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

Proceeding	91212653
Party	Plaintiff Nautica Apparel, Inc.
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Regarding Applicant's federal word mark registrations for SAILOR [Docket 28, pp. 44 and 45 – Exs. 4 and 5 to App's Motion], other marks of a party are generally deemed not germane to the issue before the Board, which issue is Applicant's right to a registration for the mark shown in the application. *See, Volkswagenwerk Aktiengesellschaft v. MTD Products Inc.*, 181 USPQ 471, 472 (TTAB 1974); *American Optical Corp. v. Exomet, Inc.*, 181 USPQ 120, 122 (TTAB 1974).

Regarding Applicant's Puerto Rican SAILOR registration [Docket 28, p. 48 – Ex. 7 to App's Motion] (which registration does not even contain or embody the design mark in issue) is irrelevant to the issues before the Board. *See, Kraft, Inc. v. Balin*, 209 USPQ 877, 880 (TTAB 1981) (state registration incompetent to prove anything material to opposition proceeding).

To the extent Applicant's SAILOR federal registrations are being submitted by Applicant as a type of *Morehouse* defense (*see, Morehouse Mfg. Corp. v. J. Strickland & Co.*, 407 F2d 881, 160 USPQ 715 (CCPA 1969)), they are incompetent as Nautica's registrations predate both of Applicant's SAILOR word mark registrations and the referenced SAILOR registrations are neither the same as Applicant's design mark in issue nor a legal equivalent thereof.

Applicant also spends a good deal of its motion claiming that (1) Nautica has failed to present any documentation concerning likelihood of confusion, and (2) that Nautica has engaged in "litigation tactics." Both claims are false and misleading. In particular:

Applicant's Claim that Nautica failed to present
Any documentation concerning likelihood of confusion
(namely Applicant's Claim that Nautica's discovery responses are deficient)

Notwithstanding that Applicant never properly re-served Nautica with its discovery requests as ordered by the Board on 4/16/14, Nautica agreed to and did respond to Applicant's

requests. Nautica's responses are annexed as Ex. 2 to Applicant's motion for summary judgment [Docket 28, pp. 24-33].

Nautica responded to Applicant's Request for Admissions on 10/16/2015. Applicant has not raised with Opposer any objection or claimed that any of the responses are deficient.

Nautica responded to Applicant's interrogatories on 10/16/2015, by objecting to the same pursuant to 37 CFR §2.120(d) (75 limit rule). Applicant has not raised with Opposer any objection or claimed that the response is deficient. Applicant has never made any effort to revise its interrogatories to be in conformance with the rule.

Nautica responded to Applicant's document requests on 10/16/2015. Applicant has not raised with Opposer any objection or claimed that the responses are deficient. Applicant is apparently attempting to use its motion for summary judgment to claim vague general deficiencies, without any attempt to first resolve the same with Opposer.

Applicant's Claim that Nautica has requested numerous extensions of time (for continuance)

Applicant's statement is false. The facts are as follows:

- 7/17/2015 Applicant filed a motion, on consent of Nautica, to extend its time to comply with the Board's Order dated 6/17/15.
- 8/18/2015 Nautica filed a motion, on consent of Applicant, to extend trial dates for purposes of (discovery)

There were no other requests to extend time/obtain continuance filed in this proceeding.

Hence, one motion on consent made by Applicant and one motion on consent made by Nautica.

Applicant's Claim that Nautica caused the proceedings to be suspended by raising frivolous discovery matters

Applicant's statement is false. The facts are as follows:

Motion to Strike

- 11/8/2013 Nautica filed a motion to strike six of Applicant's Affirmative Defenses.
- 1/22/2014 The Board ordered three of Applicant's Affirmative Defenses stricken, thus helping to narrow and limit issues in this proceeding, thereby also serving as a guide in conducting discovery – which was Nautica's intent. It was not frivolous.

Motions to Compel

- 2/17/2015 Nautica filed a motion to compel as regards Applicant's discovery responses.
- 2/19/2015 Applicant filed a motion to compel as regards Nautica's discovery responses.
- 4/16/2014 The Board denied both parties' motions as being promulgated while the case was suspended during the above motion to strike. The parties were instructed by the Board to re-serve their discovery requests, including initial disclosures. All discovery requests served prior thereto were considered a nullity. Opposer promptly re-served its discovery requests.
- 10/3/2014 Applicant's responses were deficient. Accordingly, Nautica filed a motion to compel full responses to interrogatories 3, 5-9, 15-16, 19-22 and 28 and to document requests 4-5, 14-22 and 24, and to provide sworn response to interrogatories.
- 11/13/14 [Docket #16] Applicant filed a motion to compel discovery of Nautica and to dismiss the opposition.
- 2/13/15 [Docket #18] The Board denied Applicant's motion to compel in its entirety, and denied Applicant's motion to dismiss in its entirety.
- 6/17/2015 (Docket #20) The Board ruled on Nautica's motion to compel by ordering Applicant to serve sworn responses to interrogatories and to serve supplemental responses to interrogatory nos. 7-9, 15-16, 19-22 and 28 and to document requests 4-5, 14, 16, 20-22, 24.

There was nothing frivolous about Nautica seeking to obtain and obtaining full responses to its discovery requests. On the other hand, Applicant's motions were baseless.

Summary Judgment Standard

A party moving for summary judgment has the burden of demonstrating the absence of any genuine dispute of material fact, and that it is entitled to judgment as a matter of law. Fed.

R. Civ. P. 56(c); *Copelands' Enterprises Inc. v. CNV Inc.*, 945 F.2d 1563, 20 USPQ2d 1295, 1298-99 (Fed. Cir. 1991). The Applicant has not and cannot meet its burden.

A factual dispute is genuine if sufficient evidence is presented such that a reasonable fact finder could decide the question in favor of the nonmoving party or where the non-movant shows a material evidentiary conflict. *Opryland USA Inc. v. The Great American Music Show Inc.*, 970 F.2d 847, 23 USPQ2d 1471, 1472 (Fed. Cir. 1992) (non-movant not required to present entire case but just sufficient evidence to show an evidentiary conflict as to the material fact in dispute). In deciding a motion for summary judgment, the function of the Board is not to try issues of fact, but to determine instead if there are any genuine disputes of material fact to be tried. *See Dyneer Corp. v. Automotive Products plc*, 37 USPQ2d 1251, 1254 (TTAB 1995); *University Book Store v. University of Wisconsin Board of Regents*, 33 USPQ2d 1385, 1389 (TTAB 1994). All of Applicant's alleged statements of material fact are either resolved in Opposer's favor, disputed, or irrelevant to the issues in this proceeding.

All ambiguities and inferences must be resolved against the movant. *Adickes v. S.H. Kress & Co.*, 398 U.S. 144, 157 (1970). *See Lloyd's Food Products Inc. v. Eli's Inc.*, 987 F.2d 766, 25 USPQ2d 2027, 2029-30 (Fed. Cir. 1993) (impermissible inferences against nonmovant); *Opryland USA Inc. v. The Great American Music Show Inc.*, 970 F.2d 847, 23 USPQ2d 1471, 1472 (Fed. Cir. 1992) (evidence submitted by nonmovant is to be believed and all justifiable inferences drawn in its favor).

As set forth in more detail below, given the established standards for a grant of summary judgment, summary judgment, in whole or in part, is inappropriate unless granted in Opposer's favor.

Opposer Has Priority

Priority is not an issue in this proceeding. Nautica has pleaded and presented evidence of numerous incontestable registrations for its design mark including without limitation, Reg. No.

2769600 for the mark  for a variety of apparel in Class 25. Nautica's  marks registered long-prior to the filing of the application in issue (which claims a date of first use of June 27, 2012), make priority of use of Nautica's Marks a moot point. See *Oxford Pendaflex Corp. v. Anixter Bros. Inc.*, 201 USPQ 851, 853 (TTAB 1978); and *Black & Decker Mfg. Co., v. Bright Star Industries*, 220 USPQ 891 (TTAB 1983). Further, Opposer has been selling goods bearing the above design marks in excess of 14 years. Decl. Bizzari ¶ 4. Opposer has priority as a matter of law. TESS/TSDR copies of Nautica's pleaded registrations showing current status and title are annexed to the accompanying Declaration of Bizzari as Ex. 2.

Opposer Has Standing and There Are Valid Grounds for the Opposition

The Lanham Act allows for opposition of an application on the Principal Register by anyone "who believes that he is or will be damaged . . . by the registration of the mark." 15 U.S.C. § 1063. The opposer must prove two elements namely, that: (1) it has standing; and (2) there are valid grounds for opposing the application. See, *International Order of Job's Daughters v. Lindeburg & Co.*, 220 USPQ 1017, 1019 (Fed.Cir. 1984).

Standing requires only that the party seeking cancellation "believe" that it is likely to be damaged by the registration. *Golden Gate Salami Co. v. Gulf States Paper Corp.*, 141 USPQ 661, 664 (CCPA 1964). A belief in likely damage can be shown by establishing a direct commercial interest. See, *International Order*, 220 USPQ at 1020. In this case, Nautica has alleged damage [Docket #1, pp. 3, 7 and 9 - Not. Opp. ¶¶ 1, 16, 24 and 25] and has alleged

likelihood of confusion as between Applicant's design mark and Nautica's pleaded design mark [Docket #1, p. 8 – Not. Opp. ¶ 18]. As further pleaded, the parties goods are in part identical, and the channels of trade and consumers are presumed identical [Docket # 1, pp. 6-8, 14-15 – Not. Opp. ¶¶ 8, 14 and 15], all the aforementioned being sufficient to establish Nautica's direct commercial interest and its standing to oppose the application in issue.

ARGUMENT (Likelihood of Confusion)

Analysis Of The DuPont Factors Demonstrates That Confusion Is Likely To Result From The Simultaneous Use By The Parties Of Their Respective Marks

In *In re E.I. duPont de Nemours & Co.*, 177 USPQ 563, 567 (CCPA 1973), the CCPA established a decisional process for determining likelihood of confusion in trademark cases. Thirteen (13) factors were propounded, each of which must to be considered when there is sufficient evidence of record and where the same are relevant. *Cunningham v. Laser Golf Corp.*, 222 F.3d 943, 946 (Fed. Cir. 2000). Any one or more of the factors may control a particular case. See *In re Dixie Restaurants Inc.*, 41 USPQ2d 1531, 1533 (CAFC 1997).

In this case the primary, controlling factors of record are (1) Opposer's pleaded design mark is well-known and famous; (2) the parties' respective marks are highly similar in appearance, meaning, and commercial impression; (3) many of the parties' respective goods recited in the application in issue and Opposer's registrations are identical; and (4) for purposes of this proceeding, the parties' respective goods are considered sold to and through many of the same channels of trade, and to the same potential customers for such goods.

These primary factors, as well as the remaining factors of record overwhelmingly favor Opposer to such a degree that Applicant's motion must be dismissed.

1st duPont Factor. The Parties' Marks are Similar in Appearance,

Meaning, and Overall Commercial Impression.

The marks in issue are:

Applicant's Mark



Nautica's Mark



Applicant's application is not for the word mark "SAILOR" as Applicant misleadingly

states, it is for the mark . The Applicant, in discussing the 1st Dupont factor breaks down the shapes within the parties' marks while ignoring the fact that the interior portion of Applicant's mark is very similar (albeit in mirror image) to Nautica's design mark:



Applicant



Nautica

However, the marks must be compared as a whole. In assessing similarity of marks, the test is not whether the parties' respective marks can be distinguished when subjected to a side-by-side comparison, as Applicant does in its brief. *See, San Fernando Electric Mfg. Co. v. JFD Electronics Components Corp.*, 196 USPQ 1, 3 (CCPA 1977). The proper emphasis is on the recollection of the average purchaser, who normally retains a general rather than specific impression of trademarks. *See, Spoons Restaurants* at 1741; *Winnebago Industries, Inc. v. Oliver & Winston, Inc.*, 207 USPQ 335, 344 (TTAB 1980); *Sealed Air Corp. v. Scott Paper Co.*, 190 USPQ 106, 108 (TTAB 1975).

There is no evidence that ordinary consumers would have any idea whatsoever of technical differences between different types of sail boats as seems to be implied by Applicant's

11th Statement of Material Fact. Average consumers will simply perceive the parties' respective marks to be similar sail boat designs or sail designs generally. They will retain a general impression of the marks and see them on identical goods (e.g., shirts).

In comparing the marks as a whole, the Board must also be mindful that where, as here, the goods are in large part identical (and otherwise highly similar), the degree of similarity necessary to find likelihood of confusion need not be as great. *See, Bridgestone Americas Tire Operations LLC v. Federal Corp.*, 102 USPQ2d 1061, 1064 (Fed. Cir. 2012); *Century 21 Real Estate Corp. v. Century Life of America*, 23 USPQ2d 1698, 1700 (Fed. Cir. 1992); *Real Estate One, Inc. v. Real Estate 100 Enterprises Corporation*, 212 USPQ 957, 959 (TTAB 1981); *ECI Division of E-Systems, Inc. v. Environmental Communications Incorporated*, 207 USPQ 443, 449 (TTAB 1980). Given the identical nature of the parties' respective goods, confusion is likely.

Applicant states that its products are marketed with another word mark (SAILOR) and Nautica's products are marketed with the word mark NAUTICA. While all of Nautica's products are marketed with Nautica's design Mark (either on the product, on labels attached to the product, on hangtags or on product packaging), the Nautica design mark is often the only visual mark seen on a product as worn or used by the consumer. [Decl. Bizzari ¶ 5 and Ex. 1].

This *DuPont* factor favors Opposer. At the very least, there is a genuine dispute of material fact, and summary judgment in Applicant's favor is inappropriate.

**2nd duPont Factor. The Parties' Goods are, in Part,
Identical and Otherwise Highly Similar**

The Board must assess this factor [i.e., the similarity of the goods] by comparing Applicant's goods as recited in the application in issue with Opposer's goods as (1) recited in

Opposer's registrations of record and (2) as used by Opposer. *See Warnaco Inc. v. Adventure Knits, Inc.*, 210 USPQ 307, 314-315. *See also; Oxford Pendaflex Corp. v. Anixter Bros. Inc.*, 201 USPQ 851, 855 (TTAB 1978); and *Octocom Systems Inc. v. Houston Computers Services Inc.*, 16 USPQ2d 1783, 1787-1788 (CAFC 1990) (the application controls "regardless of what the record may reveal as to the particular nature of an applicant's goods").

The goods set forth in Nautica's Reg. No. 2769600 include: men's, women's and children's wearing apparel, namely, socks, pants, hats and caps, belts, shoes, sneakers, boots, jackets, ties, shirts, and blouses. [Decl. Bizzari, Ex. 2].

The goods set forth in Applicant's application include the following goods identical to those of Opposer: socks; pants, hats and caps, belts; footwear; footwear for men and women; jackets; ties; shirts; blouses. While the application in issue includes additional goods in class 25, they are all highly similar and related to Nautica's goods.

Opposer notes that in Applicant's supplemental response to Opposer's interrogatory nos. 6 and 28 [Docket 28 pp. 121 and 130 – App's Resp. to rogs], Applicant represents that it has sold only shirts and polos (goods also sold by Nautica under its pleaded marks). Accordingly, Opposer reserves its right to amend the Notice of Opposition to state a claim of fraud on the Trademark Office resulting from Applicant's claim that it was using its mark on all of the goods recited in the application at the time of filing the Section 1A application. Opposer will be moving to amend after this motion for summary judgment is decided.

This *DuPont* factor overwhelmingly favors Nautica. At the very least, there is a genuine dispute of material fact, and summary judgment in Applicant's favor is inappropriate.

3rd and 4th duPont Factors. The Channels of Trade and Consumers Are Presumed Identical

It is established rule that where goods are recited in an application or registration, without any restriction as to classes of purchasers or trade channels, it creates the following legal presumptions: (1) that the description encompasses all goods or types of goods embraced by the broad terminology; (2) the goods move through all of the channels of trade suitable for goods of that type; and (3) the goods reach all potential users or customers for such goods. *See, Warnaco, supra*, at 210 USPQ 314-315; and *Guardian Products Co., Inc. v. Scott Paper Co.*, 200 USPQ 738, 741 (TTAB 1978). There are no limitations or restrictions recited in the application in issue. Accordingly, the Board must find, as a matter of law, that Applicant's goods which are identical, and nearly identical to Opposer's goods must be presumed to be marketed in the same and/or similar channels of trade and to the same class of consumer. *See also, Genesco Inc. v. Martz*, 66 USPQ2d 1260, 1268 (TTAB 2003); *In re Viterra Inc.*, 671 F.3d 1358, 1362 (Fed. Cir. 2012) (quoting *Hewlett-Packard Co. v. Packard Press, Inc.*, 281 F.3d 1261, 1268 (Fed. Cir. 2002); *Miles Laboratories v. Naturally Vitamin Supplements*, 1 USPQ2d 1445, 1450 (footnote 23 thereto) (TTAB 1987).

Applicant erroneously states that Nautica's sales of product bearing its pleaded marks are limited to Nautica specialized stores, Nautica outlets and Macy's, and in Puerto Rico limited to only two specialized Nautica stores. Applicant also states that its sales have been limited to three stores in Puerto Rico, namely La Esquina Famosa, Madison, and la Gran Via. First, the statements are irrelevant because Applicant is seeking a nationwide registration. Further, the statements are false and/or misleading. For the sake of the record:

Opposer affirms that there are two (2) Nautica Outlet stores in Puerto Rico (one in Canovanas, Puerto Rico – The Outlet Route 66 Mall, and one in Barceloneta, Puerto Rico – Premium Outlets Blvd. Space 355). However, Opposer's goods bearing Opposer's design Mark

are also sold at various third party retailers in Puerto Rico, including Roma Ltd (San Juan), Tiendas La Gran Via Inc. (Arecibo), and Think Big LLC (Caguas). [Decl. Bizzari, ¶ 10]. At least one of those stores, “La Gran Via,” has also sold Applicant’s products bearing Applicant’s mark. See Applicant’s Statement of Material Fact No. 10 [Docket 28, p. 125].

Contrary to Applicant’s statement, Nautica’s clothing and other products bearing Nautica’s design Mark are sold throughout the United States including through Macy’s (approx. 683 Macy’s stores), Dillard’s (approx. 333 stores), Bon Tons / Carson (approx.. 278 stores), Belk (approx. 316 stores), Stage stores (Stage, Bealls, Palace Royal and Peebles – approx. 648 stores), Bed Bath & Beyond (approx. 872 stores), Linens & Things (approx. 600 stores), Bloomingdales, Boscove’s, Gottschalks, Lord & Taylor, Fortunoff, big box stores (e.g., Costco), and thousands of independent stores throughout the nation. [Decl. Bizzari ¶ 9].

Regarding any alleged sales by Applicant of product under the mark in issue, Applicant’s products have been limited to shirts and polo shirts and sales by Applicant of shirts and polo shirts under its mark have been limited to a 4 ½ month period between June 27, 2012 and November 15, 2012. (Applicant’s Response Interog. 8 – Docket 28, pp. 122-123). In any event, shirts and polo shirts by either party cannot by any stretch of the imagination be considered subject to “careful sophisticated purchasing.”

In any event, there are no limitations or restrictions in the application in issue as regards channels of trade or customers. The 3rd and 4th *DuPont* factors entirely and unequivocally favor Opposer. At the very least, there is a genuine dispute of material fact, and summary judgment in Applicant’s favor is inappropriate.

5th duPont Factor. Nautica’s Design Mark is Well-Known and Famous

The fame of a mark “plays as dominant role in cases featuring a famous or strong mark.”

See, *Kenner Parker Toys Inc. v. Rose Arts Industries, Inc.*, 963 F.2d 350, 22 USPQ2d 1453,

1456 (Fed. Cir. 1992). Famous marks are accorded more protection because they are more likely to be remembered and associated in the public mind than a weaker mark. *Id.* “[A] strong mark . . . casts a long shadow which competitors must avoid.” *Id.* See also *Recot, Inc. v. M.C. Becton*, 54 USPQ2d 1894, 1897 (Fed. Cir. 2000).

Nautica’s primary products are clothing products. See, Nautica’s Reg. No. 2769600 for the mark  for “men's, women's and children's wearing apparel, namely, hosiery, shoes, sneakers, boots, moccasins, undershirts, boxer shorts, shirts, blouses, trousers, pants, jackets, coats, suits, bathing suits, bathrobes, slippers, shorts, ties, neckwear, scarves, socks, hats and caps, gloves and mufflers, belts and suspenders and foul weather gear.” Nautica’s use of the design mark on all its goods meets all the criteria for being a well-known and “famous” mark, both for purposes of likelihood of confusion analysis and dilution analysis --

- Continuous use on clothing since 2001.²
- Annual U.S. Sales and Advertising past 7 years (2008-2014)³

<u>Year</u>	<u>Annual Sales</u>	<u>Advertising Expenditures</u>
2008	\$969,998,000	\$31,442,000
2009	\$812,272,000	\$16,634,000
2010	\$837,109,000	\$21,721,000
2011	\$895,815,000	\$21,161,000
2012	\$956,086,000	\$23,344,000
2013	\$1,036,500,000	\$27,875,000
2014	\$1,056,586,000	\$25,946,000

- #2 U.S. market-share in the menswear category for many years.⁴

² Decl. Bizzari ¶ 4.

³ Decl. Bizzari ¶ 11.

⁴ Decl. Bizzari ¶ 13.

- Nautica apparel and other products bearing Nautica’s design Mark are sold throughout the United States including through Macy’s (approx. 683 Macy’s stores), Dillard’s (approx. 333 stores), Bon Tons / Carson (approx.. 278 stores), Belk (approx. 316 stores), Stage stores (Stage, Bealls, Palace Royal and Peebles – approx. 648 stores), Bed Bath & Beyond (approx. 872 stores), Linens & Things (approx. 600 stores), Bloomingdales, Boscove’s, Gottschalks, Lord & Taylor, Fortunoff, big box stores (e.g., Costco), and thousands of independent stores throughout the nation.⁵

This *DuPont* factor favors Opposer. At the very least, there is a genuine dispute of material fact, and summary judgment in Applicant’s favor is inappropriate.

6th duPont Factor. There is no Valid or Probative Evidence Of Similar Marks on Similar Goods

The Applicant addresses this factor with irrelevant, immaterial and erroneous facts and figures. In its Statement of Material Fact Nos. 12 and 14, Applicant states:

12. There are numerous Sailboats and sail design marks registered and sailboats and sails are commonly used by many merchants. (See Exhibit 13.) Approximately there are 1,831 sailboats design marks registered at the USPTO.

14: There are approximately more than one thousand sailboats design marks registered at the USPTO. (See Exhibit 13.)

All of the documents (TESS records) attached in Applicant’s referenced Ex. 13 have the mark/design redacted for some reason. As such, there is no way to determine if any of the cited marks are similar to either of the parties’ marks. Further, the exhibit appends only twenty-four (24) redacted TESS records, two of which are owned by Nautica. Of the twenty-two remaining records there are:

- **Six (6) live, 1A registrations in Class 25** (two being owned by the same company and

⁵ Decl. Bizzari ¶ 9.

being mirror images of each other);

- One (1) dead, 1A registration in Class 25;
- One (1) live, 66A registration in Class 25;
- One (1) dead, 1B application in Class 25;
- Three (3) live, 1B applications in Class 25 (one of which is refused and two of which have yet to be assigned to an Examiner);
- Nine (9) live, 1A registrations in other classes (e.g., real estate agency services, insurance consulting services, homeowners association services, assisted living and nursing care services, coffee, frozen seafood, and shoe laces);
- One (1) live, 66A registration for travel related services;
- One (1) live, 44E registration for computer and internet related services.
- One (1) pending application in Class 9.

Seventeen of the above records are for word marks that also have designs. There is no evidence of actual use of any of the cited registrations or applications and no evidence of extent of use of the same. As regards Applicant's statement that there are "1,831 sailboats design marks registered at the USPTO," the same is not borne out by the records of the USPTO. Conducting a search for live, 1A registrations in Class 25 for design code 18.07.05 yields 49 records⁶, four of which are owned by Nautica, leaving 45 records, including:



4726983



4665600



4685381



4465054



4285965

⁶ Decl. Rannells, Ex. 1 thereto.



3715616

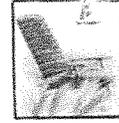


2585854



2003230

Gold Coast



2391788



1112338

The above are completely irrelevant. Further, in the absence of any evidence of use or extent of use, the few examples of live, 1A registrations in Class 25 (with designs redacted) are of no or extremely limited value. See *Palm Bay Imports, Inc. v. Veuve Clicquot Ponsardin Maison Fondée En 1772*, 396 F.3d 1369, 1373, 73 USPQ2d 1689 (Fed. Cir. 2005) (“[t]he probative value of third-party trademarks depends entirely upon their usage”).

This *DuPont* factor favors Opposer. At the very least, there is a genuine dispute of material fact, and summary judgment in Applicant’s favor is inappropriate.

7th and 8th duPont Factors. There Has Not Been Sufficient Time for Evidence of Actual Confusion to Have Arisen

Opposer notes the following:

- Applicant’s first use date was June 27, 2012 and use was discontinued by Applicant on November 15, 2012 (i.e., a short use period of 4 ½ months). (Resp. Interog. 8 – Docket 28, pp. 122-123).
- Applicant is awaiting the outcome of the case to continue selling the products. *Id.*
- Applicant has never advertised product bearing the mark (Resp. Interog. 9 - Docket 28, p. 123).
- The product was only sold in Puerto Rico (Resp. Interog. 12 - Docket 28, p. 124).
- There are no promotional materials (Resp. Interog. 24 - Docket 28, pp. 128-129).

There has been insufficient use and/or time for actual confusion to have come to the attention of either party. In such circumstances where sales have been insignificant, there has been no opportunity for actual confusion. See, *Gillette Canada, Inc. v. Ranir Corp.*, 23 USPQ2d

1768, 1774 (TTAB 1992). Moreover, the lack of any occurrences of actual confusion is not dispositive inasmuch as evidence thereof is notoriously difficult to come by and, in any event, the test under Section 2(d) of the Trademark Act is likelihood of confusion not actual confusion. *See, e.g., Block Drug Co. v. Den-Mat Inc.*, 17 USPQ2d 1315, 1318 (TTAB 1989) and *Guardian Products Co., Inc. v. Scott Paper Co.*, 200 USPQ 738, 742 (TTAB 1978).

Accordingly, for purposes of this proceeding, *DuPont* factors 7 and 8 are not germane.

10th duPont Factor. Market Interface Between The Parties

The Applicant's application and any use by Applicant of its mark is and/or has been without the consent or permission of Nautica. See Notice of Opposition, ¶15 and Decl. Bizzari ¶14. There are no agreements or understandings between the parties to the contrary.

Accordingly, this *DuPont* factor favors Nautica. At the very least, there is a genuine dispute of material fact, and summary judgment in Applicant's favor is inappropriate.

CONCLUSION

When one considers (1) the fact that the parties' marks are similar; (2) the goods are in large part identical; (3) Nautica's design Mark is well-known and famous; and (4) by law the channels of trade and ultimate consumers necessarily overlap, the Board can only conclude, based upon the evidence of record, that the Applicant's motion for summary judgment must fail.

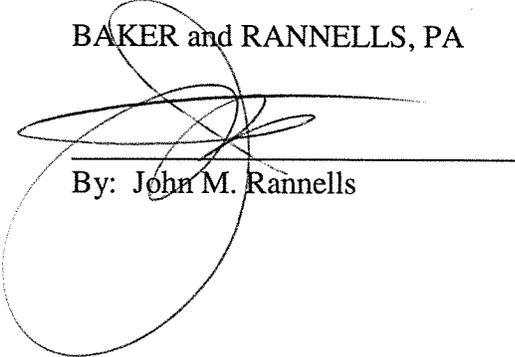
As stated in *Nina Ricci S.A.R.L. v. E.T.F. Enterprises, Inc.*, 12 USPQ 2d 1901, 1904, (quoting *Planter's Nut & Chocolate Co. v. Crown Nut Co. Inc.*, 134 USPQ 504 at 511 (CCPA 1962)): There is "no excuse for even approaching the well-known trademark of a competitor . . . and all doubt as to whether confusion, mistake, or deception is likely is to be resolved against the newcomer . . ."

Further, the non-movant is not required to present its entire case but just sufficient evidence to show an evidentiary conflict as to the material fact in dispute. *Opryland USA Inc. v. The Great American Music Show Inc.*, 970 F.2d 847, 23 USPQ2d 1471, 1472 (Fed. Cir. 1992). Nautica has met this burden. Further, all of Applicant's alleged statements of material fact and its arguments are either resolved in Nautica's favor, disputed, or not germane to the issues in this proceeding.

For any or all of the foregoing reasons Applicant's motion for summary judgment should be denied in its entirety. Based upon the foregoing and the accompanying declaration, Nautica itself is entitled to a grant of summary judgment in its favor, refusing registration to the Applicant.

Respectfully submitted,

BAKER and RANNELLS, PA



By: John M. Rannells

Response: . . . Opposer objects to the Request on the basis that the request is irrelevant, immaterial, not *reasonably calculated to lead to the discovery of admissible evidence*, and beyond the scope of discovery in these proceedings. Without waiver of the foregoing objections, Opposer admits that Opposer is organized under the laws of the State of Delaware. Opposer admits that Opposer is not authorized to do business in Puerto Rico. Opposer is a holding company for the trademarks owned by Opposer and does not transact business, except to the extent that it licenses and otherwise authorizes the use of its trademarks, including use of Opposer’s marks in Puerto Rico.

3. Applicant, Majestique Corporation, filed Application Number 85883577 on March 22, 2013, to register a design mark for its SAILOR trademark described in the application as “The mark consist of a “Sailboat” under design code 18.07.05 – Catamarans , Boats.... , The application was filed under International Class 25. (Exhibit 3, Application.)

Opposer’s Response: Opposer objects on the basis that (1) it is misleading as stated, and (2) it is not a “material” fact as it will not affect the outcome of this proceeding under governing law. Applicant is seeking a nationwide registration for its mark. Applicant’s

application is not for the mark “SAILOR” it is for the mark  . Applicant also has purposefully shortened the official design code description for 18.07.05 by deleting “sail” from the description given. In any event, the design code which the USPTO used for the mark is irrelevant and has no legal significance. As stated in the USPTO’s standard “Official USPTO Notice of Design Search Code” (including the one sent by the USPTO to Applicant):

The USPTO may assign design search codes, as appropriate, to new applications and renewed registrations to assist in searching the USPTO database for conflicting marks. They have no legal significance and will not appear on the registration certificate. [Underlined emphasis added].

To the extent the design code applied by the USPTO to Applicant’s application is given any relevance, Nautica notes that its Marks lists the same design code as Applicant, namely 18.07.05 (Boats, sail, Catamarans). [Decl. Bizzari ¶ 7, Ex. 2 – see e.g., CI 25 Reg. No. 2769600].

4. Applicant, Majestique Corporation, is the owner of the trademark "SAILOR", registered on December 24, 2013, under international Class 25 (see Exhibit 4), Reg. No. 4,453,872 and Trademark SAILOR, Reg.4,334,769, registered on May 14, 2013. (See Exhibit 5.) The trademark SAILOR is used and marketed together with the design mark "Sailboat" as shown in the specimen filed with the Application 85883577. (See Exhibit 6.) The trademark SAILOR is also registered in the Puerto Rico State Department since May 15, 2007. (Class 25) (See Exhibit 7.)

Opposer's Response: Same objection as No. 3 above. Further, Applicant is seeking registration of a design mark, not the word mark SAILOR; and, Applicant's Puerto Rican registration is of no evidentiary value. Also, see Opposer's argument in Response Brief at pp. 1, 2 and 9.

5. Applicant, Majestique Corporation, is the owner of Trademark "SAILOR" registered in Puerto Rico and The United States. (See Exhibits 4, 5, 6 and 7.)

Opposer's Response: Same objections as No. 4 above. Also, see Opposer's argument in Response Brief at pp. 1, 2 and 9.

6. Opposer, Nautica Apparel, Inc., is the owner of Trademark Number 76107781 dated September 31, 2003. Opposer, Nautica design mark, is described in the application as "The mark consist of "The mark is a drawing of two sails" The Opposer's mark is marketed together with the trademark Nautica as shown in the specimen filed with the application 76107781. (Exhibit 8)

Opposer's Response: Same objection as No. 4 above. Also, see Opposer's argument in Response Brief at pp. 1, 2 and 9. Further, while all of Nautica's products are marketed with Nautica's design Mark (either on the product, on labels attached to the product, on hangtags or

on product packaging), the Nautica design mark is often the only visual mark seen on a product as worn or used by the consumer. [Decl. Bizzari ¶¶ 4 and 5 and Ex. 1 thereto].

7. Opposer claims that Nautica is uniquely the source of high quality merchandise and expensive brand. In Nautica's Opposition it is claimed that they are engaged in the sale of high quality apparel and that their products are famous. (See Opposition at Paragraphs 7 and 10, Exhibit 9.)

Opposer's Response: Opposer admits that it is "the source of high quality merchandise" and that it is engaged in the sale of high quality apparel and [its] products are famous." Opposer does not understand what Applicant means by "uniquely" and accordingly cannot respond thereto. Nautica denies that it "claims that Nautica is . . . [an] expensive brand." The statement is made up by Applicant and does not appear anywhere in the Notice of Opposition or in any of Nautica's discovery responses. It is also irrelevant as there are no related limitations or restrictions set forth in the application in issue.

8. Nautica Apparel, Inc. does not conduct business in Puerto Rico and is not authorized to conduct business in Puerto Rico. Its trademarks are not registered in Puerto Rico. Nautica has two (2) specialized store outlets in Puerto Rico where they sell only Nautica Products. (See Exhibit 2, Answer to Request for Admissions Number 8.)

Opposer's Response: Objection, the statement is irrelevant and misleading. Applicant is seeking a nationwide registration for its mark. See also argument at Opp. Brief pp. 11, 12 and 14 concerning extent of sales of Nautica's goods in Puerto Rico and throughout the U.S. See also Bizzari Decl ¶¶ 9 and 10.

9. Nautica products are marketed in Puerto Rico through specialized Nautica stores that particularly only sell Nautica products. (See Exhibit 10, Nautica Website.) In the United States

Nautica Products are sold exclusively at Macys Stores, Nautica Specialized Stores and some Outlets. (See Exhibit 10, Nautica Website.)

Opposer's Response: Denied. Misleading and false. See argument at Opp. Brief pp. 11, 12 and 14 concerning extent of sales of Nautica's goods in Puerto Rico and throughout the U.S. See also Bizzari Decl ¶¶ 9 and 10.

10. Majestique Corporation sells its products in Puerto Rico to several clients which do not sell Nautica products and are in the economical market. Applicant sells its product at La Esquina Famosa, Madison and La Gran Via (Puerto Rico retailers). (See Exhibit 11, Applicant's Supplemental Answers to Interrogatory.)

Opposer's Response: Opposer denies, as a result of Applicant's own admission, that Applicant is selling any products. See argument Opp. Brief p. 10. Further, Nautica's apparel products are sold in Puerto Rico at La Gran Via. [Decl. Bizzari ¶ 10.]

11. The Sailor design trademark resembles a SAILBOAT of the schooner type, the Christopher Columbus type of boats which sales are a gaff rig and sails are not triangles. The Nautica design trademark resembles two sales of a different class of sailboats, Modern sloop type. The two design marks are clearly distinctive in shape and form. (See Exhibit 12, Schooner type and Sloop Type.)

Opposer's Response: Opposer denies that ordinary consumers would have any idea whatsoever of technical differences between different types of sail boats as seems to be implied by Applicant's 11th Statement of Material Fact. Average consumers will simply perceive the parties' respective marks to be similar sail boat designs or sail designs generally. They will retain a general impression of the marks and see them on identical goods (e.g., shirts). Nautica also asserts that the marks are similar and the parties' goods, in part, identical.

12. There are numerous Sailboats and sail design marks registered and sailboats and sails are commonly used by many merchants. (See Exhibit 13.) Approximately there are 1,831 sailboats design marks registered at the USPTO.

Opposer's Response: Denied. See argument Nautica's Resp. Brief pp. 14-16.

13. Nautica's opposition is speculative and has not produced any document that shows any incident of confusion and their opposition is based on pure speculation. Applicant served an Interrogatory to Opposer and requested to provide the documents in which the Opposer based its averment that their goods are similar to Opposer's goods and services or confusingly similar. Opposer failed to produce any document to sustain their allegations:

Opposer's Response: Misleading. See argument Nautica's Resp. Brief pp. 2-3.

14. There are approximately more than one thousand sailboats design marks registered at the USPTO. (See Exhibit 13.)

Opposer's Response: Denied. See argument Nautica's Resp. Brief pp. 14-16.

15 Nautica presented numerous registered marks in the Opposition for different classes which are irrelevant to the issues in this case. Sailor only sells products under Class 25 and do not compete with Nautica in any other class.

Opposer's Response: Opposer denies that Applicant is selling any products. See Nautica's Resp. Brief pp. 10, and 16-17. Opposer's design mark in other classes is relevant to its claim that its Mark is well-known and famous.

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

-----X		
NAUTICA APPAREL, INC.,	:	Opposition No.: 91212653
	:	
Opposer,	:	
	:	
v.	:	
	:	
MAJESTIQUE CORPORATION,	:	
	:	Mark:
Applicant.	:	
	:	Ser. No. 85883577
-----X		

**DECLARATION OF JOHN M. RANNELLS
IN SUPPORT OF OPPOSER’S MOTION FOR SUMMARY JUDGMENT**

John M. Rannells declares and says:

1. I am an attorney at law admitted to practice before the court of the State of New Jersey. My practice is generally limited to intellectual property with emphasis on trademark law.
2. I am a member of the firm of Baker and Rannells PA. We maintain offices at 92 East Main St., Somerville, N.J. 08876. The firm and the undersigned represent the Opposer, Nautica Apparel, Inc. in intellectual property matters.
3. I make this declaration in support of Nautica’s response and objection to Applicant’s motion for summary judgment. I have personal knowledge of the facts set forth herein, and if called to testify, could and would testify competently thereto.
4. As regards Applicant’s alleged Uncontested Statement of Material Facts 12 and 14 that there are “1,831 sailboats design marks registered at the USPTO,” the same is not borne out by the records of the USPTO. I conducted a TESS database search for live, 1A registrations in all Classes for design code 18.07.05, which yields 484 registrations of record. The 6th *DuPont* factor

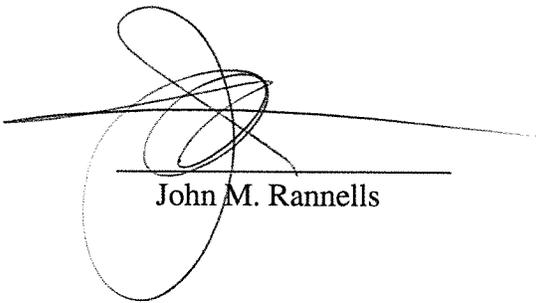
states: "The number and nature of similar marks in use on similar goods." The Applicant did not present a single record with its papers showing a "similar" mark. Further, reference to all classes irrespective of goods or services is obviously not the equivalent of "similar goods."

As regards Class 25 goods, I conducted a TESS database search for live, 1A registrations in Class 25 for design code 18.07.05, which yields only 49 records, four of which are owned by Nautica, leaving 45 records, including:



The above designs speak for themselves. Annexed hereto as Exhibit 1 is a true copy of the above TESS database search I conducted.

I declare under the penalty of perjury that the foregoing is true and correct and that this Declaration was executed on January 4, 2016.



John M. Rannells


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	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	86745600		MARIO ROMANO CAPRI	TSDR	LIVE
2	86847655		· STAND UP PADDLE GUAM · STAND UP PADDLE GUAM · STAND UP PADDLE GUAM ·	TSDR	LIVE
3	86729071			TSDR	LIVE
4	86704358		PLAYGROUND-EARTH N E W	TSDR	LIVE
5	86820262		CATALINA CREW	TSDR	LIVE
6	86341916	4837803		TSDR	LIVE
7	86379821	4726983	SOUTHERNS FINEST	TSDR	LIVE
8	86004585	4665600	WILLOUGHBY SPIT NATIVES	TSDR	LIVE
9	86030143	4646814	BALBOA PENINSULA POINT NEWPORT BEACH, CA	TSDR	LIVE
10	85931575	4685381	WATER · SOUND	TSDR	LIVE
11	85499577	4637523	SPERRY TOP- SIDER	TSDR	LIVE
12	85472242	4610124	BAYSIDE	TSDR	LIVE
13	85499104	4572794		TSDR	LIVE
14	85883577			TSDR	LIVE
15	85865974	4465054	P WHATEVER IT TAKES TO BEAT PARKINSON'S	TSDR	LIVE
16	85850826	4461308		TSDR	LIVE
17	85658605	4285965	ISLAND SLIPPER	TSDR	LIVE
18	85440149	4251237		TSDR	LIVE
19	85366949	4111522		TSDR	LIVE
20	85338610	4087421	TIPSYSKIPPER	TSDR	LIVE
21	78003501	2494492	BAYSIDE	TSDR	LIVE
22	77934684	3956575	ICE BOATERS	TSDR	LIVE
23	77466099	3659954	HORSESHOE BAY RESORT	TSDR	LIVE

24	77151728	3683569		TSDR	LIVE
25	77199013	3474819	OCEAN SKY	TSDR	LIVE
26	77269097	4077370	VARESEQUADRI	TSDR	LIVE
27	76591450	3089109	COLUMBIA COUNTY GEORGIA	TSDR	LIVE
28	76341709	2612670	BLUENOSE II	TSDR	LIVE
29	76692138	3715616	BEACHCOMBER ISLAND	TSDR	LIVE
30	76227428	2612147	RED SAIL SPORTS	TSDR	LIVE
31	76107781	2769600		TSDR	LIVE
32	75744188	2585854	PHILADELPHIA UNIVERSITY 1884	TSDR	LIVE
33	75016765	2003230	SOUTH CAROLINA YACHT CLUB	TSDR	LIVE
34	75171312	2417798		TSDR	LIVE
35	75455037	2266710	DOYLE	TSDR	LIVE
36	75441050	2292166		TSDR	LIVE
37	75327242	2185827	LMA	TSDR	LIVE
38	75250789	2202129	WOODS HOLE OCEANOGRAPHIC INSTITUTION 1930	TSDR	LIVE
39	74342264	1860428	SPERRY TOP SIDER	TSDR	LIVE
40	74342219	1810853		TSDR	LIVE
41	74339038	1887965	N	TSDR	LIVE
42	74637782	2391788	GOLD COAST	TSDR	LIVE
43	74118801	1684501	SAILMATES	TSDR	LIVE
44	74098721	1653753	BROWN'S LANDING FINE HANDMADE CLASSICS	TSDR	LIVE
45	73302529	1207343		TSDR	LIVE
46	73749156	1597428	TURNBERRY ISLE	TSDR	LIVE
47	73418526	1291208	TOP-CRUISER	TSDR	LIVE
48	73753227	1613918	NAUTICA	TSDR	LIVE
49	73745056	1619785		TSDR	LIVE
50	73711586	1542617	REGATTA SPORT	TSDR	LIVE
51	73695320	1495928	DOUBLESAIL	TSDR	LIVE
52	73692696	1628388		TSDR	LIVE
53	73600781	1421213	MARINA BAY MB	TSDR	LIVE
54	73126405	1112338	UNIVERSITY OF OKOBOJI 1878	TSDR	LIVE
55	73039214	1043346		TSDR	LIVE

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3. Prior to my present position, I have been responsible for the trademark portfolios of other companies such as Revlon, Estee Lauder and Halston Borghese. As a result of both my present position and past experience, I have extensive knowledge regarding lifestyle brands and the industry.

4. The Nautica brand began in 1983 in connection with outerwear (i.e. coats). Since June of 2001 (i.e., for in excess of 14 years), Nautica has used its  mark (the “Nautica Logo Mark”) on all of Nautica’s products. Representative examples are annexed hereto as Ex. 1.

5. All of Nautica’s products are marketed with the Nautica Logo Mark (either on the product, or on labels attached to the product, or on hangtags, or on product packaging). The Nautica Logo Mark is often the only visual mark seen on a product as worn or used by the consumer.

6. Attached as Exhibit 2 are TESS/TSDR database copies of Nautica’s pleaded U.S. registrations from the United States Patent and Trademark Office showing current title in Opposer and showing that each such registration is “live.”

7. In relation to the present Opposition, Nautica is the owner of the following relevant pleaded trademark registrations in International Class 25:

Mark	Registration No.	Date of Registration	International Class
	3861195	October 12, 2010	25

	2769600	September 30, 2003	25
---	---------	--------------------	----

And the following relevant pleaded trademark registrations in other classes:

Mark	Registration No.	Date of Registration	International Class
	3864888	October 19, 2010	28
	3512345	October 7, 2008	12
	3861194	October 12, 2010	9
	2830338	April 6, 2004	6
	2872026	August 10, 2004	16
	2769609	September 30, 2003	24

	2730498	June 24, 2003	20
	2730499	June 24, 2003	24
	2769608	September 30, 2003	27
	2769603	September 30, 2003	14
	2767263	September 23, 2003	9
	2832351	April 13, 2004	3
	2769601	September 30, 2003	18

8. Nautica's first use dates, as reflected in each of its registrations and in its corporate business records, are accurate and use has been continuous until the present day.

9. Nautica's products are offered for sale and sold throughout the entire United States in department stores, specialty stores, Nautica's own stores and over the internet via its own websites, its licensees' websites, amazon.com and authorized customer and portal websites.

Examples of stores where Nautica products are offered for sale and sold are: Macy's (approx. 683 Macy's stores), Dillard's (approx. 333 stores), Bon Tons / Carson (approx.. 278 stores), Belk (approx. 316 stores), Stage stores (Stage, Bealls, Palace Royal and Peebles – approx. 648 stores), Bed Bath & Beyond (approx. 872 stores), Linens & Things (approx. 600 stores), Bloomingdales, Boscove's, Gottschalks, Lord & Taylor, Fortunoff, big box stores (e.g., Costco), and thousands of independent stores throughout the nation.

10. I understand that the Applicant in this proceeding has raised an issue as to stores in Puerto Rico in which Nautica products are sold. There are two (2) Nautica Outlet stores in Puerto Rico (one in Canovanas, Puerto Rico – The Outlet Route 66 Mall, and one in Barceloneta, Puerto Rico – Premium Outlets Blvd. Space 355). Nautica's goods bearing the Nautica Logo Mark are also sold at various third party retailers in Puerto Rico, including Roma Ltd (San Juan), Tiendas La Gran Via Inc. (Arecibo), and Think Big LLC (Caguas). I understand that at least one of those stores, namely "La Gran Via," has also sold Applicant's products bearing Applicant's mark.

11. Nautica's annual U.S. Sales and U.S. Advertising/Promotional Expenditures over the past 7 years (2008-2014) are as follows:

<u>Year</u>	<u>Annual Sales</u>	<u>Advertising Expenditures</u>
2008	\$969,998,000	\$31,442,000
2009	\$812,272,000	\$16,634,000
2010	\$837,109,000	\$21,721,000
2011	\$895,815,000	\$21,161,000
2012	\$956,086,000	\$23,344,000
2013	\$1,036,500,000	\$27,875,000
2014	\$1,056,586,000	\$25,946,000

12. The Nautica Logo Mark is prominently featured on Nautica website, advertising

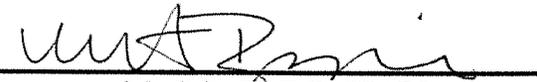
and promotional materials.

13. From 2004 through 2007, in the United States, in the men's sportswear category in department store channels of trade, Nautica has consistently ranked #2 based upon total sales volume according to NPD Market Research. Interestingly enough, Nautica Jeans Company, which is ranked separately from Nautica, has consistently held its rank at nineteen (19). All such goods include the Nautica Logo Mark.

14. Applicant's application and any use by Applicant of its mark is and/or has been without the consent or permission of Nautica.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: New York, New York
December 30, 2015


MARGARET BIZZARI

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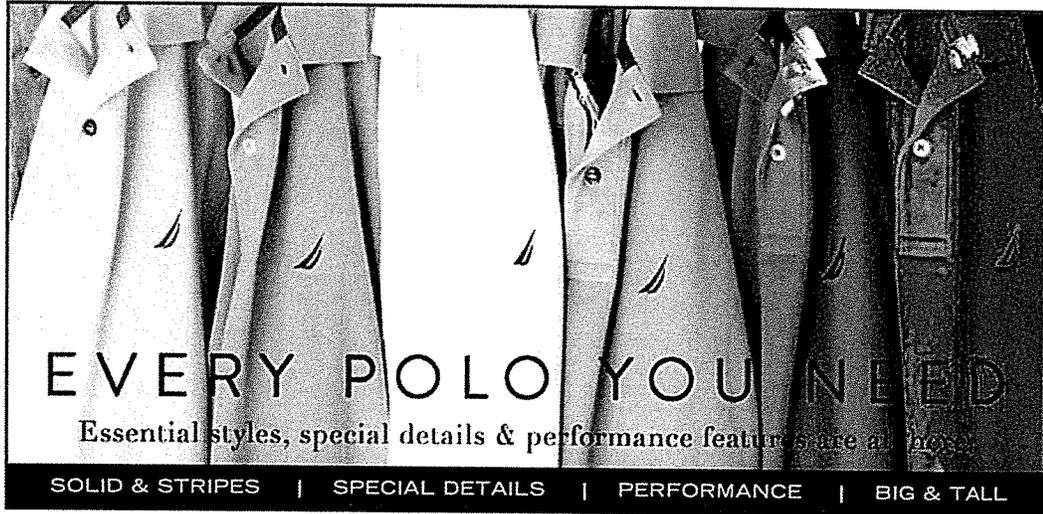
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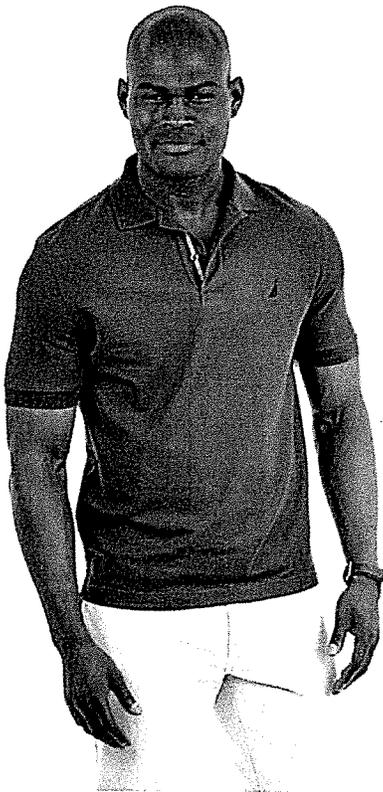


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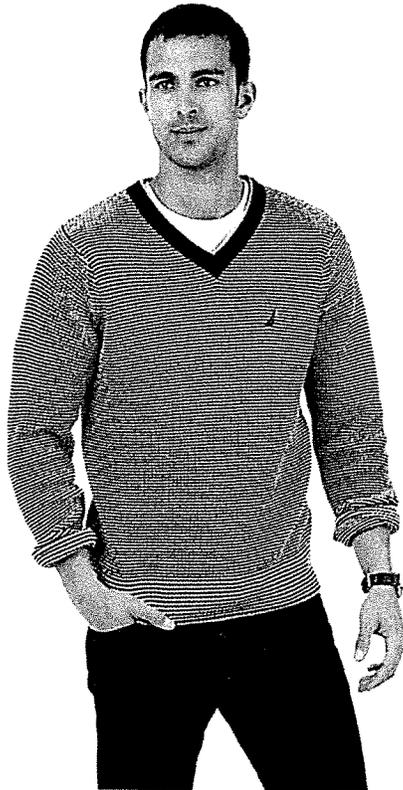
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We like to think the "V" stands for versatile because despite its simple appearance, the trusty v-neck sweater can go everywhere—worn solo, layered under a suit jacket, or tossed on over a button-down. Our version has a textured knit and a hint of a stripe for added style points.

[READ MORE](#)

YOU MAY ALSO LIKE



Inked V-Neck Sweater
~~\$69.60~~ \$24.99



Contrast Placket Cardigan
~~\$98.00~~ \$74.99



Striped Fair Isle Quarter-Zip Sweater
~~\$448.00~~ \$79.99



Solid V-Neck Sweater
\$69.50

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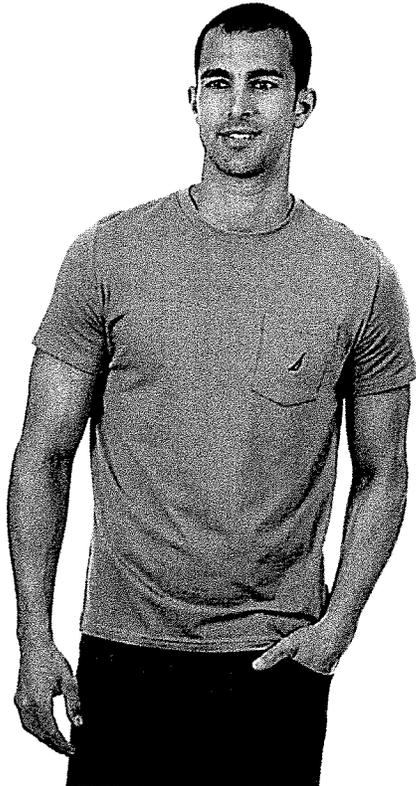


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Item# V53000

CREW-NECK POCKET T-SHIRT

☆☆☆☆☆ [Write a Review](#)

\$21.95

COLOR [Star Sapphire]



SIZE [Size Chart](#)

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You should never underestimate the value of a good t-shirt, and this crew-neck from Nautica is no exception. Crafted with just a bit of stretch so it's made to move, this style is primed to round out your collection of basics.

[READ MORE](#)

YOU MAY ALSO LIKE



Map Collage V-Neck T-Shirt
~~\$34.50~~ \$21.99



Buttoned Mock Neck Sweater
~~\$69.50~~ \$24.99



Classic Crew Tee
~~\$49.50~~ \$9.99



Solid Performance Polo Shirt
\$59.50

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- Kids
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- Nautica Rewards
- Watch Information
- Careers
- Inside Nautica Blog
- Nautica + charity: water
- Sustainability

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Home / Men / Sleepwear / Plaid Sleep Shirt



Item# WS43S5

PLAID SLEEP SHIRT

☆☆☆☆☆ [Write a Review](#)

\$39.00

COLOR [Blue Grass]



SIZE [Size Chart](#) QTY

Select Size 1

*TAKE 25% OFF WITH CODE COLDOUT50 [DETAILS](#)

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Apply some plaid to your pajama drawer. This sleep shirt is made with cool, comfortable cotton with a classic pattern. [READ MORE](#)

YOU MAY ALSO LIKE



Performance Deck Polo Shirt
~~\$69.60~~ \$39.99



Herringbone Camp Sleep Shirt
\$32.00



Plaid Fleece Pajama Pant
\$44.00



Submerge Navy Relaxed Fit Jeans
\$44.95

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- Watches
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- Nautica Rewards
- Watch Information
- Careers
- Inside Nautica Blog
- Nautica + charity: water
- Sustainability

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- Track Order
- Help
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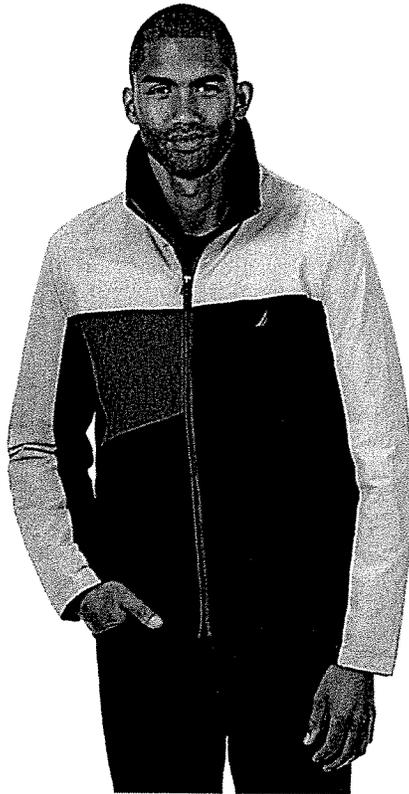
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Home / Men / Outerwear / Mariner Color Block Bomber Jacket



Item# J53122

MARINER COLOR BLOCK BOMBER JACKET

☆☆☆☆☆ [Write a Review](#)

~~\$125.00~~ \$94.99

COLOR [Radial Grey]



SIZE [Size Chart](#) QTY

Select Size

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[INFO](#) [FEATURES](#) [SHIPPING & RETURNS](#)

Our bomber jacket is made to do two things—stand up to the weather and look good doing it. And with its water resistant and heat retention properties and bold color blocked design, we'd say it gets the job done quite well. It'll quickly become your all-purpose jacket for the season.

[READ MORE](#)

YOU MAY ALSO LIKE



Solid Quarter Zip Pullover
\$69.50



Buttoned Shawl Collar Sweater
~~\$89.50~~ \$64.99



Mini Stripe V-Neck Sweater
~~\$89.50~~ \$59.99



Ribbed Sweater Vest
~~\$59.50~~ \$39.99

REVIEWS

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- Women
- Kids
- Home
- Watches
- Sale
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- About Nautica
- Nautica Rewards
- Watch Information
- Careers
- Inside Nautica Blog
- Nautica + charity: water
- Sustainability

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- My Account
- Track Order
- Help
- Customer Service
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Item# 32536295000

LIFE 4 PIECE GIFT SET

☆☆☆☆☆ [Write a Review](#)

\$65.00

COLOR [Multi]



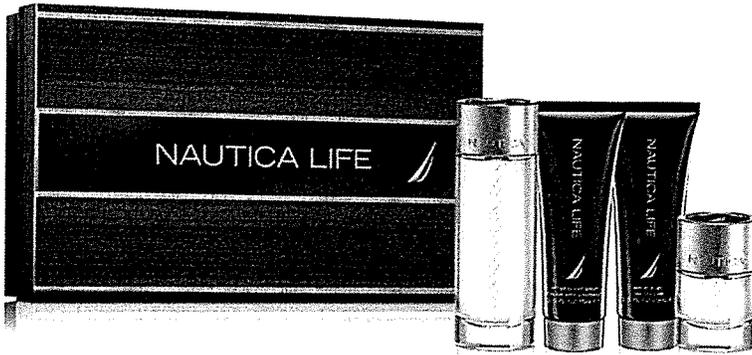
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Of all the thrilling adventures he has embarked on, this is the one that means the most. Nautica Life pays tribute to the lifelong journey of love. The fragrance starts with pure sparkling Living Sea Salt and Organic Ivory Coast Ginger for an invigorating splash of energy and balances a fusion of Natural Sage, Provence Lavender and Natural Violet Leaf to reinforce the masculine aura. The finish: classic notes of refined Hinoki Wood, Organic Tonka and marine Seamoss create a seductive sense of magnetism. Set includes: two sizes of eau de toilette spray, after shave balm and shower gel.

[READ MORE](#)

YOU MAY ALSO LIKE



Rainbreaker Jacket
\$198.00



Ombre Shawl Collar Sweater
~~\$438.00~~ \$94.99



Life 3.4 oz Spray
\$62.50



Northern Lights Long Sleeve T-Shirt
~~\$44.50~~ \$29.99

REVIEWS

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- Women
- Kids
- Home
- Watches
- Sale
- Gift Cards

ABOUT

- About Nautica
- Nautica Rewards
- Watch Information
- Careers
- Inside Nautica Blog
- Nautica + charity: water
- Sustainability

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- Find a Store
- My Account
- Track Order
- Help
- Customer Service
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MEN | WOMEN | KIDS | HOME | WATCHES | SALE | INSIDE NAUTICA | FACTORY

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Home / Men / Accessories / Hats / J Class Hat

Item# H61000

J CLASS HAT

☆☆☆☆☆ [Write a Review](#)

\$25.00

COLOR [Sapphire]



SIZE [Size Chart](#)

QTY

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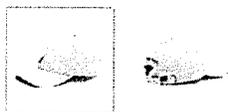
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Consider it must-have gear for your laid-back look. Our baseball hat comes with an already curved brim in a soft chino twill so there's no prep work needed—just toss it on and go wherever the day takes you.

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YOU MAY ALSO LIKE



Striped Performance Polo Shirt \$59.50



Color Block Quarter-Zip Sweater \$69.50 \$24.99



Northern Lights Long Sleeve T-Shirt \$44.50 \$29.99



Quarter Zip Nautex Fleece Pullover \$69.50 \$22.99

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- Men
- Women
- Kids
- Home
- Watches
- Sale
- Gift Cards

ABOUT

- About Nautica
- Nautica Rewards
- Watch Information
- Careers
- Inside Nautica Blog
- Nautica + charity: water
- Sustainability

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- Find a Store
- My Account
- Track Order
- Help
- Customer Service
- Contact Us

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MEN | WOMEN | KIDS | HOME | WATCHES | SALE | INSIDE NAUTICA | FACTORY

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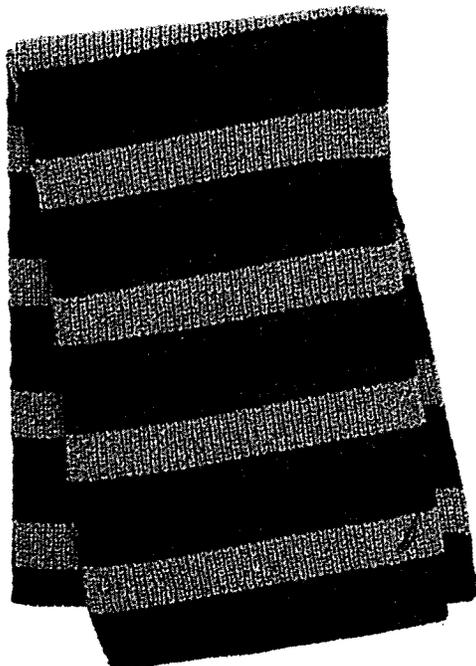
Home / Men / Accessories / Cold Weather / Multi Stripe Scarf

Item# 14224

MULTI STRIPE SCARF

☆☆☆☆☆ [Write a Review](#)

\$55.00



COLOR (Black)



SIZE [Size Chart](#) QTY

Select Size

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- 65% Acrylic, 30% Nylon, 5% Wool
- Dimensions: 70" x 9.5"
- Dry clean
- Imported
- Multi color stripe



YOU MAY ALSO LIKE



Cable Knit Turtleneck Sweater
~~\$198.00~~ \$189.99



Reversible Quilted Down Vest
~~\$429.50~~ \$49.99



Textured Knit Hat
\$29.50



Hull Sneaker
\$50.00

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- Men
- Women
- Kids
- Home
- Watches
- Sale
- Gift Cards

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- About Nautica
- Nautica Rewards
- Watch Information
- Careers
- Inside Nautica Blog
- Nautica + charity: water
- Sustainability

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- My Account
- Track Order
- Help
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Home / Men / Accessories / Watches / Sport Strap / NSR 100 J Class Analog Sport Watch

Item# NAD08504G

NSR 100 J CLASS ANALOG SPORT WATCH

☆☆☆☆☆ [Write a Review](#)

\$85.00



COLOR [Multi]



QTY

1

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In Stock

INFO FEATURES SHIPPING & RETURNS

With a comfortable and sporty silicone strap, this watch is an essential for the active guy. Outfitted with three hand movement and our signature J Class.

[READ MORE](#)



YOU MAY ALSO LIKE



Zip Front Nautex Fleece Jacket
~~\$69.50~~ \$24.99



NCC 01 Chronograph Watch
\$145.00



NSR 100 J Class Analog Sport Watch
\$85.00



NST 30 Chronograph Watch
\$155.00

PRODUCT SPECS

MODEL NUMBER: NAD08504G

BAND LENGTH: 80/120mm

BAND WIDTH: 22mm

MODEL YEAR: 2015

BAND COLOR: WHITE

ITEM SHAPE: ROUND

DIAL COLOR:	WHITE	DIAL WINDOW MATERIAL TYPE:	MINERAL GLASS
BEZEL MATERIAL:	STAINLESS STEEL	DISPLAY TYPE:	ANALOG
CASE DIAMETER:	41-45mm	CASE THICKNESS:	12.5mm
WATER RESISTENT DEPTH:	5ATM	BAND MATERIAL:	SILICONE
WARRANTY:	5 YEAR LIMITED (U.S. ONLY)	CLASP:	BUCKLE
MOVEMENT:	3H		

REVIEWS

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ABOUT

- [About Nautica](#)
- [Nautica Rewards](#)
- [Watch Information](#)
- [Careers](#)
- [Inside Nautica Blog](#)
- [Nautica + charity: water](#)
- [Sustainability](#)

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- [Find a Store](#)
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- [Customer Service](#)
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Goods and Services IC 025. US 022 039. G & S: Wet suit gloves; Wet suits; Wet suits for water-skiing and sub-aqua. FIRST USE: 20090130. FIRST USE IN COMMERCE: 20090130

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)

Trademark Search Facility Classification Code ART-18.11 Parts of land, water and air vehicles SHAPES-BAR-BANDS Designs with bar, bands or lines

Serial Number 77125627

Filing Date March 8, 2007

Current Basis 1A

Original Filing Basis 1B

Published for Opposition August 21, 2007

Registration Number 3861195

Registration Date October 12, 2010

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record Lisa A. Whitney
Description of Mark Color is not claimed as a feature of the mark. The mark is a drawing of two sails.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Mark:



US Serial Number: 77125627

Application Filing Date: Mar. 08, 2007

US Registration Number: 3861195

Registration Date: Oct. 12, 2010

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 12, 2010

Publication Date: Aug. 21, 2007

Notice of Allowance Date: Nov. 13, 2007

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load



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Goods and Services IC 025. US 022 039. G & S: MEN'S, WOMEN'S AND CHILDREN'S WEARING APPAREL, NAMELY, HOSIERY, SHOES, SNEAKERS, BOOTS, MOCCASINS, UNDERSHIRTS, BOXER SHORTS, SHIRTS, BLOUSES, TROUSERS, PANTS, JACKETS, COATS, SUITS, BATHING SUITS, BATHROBES, SLIPPERS, SHORTS, TIES, NECKWEAR, SCARVES, SOCKS, HATS AND CAPS, GLOVES AND MUFFLERS, BELTS AND SUSPENDERS AND FOUL WEATHER GEAR. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design 18.07.05 - Boats, sail; Catamarans

Search Code 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)

Serial Number 76107781

Filing Date August 11, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition August 7, 2001

Registration Number 2769600

Registration Date September 30, 2003

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record LISA A. WHITNEY
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140117.
Renewal 1ST RENEWAL 20140117
Live/Dead Indicator LIVE

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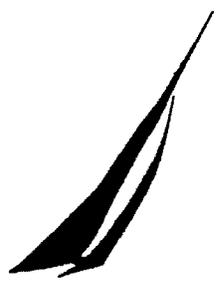
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Mark:



US Serial Number: 76107781	Application Filing Date: Aug. 11, 2001
US Registration Number: 2769600	Registration Date: Sep. 30, 2001
Register: Principal	
Mark Type: Trademark	
Status: The registration has been renewed.	
Status Date: Jan. 17, 2014	
Publication Date: Aug. 07, 2001	Notice of Allowance Date: Oct. 30, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.	
Owner Address: 40 West 57th Street New York, NEW YORK UNITED STATES 10019	
Legal Entity Type: CORPORATION	State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

Renewal Date: Sep. 30, 2013

TM Staff and Location Information

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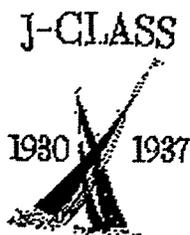
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Word Mark J-CLASS 1930 1937
Goods and Services IC 025. US 039. G & S: men's clothing; namely, jackets and knit and woven shirts. FIRST USE: 19901100. FIRST USE IN COMMERCE: 19901100
Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code 18.07.06 - Other stylized sail boats
Serial Number 74456597
Filing Date November 5, 1993
Current Basis 1A
Original Filing Basis 1A
Published for Opposition October 11, 1994
Registration Number 1871390
Registration Date January 3, 1995
Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 47th Street New York NEW YORK 10019
Attorney of Record LISA A WHITNEY
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "1930" and "1937" APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL-2(F)
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20050217.
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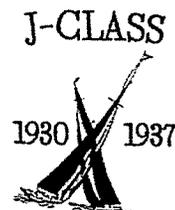
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Mark: J-CLASS 1930 1937



US Serial Number: 74456597

Application Filing Date: Nov. 05, 1994

US Registration Number: 1871390

Registration Date: Jan. 03, 1995

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 17, 2005

Publication Date: Oct. 11, 1994

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 47th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

Renewal Date: Jan. 03, 2005

TM Staff and Location Information

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Record 1 out of 1

TSDR **ASSIGN Status** **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services	IC 028. US 022 023 038 050. G & S: Floating recreational lounge chairs; floats for recreational use, namely, arm floats, foam floats and swim floats; inflatable float mattresses or pads for recreational use; inflatable inner tubes for aquatic recreational use; swim boards for recreational use; swim fins; paddle boards; swimming aids, namely, pool rings and arm floats. FIRST USE: 20090130. FIRST USE IN COMMERCE: 20090130
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	18.07.05 - Boats, sail; Catamarans 18.07.06 - Other stylized sail boats
Trademark Search Facility Classification Code	ART-18.07 Vehicles for use on water; amphibious vehicles SHAPES-TRIANGLES Triangular shaped designs and marks including incomplete triangles
Serial Number	77421288
Filing Date	March 13, 2008
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	July 22, 2008
Registration Number	3864888
Registration Date	October 19, 2010
Owner	(REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record Lisa A. Whitney
Description of Mark Color is not claimed as a feature of the mark. The mark consists of a drawing of two sails.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Mark: Trademark image

US Serial Number: 77421288	Application Filing Date: Mar. 13, 2008
US Registration Number: 3864888	Registration Date: Oct. 19, 2010
Filed as TEAS Plus: Yes	Currently TEAS Plus: Yes
Register: Principal	
Mark Type: Trademark	
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.	
Status Date: Oct. 19, 2010	
Publication Date: Jul. 22, 2008	Notice of Allowance Date: Oct. 14, 2008

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.
Owner Address: 40 West 57th Street
 New York, NEW YORK UNITED STATES 10019
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Attorney/Correspondence Information

Prosecution History

TM Staff and Location Information

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Goods and Services (CANCELLED) IC 012. US 019 021 023 031 035 044. G & S: Boats; Rafts; Dinghies. FIRST USE: 20080115. FIRST USE IN COMMERCE: 20080115
Mark Drawing Code (2) DESIGN ONLY
Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
Trademark Search Facility Classification Code ART-18.07 Vehicles for use on water; amphibious vehicles
Serial Number 77421183
Filing Date March 13, 2008
Current Basis 1A
Original Filing Basis 1A
Published for Opposition July 22, 2008
Registration Number 3512345
Registration Date October 7, 2008
Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record Lisa A. Whitney
Description of Mark Color is not claimed as a feature of the mark. The mark consists of a drawing of two sails.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator DEAD
Cancellation Date May 8, 2015

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DOCUMENTS

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[Back to Search](#)

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Mark:



US Serial Number: 77421183

Application Filing Date: Mar. 13, 2008

US Registration Number: 3512345

Registration Date: Oct. 07, 2008

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8.1 on the Trademark Document Retrieval link at the top of this page.

Status Date: May 08, 2015

Publication Date: Jul. 22, 2008

Date Cancelled: May 08, 2015

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

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Goods and Services	IC 009. US 021 023 026 036 038. G & S: Swim masks; Swimming goggles; Flotation vests; Life jackets. FIRST USE: 20090130. FIRST USE IN COMMERCE: 20090130
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
Trademark Search Facility Classification Code	ART-18.07 Vehicles for use on water; amphibious vehicles ART-18.11 Parts of land, water and air vehicles SHAPES-MISC Miscellaneous shaped designs SHAPES-TRIANGLES Triangular shaped designs and marks including incomplete triangles
Serial Number	77125606
Filing Date	March 8, 2007
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	August 21, 2007
Registration Number	3861194
Registration Date	October 12, 2010
Owner	(REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record Lisa A. Whitney
Description of Mark Color is not claimed as a feature of the mark. The mark is a drawing of two sails.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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[Back to Search](#)

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Mark:



US Serial Number: 77125606

Application Filing Date: Mar. 08, 2006

US Registration Number: 3861194

Registration Date: Oct. 12, 2010

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 12, 2010

Publication Date: Aug. 21, 2007

Notice of Allowance Date: Nov. 13, 2006

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

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Goods and Services (CANCELLED) IC 006. US 002 012 013 014 023 025 050. G & S: METAL KEY RINGS, KEY HOLDERS, KEY FOBS AND MONEY CLIPS. FIRST USE: 20010900. FIRST USE IN COMMERCE: 20010900

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76112491

Filing Date August 18, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition September 25, 2001

Registration Number 2830338

Registration Date April 6, 2004

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York
NEW YORK 10019

**Attorney of
Record** LISA A. WHITNEY

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).

**Live/Dead
Indicator** DEAD

**Cancellation
Date** November 7, 2014

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Mark:



US Serial Number: 76112491

Application Filing Date: Aug. 18, 2001

US Registration Number: 2830338

Registration Date: Apr. 06, 2001

Register: Principal

Mark Type: Trademark

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8.1 on the Trademark Document Retrieval link at the top of this page.

Status Date: Nov. 07, 2014

Publication Date: Sep. 25, 2001

Notice of Allowance Date: Dec. 18, 2001

Date Cancelled: Nov. 07, 2014

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

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[Back to Search](#)

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Mark:



US Serial Number: 76112490

Application Filing Date: Aug. 18, 2000

US Registration Number: 2872026

Registration Date: Aug. 10, 2000

Register: Principal

Mark Type: Trademark

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8.1 on the Trademark Document Retrieval link at the top of this page.

Status Date: Mar. 13, 2015

Publication Date: Aug. 07, 2001

Notice of Allowance Date: Oct. 30, 2000

Date Cancelled: Mar. 13, 2015

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: NEW YORK

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

TM Staff and Location Information

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Goods and Services (CANCELLED) IC 016. US 002 005 022 023 029 037 038 050. G & S: PAPER NOTEBOOKS, DESK TOP ORGANIZERS, CALENDARS, AND PLASTIC AND PAPER PLACEMATS. FIRST USE: 20010900. FIRST USE IN COMMERCE: 20010900

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76112490
Filing Date August 18, 2000
Current Basis 1A
Original Filing Basis 1B
Published for Opposition August 7, 2001
Registration Number 2872026
Registration Date August 10, 2004

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION NEW YORK 40 West 57th Street New York
NEW YORK 10019

Attorney of Record LISA A. WHITNEY

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).

Live/Dead Indicator DEAD

Cancellation Date March 13, 2015

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Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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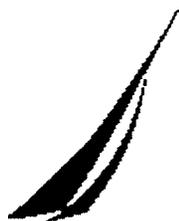
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TSDR **ASSIGN Status** **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 024. US 042 050. G & S: BEDSPREADS, BED BLANKETS; BED SHEETS; PILLOW CASES; COMFORTERS; FLANNEL; CURTAINS; TABLE LINENS; TABLE CLOTHS NOT OF PAPER; TABLE MATS NOT OF PAPER; TEXTILE PLACEMATS; POT HOLDERS; OVEN MITTS; KITCHEN TOWELS; BATH LINEN; TOWELS; BATH ACCESSORIES, NAMELY WASHING MITTS, WASHCLOTHS, FABRIC BATH MATS; UPHOLSTERY FABRICS AND TEXTILE WALL HANGINGS. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design 18.07.05 - Boats, sail; Catamarans

Search Code 18.07.06 - Other stylized sail boats

18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitchers, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76112487

Filing Date August 18, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition August 28, 2001

Registration Number 2769609

Registration Date September 30, 2003
Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE www.nautica.com 40 West 57th Street New York NEW YORK 10019
Attorney of Record LISA A. WHITNEY
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140117.
Renewal 1ST RENEWAL 20140117
Live/Dead Indicator LIVE

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[NEW USER](#)
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[TOP](#)
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[| HOME](#)
[| SITE INDEX](#)
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[DOCUMENTS](#)

[MAINTENANCE](#)

[Back to Search](#)

[Print](#)

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Mark:



US Serial Number: 76112487

Application Filing Date: Aug. 18, 2001

US Registration Number: 2769609

Registration Date: Sep. 30, 2001

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 17, 2014

Publication Date: Aug. 28, 2001

Notice of Allowance Date: Nov. 20, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: www.nautica.com
40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Sep. 30, 2013

TM Staff and Location Information

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Proceedings - Click to Load



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Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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- [TESS HOME](#)
- [NEW USER](#)
- [STRUCTURED](#)
- [FREE FORM](#)
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- [BOTTOM](#)
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- [PREV LIST](#)
- [CURR LIST](#)
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[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 020. US 002 013 022 025 032 050. G & S: Bed pillows and pillows. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76371330

Filing Date February 16, 2002

Current Basis 1A

Original Filing Basis 1B

Published for Opposition October 8, 2002

Registration Number 2730498

Registration Date June 24, 2003
Owner (REGISTRANT) NAUTICA APPAREL, INC. CORPORATION DELAWARE 40 West 57th Street NEW YORK NEW YORK 10019
Attorney of Record Lisa A. Whitney
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130406.
Renewal 1ST RENEWAL 20130406
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[STATUS](#)[DOCUMENTS](#)[MAINTENANCE](#)[Back to Search](#)[Print](#)

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Mark:



US Serial Number: 76371330

Application Filing Date: Feb. 16, 2002

US Registration Number: 2730498

Registration Date: Jun. 24, 2002

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 06, 2013

Publication Date: Oct. 08, 2002

Notice of Allowance Date: Dec. 31, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: NAUTICA APPAREL, INC.

Owner Address: 40 West 57th Street
NEW YORK, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jun. 24, 2013

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Trademarks > Trademark Electronic Search System (TESS)

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[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 024. US 042 050. G & S: Mattress pads, bed vests, duvets, duvet covers, pillow cases, and pillow protectors. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600
Mark Drawing Code (2) DESIGN ONLY
Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides
Serial Number 76371331
Filing Date February 16, 2002
Current Basis 1A
Original Filing Basis 1B
Published for Opposition October 8, 2002
Registration Number 2730499

Registration Date June 24, 2003
Owner (REGISTRANT) NAUTICA APPAREL, INC. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019
Attorney of Record Lisa A. Whitney
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130621.
Renewal 1ST RENEWAL 20130621
Live/Dead Indicator LIVE

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NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

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STATUS

DOCUMENTS

MAINTENANCE

[Back to Search](#)

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Mark:



US Serial Number: 76371331

Application Filing Date: Feb. 16, 2002

US Registration Number: 2730499

Registration Date: Jun. 24, 2002

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jun. 21, 2013

Publication Date: Oct. 08, 2002

Notice of Allowance Date: Dec. 31, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: NAUTICA APPAREL, INC.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

Renewal Date: Jun. 24, 2013

TM Staff and Location Information

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Record 1 out of 1

TSDR **ASSIGN Status** **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 027. US 019 020 037 042 050. G & S: RUGS, WALL PAPER AND VINYL WALL COVERINGS. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76112485

Filing Date August 18, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition July 3, 2001

Registration Number 2769608

Registration Date September 30, 2003

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record LISA A WHITNEY
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140117.
Renewal 1ST RENEWAL 20140117
Live/Dead Indicator LIVE

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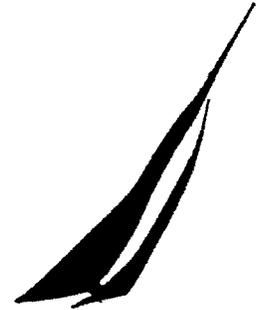
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STATUS DOCUMENTS MAINTENANCE [Back to Search](#) Print

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Mark:



US Serial Number: 76112485

Application Filing Date: Aug. 18, 2001

US Registration Number: 2769608

Registration Date: Sep. 30, 2001

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 17, 2014

Publication Date: Jul. 03, 2001

Notice of Allowance Date: Sep. 25, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

Renewal Date: Sep. 30, 2013

TM Staff and Location Information

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Record 1 out of 1

TSDR **ASSIGN Status** **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 014. US 002 027 028 050. G & S: JEWELRY, INCLUDING IMITATION JEWELRY AND JEWELRY OF PRECIOUS METALS AND STONES; CUFF LINKS; TIE PINS; HOROLOGICAL AND CHRONOMETRIC INSTRUMENTS, NAMELY, CLOCKS AND WATCHES. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76109221
Filing Date August 11, 2000
Current Basis 1A
Original Filing Basis 1B
Published for Opposition August 7, 2001
Registration Number 2769603
Registration Date September 30, 2003

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York
NEW YORK 10019

Attorney of Record LISA A. WHITNEY

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140117.

Renewal 1ST RENEWAL 20140117

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STATUS

DOCUMENTS

MAINTENANCE

[Back to Search](#)

Print

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Mark:



US Serial Number: 76109221

Application Filing Date: Aug. 11, 2001

US Registration Number: 2769603

Registration Date: Sep. 30, 2001

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 17, 2014

Publication Date: Aug. 07, 2001

Notice of Allowance Date: Oct. 30, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

Renewal Date: Sep. 30, 2013

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Record 1 out of 1

TSDR | **ASSIGN Status** | **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 009. US 021 023 026 036 038. G & S: SPECTACLES, INCLUDING EYEGLASSES, SUNGLASSES, AND ALL ACCESSORIES THERETO. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76109220

Filing Date August 11, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition July 17, 2001

Registration Number 2767263

Registration Date September 23, 2003

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019

Attorney of Record LISA A. WHITNEY
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140117.
Renewal 1ST RENEWAL 20140117
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[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE Dict](#) [SEARCH OG](#) [TOP](#) [HELP](#)

[| HOME](#) [| SITE INDEX](#) [| SEARCH](#) [| eBUSINESS](#) [| HELP](#) [| PRIVACY POLICY](#)

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[STATUS](#)

[DOCUMENTS](#)

[MAINTENANCE](#)

[Back to Search](#)

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Mark:



US Serial Number: 76109220

Application Filing Date: Aug. 11, 2001

US Registration Number: 2767263

Registration Date: Sep. 23, 2001

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 17, 2014

Publication Date: Jul. 17, 2001

Notice of Allowance Date: Oct. 09, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 23, 2013

TM Staff and Location Information

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TSDR **ASSIGN Status** **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services (CANCELLED) IC 003. US 001 004 006 050 051 052. G & S: PERFUMES AND ESSENTIAL OILS FOR PERSONAL USE; COSMETICS AND TOILETRIES, NAMELY, COLOGNE, COSMETIC SKIN CREAMS AND LOTIONS, ASTRINGENT, AND BRONZING STICK; HAIR CREAM AND HAIR SPRAY; PERSONAL DEODORANTS; TALCUM POWDER; PREPARATIONS FOR USE BEFORE AND AFTER SHAVING, NAMELY, AFTER-SHAVE LOTION, AFTER-SHAVE CREAM, AFTER-SHAVE EMULSION AND SHAVING CREAM; TOILET SOAP AND SHAMPOO PRINCIPALLY FOR THE HAIR. FIRST USE: 20010900. FIRST USE IN COMMERCE: 20010900

Mark Drawing Code (2) DESIGN ONLY

Design 18.07.05 - Boats, sail; Catamarans

Search Code 18.07.06 - Other stylized sail boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76109219

Filing Date August 11, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition September 11, 2001

Registration Number 2832351
Registration Date April 13, 2004
Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York NEW YORK 10019
Attorney of Record LISA A. WHITNEY
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator DEAD
Cancellation Date November 14, 2014

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSER DICT](#)
[SEARCH OG](#)
[TOP](#)
[HELP](#)

[| HOME](#)
[| SITE INDEX](#)
[| SEARCH](#)
[| eBUSINESS](#)
[| HELP](#)
[| PRIVACY POLICY](#)

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STATUS

DOCUMENTS

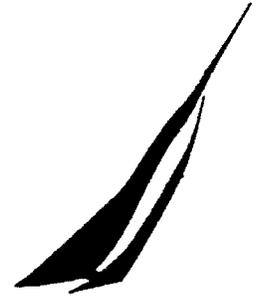
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Mark:



US Serial Number: 76109219

Application Filing Date: Aug. 11, 2001

US Registration Number: 2832351

Registration Date: Apr. 13, 2001

Register: Principal

Mark Type: Trademark

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8. on the Trademark Document Retrieval link at the top of this page.

Status Date: Nov. 14, 2014

Publication Date: Sep. 11, 2001

Notice of Allowance Date: Dec. 04, 2001

Date Cancelled: Nov. 14, 2014

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

TM Staff and Location Information

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Record 1 out of 1

TSDR **ASSIGN Status** **TTAB Status** (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 018. US 001 002 003 022 041. G & S: LEATHER AND IMITATIONS OF LEATHER AND ARTICLES MADE FROM THESE MATERIALS, NOT INCLUDED IN OTHER CLASSES, NAMELY, WALLETS, TRAVELING BAGS; GARMENT BAGS; TRUNKS; UMBRELLAS; PARASOLS AND WALKING STICKS. FIRST USE: 20010600. FIRST USE IN COMMERCE: 20010600

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 18.07.05 - Boats, sail; Catamarans
 18.07.09 - Paddle wheel boats
 18.11.25 - Battery carrier trays for automobiles; Belts, safety, vehicle; Brakes (automobile); Car seats, baby; Clutches, vehicles; Gear shifts, vehicle; Grills (automobile); Head lights, vehicle; Hitches, (trailers); Horns (vehicular); Jacks (vehicle); Kick stands (bicycle); License plates; Lights, auto; Lights, bicycle; Mirrors, vehicle; Pedals (vehicular); Porthole; Racks, (automobile); Radiators, vehicle; Sails; Seat belts, vehicle; Stick shifts (automobile); Windshields (vehicular)
 26.05.13 - Triangles, exactly two triangles; Two triangles
 26.05.16 - Triangles touching or intersecting
 26.05.21 - Triangles that are completely or partially shaded
 26.05.25 - Triangles with one or more curved sides

Serial Number 76108245
Filing Date August 11, 2000
Current Basis 1A
Original Filing Basis 1B
Published for Opposition November 27, 2001
Registration Number 2769601
Registration Date September 30, 2003

Owner (REGISTRANT) Nautica Apparel, Inc. CORPORATION DELAWARE 40 West 57th Street New York
NEW YORK 10019

Attorney of Record LISA A. WHITNEY

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140117.

Renewal 1ST RENEWAL 20140117

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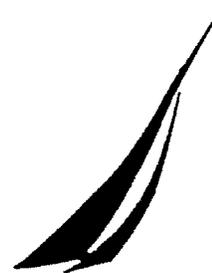
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Trademark Status and Document Retrieval (TSDR) APIs are currently experiencing technical difficulties and users may be unable to access the database. The problem is being addressed by staff at the USPTO. We sincerely apologize for any inconvenience this may have caused.

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Mark:



US Serial Number: 76108245

Application Filing Date: Aug. 11, 2001

US Registration Number: 2769601

Registration Date: Sep. 30, 2001

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 17, 2014

Publication Date: Nov. 27, 2001

Notice of Allowance Date: Feb. 19, 2001

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Nautica Apparel, Inc.

Owner Address: 40 West 57th Street
New York, NEW YORK UNITED STATES 10019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

**Affidavit of Section 15 - Accepted
Incontestability:**

Renewal Date: Sep. 30, 2013

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

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

-----X		
NAUTICA APPAREL, INC.,	:	Opposition No.: 91212653
	:	
Opposer,	:	
	:	
v.	:	
	:	
MAJESTIQUE CORPORATION,	:	
	:	
Applicant.	:	Mark: 
	:	Ser. No. 85883577
-----X		

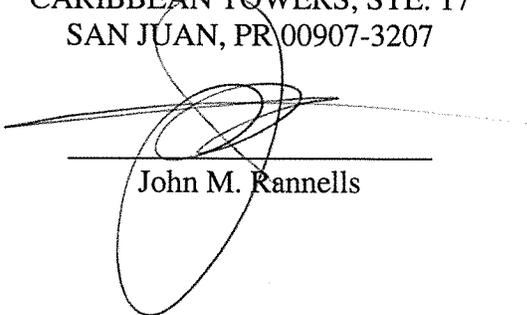
CERTIFICATE OF SERVICE

I hereby certify that copies of the following documents

- 1) Opposer's Response to Applicant's Motion for Summary Judgment
- 2) Opposer's Response to Applicant's Statement of Uncontested Material Facts
- 3) Declaration of John M. Rannells with Exhibit 1 annexed
- 4) Declaration of Margaret Bizzari with Exhibits 1 and 2 annexed

were sent to attorneys for Applicant this 4th day of January, 2016 via first class mail,
postage prepaid, to the following:

GINO NEGRETTI LAW OFFICES
670 PONCE DE LEON AVE.
CARIBBEAN TOWERS, STE. 17
SAN JUAN, PR 00907-3207



John M. Rannells