

ESTTA Tracking number: **ESTTA516180**

Filing date: **01/15/2013**

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	The Worth Collection, Ltd.
Granted to Date of previous extension	01/30/2013
Address	37 West 57th Street, Suite 801 New York, NY 10019 UNITED STATES
Attorney information	Susan Upton Douglass Fross Zelnick Lehrman & Zissu, P.C. 866 United Nations Plaza New York, NY 10017 UNITED STATES sdouglass@frosszelnick.com Phone:212-813-5900

Applicant Information

Application No	79110335	Publication date	10/02/2012
Opposition Filing Date	01/15/2013	Opposition Period Ends	01/30/2013
International Registration No.	1064640	International Registration Date	11/24/2010
Applicant	VAKKO HOLDING ANONIM SIRKETI Altunizade Mah. Kusbakisi Cad. No:35 Å#skÅ¼dar Istanbul TURKEY		

Goods/Services Affected by Opposition

<p>Class 018. All goods and services in the class are opposed, namely: Leather and imitation leather bags, handbags, purses, wallets and key wallets, luggage, trunks and travel bags, credit card cases, business card cases, clutches, umbrellas</p>
<p>Class 025. All goods and services in the class are opposed, namely: Clothing, namely, t-shirts, sweatshirts, pants, trousers, shorts, skirts, jackets, suits, belts, shirts, sweaters, cardigans, coats, dresses, night dresses, gloves, gowns, pullovers, scarves, shawls, headscarves, wedding dresses, veils, neckties, blazers, blouses, boleros, gilets, socks, footwear, headwear</p>

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.	1965677	Application Date	05/16/1995
Registration Date	04/02/1996	Foreign Priority Date	NONE
Word Mark	WW		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1991/12/19 First Use In Commerce: 1991/12/19 clothing, namely skirts, pants, shorts, culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers, camisoles		

U.S. Registration No.	3502941	Application Date	02/18/2004
Registration Date	09/16/2008	Foreign Priority Date	NONE
Word Mark	WW		
Design Mark			
Description of Mark	The mark consists of two letter "w"s superimposed over each other.		
Goods/Services	Class 009. First use: First Use: 1995/09/00 First Use In Commerce: 1995/09/00 leather cell phone cases Class 018. First use: First Use: 1995/09/00 First Use In Commerce: 1995/09/00 wallets, tote bags, key cases, credit card cases; Purses, evening bags, belt purses		

U.S. Registration No.	2609440	Application Date	05/25/2001
Registration Date	08/20/2002	Foreign Priority Date	NONE

Word Mark	WW
Design Mark	
Description of Mark	NONE
Goods/Services	Class 014. First use: First Use: 1993/04/04 First Use In Commerce: 1993/04/04 jewelry

U.S. Registration No.	3231685	Application Date	02/18/2004
Registration Date	04/17/2007	Foreign Priority Date	NONE
Word Mark	THE WORTH COLLECTION		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1995/09/00 First Use In Commerce: 1995/09/00 [wallets,] tote bags, [key cases, credit card cases,] purses, evening bags, belt purses [, leather cell phone cases]		

U.S. Application No.	85412267	Application Date	08/31/2011
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	W W BY WORTH		

Design Mark	
Description of Mark	The mark consists of large stylized "W" with the wording "W BY WORTH" beneath it in a stylized font.
Goods/Services	<p>Class 009. First use: cell phone cases; DVDs featuring fashion; sunglasses, eyeglass frames</p> <p>Class 014. First use: jewelry</p> <p>Class 018. First use: key cases, credit card cases; purses, evening bags, belt purses, wallets; tote bags</p> <p>Class 025. First use: clothing, namely, skirts, pants, shorts, culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers, camisoles, tops, bottoms</p> <p>Class 035. First use: retail stores and online retail store services featuring apparel, handbags and fashion accessories; retail services by direct solicitation by sales agents in the fields of apparel, handbags and fashion accessories</p>

Attachments	<p>74675222#TMSN.gif (1 page)(bytes) 78370066#TMSN.jpeg (1 page)(bytes) 76263593#TMSN.gif (1 page)(bytes) 78977085#TMSN.jpeg (1 page)(bytes) Vakko Holding Anonim Sirketi (W COLLECTION and Design) - Notice of Opposition (F1153331).PDF (19 pages)(729225 bytes) 85412267#TMSN.jpeg (1 page)(bytes)</p>
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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	/sud/
Name	Susan Upton Douglass
Date	01/15/2013

2. Since at least as early September 1995, and prior to any date upon which Applicant can rely, Opposer has used in commerce the WW mark on purses, evening bags, belt purses, wallets, tote bags, key cases, credit card cases, and leather cell phone cases.

4. Since at least as early as 1991, and prior to any date upon which Applicant can rely, Opposer has used in commerce the mark THE WORTH COLLECTION on a line of clothing including skirts, pants, shorts culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers and camisoles.

2. Since at least as early September 1995, and prior to any date upon which Applicant can rely, Opposer has used in commerce the mark THE WORTH COLLECTION on tote bags, purses, evening bags, belt purses, and is continuing to do so.

3. Opposer has invested a substantial amount of time, effort and money over the past 21 years in promoting the WW and THE WORTH COLLECTION marks. As a result, the marks have become distinctive of Opposer's apparel, leather goods and fashion accessories, and have come to represent enormous goodwill for Opposer.

4. Opposer owns U.S. Registration No. 1965677, filed on May 16, 1995 and issued April 2, 1996, for the WW Design mark for clothing, namely, skirts, pants, shorts, culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers, camisoles, in Class 25; U.S. Registration No. 3502941, filed on February 18, 2004 and issued on September 16, 2008, for the WW Design mark for leather cell phone cases in Class 9, and wallets, tote bags, key cases, credit card cases, purses, evening bags and belt purses in Class 18; and U.S. Registration No. 2609440, filed on May 25, 2001 and issued on August 20, 2002, for the WW Design mark for jewelry in Class 14. Opposer's registrations are valid, subsisting, and in full force and effect. In addition, Registration Nos. 1965677 and 2609440 have become

incontestable under Sec. 15 of the Trademark Act, and as such, this registration serves as conclusive evidence of Opposer's exclusive right to use the mark.

5. Opposer owns U.S. Registration No. 3231685, filed on February 18, 2004 and issued on April 17, 2007, for the mark THE WORTH COLLECTION for tote bags, purses, evening bags, belt purses in Class 18.

6. Opposer owns U.S. Trademark Application Serial No. 85/412,267, filed August 31, 2011 based on intent to use, for W BY WORTH (Stylized) for cell phone cases; DVDs featuring fashion; sunglasses, eyeglass frames in Class 9, jewelry in Class 14, key cases, credit card cases; purses, evening bags, belt purses, wallets; tote bags in Class 18, clothing, namely, skirts, pants, shorts, culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers, camisoles, tops, bottoms in Class 25, and retail stores and online retail store services featuring apparel, handbags and fashion accessories; retail services by direct solicitation by sales agents in the fields of apparel, handbags and fashion accessories in Class 35. Copies of the foregoing registration and application records are attached as Exhibit A.

5. On September 7, 2011, Applicant, VAKKO HOLDING ANONIM SIRKETI, filed the application at issue, Serial No. 79/110,335, to register the mark W COLLECTION and Design for leather and imitation leather bags, handbags, purses, wallets and key wallets, luggage, trunks and travel bags, credit card cases, business card cases, clutches, umbrellas in Class 18 and clothing, namely, t-shirts, sweatshirts, pants, trousers, shorts, skirts, jackets, suits, belts, shirts, sweaters, cardigans, coats, dresses, night dresses, gloves, gowns, pullovers, scarves, shawls, headscarves, wedding dresses, veils, neckties, blazers, blouses, boleros, gilets, socks, footwear, headwear in Class 25, based on International Registration No. 1064640.

6. On information and belief, Applicant made no use of the mark W COLLECTION and Design mark prior to its filing date September 7, 2011. Therefore, Opposer has priority.

7. The mark that Applicant seeks to register is highly similar in appearance and commercial impression to Opposer's WW Design mark, W BY WORTH (Stylized) mark, and THE WORTH COLLECTION mark and will be used on goods that are identical to or closely related to the goods for which Opposer uses its registered and applied for marks. Based on the similarities of the marks and goods, the public is likely to associate the goods intended to be sold by Applicant under the W COLLECTION and Design mark with Opposer or with Opposer's WW Design, W BY WORTH (Stylized) and THE WORTH COLLECTION goods, or to believe that Applicant's goods are sponsored, endorsed or licensed by Opposer, or that there is some relationship between Applicant and Opposer.

8. For the above reasons, any use of the W COLLECTION and Design mark by Applicant is likely to cause confusion, cause mistake or deceive the public, and cause the public to believe that the goods sold under the W COLLECTION and Design mark emanate from or are otherwise sponsored by or endorsed by Opposer, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

By reason of the foregoing, Opposer will be damaged by the registration of the W COLLECTION and Design mark to Applicant.

WHEREFORE, it is respectfully requested that this opposition be sustained and that the registration sought by Application Serial No. 79/110,335 be denied.

Dated: New York, New York
January 15, 2013

Respectfully submitted,

FROSS ZELNICK LEHRMAN
& ZISSU, P.C.

By: 
Susan Upton Douglass
Attorneys for Opposer
866 United Nations Plaza
New York, New York 10017
(212) 813-5900

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by prepaid, first-class mail upon Applicant's attorney, Zeynel Karcioğlu, Jacobs & Burleigh LLP, 445 Park Avenue, 17th Floor, New York, New York 10022, this 15th day of January, 2013.


Susan Upton Douglass

Exhibit A

STATUS DOCUMENTS

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Print

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Mark: WW



US Serial Number: 74675222

Application Filing Date: May 16, 1995

US Registration Number: 1965677

Registration Date: Apr. 02, 1996

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jul. 26, 2006

Publication Date: Jan. 09, 1996

Mark Information

Mark Literal Elements: WW

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: clothing, namely skirts, pants, shorts, culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers, camisoles

International Class: 025 - Primary Class

U.S Class: 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 19, 1991

Use in Commerce: Dec. 19, 1991

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Worth Collection, Ltd., The

Owner Address: 37 West 57th Street--Suite 801
New York, NEW YORK 10019
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

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Mark: WW



US Serial Number: 78370066

Application Filing Date: Feb. 18, 2004

US Registration Number: 3502941

Registration Date: Sep. 16, 2008

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 16, 2008

Publication Date: Apr. 12, 2005

Notice of Allowance Date: Jul. 05, 2005

Mark Information

Mark Literal Elements: WW

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of two letter "w"s superimposed over each other.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US 1965677,2609440

Registrations:

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: leather cell phone cases

International Class: 009 - Primary Class

U.S Class: 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1995

Use in Commerce: Sep. 1995

For: wallets, tote bags, key cases, credit card cases; Purses, evening bags, belt purses

International Class: 018 - Primary Class

U.S Class: 001, 002, 003, 022, 041

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1995

Use in Commerce: Sep. 1995

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: The Worth Collection, Ltd.
Owner Address: 37 West 57th Street-Suite 801
New York, NEW YORK 10019
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Upton Douglass
Docket Number: WCO 0406709

Correspondent

Correspondent: SUSAN UPTON DOUGLASS
Name/Address: FROSS ZELNICK LEHRMAN & ZISSU PC
866 UNITED NATIONS PLZ
NEW YORK, NEW YORK 10017
UNITED STATES

Phone: (212) 813-5900
Fax: (212) 813-5901

Correspondent e-mail: sdouglass@frosszelnick.com
Correspondent e-mail No Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 17, 2009	COUNTERCLAIM OPP. NO. 999999	191117
Sep. 16, 2008	REGISTERED-PRINCIPAL REGISTER	
Aug. 11, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	74215
Aug. 11, 2008	ASSIGNED TO LIE	74215
Aug. 06, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 05, 2008	STATEMENT OF USE PROCESSING COMPLETE	76873
Jul. 02, 2008	USE AMENDMENT FILED	76873
Aug. 05, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76873
Jul. 07, 2008	PAPER RECEIVED	
Jan. 29, 2008	EXTENSION 5 GRANTED	66154
Jan. 02, 2008	EXTENSION 5 FILED	66154
Jan. 07, 2008	PAPER RECEIVED	
Sep. 03, 2007	EXTENSION 4 GRANTED	68973
Jun. 11, 2007	EXTENSION 4 FILED	68973
Sep. 03, 2007	ASSIGNED TO LIE	68973
Jun. 11, 2007	PAPER RECEIVED	
Mar. 19, 2007	EXTENSION 3 GRANTED	76874
Jan. 03, 2007	EXTENSION 3 FILED	76874
Jan. 08, 2007	PAPER RECEIVED	
Jul. 20, 2006	EXTENSION 2 GRANTED	76874
Jun. 16, 2006	EXTENSION 2 FILED	76874

Jun. 16, 2006	PAPER RECEIVED	
Dec. 29, 2005	EXTENSION 1 GRANTED	65362
Dec. 01, 2005	EXTENSION 1 FILED	65362
Dec. 01, 2005	PAPER RECEIVED	
Jul. 05, 2005	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 12, 2005	PUBLISHED FOR OPPOSITION	
Mar. 23, 2005	NOTICE OF PUBLICATION	
Jan. 12, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	78288
Sep. 16, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 08, 2004	EXAMINER'S AMENDMENT ENTERED	78288
Sep. 10, 2004	ASSIGNED TO LIE	78288
Sep. 10, 2004	ASSIGNED TO LIE	78288
Sep. 08, 2004	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 08, 2004	EXAMINERS AMENDMENT -WRITTEN	74781
Sep. 08, 2004	ASSIGNED TO EXAMINER	74781
Mar. 03, 2004	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 11, 2008

STATUS DOCUMENTS

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Mark: THE WORTH COLLECTION

THE WORTH COLLECTION

US Serial Number: 78977085

Application Filing Date: Feb. 18, 2004

US Registration Number: 3231685

Registration Date: Apr. 17, 2007

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Dec. 31, 2012

Publication Date: Aug. 02, 2005

Notice of Allowance Date: Oct. 25, 2005

Mark Information

Mark Literal Elements: THE WORTH COLLECTION

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "COLLECTION"

Related Properties Information

Claimed Ownership of US [2073038,78370063](#)

Registrations:

Child Of: [78370063](#)

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: [wallets,] tote bags, [key cases, credit card cases,] purses, evening bags, belt purses [leather cell phone cases]

International Class: 018 - Primary Class

U.S Class: 001, 002, 003, 022, 041

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1995

Use in Commerce: Sep. 1995

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: The Worth Collection, Ltd.

Owner Address: 37 West 57th Street--Suite 801
New York, NEW YORK 10019
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Upton Douglass

Docket Number: WCO 0406708

Correspondent

Correspondent Name/Address: Susan Upton Douglass
FROSS ZELNICK LEHRMAN & ZISSU, P.C.
866 UNITED NATIONS PLAZA
NEW YORK, NEW YORK 10017
UNITED STATES

Phone: (212) 813-5900

Fax: (212) 813-5901

Correspondent e-mail: sdouglass@fzlj.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 31, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Dec. 31, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	73376
Dec. 31, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	73376
Nov. 30, 2012	TEAS SECTION 8 & 15 RECEIVED	
Oct. 11, 2007	CERTIFICATE OF CORRECTION ISSUED	
Jul. 24, 2007	CERTIFICATE OF CORRECTION ISSUED	
Jul. 12, 2007	ASSIGNED TO PARALEGAL	68502
Jun. 21, 2007	SEC 7 REQUEST FILED	
Jun. 21, 2007	PAPER RECEIVED	
Apr. 17, 2007	REGISTERED-PRINCIPAL REGISTER	
Feb. 27, 2007	LAW OFFICE REGISTRATION REVIEW COMPLETED	76243
Feb. 27, 2007	ASSIGNED TO LIE	76243
Jan. 23, 2007	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 18, 2007	ASSIGNED TO EXAMINER	83181
May 16, 2006	STATEMENT OF USE PROCESSING COMPLETE	76873
Apr. 25, 2006	USE AMENDMENT FILED	76873
May 16, 2006	DIVSIONAL PROCESSING COMPLETE	
Apr. 25, 2006	DIVSIONAL REQUEST RECEIVED	
Apr. 25, 2006	PAPER RECEIVED	
Oct. 25, 2005	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 02, 2005	PUBLISHED FOR OPPOSITION	
Jul. 13, 2005	NOTICE OF PUBLICATION	
Apr. 13, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	76537

Apr. 08, 2005	ASSIGNED TO LIE	76537
Mar. 31, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 31, 2005	AMENDMENT FROM APPLICANT ENTERED	70997
Mar. 10, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Mar. 10, 2005	PAPER RECEIVED	
Sep. 09, 2004	NON-FINAL ACTION E-MAILED	6325
Sep. 09, 2004	NON-FINAL ACTION WRITTEN	76621
Sep. 08, 2004	ASSIGNED TO EXAMINER	76621
Mar. 03, 2004	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Change in Registration: Yes

Correction made to Registration: In the statement, Column 1, line 6 after credit card cases, purses, evening bags, belt purses, leather cell phone cases should be inserted.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 114

Date in Location: Dec. 31, 2012

STATUS DOCUMENTS

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Mark: W W BY WORTH



US Serial Number: 85412267

Application Filing Date: Aug. 31, 2011

Register: Principal

Mark Type: Trademark, Service Mark

Status: An opposition after publication is pending at the Trademark Trial and Appeal Board. For further information, see TTABVue on the Trademark Trial and Appeal Board web page.

Status Date: Aug. 09, 2012

Publication Date: Feb. 14, 2012

Mark Information

Mark Literal Elements: W W BY WORTH

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of large stylized "W" with the wording "W BY WORTH" beneath it in a stylized font.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US 2966181, 3192417, 3502941, and others Registrations:

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: cell phone cases; DVDs featuring fashion; sunglasses, eyeglass frames

International Class: 009 - Primary Class

U.S Class: 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(b)

For: jewelry

International Class: 014 - Primary Class

U.S Class: 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(b)

For: key cases, credit card cases; purses, evening bags, belt purses, wallets; tote bags

International Class: 018 - Primary Class

U.S Class: 001, 002, 003, 022, 041

Class Status: ACTIVE

Basis: 1(b)

For: clothing, namely, skirts, pants, shorts, culottes, jackets, coats, dresses, blouses, shirts, vests, scarves, belts, shawls, sweaters, leggings, ponchos, bustiers, camisoles, tops, bottoms

International Class: 025 - Primary Class

U.S Class: 022, 039

Class Status: ACTIVE

Basis: 1(b)

For: retail stores and online retail store services featuring apparel, handbags and fashion accessories; retail services by direct solicitation by sales agents in the fields of apparel, handbags and fashion accessories

International Class: 035 - Primary Class

U.S Class: 100, 101, 102

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No	Currently Use: No	Amended Use: No
Filed ITU: Yes	Currently ITU: Yes	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: The Worth Collection, Ltd.
Owner Address: 37 West 57th Street, Suite 801
New York, NEW YORK 10019
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Upton Douglass

Docket Number: WCO1107164

Correspondent

Correspondent SUSAN UPTON DOUGLASS
Name/Address: FROSS ZELNICK LEHRMAN & ZISSU PC
866 UNITED NATIONS PLZ
NEW YORK, NEW YORK 10017-1822
UNITED STATES

Phone: 212-813-5900

Fax: 212-813-5901

Correspondent e-mail: sdouglass@frosszelnick.com

Correspondent e-mail Yes

Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 09, 2012	OPPOSITION INSTITUTED NO. 999999	206506
Mar. 15, 2012	EXTENSION OF TIME TO OPPOSE RECEIVED	
Feb. 14, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 14, 2012	PUBLISHED FOR OPPOSITION	

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