITS, SHIRTS, SKIRTS, AND JACKETS

**Basis:** 1(a)**First Use Date:** 1978-00-00**First Use in Commerce Date:** 1978-00-00**International Class:** 028**Class Status:** Active

SURFBOARDS AND SAILBOARDS

**Basis:** 1(a)**First Use Date:** 1978-00-00**First Use in Commerce Date:** 1978-00-00

---

**ADDITIONAL INFORMATION**

---

**Lining and Stippling:** THE LINING AND/OR STIPPLING SHOWN IN THE MARK IS A FEATURE OF THE MARK AND DOES NOT INDICATE COLOR.**Design Search Code(s):**

01.15.13 - Ripple (single wave); Waves, single

02.01.19 - Athletes (men); Golfer; Men, athletes, strongmen; Strongmen

02.09.19 - Diving, humans; Humans, including men, women and children, depicted playing games or engaged in other sports; Playing games or sports, humans

21.03.27 - Body boards; Snowboards; Surfboards

**Prior Registration Number(s):**

1069298

1183040

---

**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.

2009-06-16 - Attorney Revoked And/Or Appointed  
2009-06-16 - TEAS Revoke/Appoint Attorney Received  
2009-01-13 - Notice Of Design Search Code Mailed  
2008-10-01 - Automatic Update Of Assignment Of Ownership  
2006-07-08 - First renewal 10 year  
2006-07-08 - Section 8 (10-year) accepted/ Section 9 granted  
2006-07-08 - Assigned To Paralegal  
2006-04-12 - Combined Section 8 (10-year)/Section 9 filed  
2006-04-12 - TEAS Section 8 & 9 Received  
2005-12-22 - Case File In TICRS  
2002-05-23 - TEAS Change Of Correspondence Received  
1992-03-05 - Partial Section 8 (6-year) accepted & Section 15 acknowledged  
1992-01-30 - Post Registration action mailed Section 8 & 15  
1991-12-09 - Response received for Post Registration action  
1991-06-04 - Response received for Post Registration action  
1991-06-04 - Section 8 (6-year) and Section 15 Filed  
1991-03-11 - Post Registration action mailed Section 8 & 15  
1990-11-21 - Section 8 (6-year) and Section 15 Filed  
1991-11-21 - Post Registration action correction  
1985-10-29 - Registered - Principal Register  
1985-08-20 - Published for opposition  
1985-07-21 - Notice of publication  
1985-05-20 - Approved for Pub - Principal Register (Initial exam)  
1985-05-09 - Communication received from applicant  
1985-05-09 - Non-final action mailed  
1985-04-30 - Allowance/count withdrawn

1985-04-05 - Communication received from applicant

1984-10-11 - Non-final action mailed

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Rochelle D. Alpert

**Correspondent**

Rochelle D. Alpert

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

San Francisco CA 94105

Phone Number: 415-442-1326

Fax Number: 415-442-1001

---



United States Patent and Trademark Office

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## Assignments on the Web &gt; Trademark Query

## Trademark Assignment Abstract of Title

## Total Assignments: 3

Serial #: 73477647

Filing Dt: 04/27/1984

Reg #: 1367364

Reg. Dt: 10/29/1985

Registrant: O'NEILL, INCORPORATED

Mark: O'NEILL

## Assignment: 1

Reel/Frame: 1579/0946

Received: 05/01/1997

Recorded: 04/21/1997

Pages: 14

Conveyance: SECURITY AGREEMENT

Assignor: O'NEILL, INC.

Exec Dt: 06/20/1996

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: FINANCIAL INSTITUTE

Citizenship: NONE

Assignee: UNION BANK

1980 SATURN STREET  
MONTEREY PARK, CALIFORNIA 91755

Correspondent: CSC

ATTN: DONNA QUICKENTON  
80 STATE STREET  
ALBANY, NY 12207

## Assignment: 2

Reel/Frame: 2644/0532

Received: 01/09/2003

Recorded: 01/03/2003

Pages: 27

Conveyance: RELEASE OF TRADEMARK COLLATERAL

Assignor: UNION BANK OF CALIFORNIA, N.A.

Exec Dt: 12/11/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: O'NEILL, INC.

1070 41ST AVENUE  
SANTA CRUZ, CALIFORNIA 95062

Correspondent: CSC

TONYA CHAPPLE  
80 STATE STREET  
ALBANY, NY 12207

## Assignment: 3

Reel/Frame: 3858/0890

Received: 09/24/2008

Recorded: 09/24/2008

Pages: 55

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: O'NEILL, INC.

Exec Dt: 07/06/2007

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NONE

Assignee: SISCO TEXTILES NV

KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES

Correspondent: DIANE MASON/MORGAN, LEWIS &amp; BOCKIUS LLP

ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105

Domestic rep: OIANE J. MASON

ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.  
Web interface last modified: October 18, 2008 v.2.0.2

Search Results as of: 11/23/2009 05:38 PM

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**EXHIBIT I**  
**to NOTICE OF OPPOSITION**

**EXHIBIT I**  
**Page 1 of 5**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**

**Serial No.: 77/698,581**

**Submitted by: Sisco Textiles N.V. (Opposer)**

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

**This page was generated by the TARR system on 2009-11-23 17:39:28 ET**

**Serial Number:** 73462720 Assignment Information      Trademark Document Retrieval

**Registration Number:** 1340224

**Mark (words only):** TEAM O'NEILL

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2005-09-06

**Filing Date:** 1984-01-26

**Transformed into a National Application:** No

**Registration Date:** 1985-06-11

**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:** 830 -Post Registration

**Date In Location:** 2005-09-09

---

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

---

1. SISCO TEXTILES NV

**Address:**  
SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
DIVING SUITS  
**Basis:** 1(a)

**EXHIBIT 1**  
Page 2 of 5

**First Use Date:** 1979-00-00

**First Use in Commerce Date:** 1979-00-00

**International Class:** 025

**Class Status:** Active

SPORTS CLOTHING, NAMELY WATER SKI SUITS, WETSUITS AND DRY SUITS, SHIRTS, SKIRTS, AND JACKETS

**Basis:** 1(a)

**First Use Date:** 1979-00-00

**First Use in Commerce Date:** 1979-00-00

**International Class:** 028

**Class Status:** Section 8 - Cancelled

SURFBOARDS AND SAILBOARDS

**Basis:** 1(a)

**First Use Date:** 1979-00-00

**First Use in Commerce Date:** 1979-00-00

---

**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

1069298

1183040

---

**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.**

2008-10-01 - Automatic Update Of Assignment Of Ownership

2006-12-19 - TEAS Change Of Correspondence Received

2005-09-06 - First renewal 10 year

2005-09-06 - Section 8 (10-year) accepted/ Section 9 granted

2005-09-06 - Assigned To Paralegal

2005-08-17 - Assigned To Paralegal

2005-05-27 - Combined Section 8 (10-year)/Section 9 filed

2005-05-27 - TEAS Section 8 & 9 Received

2002-05-23 - TEAS Change Of Correspondence Received

1991-11-01 - Partial Section 8 (6-year) accepted & Section 15 acknowledged  
1991-10-02 - Post Registration action mailed Section 8 & 15  
1991-06-04 - Response received for Post Registration action  
1991-06-04 - Section 8 (6-year) and Section 15 Filed  
1991-03-12 - Post Registration action mailed Section 8 & 15  
1990-11-21 - Section 8 (6-year) and Section 15 Filed  
1985-06-11 - Registered - Principal Register  
1985-04-02 - Published for opposition  
1985-03-01 - Notice of publication  
1985-01-18 - Approved for Pub - Principal Register (Initial exam)  
1984-11-16 - Communication received from applicant  
1984-08-07 - Non-final action mailed  
1984-07-03 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Diane J. Mason

**Correspondent**

Diane J. Mason

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

San Francisco CA 94105

Phone Number: 415-442-1137

Fax Number: 415-442-1001

---



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)[Assignments on the Web](#) > Trademark Query**Trademark Assignment Abstract of Title****Total Assignments: 1****Serial #:** 73462720**Filing Dt:** 01/26/1984**Reg #:** 1340224**Reg. Dt:** 06/11/1985**Registrant:** O'NEILL, INCORPORATED**Mark:** TEAM O'NEILL**Assignment: 1****Reel/Frame:** 3858/0890**Received:** 09/24/2008**Recorded:** 09/24/2008**Pages:** 55**Conveyance:** ASSIGNS THE ENTIRE INTEREST**Assignor:** O'NEILL, INC.**Exec Dt:** 07/06/2007**Entity Type:** CORPORATION**Citizenship:** NONE**Entity Type:** CORPORATION**Citizenship:** NONE**Assignee:** SISCO TEXTILES NVKAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES**Correspondent:** DIANE MASON/MORGAN, LEWIS & BOCKIUS LLPONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105**Domestic rep:** DIANE J. MASONONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

Search Results as of: 11/23/2009 05:37 PM

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Web interface last modified: October 18, 2008 v.2.0.2[HOME](#) | [INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [CONTACT US](#) | [PRIVACY STATEMENT](#)

**EXHIBIT J**  
**to NOTICE OF OPPOSITION**

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

**This page was generated by the TARR system on 2009-11-23 17:28:22 ET**

**Serial Number: 79005399 Assignment Information      Trademark Document Retrieval**

**Registration Number: 3335329**

**Mark**



**(words only): O'NEILL SINCE 1952 SANTA CRUZ CALIFORNIA**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2007-11-13**

**Filing Date: 2004-03-11**

**Transformed into a National Application: No**

**Registration Date: 2007-11-13**

**Register: Principal**

**Law Office Assigned: LAW OFFICE 111**

**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: 2007-11-13**

---

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

---

**I. Sisco Textiles N.V.**

**EXHIBIT J**  
**Page 2 of 7**

**Address:**

Sisco Textiles N.V.  
Kaya W.F.G. (Jombi) Mensing 14 CURAÇAO  
Netherld Antilles

**Legal Entity Type:** N.V.**State or Country Where Organized:** Netherld Antilles

---

**GOODS AND/OR SERVICES**

---

**International Class:** 025**Class Status:** Active

clothing, namely, shirts, t-shirts, sweatshirts, sweaters, pants, shorts, jackets, wetsuits, hoods, hats, headwear, caps, gloves, footwear, shoes, swimwear, skiwear; and outerwear, namely, coats, jackets and pants

**Basis:** 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

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**ADDITIONAL INFORMATION**

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**Color(s) Claimed:** Color is not claimed as a feature of the mark.**Disclaimer:** "SINCE 1952" AND "SANTA CRUZ", "CALIFORNIA"**Design Search Code(s):****02.01.02** - Men depicted as shadows or silhouettes of men; Silhouettes of men**21.03.27** - Body boards; Snowboards; Surfboards**26.01.02** - Circles, plain single line; Plain single line circles**26.01.08** - Circles having letters or numerals as a border; Circles having punctuation as a border; Letters, numerals or punctuation forming or bordering the perimeter of a circle**26.01.13** - Circles, two (not concentric); Two circles**26.01.17** - Circles, two concentric; Concentric circles, two; Two concentric circles**26.01.21** - Circles that are totally or partially shaded.**26.03.02** - Ovals, plain single line; Plain single line ovals**26.03.13** - Ovals, exactly two (not concentric); Two ovals**26.17.13** - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters**Prior Registration Number(s):**

1339268

2204582

2425804

2446529

2648367

---

**MADRID PROTOCOL INFORMATION**

---

**International Registration Number:** 0586989  
**International Registration Date:** 1992-05-11  
**Priority Claimed:** No  
**Date of Section 67 Priority Claim:** (DATE NOT AVAILABLE)  
**International Registration Status:** Request For Extension Of Protection Processed  
**Date of International Registration Status:** 2004-10-21  
**International Registration Renewal Date:** 2012-05-11  
**Notification of Designation Date:** 2004-10-21  
**Date of Automatic Protection:** 2006-04-21  
**Date International Registration Cancelled:** (DATE NOT AVAILABLE)  
**First Refusal:** Yes

---

### PROSECUTION HISTORY

---

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

2009-06-16 - Attorney Revoked And/Or Appointed  
2009-06-16 - TEAS Revoke/Appoint Attorney Received  
2009-02-26 - Change Of Owner Received From IB  
2008-12-13 - Final Decision Transaction Processed By IB  
2008-02-13 - Final Disposition Notice Sent To IB  
2008-02-13 - Final Disposition Processed  
2008-02-13 - Final Disposition Notice Created, To Be Sent To IB  
2007-11-13 - Registered - Principal Register  
2007-08-28 - Published for opposition  
2007-08-08 - Notice of publication  
2007-07-25 - Law Office Publication Review Completed  
2007-07-25 - Assigned To LIE  
2007-06-15 - TEAS Change Of Correspondence Received  
2007-06-16 - Approved for Pub - Principal Register (Initial exam)  
2007-06-15 - Teas/Email Correspondence Entered  
2007-06-15 - Communication received from applicant

2007-06-15 - TEAS Response to Office Action Received

2006-12-15 - NON-FINAL ACTION E-MAILED

2006-12-15 - Non-Final Action Written

2006-12-15 - Previous allowance count withdrawn

2006-12-15 - Approved for Pub - Principal Register (Initial exam)

2006-12-15 - Attorney Review Completed

2006-09-08 - TEAS Change Of Correspondence Received

2006-09-07 - Non-final action mailed

2006-09-07 - Non-Final Action Written

2006-05-18 - Report Completed Suspension Check Case Still Suspended

2006-04-13 - Notification Of Possible Opposition - Processed By IB

2006-03-23 - Notification Of Possible Opposition Sent To IB

2006-03-23 - Notification Of Possible Opposition Created, To Be Sent To IB

2006-02-23 - Correction From IB Entered - No Review Required

2006-02-16 - Correction Transaction Received From IB

2005-12-31 - Change Of Owner Received From IB

2005-11-18 - Report Completed Suspension Check Case Still Suspended

2005-05-16 - Letter of suspension mailed

2005-05-12 - Suspension Letter Written

2005-05-12 - Examiner's Amendment Entered

2005-05-12 - Examiner's amendment mailed

2005-05-11 - Examiners Amendment -Written

2005-05-11 - Applicant/Correspondence Changes (Non-Responsive) Entered

2005-05-11 - Amendment From Applicant Entered

2005-05-03 - Communication received from applicant  
2005-05-04 - PAPER RECEIVED  
2005-05-03 - PAPER RECEIVED  
2004-12-16 - Refusal Processed By IB  
2004-11-03 - Non-final action mailed  
2004-10-29 - Non-Final Action Written  
2004-10-22 - Assigned To Examiner  
2004-10-22 - New Application Entered In Tram  
2004-10-21 - Sn Assigned For Sect 66a Subseq Desig From IB

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Rochelle D. Alpert

**Correspondent**

Rochelle D. Alpert

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

San Francisco CA 94105

Phone Number: 415-442-1326

Fax Number: 415-442-1001

---



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## Assignments on the Web > Trademark Query

### Trademark Assignment Abstract of Title

#### Total Assignments: 2

Serial #: 79005399

Filing Dt: 03/11/2004

Reg #: 3335329

Reg. Dt: 11/13/2007

Registrant: O'NEILL INC., California corporation

Mark: O'NEILL SINCE 1952 SANTA CRUZ CALIFORNIA

#### Assignment: 1

Reel/Frame: 3329/0026

Received: 12/31/2005

Recorded: 12/31/2005

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: O'NEILL EUROPE B.V.

Exec Dt: 12/06/2005

Entity Type: UNKNOWN

Citizenship: NETHERLANDS

Entity Type: UNKNOWN

Citizenship: UNITED STATES

Assignee: O'NEILL INC., CALIFORNIA CORPORATION

1071, 41ST AVENUE

SANTA CRUZ, CA 95063-6300, UNITED STATES

Correspondent: O'NEILL INC.,

CALIFORNIA CORPORATION

1071, 41ST AVENUE

SANTA CRUZ, CA 95063-6300

UNITED STATES

#### Assignment: 2

Reel/Frame: 3942/0937

Received: 02/26/2009

Recorded: 02/26/2009

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: O'NEILL, INC., CALIFORNIA CORPORATION

Exec Dt: 01/28/2009

Entity Type: UNKNOWN

Citizenship: UNITED STATES

Entity Type: N.V.

Citizenship: NETHERLANDS ANTILLES

Assignee: SISCO TEXTILES N.V.

KAYA W.F.G. (JOMBI) MENSING 14

CURAÇAO, NETHERLANDS ANTILLES

Correspondent: SISCO TEXTILES N.V.

KAYA W.F.G. (JOMBI) MENSING 14

CURAÇAO

NETHERLANDS ANTILLES

Search Results as of: 11/23/2009 05:29 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.

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

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EXHIBIT J  
Page 7 of 7

**EXHIBIT K**  
**to NOTICE OF OPPOSITION**

**EXHIBIT K**  
**Page 1 of 5**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**

**Serial No.: 77/698,581**

**Submitted by: Sisco Textiles N.V. (Opposer)**

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

**This page was generated by the TARR system on 2009-11-23 17:29:25 ET**

**Serial Number:** 78561180 Assignment Information      Trademark Document Retrieval

**Registration Number:** 3054767

**Mark**

**O'NEILL SEA  
ODYSSEY**

**(words only):** O'NEILL SEA ODYSSEY

**Standard Character claim:** Yes

**Current Status:** Registered.

**Date of Status:** 2006-01-31

**Filing Date:** 2005-02-04

**Transformed into a National Application:** No

**Registration Date:** 2006-01-31

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 109

**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:** 2006-01-31

---

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

---

- 1. SISCO TEXTILES NV

**EXHIBIT K**  
Page 2 of 5

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation**State or Country of Incorporation:**(NOT AVAILABLE)

---

**GOODS AND/OR SERVICES**

---

**International Class:** 025**Class Status:** Active

Clothing, namely, crew uniforms, T-shirts and sweat shirts

**Basis:** 1(a)**First Use Date:** 1998-09-01**First Use in Commerce Date:** 1998-09-01**International Class:** 041**Class Status:** Active

Educational services, namely, conducting classes in the field of marine biology, marine ecology and navigation

**Basis:** 1(a)**First Use Date:** 1997-08-01**First Use in Commerce Date:** 1997-08-01

---

**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

1069298

1183040

1365352

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**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.**

2008-10-01 - Automatic Update Of Assignment Of Ownership

2006-12-20 - TEAS Change Of Correspondence Received

2006-01-31 - Registered - Principal Register

2005-11-08 - Published for opposition

2005-10-19 - Notice of publication

2005-09-12 - Law Office Publication Review Completed

2005-09-09 - Assigned To LIE

2005-09-02 - Approved for Pub - Principal Register (Initial exam)

2005-09-01 - Assigned To Examiner

2005-02-14 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Diane J. Mason

**Correspondent**

Diane J. Mason

Morgan, Lewis & Bockius LLP

One Market, Spear Street Tower

San Francisco CA 94105

Phone Number: 415-442-1137

Fax Number: 415-442-1001

---



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## Assignments on the Web > Trademark Query

### Trademark Assignment Abstract of Title

**Total Assignments: 1**

**Serial #:** 78561180

**Filing Dt:** 02/04/2005

**Reg #:** 3054767

**Reg. Dt:** 01/31/2006

**Registrant:** O'Neill, Inc.

**Mark:** O'NEILL SEA ODYSSEY

**Assignment: 1**

**Reel/Frame:** 3858/0890

**Received:** 09/24/2008

**Recorded:** 09/24/2008

**Pages:** 55

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Assignor:** O'NEILL, INC.

**Exec Dt:** 07/06/2007

**Entity Type:** CORPORATION

**Citizenship:** NONE

**Entity Type:** CORPORATION

**Citizenship:** NONE

**Assignee:** SISCO TEXTILES NV

KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES

**Correspondent:** DIANE MASON/MORGAN, LEWIS & BOCKIUS LLP

ONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105

**Domestic rep:** DIANE J. MASON

ONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

Search Results as of: 11/23/2009 05:29 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.

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

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EXHIBIT K  
Page 5 of 5

**EXHIBIT L**  
**to NOTICE OF OPPOSITION**

**SISCO TEXTILES N.V., v. JAMES O'NEILL**

**Serial No.: 77/698,581**

**Submitted by: Sisco Textiles N.V. (Opposer)**

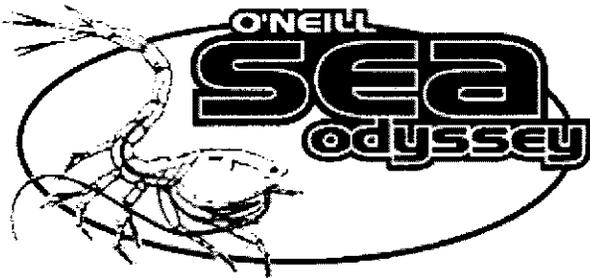
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-11-23 17:28:58 ET

Serial Number: 78561190 Assignment Information Trademark Document Retrieval

Registration Number: 3054768

Mark



(words only): O'NEILL SEA ODYSSEY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-01-31

Filing Date: 2005-02-04

Transformed into a National Application: No

Registration Date: 2006-01-31

Register: Principal

Law Office Assigned: LAW OFFICE 109

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: 2006-01-31

---

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

---

1. SISCO TEXTILES NV

**Address:**

SISCO TEXTILES NV  
KAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO  
Netherld Antilles

**Legal Entity Type:** Corporation

**State or Country of Incorporation:**(NOT AVAILABLE)

**GOODS AND/OR SERVICES**

**International Class:** 025

**Class Status:** Active

Clothing, namely, crew uniforms, T-shirts and sweat shirts

**Basis:** 1(a)

**First Use Date:** 1998-09-01

**First Use in Commerce Date:** 1998-09-01

**International Class:** 041

**Class Status:** Active

Educational services, namely, conducting classes in the field of marine biology, marine ecology and navigation

**Basis:** 1(a)

**First Use Date:** 1997-08-01

**First Use in Commerce Date:** 1997-08-01

**ADDITIONAL INFORMATION**

**Design Search Code(s):**

**03.19.09** - Crawfish; Crayfish; Crustaceans; Lobsters; Prawns; Shrimp

**03.19.24** - Stylized fish, whales, seals, sea lions

**26.03.02** - Ovals, plain single line; Plain single line ovals

**Prior Registration Number(s):**

1069298

1183040

1365352

**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.**

2008-10-01 - Automatic Update Of Assignment Of Ownership  
2006-12-20 - TEAS Change Of Correspondence Received  
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2005-09-09 - Assigned To LIE  
2005-09-02 - Approved for Pub - Principal Register (Initial exam)  
2005-09-01 - Assigned To Examiner  
2005-02-14 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Diane J. Mason

**Correspondent**

Diane J. Mason

Morgan, Lewis & Bockius LLP  
One Market, Spear Street Tower  
San Francisco CA 94105  
Phone Number: 415-442-1137  
Fax Number: 415-442-1001

---

**United States Patent and Trademark Office**

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Assignments on the Web > Trademark Query**Trademark Assignment Abstract of Title****Total Assignments: 1****Serial #:** 78561190**Filing Dt:** 02/04/2005**Reg #:** 3054768**Reg. Dt:** 01/31/2006**Registrant:** O'Neill, Inc.**Mark:** O'NEILL SEA ODYSSEY**Assignment: 1****Reel/Frame:** 3858/0890**Received:** 09/24/2008**Recorded:** 09/24/2008**Pages:** 55**Conveyance:** ASSIGNS THE ENTIRE INTEREST**Assignor:** O'NEILL, INC.**Exec Dt:** 07/06/2007**Entity Type:** CORPORATION**Citizenship:** NONE**Entity Type:** CORPORATION**Citizenship:** NONE**Assignee:** SISCO TEXTILES NVKAYA W.F.G. (JOMBI), MENSING 14, WILLEMSTAD  
CURACO, NETHERLANDS ANTILLES**Correspondent:** DIANE MASON/MORGAN, LEWIS & BOCKIUS LLPONE MARKET, SPEAR STREET TOWER  
SAN FRANCISCO, CA 94105**Domestic rep:** DIANE J. MASONONE MARKET STREET, SPEAR STREET TOWER  
MORGAN, LEWIS & BOCKIUS LLP  
SAN FRANCISCO, CA 94105

Search Results as of: 11/23/2009 05:29 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.  
Web Interface last modified: October 18, 2008 v.2.0.2| [.HOME](#) | [INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [CONTACT US](#) | [PRIVACY STATEMENT](#)**EXHIBIT L**  
Page 5 of 5

**CERTIFICATE OF SERVICE**

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is One Market, Spear Street Tower, San Francisco, CA 94105.

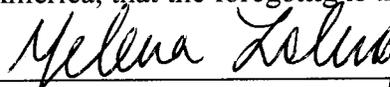
On **November 25, 2009**, I served the within documents:

**NOTICE OF OPPOSITION**

- (BY FAX)** by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- (BY MAIL)** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at **San Francisco**, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- (BY PERSONAL DELIVERY)** by causing the document(s) listed above to be personally delivered at to the person(s) at the address(es) set forth below.
- (BY EMAIL)** by transmitting via electronic mail the document(s) listed above to each of the person(s) as set forth below.

**JAMES O'NEILL**  
**29250 243RD AVE**  
**TUTHILL, SD 57574-6107**

Executed on **November 25, 2009**, at San Francisco, California. I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct.

  
\_\_\_\_\_  
Yelena Lolua