

ESTTA Tracking number: **ESTTA565306**

Filing date: **10/16/2013**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Boot Royalty Company, L.P.
Granted to Date of previous extension	10/16/2013
Address	610 West Daggett Avenue Fort Worth, TX 76104 UNITED STATES

Attorney information	Cheryl P. Leb & Leslie M. Darby Kelly Hart & Hallman LLP 201 Main Street, Suite 2500 Fort Worth, TX 76102 UNITED STATES trademark.uspto@kellyhart.com Phone:817-8783547
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Applicant Information

Application No	85832404	Publication date	06/18/2013
Opposition Filing Date	10/16/2013	Opposition Period Ends	10/16/2013
Applicant	Tamras, Ryan Apt. 12D 260 W 52nd Street New York, NY 10019 UNITED STATES		

Goods/Services Affected by Opposition

Class 025. All goods and services in the class are opposed, namely: Belts; Gloves; Hats; Jackets; Neckties; Pants; Scarfs; Shoes; Socks; Suits; Sweaters; Swimwear; T-shirts; Underwear
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Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1101091	Application Date	09/21/1977
Registration Date	09/05/1978	Foreign Priority Date	NONE
Word Mark	JUSTIN		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 001. First use: First Use: 1976/00/00 First Use In Commerce: 1976/00/00 WATER REPELLANTS Class 003. First use: First Use: 1976/00/00 First Use In Commerce: 1976/00/00 BOOT CREAMS AND POLISHES Class 004. First use: First Use: 1976/00/00 First Use In Commerce: 1976/00/00 BOOT LUBRICANTS Class 018. First use: First Use: 1954/00/00 First Use In Commerce: 1954/00/00 [LEATHER BILLFOLDS AND HANDBAGS] Class 025. First use: First Use: 1954/00/00 First Use In Commerce: 1954/00/00 BOOTS, BELTS, [SANDALS] AND BOOT SOCKS

U.S. Registration No.	1173377	Application Date	05/24/1979
Registration Date	10/13/1981	Foreign Priority Date	NONE
Word Mark	JUSTIN 100		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1979/01/00 First Use In Commerce: 1979/01/00 Clothing-Namely, Boots		

U.S. Registration No.	1856810	Application Date	06/03/1993
Registration Date	10/04/1994	Foreign Priority Date	NONE
Word Mark	JUSTIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1988/02/00 First Use In Commerce: 1988/02/00 men's, women's and children's wearing apparel; namely, boots, belts, jackets, overcoats, [skirts,] pants, hats, caps, [sweatshirts,] vests and socks		

U.S. Registration No.	2020461	Application Date	09/07/1995
Registration Date	12/03/1996	Foreign Priority Date	NONE
Word Mark	JUSTIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 1976/00/00 First Use In Commerce: 1976/00/00 water repellents for leather goods Class 003. First use: First Use: 1976/00/00 First Use In Commerce: 1976/00/00 boot creams Class 004. First use: First Use: 1976/00/00 First Use In Commerce: 1976/00/00		

	boot lubricants Class 025. First use: First Use: 1954/00/00 First Use In Commerce: 1954/00/00 boots, belts, boot socks
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U.S. Registration No.	2160449	Application Date	04/28/1997
Registration Date	05/26/1998	Foreign Priority Date	NONE
Word Mark	JUSTIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1879/00/00 First Use In Commerce: 1906/00/00 footwear, namely, boots		

U.S. Registration No.	2253900	Application Date	11/17/1995
Registration Date	06/15/1999	Foreign Priority Date	NONE
Word Mark	JUSTIN COWBOY CASUALS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1998/08/01 First Use In Commerce: 1998/08/01 footwear, namely, boots		

U.S. Registration No.	2293546	Application Date	02/20/1998
Registration Date	11/16/1999	Foreign Priority Date	NONE
Word Mark	JUSTIN GEAR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1999/02/02 First Use In Commerce: 1999/02/02 Footwear, namely, boots [; shirts, t-shirts, vests, pants, shorts, jackets, overcoats, socks, belts, belt buckles, gloves, hats] and caps		

U.S. Registration No.	3392259	Application Date	06/21/2004
Registration Date	03/04/2008	Foreign Priority Date	NONE
Word Mark	JUSTIN ORIGINAL WORKWEAR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2005/09/00 First Use In Commerce: 2005/09/00 Men's women's and children's wearing apparel; namely, boots, belts, jackets, overcoats, skirts, pants, hats, caps, vests and socks		

U.S. Registration No.	3572983	Application Date	02/27/2007
Registration Date	02/10/2009	Foreign Priority Date	NONE
Word Mark	JUSTIN STABILIZATION TECHNOLOGY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2007/03/07 First Use In Commerce: 2007/03/07 FOOTWEAR, NAMELY, BOOTS		

U.S. Registration No.	3583725	Application Date	02/27/2007
Registration Date	03/03/2009	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS JST JUSTIN STABILIZATION TECHNOLOGY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2007/03/07 First Use In Commerce: 2007/03/07 FOOTWEAR, NAMELY, BOOTS		

U.S. Registration No.	3795908	Application Date	11/04/2008
Registration Date	06/01/2010	Foreign Priority Date	NONE
Word Mark	JUSTIN GYPSY COLLECTION JUSTIN BOOTS		
Design Mark			
Description of Mark	The design is of a silhouette of a cowgirl's head positioned substantially inside a circular border. Four stars are positioned around the silhouette within the border. The words "JUSTIN GYPSY COLLECTION" appear above and adjacent to the top of the circular border. The words "JUSTIN BOOTS" appear in the lower right portion of the design with the word "JUSTIN" intersected by the border.		
Goods/Services	Class 025. First use: First Use: 2008/11/30 First Use In Commerce: 2008/11/30 Footwear, namely, boots; and caps		

U.S. Registration No.	3795909	Application Date	11/05/2008
Registration Date	06/01/2010	Foreign Priority Date	NONE
Word Mark	JUSTIN GYPSY COLLECTION JUSTIN BOOTS		
Design Mark			
Description of Mark	The stars and the letter "J" and the letters forming the words "BOOTS" are dark pink in color. The background for the cowgirl silhouette, within the large circle, is light pink in color. The cowgirl silhouette is a combination of black and white, with the white portions appearing in the hat and hair areas. The background for the term "JUSTIN" is a black oval surrounded by a black elliptical border. The border of the large circle is in black and the words "JUSTIN GYPSY COLLECTION" appear in black.		
Goods/Services	Class 025. First use: First Use: 2008/11/30 First Use In Commerce: 2008/11/30 Footwear, namely, boots; and caps		

U.S. Registration No.	2509534	Application Date	10/03/2000
Registration Date	11/20/2001	Foreign Priority Date	NONE
Word Mark	BASICS JUSTIN BRANDS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2000/01/31 First Use In Commerce: 2000/01/31 Footwear, namely, boots		

U.S. Registration No.	2545249	Application Date	03/15/2000
Registration Date	03/05/2002	Foreign Priority Date	NONE
Word Mark	JUSTIN BRANDS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2001/06/00 First Use In Commerce: 2001/06/00 boots, shirts, T-shirts, vests, pants, shorts, jackets, overcoats, socks, belts, gloves, hats and caps		

U.S. Registration No.	2578288	Application Date	06/29/2001
Registration Date	06/11/2002	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS ORIGINAL WORKBOOTS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1997/00/00 First Use In Commerce: 1997/00/00 - Footwear, namely boots		

U.S. Registration No.	3151237	Application Date	06/13/2003
Registration Date	10/03/2006	Foreign Priority Date	NONE
Word Mark	JUSTIN SINCE 1879		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2006/01/00 First Use In Commerce: 2006/01/00 Shirts, hats, boots [and belts]		

U.S. Registration No.	3454291	Application Date	04/17/2007
Registration Date	06/24/2008	Foreign Priority Date	NONE

Word Mark	JUSTIN GYPSY
Design Mark	
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2007/08/17 First Use In Commerce: 2007/08/17 footwear, namely, western boots for women

U.S. Registration No.	3547708	Application Date	08/07/2007
Registration Date	12/16/2008	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS JEL		
Design Mark			
Description of Mark	The mark consists of the Justin Boots logo and the word "JEL". The Justin logo contains the words "Justin Boots," with the letter "J" at the beginning of the word Justin in red, and the remainder of the word in white, with a black background and a white and black outline. The word "Boots" is in red, with a white background. The word "JEL" is in shades of blue, with a darker blue outline.		
Goods/Services	Class 025. First use: First Use: 2007/08/10 First Use In Commerce: 2007/08/10 FOOTWEAR, NAMELY, SHOES, BOOTS, AND FOOTWEAR OF LEATHER		

U.S. Registration No.	3547709	Application Date	08/07/2007
Registration Date	12/16/2008	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS QCREPE STIRRUP-FRIENDLY CREPE OUTSOLE		
Design Mark			
Description of Mark	The mark consists of the "Justin Boots" logo, which is comprised of the words "Justin" and "Boots". The "J" at the beginning of the word "Justin" is in red and the remainder of the word "Justin" in white, with a black background and a white and black outline. The word "Boots" is in red, with a white background. The "Q" is in red and the word "CREPE" is in white, with a black outline. In between the "Q" and "CREPE" is a man with a western hat on a horse, all in black. The words "STIRRUP-FRIENDLY CREPE OUTSOLE" are in black.		
Goods/Services	Class 025. First use: First Use: 2007/12/18 First Use In Commerce: 2007/12/18 FOOTWEAR, NAMELY, SHOES, BOOTS, AND FOOTWEAR OF LEATHER		

U.S. Registration No.	4308150	Application Date	06/15/2012
Registration Date	03/26/2013	Foreign Priority Date	NONE
Word Mark	JUSTINAMERICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 039. First use: First Use: 2008/09/00 First Use In Commerce: 2008/09/00 Providing a website featuring information relating to travel and vacation destinations featuring ranching, hunting, and outdoor activities Class 041. First use: First Use: 2008/09/00 First Use In Commerce: 2008/09/00 Entertainment services, namely, providing a website featuring information, audiovisual clips, and photographs in the fields of fashion, celebrity news, and		

	entertainment; Entertainment services, namely, providing a website featuring information, audiovisual clips, and photographs relating to community sporting and cultural activities, rodeos, contests and games; On-line journals, namely, a continuing blog series featuring a fictional character and her life adventures; Providing on-line journals and web-logs, namely, blogs featuring user-created and user-defined content in the field of social-networking Class 045. First use: First Use: 2008/09/00 First Use In Commerce: 2008/09/00 Providing a website featuring information related to the American western cowboy culture and lifestyle		
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U.S. Registration No.	3764942	Application Date	12/30/2008
Registration Date	03/23/2010	Foreign Priority Date	NONE
Word Mark	JUSTIN LADIES		
Design Mark			
Description of Mark	The mark consists of the words "Justin LADIES" on a solid black oval background. A single row of white dots in the shape of an oval appear immediately inside the black oval. The word "Justin" is centered on top of the black oval. The "J" at the beginning of the word "Justin" is in pink with an outer black outline. The "J" is taller than the black oval, and therefore, the top and bottom portions of the "J" extend beyond the black oval. The "ustin" in the remainder of the word "Justin" is gray. The word "LADIES" interrupts the single row of white dots and appears in white beneath the word "Justin". The bottom of the black oval is irregularly shaped to accommodate the word "LADIES".		
Goods/Services	Class 025. First use: First Use: 2009/02/09 First Use In Commerce: 2009/10/10 FOOTWEAR, NAMELY, SHOES AND BOOTS		

U.S. Registration No.	3932531	Application Date	02/26/2010
Registration Date	03/15/2011	Foreign Priority Date	NONE
Word Mark	JUSTIN VINTAGE		
Design Mark			
Description of Mark	The mark consists of the words "Justin Vintage" on a circular background. The word "Justin" is centered and superimposed on top of the circular background. The top and bottom portions of the "J" in "Justin" extend beyond the circular background. There is a scroll-like pattern that consists of various circular and triangular shapes inside the "J". The word "Vintage" appears inside the circular background immediately beneath the letters "ustin" in "Justin".		
Goods/Services	Class 025. First use: First Use: 2010/03/24 First Use In Commerce: 2010/06/08 FOOTWEAR, NAMELY, BOOTS		

U.S. Registration No.	3919623	Application Date	06/30/2010
Registration Date	02/15/2011	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS BENT RAIL		
Design Mark			
Description of Mark	The mark consists of the words "BENT" and "RAIL" and the "JUSTIN BOOTS" logo. The word "BENT" is stacked on top of the word "RAIL". The "B" in "BENT" is slightly off-center and to the left of the "R" in "RAIL". The letter "B" is larger than the other letters in the word "BENT". The letter "R" is larger than the other		

	<p>letters in the word "RAIL". Part of the top of the loop in the "R" in "RAIL" overlaps with the base of the "B" in "BENT". The tail of the "R" in "RAIL" is extended like the rocker on a rocking chair and forms an upward arc under the "B" and "R". The "JUSTIN BOOTS" logo appears to the left of the word "RAIL". The "JUSTIN BOOTS" logo consists of two concentric ovals and the words "JUSTIN" and "BOOTS". "JUSTIN" is centered across the concentric ovals, and the "J" is larger than the remainder of the letters in "JUSTIN". The word "BOOTS" appears beneath the word "JUSTIN".</p>
Goods/Services	Class 025. First use: First Use: 2008/10/00 First Use In Commerce: 2009/02/00 FOOTWEAR

U.S. Registration No.	4046382	Application Date	06/30/2010
Registration Date	10/25/2011	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS BR		
Design Mark			
Description of Mark	<p>The mark consists of the letters "B" and "R" and the "JUSTIN BOOTS" logo. The letter "B" is stacked on top of the letter "R". The "B" is slightly off-center and to the left of the "R". Part of the top of the loop in the "R" overlaps with the base of the "B". The tail of the "R" is extended like the rocker on a rocking chair and forms an upward arc under the "B" and "R". The "JUSTIN BOOTS" logo appears to the left of the letter "R". The "JUSTIN BOOTS" logo consists of two concentric ovals and the words "JUSTIN" and "BOOTS". "JUSTIN" is centered across the concentric ovals, and the "J" is larger than the remainder of the letters in "JUSTIN". The word "BOOTS" appears beneath the word "JUSTIN".</p>		
Goods/Services	Class 025. First use: First Use: 2009/01/00 First Use In Commerce: 2009/01/00 FOOTWEAR		

U.S. Registration No.	3991646	Application Date	02/04/2010
Registration Date	07/12/2011	Foreign Priority Date	NONE
Word Mark	JUSTIN BOOTS ORIGINAL WORKBOOTS HYBRED		
Design Mark			
Description of Mark	<p>The mark consists of the "Justin Boots Original Workboots" logo, the word "HYBRED" and a flaming mustang design. The "Justin Boots Original Workboots" logo consists of an outer circle having an inner circle. An oblong rectangle runs the diameter of the horizontal axis of said outer circle. Said oblong rectangle has one hexagon at either end that resemble metal bolts. The word "Justin" is set on an oval background in the center of the oblong rectangle. The word "BOOTS" is located just below the word "Justin". The word "ORIGINAL" makes a downward curve, arching over the words "Justin" and "BOOTS" and is located in the top portion of the outer circle. The word "WORKBOOTS" makes an upward curve and an inverted arch underneath the words "Justin" and "BOOTS" and is located in the bottom portion of the outer circle. The word "HYBRED" is to the immediate right of the "Justin Boots Original Workboots" logo. The head and two front legs of a horse appear to be emerging from the right side of the letter "D" in "HYBRED".</p>		
Goods/Services	Class 025. First use: First Use: 2008/09/01 First Use In Commerce: 2008/09/01 FOOTWEAR, NAMELY, BOOTS		

Attachments	Justin Case Opposition Exhibit A.pdf(1972529 bytes) Justin Case Opposition Exhibit B.pdf(110108 bytes) Justin Case Notice of Opposition.pdf(569466 bytes)
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Certificate of Service

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

Signature	/Leslie M. Darby/
Name	Cheryl P. Leb & Leslie M. Darby
Date	10/16/2013

EXHIBIT A

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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DOCUMENTS

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Mark: JUSTIN



US Serial Number: 73142014

Application Filing Date: Sep. 21, 1977

US Registration Number: 1101091

Registration Date: Sep. 05, 1978

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: May 09, 2008

▼ Mark Information

Mark Literal Elements: JUSTIN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Acquired Distinctiveness In whole
Claim:

Design Search Code(s): 26.03.01 - Ovals as carriers and single line borders

▼ Goods and Services

Note:

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

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

For: WATER REPELLANTS

International Class(es): 001 - Primary Class

U.S Class(es): 006

Class Status: ACTIVE

Basis: 1(a)

First Use: 1976

Use in Commerce: 1976

For: BOOT CREAMS AND POLISHES

International Class(es): 003 - Primary Class

U.S Class(es): 004

Class Status: ACTIVE

Basis: 1(a)

First Use: 1976

Use in Commerce: 1976

For: BOOT LUBRICANTS

International Class(es): 004 - Primary Class

U.S Class(es): 015

Class Status: ACTIVE

Basis: 1(a)

First Use: 1976

Use in Commerce: 1976

For: [LEATHER BILLFOLDS AND HANDBAGS]

International Class(es): 018 - Primary Class

U.S Class(es): 001, 002, 003, 022, 041

Class Status: EXPIRED

Basis: 1(a)

First Use: 1954

Use in Commerce: 1954

For: BOOTS, BELTS, [SANDALS] AND BOOT SOCKS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1954

Use in Commerce: 1954

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended I
Filed ITU: No	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: BOOT ROYALTY COMPANY, L.P.

Composed of: COMPOSED OF FOOTWEAR INVESTMENT COMPANY, A DELAWARE CORPORATION

Owner Address: 610 WEST DAGGETT AVE
FORT WORTH, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: CHARLES S COTROPIA

Correspondent

Correspondent: CHARLES S COTROPIA
Name/Address: SIDLEY & AUSTIN, LLP
717 N HARWOOD STE 3400
DALLAS, TEXAS 75201-6507
UNITED STATES

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
May 09, 2008	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
May 09, 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 06, 2008	ASSIGNED TO PARALEGAL	66607
Apr. 21, 2008	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 21, 2008	PAPER RECEIVED	
Jan. 07, 2008	CASE FILE IN TICRS	
Feb. 03, 1999	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Sep. 11, 1998	AMENDMENT UNDER SECTION 7 - ISSUED	
Jul. 07, 1998	SEC 7 REQUEST FILED	
Jul. 07, 1998	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
May 07, 1984	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	

▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 05, 2008

Change in Registration: Yes

Amendment to a Registration/Renewal Certificate: THE DRAWING IS AMENDED TO APPEAR AS FOLLOWS: PUBLISH NEW CUT

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: May 09, 2008

▼ **Assignment Abstract Of Title Information**

Summary

▼ **Conveyance**

Total Assignments: 2

Registrant: JUSTIN INDUSTRIES, INC.

▲ **Assignment 1 of 2**

▼ [Expand All](#)

▲ **Assignment 2 of 2**

▼ **Proceedings**

Summary

Number of Proceedings: 2

▼ **Type of Proceeding: Opposition**

▲ [Collapse All](#)

Proceeding Number: 91212271

Filing Date: Sep 03, 2013

Status: Pending

Status Date: Sep 03, 2013

Interlocutory Attorney: GEORGE POLOGEORGIS

Defendant

Name: Innovative Technology Electronics Corp.

Correspondent Address: STACEY WHITE-WELKER, ESQ.
WHITE-WELKER & WELKER, LLC
PO BOX 199
CLEAR SPRING MD , 21722-0199

Correspondent e-mail: stacey@welkerlawfirm.com; matt@welkerlaw

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Opposition Pending	<u>85827614</u>	

Plaintiff(s)

Name: Boot Royalty Company, L.P.

Correspondent Address: Cheryl P. Leb and Leslie M. Darby
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth TX , 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Renewed	<u>73142014</u>	<u>1101091</u>
JUSTIN	Renewed	<u>74397217</u>	<u>1856810</u>
JUSTIN	Renewed	<u>74726030</u>	<u>2020461</u>
JUSTIN	Renewed	<u>75282932</u>	<u>2160449</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 03, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 03, 2013	Oct 13, 2013
3	PENDING, INSTITUTED	Sep 03, 2013	

▼ Type of Proceeding: Opposition

Proceeding Number: 91212272

Filing Date: Sep 03, 2013

Status: Pending

Status Date: Sep 03, 2013

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Innovative Technology Electronics Corp.

Correspondent Address: STACEY WHITE-WELKER, ESQ.
WHITE-WELKER & WELKER, LLC
PO BOX 199
CLEAR SPRING MD , 21722-0199

Correspondent e-mail: stacey@welkerlawfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Opposition Pending	<u>85804052</u>	

Plaintiff(s)

Name: Boot Royalty Company, L.P.

Correspondent Address: Cheryl P. Leb and Leslie M. Darby
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth TX , 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN			
JUSTIN	Renewed	<u>75282932</u>	<u>2160449</u>
JUSTIN	Renewed	<u>74726030</u>	<u>2020461</u>
JUSTIN	Renewed	<u>74397217</u>	<u>1856810</u>
JUSTIN	Renewed	<u>73142014</u>	<u>1101091</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 03, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 03, 2013	Oct 13, 2013
3	PENDING, INSTITUTED	Sep 03, 2013	

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Mark: JUSTIN 100



US Serial Number: 73217032

Application Filing Date: May 24, 1979

US Registration Number: 1173377

Registration Date: Oct. 13, 1981

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 06, 2001

Publication Date: Jul. 21, 1981

▼ Mark Information

Mark Literal Elements: JUSTIN 100

Standard Character Claim: No

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

▼ Related Properties Information

Claimed Ownership of US [11010910](#)

Registrations:

▼ Goods and Services

Note:

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

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

For: Clothing-Namely, Boots

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1979

Use in Commerce: Jan. 1979

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended U
Filed ITU: No	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: BOOT ROYALTY COMPANY, LP

Owner Address: 610 WEST DAGGETT AVENUE
FT. WORTH, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: TEXAS

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: CHARLES S. COTROPIA **Docket Number:** 10368.6601

Correspondent

Correspondent Name/Address: CHARLES S COTROPIA
SIDLEY AUSTIN BROWN & WOOD
717 N HARWOOD, STE 3400
DALLAS, TEXAS 75201-6507
UNITED STATES

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Mar. 05, 2008	CASE FILE IN TICRS	
Nov. 06, 2001	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 06, 2001	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 20, 2001	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 21, 1987	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 05, 1986	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 13, 1981	REGISTERED-PRINCIPAL REGISTER	

▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Oct. 13, 2001

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: SCANNING ON DEMAND

Date in Location: Mar. 05, 2008

▼ Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: Justin Industries, Inc.

▼ Assignment 1 of 2

▲ Collapse All

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0951/0009

Pages: 9

Date Recorded: Mar. 12, 1993

Supporting Documents: No Supporting Documents Available

Assignor

Name: JUSTIN INDUSTRIES, INC.

Execution Date: Jan. 14, 1992

Legal Entity Type: CORPORATION

State or Country Where Organized: TEXAS

Assignee

Name: BOOT ROYALTY COMPANY

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1209 ORANGE STREET
WILMINGTON, DELAWARE 19801

Correspondent

Correspondent Name: CHARLES S. COTROPIA, ESQ.

Correspondent Address: 4500 RENAISSANCE TOWER
1201 ELM STREET
DALLAS, TEXAS 75270-2197

Domestic Representative - Not Found

▼ Assignment 2 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 1115/0295

Pages: 16

Date Recorded: Mar. 07, 1994

Supporting Documents: No Supporting Documents Available

Assignor

Name: BOOT ROYALTY COMPANY

Execution Date: Dec. 31, 1993

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: BOOT ROYALTY COMPANY, L.P.

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

Address: 2821 W. 7TH STREET, FT. WORTH, TX 76107
FT. WORTH, TEXAS 76107

Correspondent

Correspondent Name: CHARLES S. COTROPIA, ESQ.

Correspondent Address: 1201 ELM, STE. 4500
DALLAS, TX 75270

Domestic Representative - Not Found

▲ Proceedings - None recorded

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTIN



US Serial Number: 74397217

Application Filing Date: Jun. 03, 1993

US Registration Number: 1856810

Registration Date: Oct. 04, 1994

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Oct. 21, 2004

Publication Date: Jul. 12, 1994

▼ Mark Information

Mark Literal Elements: JUSTIN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Design Search Code(s): 26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1154024](#), [1154025](#), [1173377](#) and others
Registrations:

▼ Goods and Services

Note:

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

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

For: men's, women's and children's wearing apparel; namely, boots, belts, jackets, overcoats, [skirts,] pants, hats, caps and socks

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 1988

Use in Commerce: Feb. 1988

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended 1
Filed ITU: No	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: BOOT ROYALTY COMPANY, L.P.

Composed of: FOOTWEAR INVESTMENT COMPANY, A DE CORPORATION

Owner Address: 610 WEST DAGGETT AVE.
FORT WORTH, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Charles S. Cotropia

Docket Number: 10368.10401

Correspondent

Correspondent CHARLES S COTROPIA
Name/Address: SIDLEY AUSTIN BROWN & WOOD LLP
717 N HARWOOD STE 3400
DALLAS, TEXAS 75201
UNITED STATES

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Apr. 25, 2011	CASE FILE IN TICRS	
Mar. 28, 2011	CASE FILE IN TICRS	
Oct. 21, 2004	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 21, 2004	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Sep. 17, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Sep. 17, 2004	PAPER RECEIVED	

Feb. 04, 2000	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 14, 1999	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 04, 1994	REGISTERED-PRINCIPAL REGISTER	
Jul. 12, 1994	PUBLISHED FOR OPPOSITION	
Jun. 10, 1994	NOTICE OF PUBLICATION	
Mar. 18, 1994	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 22, 1994	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 22, 1993	NON-FINAL ACTION MAILED	
Sep. 10, 1993	ASSIGNED TO EXAMINER	69186

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Oct. 04, 2004

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: SCANNING ON DEMAND

Date in Location: Apr. 25, 2011

▼ **Assignment Abstract Of Title Information**

Summary

▼ **Conveyance**

Total Assignments: 1

Registrant: Boot Royalty Company

▼ **Assignment 1 of 1**

▲ **Collapse All**

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 1115/0295

Pages: 16

Date Recorded: Mar. 07, 1994

Supporting Documents: No Supporting Documents Available

Assignor

Name: BOOT ROYALTY COMPANY

Execution Date: Dec. 31, 1993

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: BOOT ROYALTY COMPANY, L.P.

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

Address: 2821 W. 7TH STREET, FT. WORTH, TX 76107
FT. WORTH, TEXAS 76107

Correspondent

Correspondent Name: CHARLES S. COTROPIA, ESQ.

Correspondent Address: 1201 ELM, STE. 4500
DALLAS, TX 75270

Domestic Representative - Not Found

▼ **Proceedings**

Summary

Number of Proceedings: 2

▼ **Type of Proceeding: Opposition**

▲ [Collapse All](#)

Proceeding Number: 91212271

Filing Date: Sep 03, 2013

Status: Pending

Status Date: Sep 03, 2013

Interlocutory Attorney: GEORGE POLOGEORGIS

Defendant

Name: Innovative Technology Electronics Corp.

Correspondent Address: STACEY WHITE-WELKER, ESQ.
WHITE-WELKER & WELKER, LLC
PO BOX 199
CLEAR SPRING MD , 21722-0199

Correspondent e-mail: stacey@welkerlawfirm.com; matt@welkerlaw

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Opposition Pending	<u>85827614</u>	

Plaintiff(s)

Name: Boot Royalty Company, L.P.

Correspondent Address: Cheryl P. Leb and Leslie M. Darby
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth TX , 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Renewed	<u>73142014</u>	<u>1101091</u>
JUSTIN	Renewed	<u>74397217</u>	<u>1856810</u>
JUSTIN	Renewed	<u>74726030</u>	<u>2020461</u>
JUSTIN	Renewed	<u>75282932</u>	<u>2160449</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 03, 2013	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 03, 2013	Oct 13, 2013
3	PENDING, INSTITUTED	Sep 03, 2013	

▼ **Type of Proceeding: Opposition**

Proceeding Number: 91212272 **Filing Date:** Sep 03, 2013

Status: Pending **Status Date:** Sep 03, 2013

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Innovative Technology Electronics Corp.

Correspondent Address: STACEY WHITE-WELKER, ESQ.
WHITE-WELKER & WELKER, LLC
PO BOX 199
CLEAR SPRING MD , 21722-0199

Correspondent e-mail: stacey@welkerlawfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Opposition Pending	<u>85804052</u>	

Plaintiff(s)

Name: Boot Royalty Company, L.P.

Correspondent Address: Cheryl P. Leb and Leslie M. Darby
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth TX , 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN			
JUSTIN	Renewed	<u>75282932</u>	<u>2160449</u>
JUSTIN	Renewed	<u>74726030</u>	<u>2020461</u>
JUSTIN	Renewed	<u>74397217</u>	<u>1856810</u>
JUSTIN	Renewed	<u>73142014</u>	<u>1101091</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 03, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 03, 2013	Oct 13, 2013
3	PENDING, INSTITUTED	Sep 03, 2013	

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Mark: JUSTIN

No Image exists for this case.

US Serial Number: 74726030

Application Filing Date: Sep. 07, 1995

US Registration Number: 2020461

Registration Date: Dec. 03, 1996

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: May 07, 2007

Publication Date: Sep. 10, 1996

▼ Mark Information

Mark Literal Elements: JUSTIN

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

▼ Related Properties Information

Claimed Ownership of US [1154024](#), [1154025](#), [1173377](#), [1202091](#), [1812587](#), [1815268](#), [1856810](#) and others Registrations:

▼ Goods and Services

Note:

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

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

For: water repellents for leather goods

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 04E

Class Status: ACTIVE

Basis: 1(a)

First Use: 1976

Use in Commerce: 1976

For: boot creams

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1976

Use in Commerce: 1976

For: boot lubricants

International Class(es): 004 - Primary Class

U.S Class(es): 001, 006, 015

Class Status: ACTIVE

Basis: 1(a)

First Use: 1976

Use in Commerce: 1976

For: boots, belts, boot socks

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1954

Use in Commerce: 1954

▼ **Basis Information (Case Level)**

Filed Use: Yes

Currently Use: Yes

Amended

Filed ITU: No

Currently ITU: No

Amended

Filed 44D: No

Currently 44D: No

Amended 4

Filed 44E: No

Currently 44E: No

Amended 4

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: composed of Footwear Investment Company, a Delaware corporation

Owner Address: 610 W. DAGGETT AVE.
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: CHARLES S. COTROPIA

Docket Number: 10368/6001

Correspondent

Correspondent Name/Address: CHARLES S. COTROPIA
SIDLEY, AUSTIN, LLP
717 N HARWOOD

SUITE 3400
DALLAS, TEXAS 75201
UNITED STATES

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
May 07, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	61619
May 07, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 07, 2007	ASSIGNED TO PARALEGAL	61619
Nov. 21, 2006	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Nov. 21, 2006	PAPER RECEIVED	
Sep. 13, 2006	CASE FILE IN TICRS	
Dec. 13, 2002	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 11, 2002	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 11, 2002	PAPER RECEIVED	
Dec. 03, 1996	REGISTERED-PRINCIPAL REGISTER	
Sep. 10, 1996	PUBLISHED FOR OPPOSITION	
Aug. 09, 1996	NOTICE OF PUBLICATION	
Jun. 30, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 31, 1996	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 26, 1996	NON-FINAL ACTION MAILED	
Feb. 19, 1996	ASSIGNED TO EXAMINER	66324

▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 03, 2006

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: May 07, 2007

▲ Assignment Abstract Of Title Information - None recorded

▲ Proceedings

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Mark: JUSTIN

No Image exists for this case.

US Serial Number: 75282932

Application Filing Date: Apr. 28, 1997

US Registration Number: 2160449

Registration Date: May 26, 1998

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Aug. 29, 2007

Publication Date: Mar. 03, 1998

▼ **Mark Information**

Mark Literal Elements: JUSTIN

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

▼ **Related Properties Information**

Claimed Ownership of US [1101091](#), [1154024](#), [1154025](#), [1173377](#), [1812587](#), [1815268](#), [1856810](#), [2020461](#) and others Registrations:

▼ **Goods and Services**

Note:

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

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

For: footwear, namely, boots

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1879

Use in Commerce: 1906

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended 1
Filed ITU: No	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: composed of Footwear Investment Company, a Delaware corporation

Owner Address: 610 WEST DAGGETT AVENUE
FORT WORTH, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: CHARLES S. COTROPIA

Docket Number: 10368.06010

Correspondent

Correspondent: CHARLES S COTROPIA
Name/Address: SIDLEY AUSTIN BROWN & WOOD LLP
717 N HARWOOD STE 3400
DALLAS, TEXAS 75201-6538
UNITED STATES

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Aug. 29, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Aug. 29, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 17, 2007	CASE FILE IN TICRS	
Aug. 15, 2007	ASSIGNED TO PARALEGAL	67723
Jul. 13, 2007	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 13, 2007	PAPER RECEIVED	
Mar. 31, 2004	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	

Feb. 25, 2004	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
May 26, 1998	REGISTERED-PRINCIPAL REGISTER	
Mar. 03, 1998	PUBLISHED FOR OPPOSITION	
Jan. 30, 1998	NOTICE OF PUBLICATION	
Dec. 18, 1997	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 18, 1997	ASSIGNED TO EXAMINER	73351

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 26, 2008

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: INTENT TO USE SECTION

Date in Location: Oct. 31, 2007

▼ **Assignment Abstract Of Title Information - None recorded**

▼ **Proceedings**

Summary

Number of Proceedings: 2

▼ **Type of Proceeding: Opposition**

[▲ Collapse All](#)

Proceeding Number: 91212271

Filing Date: Sep 03, 2013

Status: Pending

Status Date: Sep 03, 2013

Interlocutory Attorney: GEORGE POLOGEORGIS

Defendant

Name: Innovative Technology Electronics Corp.

Correspondent Address: STACEY WHITE-WELKER, ESQ.
WHITE-WELKER & WELKER, LLC
PO BOX 199
CLEAR SPRING MD , 21722-0199

Correspondent e-mail: stacey@welkerlawfirm.com;matt@welkerlaw

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Opposition Pending	<u>85827614</u>	

Plaintiff(s)

Name: Boot Royalty Company, L.P.

Correspondent Address: Cheryl P. Leb and Leslie M. Darby
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth TX , 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Renewed	<u>73142014</u>	<u>1101091</u>
JUSTIN	Renewed	<u>74397217</u>	<u>1856810</u>
JUSTIN	Renewed	<u>74726030</u>	<u>2020461</u>
JUSTIN	Renewed	<u>75282932</u>	<u>2160449</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 03, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 03, 2013	Oct 13, 2013
3	PENDING, INSTITUTED	Sep 03, 2013	

▼ Type of Proceeding: Opposition

Proceeding Number: 91212272

Filing Date: Sep 03, 2013

Status: Pending

Status Date: Sep 03, 2013

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Innovative Technology Electronics Corp.

Correspondent Address: STACEY WHITE-WELKER, ESQ.
WHITE-WELKER & WELKER, LLC
PO BOX 199
CLEAR SPRING MD , 21722-0199

Correspondent e-mail: stacey@welkerlawfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN	Opposition Pending	<u>85804052</u>	

Plaintiff(s)

Name: Boot Royalty Company, L.P.

Correspondent Address: Cheryl P. Leb and Leslie M. Darby
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth TX , 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JUSTIN			
JUSTIN	Renewed	<u>75282932</u>	<u>2160449</u>
JUSTIN	Renewed	<u>74726030</u>	<u>2020461</u>
JUSTIN	Renewed	<u>74397217</u>	<u>1856810</u>
JUSTIN	Renewed	<u>73142014</u>	<u>1101091</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 03, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 03, 2013	Oct 13, 2013
3	PENDING, INSTITUTED	Sep 03, 2013	

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTIN COWBOY CASUALS

No Image exists for this case.

US Serial Number: 75021278

Application Filing Date: Nov. 17, 1995

US Registration Number: 2253900

Registration Date: Jun. 15, 1999

Register: Principal

Mark Type: Trademark

Status: A Section 8 declaration has been accepted.

Status Date: Dec. 02, 2009

Publication Date: Dec. 16, 1997

Notice of Allowance Date: Mar. 10, 1998

▼ Mark Information

Mark Literal Elements: JUSTIN COWBOY CASUALS

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "COWBOY CASUALS"

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#) and others

Registrations:

▼ Goods and Services

Note:

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

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

For: footwear, namely, boots

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 1998

Use in Commerce: Aug. 01, 1998

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended
Filed ITU: Yes	Currently ITU: No	Amended
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: composed of Footwear Investment Company, a Delaware corporation

Owner Address: 610 WEST DAGGETT AVENUE
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: CHARLES S COTROPIA

Docket Number: 8377/T-25091

Correspondent

Correspondent Name/Address: CHARLES S COTROPIA
SIDLEY AUSTIN, ET AL
717 N HARWOOD STE 3400
DALLAS, TEXAS 75201-6538
UNITED STATES

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Dec. 02, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/CHECK RECORD FOR SEC. 9	60132
Aug. 28, 2009	REGISTERED - SEC. 8 (10-YR) FILED/CHECK RECORD FOR SEC. 9	60132
Aug. 28, 2009	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Aug. 28, 2009	PAPER RECEIVED	
Jul. 11, 2007	CASE FILE IN TICRS	
Sep. 07, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 02, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	

Aug. 02, 2005	PAPER RECEIVED	
Jun. 15, 1999	REGISTERED-PRINCIPAL REGISTER	
Feb. 16, 1999	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 15, 1998	ASSIGNED TO EXAMINER	66551
Sep. 02, 1998	STATEMENT OF USE PROCESSING COMPLETE	
Aug. 17, 1998	USE AMENDMENT FILED	
Mar. 10, 1998	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 16, 1997	PUBLISHED FOR OPPOSITION	
Nov. 14, 1997	NOTICE OF PUBLICATION	
Oct. 10, 1997	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 28, 1997	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 02, 1997	FINAL REFUSAL MAILED	
Jul. 24, 1997	ASSIGNED TO EXAMINER	66551
Mar. 17, 1997	ASSIGNED TO EXAMINER	62871
Dec. 30, 1996	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 24, 1996	NON-FINAL ACTION MAILED	
Apr. 18, 1996	ASSIGNED TO EXAMINER	66324
Apr. 12, 1996	ASSIGNED TO EXAMINER	72008

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Filed: Yes

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 108

Date in Location: Dec. 02, 2009

▼ **Assignment Abstract Of Title Information - Click to Load**

▼ **Proceedings - Click to Load**

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Mark: JUSTIN GEAR

JUSTIN GEAR

US Serial Number: 75438096

Application Filing Date: Feb. 20, 1998

US Registration Number: 2293546

Registration Date: Nov. 16, 1999

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 27, 2010

Publication Date: Dec. 01, 1998

Notice of Allowance Date: Feb. 23, 1999

▼ Mark Information

Mark Literal Elements: JUSTIN GEAR

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "GEAR"

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1154024](#), [1154025](#), [1173377](#), [1815268](#), [1856810](#), [2020461](#) and others
Registrations:

▼ Goods and Services

Note:

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

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

For: Footwear, namely, boots [; shirts, t-shirts, vests, pants, shorts, jackets, overcoats, socks, belts, belt buckles, glove

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 02, 1999

Use in Commerce: Feb. 02, 1999

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended U
Filed ITU: Yes	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.
Composed of: Footwear Investment Company, a Delaware corporation
Owner Address: 610 WEST DAGGETT AVENUE
Fort Worth, TEXAS 76104
UNITED STATES
Legal Entity Type: LIMITED PARTNERSHIP
State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: CHARLES S. COTROPIA
Docket Number: 10368/20002

Correspondent

Correspondent Name/Address: CHARLES S. COTROPIA
SIDLEY AUSTIN LLP
717 N HARWOOD STE 3400
DALLAS, TEXAS 75201
UNITED STATES

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Feb. 27, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67657
Feb. 27, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 28, 2009	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	67657
Jan. 06, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67657
Aug. 28, 2009	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Aug. 28, 2009	PAPER RECEIVED	

Jun. 15, 2006	CASE FILE IN TICRS	
Sep. 07, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 02, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 02, 2005	PAPER RECEIVED	
Nov. 16, 1999	REGISTERED-PRINCIPAL REGISTER	
Sep. 09, 1999	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 04, 1999	ASSIGNED TO EXAMINER	73712
Jun. 01, 1999	STATEMENT OF USE PROCESSING COMPLETE	
May 05, 1999	USE AMENDMENT FILED	
Feb. 23, 1999	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 01, 1998	PUBLISHED FOR OPPOSITION	
Oct. 30, 1998	NOTICE OF PUBLICATION	
Sep. 18, 1998	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 15, 1998	EXAMINER'S AMENDMENT MAILED	

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 16, 2009

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: Not Found

Date in Location: Feb. 27, 2010

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN ORIGINAL WORKWEAR



US Serial Number: 76598313

Application Filing Date: Jun. 21, 2004

US Registration Number: 3392259

Registration Date: Mar. 04, 2008

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 04, 2008

Publication Date: Jul. 12, 2005

Notice of Allowance Date: Oct. 04, 2005

▼ Mark Information

Mark Literal Elements: JUSTIN ORIGINAL WORKWEAR

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

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

Disclaimer: "ORIGINAL WORKWEAR"

Design Search Code(s): 26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles
26.01.21 - Circles that are totally or partially shaded.
26.03.13 - Ovals, exactly two (not concentric); Two ovals
26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals, concentric; Ovals within ovals
26.03.21 - Ovals that are completely or partially shaded
26.11.20 - Rectangles inside one another
26.11.25 - Rectangles with one or more curved sides
26.15.13 - More than one polygon
26.15.20 - Polygons inside one another

▼ Related Properties Information

Claimed Ownership of US [2422267](#)
Registrations:

▼ **Goods and Services**

Note:

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

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

For: Men's women's and children's wearing apparel; namely, boots, belts, jackets, overcoats, skirts, pants, hats, caps,

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2005

Use in Commerce: Sep. 2005

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended I
Filed ITU: Yes	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation. Applicant partnership has a single limited partner, Boot F Delaware corporation.

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Charles S. Cotropia

Docket Number: 10368.30901

Attorney Primary Email ccotropia@sidley.com
Address:

Attorney Email Authorized: No

Correspondent

Correspondent CHARLES S COTROPIA
Name/Address: SIDLEY AUSTIN BROWN & WOOD LLP
717 N HARWOOD ST STE 3400
DALLAS, TEXAS 75201-6534
UNITED STATES

Correspondent e-mail: ccotropia@sidley.comCorrespondent e-mail No
Authorized:**Domestic Representative - Not Found****▼ Prosecution History**

Date	Description	Proceeding Number
Mar. 04, 2008	REGISTERED-PRINCIPAL REGISTER	
Jan. 25, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	68658
Jan. 25, 2008	ASSIGNED TO LIE	68658
Dec. 13, 2007	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 12, 2007	STATEMENT OF USE PROCESSING COMPLETE	66530
Apr. 03, 2006	USE AMENDMENT FILED	66530
Apr. 03, 2006	PAPER RECEIVED	
Oct. 04, 2005	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 12, 2005	PUBLISHED FOR OPPOSITION	
Jun. 22, 2005	NOTICE OF PUBLICATION	
Apr. 05, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	76538
Apr. 01, 2005	ASSIGNED TO LIE	76538
Mar. 29, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 29, 2005	AMENDMENT FROM APPLICANT ENTERED	70629
Mar. 16, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	70629
Mar. 16, 2005	PAPER RECEIVED	
Jan. 26, 2005	NON-FINAL ACTION MAILED	
Jan. 25, 2005	NON-FINAL ACTION WRITTEN	69195
Jan. 24, 2005	ASSIGNED TO EXAMINER	69195
Jul. 01, 2004	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information**TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Jan. 25, 2008**▲ Assignment Abstract Of Title Information - None recorded****▲ Proceedings - None recorded**

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Mark: JUSTIN STABILIZATION TECHNOLOGY

JUSTIN STABILIZATION TECHNOLOGY

US Serial Number: 76673260

Application Filing Date: Feb. 27, 2007

US Registration Number: 3572983

Registration Date: Feb. 10, 2009

Register: Principal

Mark Type: Trademark

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

Status Date: Feb. 10, 2009

Publication Date: Sep. 25, 2007

Notice of Allowance Date: Dec. 18, 2007

▼ Mark Information

Mark Literal Elements: JUSTIN STABILIZATION TECHNOLOGY

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "STABILIZATION TECHNOLOGY"

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [2689344](#), [2712065](#) and others Registrations:

▼ Goods and Services

Note:

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

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

For: FOOTWEAR, NAMELY, BOOTS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 07, 2007

Use in Commerce: Mar. 07, 2007

▼ Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended

Filed ITU: Yes	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, is a Delaware Corporation. Applicant has a single limited partner, Boot Royalty C corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Correspondent

Correspondent: CHERYL P. LEB
Name/Address: Kelly Hart & Hallman LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3194
UNITED STATES

Phone: (817) 348-2080

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Feb. 10, 2009	REGISTERED-PRINCIPAL REGISTER	
Jan. 06, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	78289
Dec. 30, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 29, 2008	STATEMENT OF USE PROCESSING COMPLETE	65362
Dec. 12, 2008	USE AMENDMENT FILED	65362
Dec. 29, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Dec. 12, 2008	TEAS STATEMENT OF USE RECEIVED	
Oct. 01, 2008	ASSIGNED TO EXAMINER	85320

Jun. 17, 2008	EXTENSION 1 GRANTED	98765
Jun. 17, 2008	EXTENSION 1 FILED	98765
Jun. 17, 2008	TEAS EXTENSION RECEIVED	
Dec. 18, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 25, 2007	PUBLISHED FOR OPPOSITION	
Sep. 05, 2007	NOTICE OF PUBLICATION	
Aug. 23, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78289
Aug. 22, 2007	ASSIGNED TO LIE	78289
Jul. 11, 2007	EXAMINERS AMENDMENT MAILED	
Jul. 11, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 11, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 11, 2007	EXAMINERS AMENDMENT -WRITTEN	76926
Jun. 20, 2007	NON-FINAL ACTION MAILED	
Jun. 20, 2007	NON-FINAL ACTION WRITTEN	76926
Jun. 13, 2007	ASSIGNED TO EXAMINER	76926
Mar. 10, 2007	APPLICATION FILING RECEIPT MAILED	
Mar. 06, 2007	NEW APPLICATION ENTERED IN TRAM	

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 06, 2009

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN BOOTS JST JUSTIN STABILIZATION TECHNOLOGY



US Serial Number: 76673261

Application Filing Date: Feb. 27, 2007

US Registration Number: 3583725

Registration Date: Mar. 03, 2009

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 03, 2009

Publication Date: Oct. 02, 2007

Notice of Allowance Date: Dec. 25, 2007

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS JST JUSTIN STABILIZATION TECHNOLOGY

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color Drawing: Yes

Color(s) Claimed: The color(s) black, white, red and gray is/are claimed as a feature of the mark.

Color Location: The mark consists of the word "Justin" within two concentric ovals, the inner oval is black and the outer oval ring, i border. The letter "J" in the word Justin is red, with an inner outline of white and an outer outline of black. The rem Justin is written in white. The mark also consists of the word "boots," which is written in red and outlined in white. consists of the letters "JST" in a red oval, with a gray outline, and the letters "JST" are in white and outlined in black oval with the gray outline appears the phrase "Justin Stabilization Technology" in black.

Disclaimer: "BOOTS" AND "STABILIZATION TECHNOLOGY"

Design Search Code(s): 24.09.07 - Advertising, banners; Banners

26.03.13 - Ovals, exactly two (not concentric); Two ovals

26.03.16 - Ovals touching or intersecting

26.03.17 - Concentric ovals; Ovals, concentric; Ovals within ovals; Concentric ovals and ovals within ovals

26.03.21 - Ovals that are completely or partially shaded

26.13.02 - Plain single or multiple line quadrilaterals; Quadrilaterals (single line or multiple line)

▼ **Related Properties Information**

Claimed Ownership of US 1101091, 2689344, 2712065 and others
Registrations:

▼ **Goods and Services**

Note:

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

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

For: FOOTWEAR, NAMELY, BOOTS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 07, 2007

Use in Commerce: Mar. 07, 2007

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended 1
Filed ITU: Yes	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, is a Delaware Corporation. Applicant has a single limited partner, Boot Royalty C corporation.

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Correspondent

Correspondent CHERYL P. LEB

Name/Address: Kelly Hart & Hallman LLP
201 MAIN ST STE 2500

FORT WORTH, TEXAS 76102-3194
UNITED STATES

Phone: (817) 348-2080

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Mar. 03, 2009	REGISTERED-PRINCIPAL REGISTER	
Jan. 26, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	71441
Jan. 16, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 29, 2008	STATEMENT OF USE PROCESSING COMPLETE	65362
Dec. 12, 2008	USE AMENDMENT FILED	65362
Dec. 29, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Dec. 12, 2008	TEAS STATEMENT OF USE RECEIVED	
Oct. 01, 2008	ASSIGNED TO EXAMINER	81843
Jun. 24, 2008	EXTENSION 1 GRANTED	98765
Jun. 24, 2008	EXTENSION 1 FILED	98765
Jun. 24, 2008	TEAS EXTENSION RECEIVED	
Dec. 25, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 02, 2007	PUBLISHED FOR OPPOSITION	
Sep. 12, 2007	NOTICE OF PUBLICATION	
Aug. 24, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
Aug. 24, 2007	ASSIGNED TO LIE	71441
Jul. 13, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 12, 2007	EXAMINERS AMENDMENT MAILED	
Jul. 11, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 11, 2007	EXAMINERS AMENDMENT -WRITTEN	76926
Jun. 20, 2007	NON-FINAL ACTION MAILED	
Jun. 20, 2007	NON-FINAL ACTION WRITTEN	76926
Jun. 13, 2007	ASSIGNED TO EXAMINER	76926
Mar. 10, 2007	APPLICATION FILING RECEIPT MAILED	
Mar. 06, 2007	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 26, 2009

^ **Assignment Abstract Of Title Information - None recorded**

^ **Proceedings - None recorded**

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Mark: JUSTIN GYPSY COLLECTION JUSTIN BOOTS



US Serial Number: 76694026

Application Filing Date: Nov. 04, 2008

US Registration Number: 3795908

Registration Date: Jun. 01, 2010

Register: Principal

Mark Type: Trademark

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

Status Date: Jun. 01, 2010

Publication Date: Jul. 21, 2009

Notice of Allowance Date: Oct. 13, 2009

▼ Mark Information

Mark Literal Elements: JUSTIN GYPSY COLLECTION JUSTIN BOOTS

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The design is of a silhouette of a cowgirl's head positioned substantially inside a circular border. Four stars are positioned within the border. The words "JUSTIN GYPSY COLLECTION" appear above and adjacent to the top of the silhouette. The words "JUSTIN BOOTS" appear in the lower right portion of the design with the word "JUSTIN" intersected by the silhouette.

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

Disclaimer: "COLLECTION" AND "BOOTS"

Design Search Code(s): 01.01.13 - Stars - multiple stars with five points
02.03.02 - Silhouettes of women; Women depicted as shadows or silhouettes of women
02.03.22 - Busts of women in profile; Women - head, portraiture or busts in profile; Heads of women in profile; Profile
09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats
26.01.01 - Circles as carriers or as single line borders
26.03.17 - Ovals within ovals; Concentric ovals and ovals within ovals; Concentric ovals; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded

▼ **Related Properties Information**

Claimed Ownership of US 1101091, 1154024, 1154025, 1173377, 1815268, 1856810, 2020461, 2160449, 2253900, 2293546, 2352600, 251
Registrations: 2545249, 2578288, 2689344, 2712065, 2753954, 2851460, 2926560, 2944360, 2960505, 3068619, 3151237, 315
3392259, 3454291 and others

▼ **Goods and Services**

Note:

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

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

For: Footwear, namely, boots; and caps

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2008

Use in Commerce: Nov. 30, 2008

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended t
Filed ITU: Yes	Currently ITU: No	Amended l
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation.

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Charles S. Cotropia

Docket Number: 10368/35501

Attorney Primary Email Address: ccotropia@sidley.com

Attorney Email Authorized: No

Correspondent

Correspondent CHARLES S. COTROPIA
Name/Address: Sidley Austin, LLP
717 N HARWOOD ST STE 3400
DALLAS, TEXAS 75201-6534
UNITED STATES

Phone: (214) 981-3305

Fax: 214 981 3400

Correspondent e-mail: ccotrofia@sidley.com

**Correspondent e-mail No
Authorized:**

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Jun. 01, 2010	REGISTERED-PRINCIPAL REGISTER	
Apr. 27, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Apr. 26, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	73787
Apr. 23, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 05, 2010	STATEMENT OF USE PROCESSING COMPLETE	76538
Mar. 01, 2010	USE AMENDMENT FILED	76538
Apr. 05, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Mar. 01, 2010	PAPER RECEIVED	
Oct. 13, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 21, 2009	PUBLISHED FOR OPPOSITION	
Jul. 01, 2009	NOTICE OF PUBLICATION	
Jun. 14, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	73787
Jun. 14, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 14, 2009	AMENDMENT FROM APPLICANT ENTERED	73787
Jun. 14, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	73787
Jun. 14, 2009	ASSIGNED TO LIE	73787
Jun. 10, 2009	PAPER RECEIVED	
Jan. 21, 2009	NON-FINAL ACTION MAILED	
Jan. 17, 2009	NON-FINAL ACTION WRITTEN	60219
Jan. 11, 2009	ASSIGNED TO EXAMINER	60219
Nov. 18, 2008	APPLICATION FILING RECEIPT MAILED	
Nov. 12, 2008	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 26, 2010

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN GYPSY COLLECTION JUSTIN BOOTS



US Serial Number: 76694056

Application Filing Date: Nov. 05, 2008

US Registration Number: 3795909

Registration Date: Jun. 01, 2010

Register: Principal

Mark Type: Trademark

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

Status Date: Jun. 01, 2010

Publication Date: Jun. 09, 2009

Notice of Allowance Date: Sep. 01, 2009

▼ Mark Information

Mark Literal Elements: JUSTIN GYPSY COLLECTION JUSTIN BOOTS

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The stars and the letter "J" and the letters forming the words "BOOTS" are dark pink in color. The background for within the large circle, is light pink in color. The cowgirl silhouette is a combination of black and white, with the white in the hat and hair areas. The background for the term "JUSTIN" is a black oval surrounded by a black elliptical border. The large circle is in black and the words "JUSTIN GYPSY COLLECTION" appear in black.

Color Drawing: Yes

Color(s) Claimed: The color(s) dark pink, light pink, white and black is/are claimed as a feature of the mark.

Disclaimer: "COLLECTION" AND "BOOTS"

Design Search Code(s): 01.01.13 - Stars - multiple stars with five points
02.03.02 - Silhouettes of women; Women depicted as shadows or silhouettes of women
02.03.16 - Women wearing hats; Hats (women wearing)
02.03.22 - Women - head, portraiture or busts in profile; Portraiture of women in profile; Heads of women in profile
26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles
26.01.21 - Circles that are totally or partially shaded.
26.03.17 - Concentric ovals; Ovals within ovals; Concentric ovals and ovals within ovals; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded

▼ Related Properties Information

Claimed Ownership of US 1101091, 1154024, 1154025, 1173377, 1815268, 1856810, 2020461, 2160449, 2253900, 2293546, 2352600, 2512065, 2545249, 2578288, 2689344, 2712065, 2753954, 2851460, 2926560, 2944360, 2960505, 3068619, 3151237, 3151238, 3392259, 3454291 and others

▼ Goods and Services

Note:

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

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

For: Footwear, namely, boots; and caps

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2008

Use in Commerce: Nov. 30, 2008

▼ Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended U
Filed ITU: Yes	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ Current Owner(s) Information

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Charles S. Cotropia

Docket Number: 10368/35601

Attorney Primary Email ccotropia@sidley.com

Attorney Email Authorized: No

Address:

Correspondent

Correspondent CHARLES S. COTROPIA
Name/Address: Sidley Austin, LLP
717 North Harwood, Suite 3400
Dallas, TEXAS 75201-6538
UNITED STATES

Phone: (214) 981-3305

Fax: 214 981 3400

Correspondent e-mail: ccotropia@sidley.com

**Correspondent e-mail No
Authorized:**

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Jun. 01, 2010	REGISTERED-PRINCIPAL REGISTER	
Apr. 24, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Apr. 23, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	70629
Apr. 23, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 05, 2010	STATEMENT OF USE PROCESSING COMPLETE	76538
Mar. 01, 2010	USE AMENDMENT FILED	76538
Apr. 05, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Mar. 01, 2010	PAPER RECEIVED	
Sep. 01, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 09, 2009	PUBLISHED FOR OPPOSITION	
May 20, 2009	NOTICE OF PUBLICATION	
May 01, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	70629
Apr. 30, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 30, 2009	AMENDMENT FROM APPLICANT ENTERED	70629
Apr. 30, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	70629
Apr. 30, 2009	ASSIGNED TO LIE	70629
Apr. 28, 2009	PAPER RECEIVED	
Jan. 21, 2009	NON-FINAL ACTION MAILED	
Jan. 17, 2009	NON-FINAL ACTION WRITTEN	60219
Jan. 11, 2009	ASSIGNED TO EXAMINER	60219
Nov. 18, 2008	APPLICATION FILING RECEIPT MAILED	
Nov. 13, 2008	NEW APPLICATION ENTERED IN TRAM	

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 23, 2010

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: BASICS JUSTIN BRANDS



US Serial Number: 76140028

Application Filing Date: Oct. 03, 2000

US Registration Number: 2509534

Registration Date: Nov. 20, 2001

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Oct. 11, 2011

Publication Date: Aug. 28, 2001

▼ Mark Information

Mark Literal Elements: BASICS JUSTIN BRANDS

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Disclaimer: "BASICS" and "BRANDS"

Design Search Code(s): 26.11.02 - Plain single line rectangles; Rectangles (single line)
26.11.21 - Rectangles that are completely or partially shaded

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1154024](#), [1154025](#), [1173377](#), [1815268](#), [1856810](#), [2020461](#), [2160449](#), [2253900](#), [2293546](#), [2352600](#) and Registrations:

▼ Goods and Services

Note:

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

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

For: Footwear, namely, boots

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 31, 2000

Use in Commerce: Jan. 31, 2000

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended U
Filed ITU: No	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Composed of Boot Royalty Company, L.P. and Footwear Investment Company

Owner Address: 610 WEST DAGGETT AVE
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Attorney Primary Email trademark.uspto@kellyhart.com
Address:

Attorney Email Authorized: Yes

Correspondent

Correspondent Cheryl P. Leb
Name/Address: Kelly Hart & Hallman LLP
201 Main Street
Suite 2500
Fort Worth, TEXAS 76102
UNITED STATES

Phone: 817-878-3547

Fax: 817-878-9747

Correspondent e-mail: trademark.uspto@kellyhart.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Oct. 11, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	66607

Oct. 11, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Oct. 07, 2011	TEAS SECTION 8 & 9 RECEIVED	
Dec. 03, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	66607
Nov. 26, 2007	ASSIGNED TO PARALEGAL	66607
Nov. 20, 2007	TEAS SECTION 8 & 15 RECEIVED	
Jan. 12, 2007	CASE FILE IN TICRS	
Nov. 20, 2001	REGISTERED-PRINCIPAL REGISTER	
Aug. 28, 2001	PUBLISHED FOR OPPOSITION	
Aug. 08, 2001	NOTICE OF PUBLICATION	
Apr. 18, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 11, 2001	EXAMINER'S AMENDMENT MAILED	
Mar. 22, 2001	ASSIGNED TO EXAMINER	66593

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 20, 2011

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: Not Found

Date in Location: Oct. 11, 2011

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN BRANDS

JUSTIN BRANDS

US Serial Number: 76000828

Application Filing Date: Mar. 15, 2000

US Registration Number: 2545249

Registration Date: Mar. 05, 2002

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 24, 2012

Publication Date: Oct. 24, 2000

Notice of Allowance Date: Jan. 16, 2001

▼ Mark Information

Mark Literal Elements: JUSTIN BRANDS

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "BRANDS"

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1154024](#), [1154025](#), [1173377](#), [1815268](#), [1856810](#), [2020461](#), [2160449](#), [2253900](#), [2293546](#) and others Registrations:

▼ Goods and Services

Note:

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

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

For: boots, shirts, T-shirts, vests, pants, shorts, jackets, overcoats, socks, belts, gloves, hats and caps

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 2001

Use in Commerce: Jun. 2001

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended 1
Filed ITU: Yes	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.
Composed of: Footwear Investment Company, a Delaware corporation
Owner Address: 610 WEST DAGGETT AVENUE
Fort Worth, TEXAS 76104
UNITED STATES
Legal Entity Type: LIMITED PARTNERSHIP
State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb **Docket Number:** 04279.0100
Attorney Primary Email Address: trademark.uspto@kellyhart.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Cheryl P. Leb
Kelly Hart & Hallman LLP
201 Main Street
Suite 2500
Fort Worth, TEXAS 76102
UNITED STATES
Phone: 817-878-3547 **Fax:** 817-878-9747
Correspondent e-mail: trademark.uspto@kellyhart.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Mar. 24, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 24, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75461

Mar. 24, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75461
Mar. 24, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Feb. 23, 2012	TEAS SECTION 8 & 9 RECEIVED	
Sep. 26, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68973
Sep. 11, 2008	ASSIGNED TO PARALEGAL	68973
Sep. 04, 2008	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 04, 2008	PAPER RECEIVED	
Mar. 30, 2007	CASE FILE IN TICRS	
Mar. 05, 2002	REGISTERED-PRINCIPAL REGISTER	
Oct. 05, 2001	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 28, 2001	STATEMENT OF USE PROCESSING COMPLETE	
Jul. 13, 2001	USE AMENDMENT FILED	
Jan. 16, 2001	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 24, 2000	PUBLISHED FOR OPPOSITION	
Sep. 22, 2000	NOTICE OF PUBLICATION	
Aug. 28, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 23, 2000	EXAMINER'S AMENDMENT MAILED	
Aug. 22, 2000	ASSIGNED TO EXAMINER	76743

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Mar. 05, 2012

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: Not Found

Date in Location: Mar. 24, 2012

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN BOOTS ORIGINAL WORKBOOTS



US Serial Number: 76278800

Application Filing Date: Jun. 29, 2001

US Registration Number: 2578288

Registration Date: Jun. 11, 2002

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 23, 2012

Publication Date: Mar. 19, 2002

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS ORIGINAL WORKBOOTS

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

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

Disclaimer: "BOOTS" and "ORIGINAL WORKBOOTS"

Design Search Code(s): 26.01.02 - Circles, plain single line; Plain single line circles
26.03.21 - Ovals that are completely or partially shaded
26.11.27 - Oblongs not used as carriers for words, letters or designs

▼ Related Properties Information

Claimed Ownership of US [0095601](#), [1101091](#), [1154024](#), [1154025](#), [1173377](#), [1815268](#), [1856810](#), [2020461](#), [2160449](#), [2253900](#), [2293546](#), [231](#)
Registrations: others

▼ Goods and Services

Note:

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

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

For: - Footwear, namely boots

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1997

Use in Commerce: 1997

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended 1
Filed ITU: No	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: General Partner Footwear Investment Company a Delaware Corporation, Applicant partnership has a single limited partner
Company a Delaware Corporation

Owner Address: 610 West Daggett Avenue, Fort Worth
Tarrant County, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Attorney Primary Email trademark.uspto@kellyhart.com
Address:

Attorney Email Authorized: Yes

Correspondent

Correspondent Cheryl P. Leb
Name/Address: Kelly Hart & Hallman LLP
201 Main Street
Suite 2500
Fort Worth, TEXAS 76102
UNITED STATES

Phone: 817-878-3547

Fax: 817-878-9747

Correspondent e-mail: trademark.uspto@kellyhart.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Mar. 24, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 23, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	73376
Mar. 23, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	73376
Mar. 23, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	73376
Feb. 21, 2012	TEAS SECTION 8 & 9 RECEIVED	
Sep. 20, 2007	CASE FILE IN TICRS	
Aug. 21, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	59136
Aug. 08, 2007	ASSIGNED TO PARALEGAL	59136
Jul. 13, 2007	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 13, 2007	PAPER RECEIVED	
Jun. 11, 2002	REGISTERED-PRINCIPAL REGISTER	
Mar. 19, 2002	PUBLISHED FOR OPPOSITION	
Feb. 27, 2002	NOTICE OF PUBLICATION	
Oct. 02, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 13, 2001	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 13, 2001	EXAMINER'S AMENDMENT MAILED	
Sep. 06, 2001	ASSIGNED TO EXAMINER	74781

▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jun. 11, 2012

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: Not Found

Date in Location: Mar. 23, 2012

▲ Assignment Abstract Of Title Information - None recorded

▲ Proceedings - None recorded

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTIN SINCE 1879



US Serial Number: 76522525

Application Filing Date: Jun. 13, 2003

US Registration Number: 3151237

Registration Date: Oct. 03, 2006

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 10, 2012

Publication Date: Mar. 02, 2004

Notice of Allowance Date: May 25, 2004

▼ Mark Information

Mark Literal Elements: JUSTIN SINCE 1879

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

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

Disclaimer: "SINCE 1879"

Design Search Code(s): 01.01.10 - Stars, three or more; Three or more stars
01.01.13 - Stars - multiple stars with five points
02.01.01 - Portraiture of men facing forward; Men - heads, portraiture, or busts facing forward; Busts of men facing forward
02.01.07 - Cowboys; Men, cowboys, and westerners; Westerners
02.01.31 - Men, stylized, including men depicted in caricature form
09.03.08 - Ascots; Scarves; Neckerchiefs; Bandannas
09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats
26.01.02 - Circles, plain single line; Plain single line circles
26.01.03 - Circles, incomplete (more than semi-circles); Incomplete circles (more than semi-circles)
26.01.04 - Circles with two breaks or divided in the middle

▼ Related Properties Information

Claimed Ownership of US [0020101](#), [0020107](#), [0260104](#), [1101091](#), [1815268](#), [2020461](#), [2160449](#), [2293546](#), [2352600](#), [2545249](#), [2576370](#) and Registrations:

▼ **Goods and Services**

Note:

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

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

For: Shirts, hats, boots [and belts]

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2006

Use in Commerce: Jan. 2006

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended I
Filed ITU: Yes	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation. Applicant partnership has a single limited partner, Boot F Delaware corporation.

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Attorney Primary Email trademark.uspto@kellyhart.com
Address:

Attorney Email Authorized: Yes

Correspondent

Correspondent Cheryl P. Leb

Name/Address: Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth, TEXAS 76102
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.comCorrespondent e-mail Yes
Authorized:

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Oct. 10, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Oct. 10, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	66607
Oct. 10, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Oct. 01, 2012	TEAS SECTION 8 & 15 RECEIVED	
Oct. 03, 2006	REGISTERED-PRINCIPAL REGISTER	
Aug. 15, 2006	LAW OFFICE REGISTRATION REVIEW COMPLETED	78288
Aug. 11, 2006	ASSIGNED TO LIE	78288
Aug. 04, 2006	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 03, 2006	AMENDMENT FROM APPLICANT ENTERED	74221
Jul. 21, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	74221
Jul. 21, 2006	PAPER RECEIVED	
Jul. 11, 2006	NON-FINAL ACTION MAILED	
Jul. 10, 2006	SU - NON-FINAL ACTION - WRITTEN	77979
Jun. 13, 2006	STATEMENT OF USE PROCESSING COMPLETE	64657
May 30, 2006	USE AMENDMENT FILED	64657
Jun. 13, 2006	EXTENSION 4 GRANTED	64657
May 23, 2006	EXTENSION 4 FILED	64657
May 30, 2006	PAPER RECEIVED	
May 23, 2006	PAPER RECEIVED	
Dec. 17, 2005	EXTENSION 3 GRANTED	64657
Nov. 23, 2005	EXTENSION 3 FILED	64657
Nov. 23, 2005	PAPER RECEIVED	
Nov. 01, 2005	EXTENSION 2 GRANTED	65362
Oct. 13, 2005	RESPONSE TO ITU OFFICE ACTION ENTERED	65362
Oct. 13, 2005	PAPER RECEIVED	
Sep. 14, 2005	ITU OFFICE ACTION ISSUED FOR EXTENSION REQUEST	65362
May 25, 2005	EXTENSION 2 FILED	65362
May 25, 2005	PAPER RECEIVED	
Dec. 03, 2004	EXTENSION 1 GRANTED	61813

Nov. 16, 2004	EXTENSION 1 FILED	61813
Nov. 16, 2004	PAPER RECEIVED	
May 25, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 02, 2004	PUBLISHED FOR OPPOSITION	
Feb. 11, 2004	NOTICE OF PUBLICATION	
Jan. 07, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 05, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 05, 2003	PAPER RECEIVED	
Nov. 24, 2003	NON-FINAL ACTION MAILED	
Nov. 21, 2003	ASSIGNED TO EXAMINER	77979

▼ **Maintenance Filings or Post Registration Information**

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 107

Date in Location: Oct. 10, 2012

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN GYPSY

Justin
GYPSY

US Serial Number: 76675682

Application Filing Date: Apr. 17, 2007

US Registration Number: 3454291

Registration Date: Jun. 24, 2008

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 02, 2013

Publication Date: Aug. 28, 2007

Notice of Allowance Date: Nov. 20, 2007

▼ Mark Information

Mark Literal Elements: JUSTIN GYPSY

Standard Character Claim: No

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

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

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [3190642](#), [3190673](#) and others
Registrations:

▼ Goods and Services

Note:

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

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

For: footwear, namely, western boots for women

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 17, 2007

Use in Commerce: Aug. 17, 2007

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended 1
Filed ITU: Yes	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation. Applicant partnership has a single limited partner, Boot F Delaware corporation.

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP **State or Country Where Organized:** DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb **Docket Number:** 04279.0100

Attorney Primary Email Address: trademark.uspto@kellyhart.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Cheryl P. Leb
Kelly Hart & Hallman LLP
201 Main Street, Suite 2500
Fort Worth, TEXAS 76102
UNITED STATES

Phone: 817-878-3547 **Fax:** 817-878-9747

Correspondent e-mail: trademark.uspto@kellyhart.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Oct. 02, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Oct. 02, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76985

Sep. 30, 2013	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76985
Oct. 02, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76985
Sep. 30, 2013	TEAS SECTION 8 & 15 RECEIVED	
Jun. 24, 2008	REGISTERED-PRINCIPAL REGISTER	
May 20, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	78287
May 19, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 08, 2008	STATEMENT OF USE PROCESSING COMPLETE	76538
Apr. 21, 2008	USE AMENDMENT FILED	76538
Apr. 21, 2008	PAPER RECEIVED	
Nov. 20, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 28, 2007	PUBLISHED FOR OPPOSITION	
Aug. 08, 2007	NOTICE OF PUBLICATION	
Jul. 23, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78287
Jul. 23, 2007	ASSIGNED TO LIE	78287
Jun. 14, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 13, 2007	ASSIGNED TO EXAMINER	76926
Apr. 28, 2007	APPLICATION FILING RECEIPT MAILED	
Apr. 24, 2007	NEW APPLICATION ENTERED IN TRAM	

▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 113

Date in Location: Oct. 02, 2013

▲ Assignment Abstract Of Title Information - None recorded

▲ Proceedings - None recorded

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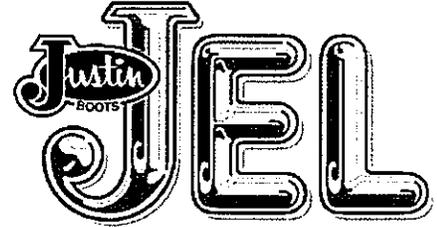
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Mark: JUSTIN BOOTS JEL



US Serial Number: 77249174

Application Filing Date: Aug. 07, 2007

US Registration Number: 3547708

Registration Date: Dec. 16, 2008

Register: Principal

Mark Type: Trademark

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

Status Date: Dec. 16, 2008

Publication Date: Feb. 12, 2008

Notice of Allowance Date: May 06, 2008

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS JEL

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the Justin Boots logo and the word "JEL". The Justin logo contains the words "Justin Boots," the beginning of the word Justin in red, and the remainder of the word in white, with a black background and a white outline. The word "Boots" is in red, with a white background. The word "JEL" is in shades of blue, with a darker blue outline.

Color Drawing: Yes

Color(s) Claimed: The color(s) black, white, red, and blue is/are claimed as a feature of the mark.

Disclaimer: "BOOTS" OR "GEL"

Design Search Code(s): 26.03.21 - Ovals that are completely or partially shaded

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#), [2020461](#)

Registrations:

▼ Goods and Services

Note:

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

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

For: FOOTWEAR, NAMELY, SHOES, BOOTS, AND FOOTWEAR OF LEATHER

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 10, 2007

Use in Commerce: Aug. 10, 2007

▼ **Basis Information (Case Level)**

Filed Use: No	Currently Use: Yes	Amended 1
Filed ITU: Yes	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation, its General Partner; Boot Royalty Company, a Delaware Limited Partner.

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279-0100

Attorney Primary Email cheryl.leb@khh.com

Attorney Email Authorized: No

Address:

Correspondent

Correspondent: CHERYL P. LEB

Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Phone: 8178783547

Correspondent e-mail: cheryl.leb@khh.com

Correspondent e-mail No Authorized:

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Dec. 16, 2008	REGISTERED-PRINCIPAL REGISTER	
Nov. 12, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	78413
Nov. 12, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 07, 2008	STATEMENT OF USE PROCESSING COMPLETE	66530
Nov. 05, 2008	USE AMENDMENT FILED	66530
Nov. 07, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Nov. 05, 2008	TEAS STATEMENT OF USE RECEIVED	
May 06, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 12, 2008	PUBLISHED FOR OPPOSITION	
Jan. 23, 2008	NOTICE OF PUBLICATION	
Jan. 10, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78413
Jan. 10, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 09, 2008	EXAMINERS AMENDMENT MAILED	
Jan. 09, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 09, 2008	EXAMINERS AMENDMENT -WRITTEN	69811
Dec. 20, 2007	NON-FINAL ACTION MAILED	
Dec. 20, 2007	NON-FINAL ACTION WRITTEN	69811
Dec. 20, 2007	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 07, 2007	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Nov. 28, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78413
Nov. 28, 2007	ASSIGNED TO LIE	78413
Oct. 24, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 23, 2007	EXAMINER'S AMENDMENT MAILED	
Oct. 22, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 22, 2007	EXAMINERS AMENDMENT -WRITTEN	69811
Oct. 22, 2007	ASSIGNED TO EXAMINER	69811
Aug. 11, 2007	NOTICE OF DESIGN SEARCH CODE MAILED	
Aug. 10, 2007	NEW APPLICATION ENTERED IN TRAM	

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 12, 2008

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN BOOTS QCREPE STIRRUP-FRIENDLY CREPE OUTSOLE



US Serial Number: 77249272

Application Filing Date: Aug. 07, 2007

US Registration Number: 3547709

Registration Date: Dec. 16, 2008

Register: Principal

Mark Type: Trademark

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

Status Date: Dec. 16, 2008

Publication Date: Jan. 01, 2008

Notice of Allowance Date: Mar. 25, 2008

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS QCREPE STIRRUP-FRIENDLY CREPE OUTSOLE

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the "Justin Boots" logo, which is comprised of the words "Justin" and "Boots". The "J" at the "Justin" is in red and the remainder of the word "Justin" in white, with a black background and a white and black outline. "Boots" is in red, with a white background. The "Q" is in red and the word "CREPE" is in white, with a black outline and "CREPE" is a man with a western hat on a horse, all in black. The words "STIRRUP-FRIENDLY CREPE OUTSOLE" are in black.

Color Drawing: Yes

Color(s) Claimed: The color(s) black, white, and red is/are claimed as a feature of the mark.

Disclaimer: "BOOTS" OR "STIRRUP-FRIENDLY CREPE OUTSOLE"

Design Search Code(s): 02.09.17 - Humans, including men, women and children, depicted riding horses and other animals; Riding animals
03.05.01 - Horses
26.03.17 - Ovals within ovals; Concentric ovals and ovals within ovals; Concentric ovals; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#), [2020461](#)

Registrations:

▼ Goods and Services

Note:

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

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

For: FOOTWEAR, NAMELY, SHOES, BOOTS, AND FOOTWEAR OF LEATHER

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 18, 2007

Use in Commerce: Dec. 18, 2007

▼ **Basis Information (Case Level)**

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

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation, its General Partner; Boot Royalty Company, a Delaware Limited Partner

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279-0100

Attorney Primary Email Address: cheryl.leb@khh.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: CHERYL P. LEB

Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Phone: 8178783547

Correspondent e-mail: cheryl.leb@khh.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found**▼ Prosecution History**

Date	Description	Proceeding Number
Dec. 16, 2008	REGISTERED-PRINCIPAL REGISTER	
Nov. 12, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	78413
Nov. 12, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 07, 2008	STATEMENT OF USE PROCESSING COMPLETE	66530
Nov. 05, 2008	USE AMENDMENT FILED	66530
Nov. 07, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Nov. 05, 2008	TEAS STATEMENT OF USE RECEIVED	
Sep. 23, 2008	EXTENSION 1 GRANTED	98765
Sep. 23, 2008	EXTENSION 1 FILED	98765
Sep. 23, 2008	TEAS EXTENSION RECEIVED	
Mar. 25, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 01, 2008	PUBLISHED FOR OPPOSITION	
Dec. 12, 2007	NOTICE OF PUBLICATION	
Nov. 28, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78413
Nov. 28, 2007	ASSIGNED TO LIE	78413
Oct. 24, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 23, 2007	EXAMINER'S AMENDMENT MAILED	
Oct. 22, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 22, 2007	EXAMINERS AMENDMENT -WRITTEN	69811
Oct. 22, 2007	ASSIGNED TO EXAMINER	69811
Aug. 11, 2007	NOTICE OF DESIGN SEARCH CODE MAILED	
Aug. 10, 2007	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information**TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Nov. 12, 2008

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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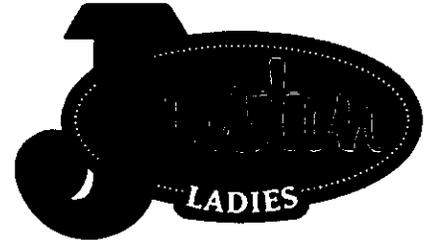
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Mark: JUSTIN LADIES



US Serial Number: 77641566

Application Filing Date: Dec. 30, 2008

US Registration Number: 3764942

Registration Date: Mar. 23, 2010

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 23, 2010

Publication Date: Apr. 14, 2009

Notice of Allowance Date: Jul. 07, 2009

▼ Mark Information

Mark Literal Elements: JUSTIN LADIES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the words "Justin LADIES" on a solid black oval background. A single row of white dots in the center of the oval appear immediately inside the black oval. The word "Justin" is centered on top of the black oval. The "J" at the beginning of "Justin" is in pink with an outer black outline. The "J" is taller than the black oval, and therefore, the top and bottom of the "J" extend beyond the black oval. The "ustin" in the remainder of the word "Justin" is gray. The word "LADIES" is centered below the word "Justin" and appears in white. The bottom of the black oval is irregularly shaped to accommodate the word "LADIES".

Color Drawing: Yes

Color(s) Claimed: The color(s) black, pink, gray and white is/are claimed as a feature of the mark.

Disclaimer: "LADIES"

Design Search Code(s): 24.09.07 - Advertising, banners; Banners

26.03.05 - Ovals made of broken or dotted lines

26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric

26.03.21 - Ovals that are completely or partially shaded

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#), [2160449](#)

Registrations:

▼ **Goods and Services**

Note:

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

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

For: FOOTWEAR, NAMELY, SHOES AND BOOTS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 09, 2009

Use in Commerce: Oct. 10, 2009

▼ **Basis Information (Case Level)**

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

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation, its general partner

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279-0100

Attorney Primary Email: cheryl.leb@khh.com

Attorney Email Authorized: No

Address:

Correspondent

Correspondent: CHERYL P. LEB

Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Phone: (817) 878-3547

Fax: (817) 878-9747

Domestic Representative - Not Found**▼ Prosecution History**

Date	Description	Proceeding Number
Mar. 23, 2010	REGISTERED-PRINCIPAL REGISTER	
Feb. 12, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	70884
Feb. 11, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 10, 2010	STATEMENT OF USE PROCESSING COMPLETE	66154
Jan. 07, 2010	USE AMENDMENT FILED	66154
Feb. 10, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Jan. 07, 2010	TEAS STATEMENT OF USE RECEIVED	
Jul. 07, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 14, 2009	PUBLISHED FOR OPPOSITION	
Mar. 25, 2009	NOTICE OF PUBLICATION	
Mar. 12, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Mar. 12, 2009	ASSIGNED TO LIE	70884
Mar. 11, 2009	EXAMINER'S AMENDMENT MAILED	
Mar. 11, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 11, 2009	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 11, 2009	EXAMINERS AMENDMENT -WRITTEN	74825
Mar. 10, 2009	ASSIGNED TO EXAMINER	74825
Jan. 03, 2009	NOTICE OF DESIGN SEARCH CODE MAILED	
Jan. 02, 2009	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information**TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Feb. 12, 2010**▲ Assignment Abstract Of Title Information - None recorded****▲ Proceedings - None recorded**

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTIN VINTAGE



US Serial Number: 77945873

Application Filing Date: Feb. 26, 2010

US Registration Number: 3932531

Registration Date: Mar. 15, 2011

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 15, 2011

Publication Date: Jul. 06, 2010

Notice of Allowance Date: Aug. 31, 2010

▼ Mark Information

Mark Literal Elements: JUSTIN VINTAGE

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the words "Justin Vintage" on a circular background. The word "Justin" is centered and superimposed on a circular background. The top and bottom portions of the "J" in "Justin" extend beyond the circular background. The pattern that consists of various circular and triangular shapes inside the "J". The word "Vintage" appears inside the circular background immediately beneath the letters "ustin" in "Justin".

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

Disclaimer: "VINTAGE"

Design Search Code(s): 26.01.02 - Circles, plain single line; Plain single line circles

26.01.21 - Circles that are totally or partially shaded.

26.05.28 - Miscellaneous designs with overall triangular shape; Triangular shape (miscellaneous overall shape)

27.03.01 - Geometric figures forming letters, numerals or punctuation

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#), [3190673](#) and others
Registrations:

▼ **Goods and Services**

Note:

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

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

For: FOOTWEAR, NAMELY, BOOTS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 24, 2010

Use in Commerce: Jun. 08, 2010

▼ **Basis Information (Case Level)**

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

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Correspondent

Correspondent: CHERYL P. LEB

Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Phone: 817-878-3547

Fax: 817-878-9747

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Mar. 15, 2011	REGISTERED-PRINCIPAL REGISTER	
Feb. 11, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Feb. 10, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	70468
Feb. 08, 2011	ASSIGNED TO LIE	70468
Feb. 07, 2011	ASSIGNED TO LIE	59554
Feb. 03, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 11, 2011	STATEMENT OF USE PROCESSING COMPLETE	76538
Dec. 09, 2010	USE AMENDMENT FILED	76538
Jan. 11, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Dec. 09, 2010	TEAS STATEMENT OF USE RECEIVED	
Aug. 31, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 06, 2010	PUBLISHED FOR OPPOSITION	
Jun. 16, 2010	NOTICE OF PUBLICATION	
Jun. 02, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68602
Jun. 02, 2010	ASSIGNED TO LIE	68602
May 28, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 27, 2010	ASSIGNED TO EXAMINER	86333
May 25, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 25, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 25, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 13, 2010	NON-FINAL ACTION MAILED	
May 12, 2010	NON-FINAL ACTION WRITTEN	80805
May 06, 2010	ASSIGNED TO EXAMINER	80805
Mar. 04, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Mar. 03, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 02, 2010	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 10, 2011

▲ **Assignment Abstract Of Title Information - None recorded**

▲ **Proceedings - None recorded**

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Mark: JUSTIN BOOTS ORIGINAL WORKBOOTS HYBRED



US Serial Number: 77927795

Application Filing Date: Feb. 04, 2010

US Registration Number: 3991646

Registration Date: Jul. 12, 2011

Register: Principal

Mark Type: Trademark

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

Status Date: Jul. 12, 2011

Publication Date: Apr. 26, 2011

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS ORIGINAL WORKBOOTS HYBRED

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the "Justin Boots Original Workboots" logo, the word "HYBRED" and a flaming mustang. The "Justin Boots Original Workboots" logo consists of an outer circle having an inner circle. An oblong rectangle runs the diameter of said outer circle. Said oblong rectangle has one hexagon at either end that resemble metal bolts. The word "Justin" is located in the center of the oblong rectangle. The word "BOOTS" is located just below the word "Justin". The word "HYBRED" is located to the right of the word "BOOTS". The word "HYBRED" makes a downward curve, arching over the words "Justin" and "BOOTS" and is located in the top portion of the outer circle. The word "WORKBOOTS" makes an upward curve and an inverted arch underneath the words "Justin" and "BOOTS" and is located in the bottom portion of the outer circle. The word "HYBRED" is to the immediate right of the "Justin Boots Original Workboots" logo. The two front legs of a horse appear to be emerging from the right side of the letter "D" in "HYBRED".

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

Disclaimer: "ORIGINAL WORKBOOTS" AND "BOOTS"

Design Search Code(s): 03.05.01 - Horses

03.05.24 - Stylized horses, donkeys, zebras

26.01.08 - Letters, numerals or punctuation forming or bordering the perimeter of a circle; Circles having letters or circles having punctuation as a border

26.01.17 - Concentric circles, two; Circles, two concentric; Two concentric circles

26.03.21 - Ovals that are completely or partially shaded

26.11.26 - Oblongs as carriers for words, letters or designs

26.15.13 - More than one polygon

26.15.21 - Polygons that are completely or partially shaded

▼ **Related Properties Information**

Claimed Ownership of US 2578288, 2926560, 3547708 and others
Registrations:

▼ **Goods and Services**

Note:

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

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

For: FOOTWEAR, NAMELY, BOOTS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 01, 2008

Use in Commerce: Sep. 01, 2008

▼ **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended U
Filed ITU: No	Currently ITU: No	Amended I
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Correspondent

Correspondent: CHERYL P. LEB
Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129

Domestic Representative - Not Found**▼ Prosecution History**

Date	Description	Proceeding Number
Jul. 12, 2011	REGISTERED-PRINCIPAL REGISTER	
Apr. 26, 2011	PUBLISHED FOR OPPOSITION	
Apr. 06, 2011	NOTICE OF PUBLICATION	
Mar. 18, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Mar. 18, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 16, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	77312
Mar. 16, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	77312
Mar. 10, 2011	ASSIGNED TO LIE	77312
Mar. 01, 2011	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Dec. 06, 2010	LETTER OF SUSPENSION MAILED	
Dec. 06, 2010	SUSPENSION LETTER WRITTEN	80805
Nov. 12, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 11, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 11, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 13, 2010	NON-FINAL ACTION MAILED	
May 12, 2010	NON-FINAL ACTION WRITTEN	80805
May 06, 2010	ASSIGNED TO EXAMINER	80805
Feb. 13, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Feb. 12, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 08, 2010	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 12, 2011

▲ Assignment Abstract Of Title Information - None recorded**▲ Proceedings - None recorded**

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTIN BOOTS BENT RAIL



US Serial Number: 85075305

Application Filing Date: Jun. 30, 2010

US Registration Number: 3919623

Registration Date: Feb. 15, 2011

Register: Principal

Mark Type: Trademark

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

Status Date: Feb. 15, 2011

Publication Date: Nov. 30, 2010

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS BENT RAIL

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the words "BENT" and "RAIL" and the "JUSTIN BOOTS" logo. The word "BENT" is stacked on top of the word "RAIL". The "B" in "BENT" is slightly off-center and to the left of the "R" in "RAIL". The letter "B" is larger than the other letters in "BENT". The letter "R" is larger than the other letters in the word "RAIL". Part of the top of the loop in the "R" in "RAIL" is extended like the rocker on a rocking chair and forms an arch over the "B" and "R". The "JUSTIN BOOTS" logo appears to the left of the word "RAIL". The "JUSTIN BOOTS" logo consists of two concentric ovals and the words "JUSTIN" and "BOOTS". "JUSTIN" is centered across the concentric ovals, and the "J" is larger than the other letters in "JUSTIN". The word "BOOTS" appears beneath the word "JUSTIN".

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

Disclaimer: "BOOTS"

Design Search Code(s): 26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded
26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#), [3764941](#) and others
Registrations:

▼ Goods and Services

Note:

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

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

For: FOOTWEAR

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2008

Use in Commerce: Feb. 2009

▼ **Basis Information (Case Level)**

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

▼ **Current Owner(s) Information**

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Correspondent

Correspondent: CHERYL P. LEB
Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Phone: 817-878-3547

Fax: 817-878-9747

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
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Feb. 15, 2011	REGISTERED-PRINCIPAL REGISTER	
Nov. 30, 2010	PUBLISHED FOR OPPOSITION	
Nov. 10, 2010	NOTICE OF PUBLICATION	
Oct. 26, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Oct. 26, 2010	ASSIGNED TO LIE	66213
Oct. 12, 2010	EXAMINER'S AMENDMENT MAILED	
Oct. 12, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 12, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 12, 2010	EXAMINERS AMENDMENT -WRITTEN	83694
Oct. 07, 2010	ASSIGNED TO EXAMINER	83694
Jul. 07, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Jul. 06, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 03, 2010	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 15, 2011

▲ Assignment Abstract Of Title Information - None recorded

▲ Proceedings - None recorded

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTIN BOOTS BR



US Serial Number: 85075326

Application Filing Date: Jun. 30, 2010

US Registration Number: 4046382

Registration Date: Oct. 25, 2011

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 25, 2011

Publication Date: Nov. 30, 2010

Notice of Allowance Date: Jan. 25, 2011

▼ Mark Information

Mark Literal Elements: JUSTIN BOOTS BR

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the letters "B" and "R" and the "JUSTIN BOOTS" logo. The letter "B" is stacked on top of the slightly off-center and to the left of the "R". Part of the top of the loop in the "R" overlaps with the base of the "B". The "R" extended like the rocker on a rocking chair and forms an upward arc under the "B" and "R". The "JUSTIN BOOTS" logo is positioned to the left of the letter "R". The "JUSTIN BOOTS" logo consists of two concentric ovals and the words "JUSTIN" and "BOOTS" centered across the concentric ovals, and the "J" is larger than the remainder of the letters in "JUSTIN". The word "BOOTS" is positioned beneath the word "JUSTIN".

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

Disclaimer: "BOOTS"

Design Search Code(s): 26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded
26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

▼ Related Properties Information

Claimed Ownership of US [1101091](#), [1856810](#), [3764941](#) and others
Registrations:

▼ Goods and Services

Note:

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

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

For: FOOTWEAR

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2009

Use in Commerce: Jan. 2009

▼ Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended 1
Filed ITU: Yes	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ Current Owner(s) Information

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Cheryl P. Leb

Docket Number: 04279.0100

Correspondent

Correspondent: CHERYL P. LEB

Name/Address: KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Phone: 817-878-3547

Fax: 817-878-9747

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
------	-------------	-------------------

Oct. 25, 2011	REGISTERED-PRINCIPAL REGISTER	
Sep. 17, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Sep. 16, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Sep. 13, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 06, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	66213
Sep. 06, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	66213
Aug. 26, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 11, 2011	NON-FINAL ACTION MAILED	
Jul. 09, 2011	SU - NON-FINAL ACTION - WRITTEN	83694
Jun. 17, 2011	STATEMENT OF USE PROCESSING COMPLETE	76538
Jun. 10, 2011	USE AMENDMENT FILED	76538
Jun. 16, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Jun. 10, 2011	TEAS STATEMENT OF USE RECEIVED	
Jan. 25, 2011	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 30, 2010	PUBLISHED FOR OPPOSITION	
Nov. 10, 2010	NOTICE OF PUBLICATION	
Oct. 26, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Oct. 26, 2010	ASSIGNED TO LIE	66213
Oct. 12, 2010	EXAMINER'S AMENDMENT MAILED	
Oct. 12, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 12, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 12, 2010	EXAMINERS AMENDMENT -WRITTEN	83694
Oct. 07, 2010	ASSIGNED TO EXAMINER	83694
Jul. 07, 2010	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED	
Jul. 06, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 03, 2010	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 16, 2011

EXHIBIT B

All Trademark documents should now be available to members of the public using Trademark Status and Document Retrieval (TSDR). Thanks to all who reported difficulties viewing and downloading documents. Your reports were a great help to the office in diagnosing and solving the problem. If you continue to have issues with TSDR please e-mail TSDR@uspto.gov.

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Mark: JUSTINAMERICA

JUSTINAMERICA

US Serial Number: 85652856

Application Filing Date: Jun. 15, 2012

US Registration Number: 4308150

Registration Date: Mar. 26, 2013

Register: Principal

Mark Type: Service Mark

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

Status Date: Mar. 26, 2013

Publication Date: Jan. 08, 2013

▼ Mark Information

Mark Literal Elements: JUSTINAMERICA

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

▼ Related Properties Information

Claimed Ownership of US [3190642](#)

Registrations:

▼ Goods and Services

Note:

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

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

For: Providing a website featuring information relating to travel and vacation destinations featuring ranching, hunting, a

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2008

Use in Commerce: Sep. 2008

For: Entertainment services, namely, providing a website featuring information, audiovisual clips, and photographs in the celebrity news, and entertainment; Entertainment services, namely, providing a website featuring information, and photographs relating to community sporting and cultural activities, rodeos, contests and games; On-line journals, i

blog series featuring a fictional character and her life adventures; Providing on-line journals and web-logs, namely created and user-defined content in the field of social-networking

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2008

Use in Commerce: Sep. 2008

For: Providing a website featuring information related to the American western cowboy culture and lifestyle

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2008

Use in Commerce: Sep. 2008

▼ Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended 1
Filed ITU: No	Currently ITU: No	Amended 1
Filed 44D: No	Currently 44D: No	Amended 4
Filed 44E: No	Currently 44E: No	Amended 4
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▼ Current Owner(s) Information

Owner Name: Boot Royalty Company, L.P.

Composed of: Footwear Investment Company, a Delaware corporation

Owner Address: 610 West Daggett Avenue
Fort Worth, TEXAS 76104
UNITED STATES

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: DELAWARE

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Cheryl P. LeB

Docket Number: 04279.0100

Attorney Primary Email Address: trademark.uspto@kellyhart.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: CHERYL P. LEB

KELLY HART & HALLMAN LLP
201 MAIN ST STE 2500
FORT WORTH, TEXAS 76102-3129
UNITED STATES

Correspondent e-mail: trademark.uspto@kellyhart.com

Correspondent e-mail Yes

Authorized:

Domestic Representative - Not Found

▼ **Prosecution History**

Date	Description	Proceeding Number
Mar. 26, 2013	REGISTERED-PRINCIPAL REGISTER	
Jan. 08, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 08, 2013	PUBLISHED FOR OPPOSITION	
Dec. 19, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 05, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Dec. 05, 2012	ASSIGNED TO LIE	68171
Nov. 20, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 14, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 14, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 14, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 24, 2012	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Sep. 24, 2012	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Sep. 24, 2012	COMBINED EXAMINER'S AMENDMENT/PRIORITY ACTION AUTOMATIC ENTRY	74306
Sep. 24, 2012	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	74306
Sep. 13, 2012	ASSIGNED TO EXAMINER	74306
Jun. 26, 2012	NOTICE OF PSEUDO MARK MAILED	
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 26, 2013

▲ **Assignment Abstract Of Title Information - None recorded**▲ **Proceedings - None recorded**

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

In the Matter of Trademark Registration:

Serial No. : 85/832404
Mark : JUSTIN CASE
Applicant : Ryan Tamras
Filed : January 25, 2013
Basis : 1(b)

BOOT ROYALTY COMPANY, L.P.,

Opposer,

v.

RYAN TAMRAS,

Applicant.

Opposition No. _____

Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

NOTICE OF OPPOSITION

Boot Royalty Company, L.P. believes it will be damaged by registration of the mark JUSTIN CASE (the “Applied-for Mark”) on the Principal Register as applied for in Application Serial No. 85/832404, filed in the name of Ryan Tamras on January 25, 2013 under Section 1(b) of the Lanham Act (the “Applicant’s Application”). Boot Royalty Company, L.P. hereby opposes Applicant’s Application. As grounds for this opposition, Boot Royalty Company, L.P. alleges the following:

1. Boot Royalty Company, L.P. (“Opposer”) is a Delaware limited partnership having its principal place of business located at 610 West Daggett Avenue, Fort Worth, Texas 76104. Opposer has a single general partner, Footwear Investment Company, a Delaware corporation. Opposer has a single limited partner, Boot Royalty Company, a Delaware corporation.

2. According to the records of the United States Patent and Trademark Office, Ryan Tamras is an individual with an address of 260 W 52nd Street, Apt. 12D, New York, New York 10019 (“Applicant”).

3. Applicant’s Application was filed in international class 25 for “Belts; Gloves; Hats; Jackets; Neckties; Pants; Scarfs; Shoes; Socks; Suits; Sweaters; Swimwear; T-shirts; Underwear” (collectively, “Applicant’s Goods”). According to the records of the United States Patent and Trademark Office, Applicant’s Application is based on an intent to use and no Amendment to Allege Use has been filed.

4. On the other hand, Opposer, by and through its predecessors and licensees, has made use of the mark JUSTIN in commerce on or in connection with various class 25 goods long before the filing date of Applicant’s Application or any other date of first use that can be relied upon by the Applicant. For example, Opposer’s JUSTIN mark has been used in connection with footwear, belts, and apparel, and Opposer continues to make such use of the JUSTIN mark.¹

5. More specifically, Opposer, through its predecessors, began using the JUSTIN mark in 1879. Since that time, Opposer (through its predecessors in interest and its licensees) has used, and continues to use, various registered and common law marks consisting, in whole or in

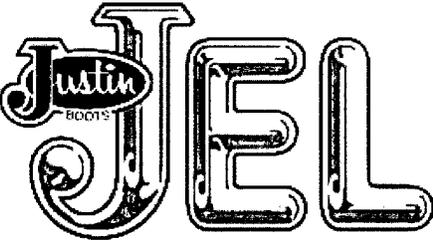
¹ Opposer licenses its trademarks to various licensees for use in connection with the design, manufacture, promotion, and sale of consumer goods bearing the JUSTIN mark. For instance, Opposer licenses its trademarks, including the JUSTIN mark, to a related company, Justin Brands, Inc. for the design, manufacture, promotion, and sale of footwear. Opposer has also licensed, and continues to license, the JUSTIN mark to third-party manufacturers for use in connection with other class 25 goods, including belts and shirts.

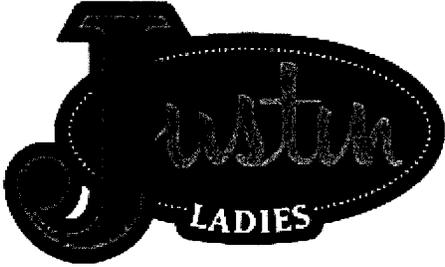
part, of the brand name JUSTIN in interstate commerce. For instance, Opposer owns the following federal trademark registrations for the JUSTIN mark in class 25:

Registered Mark	International Class & Goods/Services	Registration Date & No.
	IC 25: boots, belts, and boot socks	September 5, 1978 1101091
	IC 25: clothing, namely, boots	October 13, 1981 1173377
	IC 25: men's, women's and children's wearing apparel, namely, boots, belts, jackets, overcoats, pants, hats, caps, vests and socks	October 4, 1994 1856810
JUSTIN (Word Mark)	IC 25: boots, belts, boot socks	December 3, 1996 2020461

Registered Mark	International Class & Goods/Services	Registration Date & No.
JUSTIN (Word Mark)	IC 25: footwear, namely, boots	May 26, 1998 2160449
JUSTIN COWBOY CASUALS (Word Mark)	IC 25: footwear, namely, boots	June 15, 1999 2253900
JUSTIN GEAR (Word Mark)	IC 25: footwear, namely, boots; and caps	November 16, 1999 2293546
	IC 25: Men's women's and children's wearing apparel; namely, boots, belts, jackets, overcoats, skirts, pants, hats, caps, vests and socks	March 4, 2008 3392259
JUSTIN STABILIZATION TECHNOLOGY (Word Mark)	IC 25: footwear, namely, boots	February 10, 2009 3572983

Registered Mark	International Class & Goods/Services	Registration Date & No.
	<p>IC 25: footwear, namely, boots</p>	<p>March 3, 2009 3583725</p>
	<p>IC 25: footwear, namely, boots; and caps</p>	<p>June 1, 2010 3795908</p>
	<p>IC 25: footwear, namely, boots; and caps</p>	<p>June 1, 2010 3795909</p>
	<p>IC 25: footwear, namely, boots</p>	<p>November 20, 2001 2509534</p>
<p>JUSTIN BRANDS (Word Mark)</p>	<p>IC 25: boots, shirts, T-shirts, vests, pants, shorts, jackets, overcoats, socks, belts, gloves, hats and caps</p>	<p>March 5, 2002 2545249</p>

Registered Mark	International Class & Goods/Services	Registration Date & No.
	<p>IC 25: footwear, namely, boots</p>	<p>June 11, 2002 2578288</p>
	<p>IC 25: Shirts, hats, boots</p>	<p>October 3, 2006 3151237</p>
	<p>IC 25: footwear, namely, western boots for women</p>	<p>June 24, 2008 3454291</p>
	<p>IC 25: footwear, namely, shoes, boots, and footwear of leather</p>	<p>December 16, 2008 3547708</p>
	<p>IC 25: footwear, namely, shoes, boots, and footwear of leather</p>	<p>December 16, 2008 3547709</p>

Registered Mark	International Class & Goods/Services	Registration Date & No.
	<p>IC 25: footwear, namely, shoes and boots</p>	<p>March 23, 2010 3764942</p>
	<p>IC 25: footwear, namely, boots</p>	<p>March 15, 2011 3932531</p>
	<p>IC 25: footwear, namely, boots</p>	<p>July 12, 2011 3991646</p>
	<p>IC 25: footwear</p>	<p>February 15, 2011 3919623</p>
	<p>IC 25: footwear</p>	<p>October 25, 2011 4046382</p>

These federal trademark registrations are valid, subsisting, unrevoked, and in full force and effect. True and accurate copies of printouts taken from the Trademark Status and Document

Retrieval (TSDR) electronic database that show the current status and title of each of the above-referenced registrations are attached to this Notice of Opposition as Exhibit A.

6. Opposer also owns common law rights for use of the mark JUSTINAMERICA in connection with a website devoted to promoting class 25 products bearing its JUSTIN mark, entertainment services, on-line journals, information related to American western cowboy culture and lifestyle, and travel and vacation destinations featuring ranching, hunting, and outdoor activities. Opposer also owns U.S. Registration 4308150 for JUSTINAMERICA. A true and accurate copy of a printout taken from the TSDR electronic database that shows the current status and title of U.S. Registration 4308150 is attached to this Notice of Opposition as Exhibit B.

7. These registered marks, along with Opposer's common law JUSTIN-based marks, form a family of marks used by Opposer and/or its licensees in connection with class 25 goods (the "JUSTIN Marks"). Each of the JUSTIN Marks prominently displays the distinctive mark JUSTIN. The term JUSTIN is displayed in the same or similar font in most of the JUSTIN Marks. Many of the JUSTIN Marks also include the same distinctive oval design, oversized letter 'J', and red, black and white color scheme. These characteristics, among other things, tie the JUSTIN Marks together as a family in the minds of consumers.

8. The JUSTIN Marks have been, and are currently, used to identify footwear, clothing and related goods and services originating solely from Opposer (through its designated licensees or predecessors in interest). Opposer, by and through its predecessors in interest and licensees, has expended considerable time, effort and expense in using, promoting, advertising and popularizing the JUSTIN Marks as symbols signifying Opposer as the source of origin for quality class 25 goods that are the same as or similar to Applicant's Goods. The JUSTIN Marks have appeared, and continue to appear, on a tremendous amount of footwear, clothing,

accessories, and product packaging. Likewise, the JUSTIN Marks are displayed in numerous catalogs, in-store display racks and other promotional materials, as well as on websites, social media sites, signage and point-of-sale materials. Consequently, Opposer is now, and for some time has been, the owner of strong and valuable common law rights in and to the JUSTIN Marks for class 25 goods which are the same as or highly similar to Applicant's Goods. Furthermore, Opposer's JUSTIN Marks are inherently distinctive, represent substantial nationwide consumer goodwill, and have acquired fame throughout the United States.

9. Opposer's rights in and to the JUSTIN Marks take priority over any alleged rights of the Applicant because Opposer's use of the JUSTIN Marks for class 25 goods and related services predates the filing date of Applicant's Application or any date of first use that may be alleged by the Applicant.

10. As a result of more than 130 years of use in commerce, the JUSTIN Marks have become well known and famous amongst the general public. Opposer's JUSTIN Marks became famous throughout the United States long before the filing date of Applicant's Application or any other date of first use upon which the Applicant may rely.

11. Contrary to Opposer's well-established common law rights in and to the distinctive and famous JUSTIN Marks, the Applicant filed Applicant's Application to register the Applied-for Mark for Applicant's Goods on January 25, 2013. Applicant's Application was published for opposition on June 18, 2013. On July 17, 2013, Opposer timely filed a 90-day Request for Extension of Time to file a Notice of Opposition, which was granted by the Trademark Trial and Appeal Board.

12. Opposer will be damaged by registration of the Applied-for Mark because (i) the Applied-for Mark is confusingly similar to Opposer's JUSTIN Marks in which Opposer has established significant common law rights and it will be used on or in connection with

Applicant's Goods, which are the same as or highly similar to the goods upon which Opposer affixes its mark, (ii) Opposer has been advised that its application Serial No. 86054027 for JUST JUSTIN, a member of Opposer's family of JUSTIN Marks, may be refused registration if Applicant's Application for the Applied-for Mark matures into a registration, and (iii) it would dilute the distinctive nature of Opposer's famous JUSTIN mark.

Count 1—Likelihood of Confusion

13. Opposer incorporates by reference each of the preceding paragraphs as if fully set forth herein.

14. Opposer's JUSTIN Marks are inherently distinctive for class 25 goods. Opposer's JUSTIN Marks were in use in commerce on or in connection with class 25 goods that are the same as or very similar to Applicant's Goods well before the filing date of Applicant's Application or any other date of first use upon which the Applicant may rely. Opposer has not abandoned its JUSTIN Marks.

15. Registration of the Applied-for Mark is barred by Section 2(d) of the Trademark Act because the Applied-for Mark so resembles Opposer's JUSTIN Marks as to be highly likely to cause consumer confusion, mistake and deception when used in connection with Applicant's Goods, which are very similar and in some instances identical to Opposer's goods.

16. The Applied-for Mark and Opposer's JUSTIN Marks are confusingly similar in terms of appearance, sound, connotation and commercial impression. This is especially true given that JUSTIN is the dominant element in both parties' marks. Furthermore, the term JUSTIN can be used to form the basis of a play on words. Indeed, Opposer has engaged in this sort of wit on several occasions. For instance, Opposer's JUSTINAMERICA mark may be seen as JUSTINAMERICA or JUST IN AMERICA. Likewise, the Applied-for Mark may also be interpreted as a play on words (i.e. JUST IN CASE). The other third-party "Justin" marks on the

register are used in connection with a clearly identifiable surname to create the commercial impression that the marks identify individuals with the given name “Justin”. The Applied-for mark, however, appears to be a play on words (i.e., like Opposer’s mark) rather than a name that identifies an individual. These undeniable similarities in the parties’ marks make it highly likely that the consuming public will view the Applied-for Mark as a member of Opposer’s family of JUSTIN Marks.

17. The fact that Applicant’s Goods are the same as or highly similar to the goods in connection with which Opposer and/or Opposer’s licensees use its JUSTIN Marks only compounds the likelihood of confusion. The similarities in the parties’ goods also make it very likely, perhaps even inevitable, that the parties’ goods will travel through the same channels of distribution and be marketed and sold to the same class of consumers. Furthermore, the fame of the Opposer’s JUSTIN Marks significantly increases the likelihood of confusion.

18. The concurrent use of Opposer’s JUSTIN Marks and the Applied-for Mark for the same and highly similar goods is likely to cause consumer confusion, mistake and deception and to cause consumers to believe that Applicant’s Goods bearing the Applied-for Mark emanate from or are otherwise sponsored or endorsed by Opposer when, in fact, they are not.

19. Opposer has not given the Applicant permission or approval to use or register the Applied-for Mark.

20. Upon information and belief, the Applicant did not use the Applied-for Mark prior to Opposer’s adoption and use of the JUSTIN Marks.² According to the records of the United States Patent and Trademark Office, Applicant’s Application is based on an intent to use

² To the extent an allegation contained herein is made upon information and belief it is because all necessary and relevant information related to that allegation lies within the Applicant’s control.

the Applied-for Mark in commerce for Applicant's Goods, and no Amendment to Allege Use has been filed.

21. Registration of the Applied-for Mark for Applicant's Goods would confer upon the Applicant various statutory presumptions to which it is not entitled because of Opposer's long-standing prior use of the distinctive JUSTIN Marks for goods that are the same as or very similar to Applicant's Goods.

22. For the foregoing reasons, Opposer will be injured by the registration of the Applied-for Mark on the Principal Register, and Applicant's Application should be refused under the provisions of Section 2(d) of the Trademark Act.

Count 2—Dilution

23. Opposer incorporates by reference each of the preceding paragraphs as if fully set forth herein.

24. Opposer's JUSTIN Marks are inherently distinctive and have been in use in commerce for various consumer goods since 1879. Furthermore, several of Opposer's JUSTIN Marks have been registered with the United States Patent and Trademark Office for decades. *See* Exhibit A. As a result of Opposer's longstanding use and registration of its JUSTIN Marks, Opposer's JUSTIN Marks have become famous throughout the nation. Importantly, Opposer's JUSTIN Marks became famous long before the filing date of Applicant's Application and/or any alleged date of first use of the Applied-for Mark by the Applicant for any of Applicant's Goods.

25. Registration of the Applied-for Mark would damage Opposer inasmuch as the registration or use of the Applied-for Mark by the Applicant would allow the Applicant to trade on the enormous goodwill and national consumer recognition that Opposer has established in the JUSTIN Marks, and it would dilute the distinctive nature of Opposer's famous JUSTIN Marks.

26. Registration of the Applied-for Mark should be refused under Section 43(c) of the Trademark Act in view of the well-established fame of Opposer's JUSTIN Marks.

WHEREFORE, Opposer prays that this Notice of Opposition be sustained in its favor and that Serial No. 85/832404 be denied registration in its entirety.

Please address all future communications regarding this opposition to:

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Please charge the filing fee and any other fees associated with this proceeding to Deposit Account 504326 (Our Ref: 04279.0100).

Respectfully submitted,
KELLY HART & HALLMAN LLP

By:



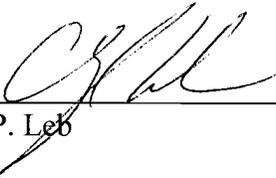
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Counsel for Opposer

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Opposition was served upon the Applicant by depositing a copy in the United States mail, first-class postage prepaid, certified mail, return receipt requested on October 14, 2013 at the correspondence address in the records of the United States Patent and Trademark Office as follows:

RYAN TAMRAS
260 W 52ND ST APT 12D
NEW YORK, NEW YORK 10019-5834
UNITED STATES



Cheryl P. Leb