

ESTTA Tracking number: **ESTTA545402**

Filing date: **06/26/2013**

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

Proceeding	91210985
Party	Defendant Grayson Beauty Advances LLC
Correspondence Address	GRAYSON BEAUTY ADVANCES LLC 30728 PASEO ELEGANCIA SAN JUAN CAPISTRANO, CA 92675-5426 bob@graysonassociates.com;suzanne@grays
Submission	Appearance of Counsel/Power of Attorney
Filer's Name	Louis C. Paul
Filer's e-mail	lpaul@cosmeticslaw.com, trademarks@cosmeticslaw.com
Signature	/LCP/
Date	06/26/2013
Attachments	85665399_POA.pdf(803508 bytes)

Generated on: This page was generated by TSDR on 2013-06-26 22:53:21 EDT

Mark: ROTATION SKIN THERAPY

Rotation Skin Therapy

US Serial Number: 85665399

Application Filing Date: Jun. 29, 2012

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

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: Jun. 08, 2013

Publication Date: Dec. 11, 2012

Mark Information

Mark Literal Elements: ROTATION SKIN THERAPY

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: "SKIN THERAPY"

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
- Asterisks *.* identify additional (new) wording in the goods/services.

For: After sun creams; After-shave creams; Aftershave moisturising cream; Age spot reducing creams; Anti-aging cream; Anti-aging cream containing a retinoic ingredient not for medical purposes; Anti-aging creams; Anti-freckle creams; Anti-wrinkle cream; Anti-wrinkle creams; Antibacterial skin soaps; Aromatic body care products, namely, body lotion, shower gel, cuticle cream, shampoo, conditioner, non-medicated lip balm, soap, body polish, body and foot scrub and non-medicated foot cream; Aromatic preparations, namely, lotions; Bath cream; Beauty creams; Beauty creams for body care; Body cream; Body cream soap; Body creams; Body mask cream; Boot cream; Cleansing creams; Cloths or tissues impregnated with a skin cleanser; Cold cream; Cold creams; Concealers for face; Cosmetic creams; Cosmetic creams for skin care; Cosmetic hand creams; Cosmetic massage creams; Cosmetic nourishing creams; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin care; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, skin balsams; Cosmetic products in the form of aerosols for skin care; Cosmetic products taken orally, namely, pills that induce bronzing of the skin; Cosmetic skin fresheners; Cream soaps; Creams for cellulite reduction; Creams for leather; Cuticle cream; Decorative transfers and skin jewels for cosmetic purposes; Depilatory creams; Exfoliant creams; Exfoliants for skin; Eye cream; Face and body beauty creams; Face and body creams; Face creams; Face creams and cleansers containing benzoyl peroxide for cosmetic purposes; Face creams for cosmetic use; Facial cream; Facial creams; Fair complexion cream; Fragranced skin care preparations, namely, skin moisturizers; Hair care creams; Hair creams; Hair products, namely, thickening control creams; Hair removing cream; Hand cream; Hand creams; Lip cream; Lotions for skin; Make-up removing milk, gel, lotions and creams; Massage creams; Moisturizing creams; Moisturizing preparations for the skin; Moisturizing solutions for the skin; Mousse for skin; Nail cream; Natural cocoa butter based personal care products, namely, body lotion, shower gel, soap, body polish, body and foot scrub and non-medicated skin creams; Night cream; Non-medicated balms for use on skin; Non-medicated cleansers for personal use, namely, skin cleansers; Non-medicated cleansers, namely, skin cleansers; Non-medicated cosmetic skin care preparations consisting of organic coconut virgin oil and coconut virgin oil; Non-medicated diaper rash cream; Non-medicated foot cream; Non-medicated preparations all for the care of skin, hair and scalp; Non-medicated scalp treatment cream; Non-medicated serums for use on skin; Non-medicated skin care creams and lotions; Non-medicated skin care preparation, namely, body mist; Non-medicated skin care preparations; Non-medicated skin care preparations, namely, creams, lotions, gels, toners, cleaners and peels; Non-medicated skin care preparations, namely, creams and lotions; Non-medicated skin cream for general skin rash and irritation resulting from skin shingles; Non-medicated skin creams; Non-medicated skin creams with essential oils for use in aromatherapy; Non-medicated skin toners; Non-medicated stimulating lotions for the skin; Non-medicated skin care preparations; Patches containing sun screen and sun block for use on the skin; Perfumed creams; Pre-shave creams; Preservative creams for leather; Retinol cream for cosmetic purposes; Scented body lotions and creams; Seawater-based skin care preparations for skin renewal; Shave creams; Shaving cream; Shaving creams; Shoe and boot cream; Shoe cream; Shoe creams and polishes; Shoe polish and creams; Shower creams; Skin abrasive preparations; Skin and body topical lotions, creams and oils for cosmetic use; Skin bronzer; Skin bronzing creams; Skin care preparation, namely, body polish; Skin care preparations, namely, body balm; Skin care preparations, namely, chemical peels for skin; Skin care preparations, namely, fruit acid peels for skin; Skin care preparations, namely, skin peels; Skin care products, namely, non-medicated skin serum; Skin clarifiers; Skin cleanser in liquid spray form for use as a baby wipe alternative; Skin cleansers; Skin cleansing cream; Skin cleansing lotion; Skin conditioners; Skin conditioning creams for cosmetic purposes; Skin cream; Skin creams; Skin creams in liquid and in solid form; Skin creams in liquid and solid; Skin creams in liquid and solid form; Skin emollients; Skin fresheners; Skin gels for accelerating, enhancing or extending tans; Skin lighteners; Skin lightening creams; Skin lotion; Skin lotions; Skin masks; Skin moisturizer; Skin moisturizer masks; Skin moisturizing gel; Skin polishing rice bran (arai-nuka); Skin soap; Skin texturizers; Skin toners; Skin whitening creams; Skin whitening preparations; Sun creams; Sunscreen cream; Sunscreen creams; Suntan creams; Tanning creams; Tooth whitening creams; Topical herbal cream for firming and enhancing breasts; Topical skin sprays for cosmetic purposes; Vanishing cream; Wipes impregnated with a skin cleanser; Wrinkle removing skin care preparations; Wrinkle resistant cream

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(b)

For: Anti-itch cream; Antibacterial alcohol skin sanitizer gel; Aromatherapy creams for antiaging; Bandages for skin wounds; Corn and callus creams; Cream of tartar for pharmaceutical purposes; Diagnostic test patch for application to the skin for determining allergic reactions; Diagnostic test patch for application to the skin for determining allergies; Face creams and cleansers containing benzoyl peroxide for medical purposes, namely, the treatment of acne; Fecal enzyme inhibiting compositions used as an ingredient in medicated creams, ointments and lotions; Gels, creams and solutions for dermatological use; Herbal anti-itch and sore skin ointment for pets; Herbal topical creams, gels, salves, sprays, powder, balms, liniment and ointments for the relief of aches and pain; Hydrocortisone cream; Kits comprising sanitizer gel, disinfecting wipes, sanitary masks, plastic gloves and hand cream used for germ prevention; Medical cleansers for skin and wounds; Medical preparations, namely, foot, hand and skin creams for diabetics; Medicaments for treating skin disorders; Medicated balms for treatment of skin; Medicated creams for treating dermatological conditions; Medicated lotions for skin; Medicated serums for treatment of skin; Medicated skin care preparations; Medicated skin care preparations, namely, creams, lotions, gels, toners, cleaners and peels; Medicated skin preparation for use in treating skin; Medicinal creams for skin care; Mole skin for use as a medical bandage; Multipurpose medicated antibiotic cream, analgesic balm and mentholated salve; Non-medicated, therapeutic skin creams for the treatment of aging skin; Nutritional supplements for promoting healthy skin; Nutritional supplements in lotion form sold as a component of nutritional skin care products; Orgasm creams; Pharmaceutical preparation for skin care; Pharmaceutical preparations and substances for the treatment of damaged skin and tissue; Pharmaceutical preparations for skin care; Pharmaceutical preparations for treating skin disorders; Pharmaceutical products and preparations against dry skin caused by pregnancy; Pharmaceutical products and preparations for hydrating the skin during pregnancy; Pharmaceutical products and preparations for preventing skin blemishes during pregnancy; Pharmaceutical products for skin care for animals; Pharmaceutical skin lotions; Preparations for cleansing the skin for medical use; Processed human donor skin for the replacement of soft tissue; Products and preparations for cleansing the skin for medical use; Skin grafts; Skin lubricants for athletes to prevent skin chafing; Sore skin ointment for pets; Sports cream for relief of pain; Topical analgesic creams; Topical preparations, namely, creams and gels for enhancing sexual arousal

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

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: Grayson Beauty Advances LLC

DBA, AKA, Formerly: DBA Grayson Beauty Advances

Owner Address: 30728 Paseo Elegancia
San Juan Capistrano, CALIFORNIA 92675
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: BHUTAN

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Louis C. Paul

Docket Number: 574-2002-100

Attorney Primary Email Address: trademarks@cosmeticslaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Louis C. Paul
Louis C. Paul & Associates, PLLC
150 East 58th Street, 34th Floor
New York, NEW YORK 10155
UNITED STATES

Phone: 212-223-8200

Correspondent e-mail: trademarks@cosmeticslaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 21, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 21, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	

Jun. 08, 2013	OPPOSITION INSTITUTED NO. 999999	210985
Jan. 09, 2013	EXTENSION OF TIME TO OPPOSE RECEIVED	
Dec. 11, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 11, 2012	PUBLISHED FOR OPPOSITION	
Nov. 21, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 07, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	69712
Nov. 07, 2012	ASSIGNED TO LIE	69712
Oct. 22, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 22, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 22, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Oct. 22, 2012	EXAMINERS AMENDMENT E-MAILED	6328
Oct. 22, 2012	EXAMINERS AMENDMENT -WRITTEN	80801
Oct. 20, 2012	ASSIGNED TO EXAMINER	80801
Jul. 09, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 03, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information	
TM Attorney: WILKE, JOHN	Law Office Assigned: LAW OFFICE 104
File Location	
Current Location: PUBLICATION AND ISSUE SECTION	Date in Location: Nov. 07, 2012

Proceedings

Summary	
Number of Proceedings: 2	
Type of Proceeding: Opposition	
Proceeding Number: 91210985	Filing Date: Jun 08, 2013
Status: Pending	Status Date: Jun 08, 2013
Interlocutory Attorney: MARY CATHERINE FAINT	

Defendant	
Name: Grayson Beauty Advances LLC	
Correspondent Address: GRAYSON BEAUTY ADVANCES LLC 30728 PASEO ELEGANCIA SAN JUAN CAPISTRANO CA , 92675-5426	
Correspondent e-mail: bob@graysonassociates.com ; suzanne@grays	

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ROTATION SKIN THERAPY	Opposition Pending	85665399	
Plaintiff(s)			
Name: Dermatology Rx LLC			
Correspondent Address: Mark M. Zylka Cuenot, Forsythe & Kim 3319 State Road 7, Suite 301 Wellington FL , 33449 UNITED STATES			
Correspondent e-mail: mark.zylka@iplawpro.com , ptomail@iplawpro.com			

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ROTATIONAL THERAPY	Report Completed Suspension Check - Case Still Suspended	85668917	

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 08, 2013	

2 NOTICE AND TRIAL DATES SENT; ANSWER DUE: Jun 08, 2013 Jul 18, 2013
 3 PENDING, INSTITUTED Jun 08, 2013

Type of Proceeding: Extension of Time

Proceeding Number: [85665399](#) **Filing Date:** Jan 09, 2013
Status: Terminated **Status Date:** Jun 09, 2013
Interlocutory Attorney:

Defendant

Name: Grayson Beauty Advances LLC
Correspondent Address: GRAYSON BEAUTY ADVANCES LLC
 30728 PASEO ELEGANCIA
 SAN JUAN CAPISTRANO CA , 92675-5426

Associated marks

Mark	Application Status	Serial Number	Registration Number
ROTATION SKIN THERAPY	Opposition Pending	85665399	

Potential Opposer(s)

Name: Dermatology Rx LLC
Correspondent Address: Morris E. Turek
 YourTrademarkAttorney.com
 167 Lamp & Lantern Village, #220
 Chesterfield MO , 63017-8208
 UNITED STATES
Correspondent e-mail: morris@yourtrademarkattorney.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Jan 09, 2013	
2	EXTENSION OF TIME GRANTED	Jan 09, 2013	
3	INCOMING - EXT TIME TO OPPOSE FILED	Apr 02, 2013	
4	EXTENSION OF TIME GRANTED	Apr 02, 2013	

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85665399
LAW OFFICE ASSIGNED	LAW OFFICE 104
ATTORNEY DOCKET NUMBER	574-2002-100
MARK SECTION	
MARK	ROTATION SKIN THERAPY
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned updates the attorney information of record.
NAME	Louis C. Paul
FIRM NAME	Louis C. Paul & Associates, PLLC
STREET	150 East 58th Street, 34th Floor
CITY	New York
STATE	New York
COUNTRY	United States
POSTAL/ZIP CODE	10155
PHONE	212-223-8200
EMAIL	trademarks@cosmeticslaw.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
ATTORNEY DOCKET NUMBER	574-2002-100
NEW CORRESPONDENCE ADDRESS	

NAME	Louis C. Paul
FIRM NAME	Louis C. Paul & Associates, PLLC
DOCKET/REFERENCE NUMBER	574-2002-100
STREET	150 East 58th Street, 34th Floor
CITY	New York
STATE	New York
COUNTRY	United States
POSTAL/ZIP CODE	10155
PHONE	212-223-8200
EMAIL	trademarks@cosmeticslaw.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
SIGNATURE SECTION	
SIGNATORY FILE	
ORIGINAL PDF FILE	hw_216236137226-120427169_.5742002_20130619_Change_of_Attorney_Executed.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT16\IMAGEOUT16\856\653\85665399\xml11\RAA0002.JPG
SIGNATORY NAME	Robert Grayson
SIGNATORY POSITION	Member
SIGNATORY PHONE NUMBER	949-487-9970
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Jun 21 12:09:05 EDT 2013
TEAS STAMP	USPTO/RAA-216.236.137.226 -20130621120905309401-856 65399-50016f5a7986fc9889c f9d58e7a97abebab533a765ef b99c10ca65c53db6cf8-N/A-N /A-20130621120427169164

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: ROTATION SKIN THERAPY

SERIAL NUMBER: 85665399

ATTORNEY DOCKET NUMBER 574-2002-100

Original Correspondence Address :

GRAYSON BEAUTY ADVANCES LLC

SAN JUAN CAPISTRANO California 92675-5426

US

949-487-9970

949-487-9975

bob@graysonassociates.com;suzanne@graysonassociates.com

By submission of this request, the undersigned updates the attorney information of record.

Newly Appointed Attorney:

Louis C. Paul

Louis C. Paul & Associates, PLLC

150 East 58th Street, 34th Floor

New York, New York 10155

United States

212-223-8200

trademarks@cosmeticslaw.com

574-2002-100

The following is to be used as the correspondence address:

Louis C. Paul

Louis C. Paul & Associates, PLLC

150 East 58th Street, 34th Floor

New York, New York 10155

United States

212-223-8200

trademarks@cosmeticslaw.com The attorney docket/reference number is 574-2002-100.

Original PDF file:

[hw_216236137226-120427169_5742002_20130619_Change_of_Attorney_Executed.pdf](#)

Converted PDF file(s) (1 page)

[Signature File1](#)

Signatory's Name: Robert Grayson

Signatory's Position: Member

Signatory's Phone Number: 949-487-9970

Serial Number: 85665399

Internet Transmission Date: Fri Jun 21 12:09:05 EDT 2013

TEAS Stamp: USPTO/RAA-216.236.137.226-20130621120905

309401-85665399-50016f5a7986fc9889cf9d58

e7a97abebab533a765efb99c10ca65c53db6cf8-

N/A-N/A-20130621120427169164

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

**Revocation of Attorney/Domestic Representative and
Appointment of Attorney/Domestic Representative**

Dear Sir:

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed below, and hereby APPOINTS the following new attorney.

MARK: ROTATION SKIN THERAPY
SERIAL NUMBER: 85/665,399
DOCKET NUMBER: 574-2002-100

Original Correspondence Address:

Grayson Beauty Advances LLC
30728 Paseo Elegancia
San Juan Capistrano, California 92675-5426
Tel: 949-487-9970
Fax: 949-487-9975
bob@graysonassociates.com; suzanne@graysonassociates.com

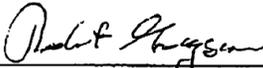
Newly Appointed Attorney:

Louis C. Paul, Esq.
Louis C. Paul & Associates, PLLC
150 East 58th Street, 34th Floor
New York, New York 10155
Tel: 212-223-8200
Fax: 212-223-8259
trademarks@cosmeticslaw.com

The following is to be used as the correspondence address:

Louis C. Paul, Esq.
Louis C. Paul & Associates, PLLC
150 East 58th Street, 34th Floor
New York, New York 10155
Tel: 212-223-8200
Fax: 212-223-8259
trademarks@cosmeticslaw.com

Dated: 6/20, 2013

Signature:	
Signatory's Name:	Robert Grayson
Signatory's Position:	Member
Signatory's Phone #:	949-487-9970