

ESTTA Tracking number: **ESTTA782068**

Filing date: **11/10/2016**

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

Proceeding	91218800
Party	Plaintiff Kimberly-Clark Worldwide, Inc.
Correspondence Address	JENNIFER E HOEKEL ARMSTRONG TEASDALE LLP 7700 FORSYTH BOULEVARD, SUITE 1800 SAINT LOUIS, MO 63105 UNITED STATES jhoekel@armstrongteasdale.com, dschmitt@armstrongteasdale.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	Jennifer E. Hoekel
Filer's e-mail	iptm@armstrongteasdale.com, jhoekel@armstrongteasdale.com
Signature	/Jennifer E. Hoekel/
Date	11/10/2016
Attachments	Notice of Reliance FINAL 10NOV2016-24815244.pdf(91704 bytes ) Exhibit A-1 - 343 certificate-24571564.pdf(737558 bytes ) Exhibit A-2 - 343 TSDR report-24571565.pdf(155099 bytes ) Exhibit A-3 - 343 Specimen15MAY2014-24571566.pdf(84172 bytes ) Exhibit B-1 - 076 certificate-24571567.pdf(394001 bytes ) Exhibit B-2 - 076 TSDR report-24571569.pdf(149687 bytes ) Exhibit B-3 - 076 Statement of Use and Specimen19AUG2004-24571554.pdf(324656 bytes ) Exhibit B-4 - 076 Section 8 and 15 Dec. and Specimen11JAN2011-24571556.pdf(326694 bytes ) Exhibit B-5 - 077 certificate-24571557.pdf(421015 bytes ) Exhibit B-6 - 077 TSDR report-24571558.pdf(158283 bytes ) Exhibit B-7 - 077 Statement of Use and Specimen 19AUG2004-24571559.pdf(324466 bytes ) Exhibit B-8 - 077 Section 8 and 15 Dec. and Specimen 11JAN2011-24571560.pdf(327355 bytes ) Exhibit C-1 - Applicants Answers to Rogs-24571561.pdf(365271 bytes ) Exhibit C-2 - Attachment 1 to Rog Responses-24571563.pdf(245469 bytes )

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

KIMBERLY-CLARK WORLDWIDE, INC.	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91218800
	)	
MATOSANTOS COMMERCIAL CORP.	)	
	)	
Applicant.	)	

**KIMBERLY-CLARK’S NOTICE OF RELIANCE**

Opposer Kimberly-Clark Worldwide, Inc. (“K-C”), pursuant to 37 C.F.R. §§ 2.120(j) and 2.122, hereby gives notice of its reliance and introduces into evidence the following:

**A. Kimberly-Clark’s Trademark Registration**

Pursuant to 37 C.F.R. § 2.122(d), K-C hereby introduces into evidence K-C’s U.S. Trademark Reg. No. 4,656,343’s (“the ’343 Registration”) certificate, TSDR printouts, and prosecution history, which are relevant to proving that Applicant’s mark is likely to be confused with or falsely suggest a connection with K-C. The attached exhibits include the following:

1. A copy of K-C’s registration certificate for the ’343 Registration. Exhibit A-1.
2. A TSDR printout showing current status and identifying K-C as the owner of record. Exhibit A-2.
3. A specimen for the ’343 Registration, dated May 15, 2014. Exhibit A-3.

**B. Kimberly-Clark’s Cancelled Trademark Registrations**

Pursuant to 37 C.F.R. § 2.122(d), K-C hereby introduces into evidence copies of cancelled U.S. Trademark Reg. Nos. 2,918,076 and No. 2,918,077 certificates (the ’076 and ’077 Registrations, respectively), TSDR printouts, and prosecution history, which are relevant to demonstrating K-C’s use of a mark with a puppy design. The attached Exhibit B includes the

following:

1. A copy of K-C's registration certificate for the now-cancelled '076 Registration. Exhibit B-1.
2. A TSDR printout for the '076 Registration showing cancelled status and identifying K-C as the owner of record. Exhibit B-2.
3. A statement of use and specimen for the '076 Registration, dated August 19, 2004. Exhibit B-3.
4. A section 8 and 15 declaration and specimen for the '076 Registration, dated January 11, 2011. Exhibit B-4.
5. A copy of K-C's registration certificate for now-cancelled '077 Registration. Exhibit B-5.
6. A TSDR printout for the '077 Registration showing cancelled status and identifying K-C as the owner of record. Exhibit B-6.
7. A statement of use and specimen for the '077 Registration, dated August 19, 2004. Exhibit B-7.
8. A section 8 and 15 declaration and specimen for the '077 Registration, dated January 11, 2011. Exhibit B-8.

C. **Applicant's Answers to "Opposer's First Set of Interrogatories to Applicant", dated May 20, 2016**

Pursuant to 37 C.F.R. § 2.120(j), K-C hereby introduces into evidence Applicant's Answers to Opposer's First Set of Interrogatories. In this proceeding, K-C may rely upon Applicant's Answers, including:

1. Interrogatory Nos. 4, 5, 10, 11, and 12. Exhibit C-1.
2. Attachment 1 to Applicant's Answer to Interrogatory No. 11. Exhibit C-2.

Dated: November 10, 2016

Respectfully submitted,

/s/ Jennifer E. Hoekel  
Jennifer E. Hoekel  
Donna F. Schmitt  
ARMSTRONG TEASDALE LLP  
7700 Forsyth Boulevard, Suite 1800  
Saint Louis, MO 63105  
Phone: 314-621-5070  
[jhoekel@armstrongteasdale.com](mailto:jhoekel@armstrongteasdale.com)  
[dschmitt@armstrongteasdale.com](mailto:dschmitt@armstrongteasdale.com)

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the foregoing KIMBERLY-CLARK'S NOTICE OF RELIANCE on the Applicant, by causing a true and correct copy thereof to be deposited in the United States Mail, postage prepaid, addressed to the attorney of record for the Applicant as follows on this 10<sup>th</sup> day of November, 2016. A copy was also served via electronic mail.

Samuel F. Pamias  
Hoglund & Pamias, P.S.C.  
256 Eleanor Roosevelt  
San Juan, Puerto Rico 00918  
United States

/s/ Jennifer E. Hoekel  
Jennifer E. Hoekel

# Exhibit A-1

# United States of America

United States Patent and Trademark Office



**Reg. No. 4,656,343**

KIMBERLY-CLARK WORLDWIDE, INC. (DELAWARE CORPORATION)  
2300 WINCHESTER ROAD  
NEENAH, WI 54956

**Registered Dec. 16, 2014**

**Int. Cl.: 16**

FOR: BATHROOM TISSUE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

**TRADEMARK**

FIRST USE 5-9-2013; IN COMMERCE 5-9-2013.

**PRINCIPAL REGISTER**

OWNER OF U.S. REG. NO. 2,918,077.

THE COLOR(S) TAN, DARK TAN, WHITE, BLACK, GREEN, RED AND GRAY IS/ARE CLAIMED AS A FEATURE OF THE MARK.

THE MARK CONSISTS OF A DOG WITH A TAN, DARK TAN AND WHITE BODY, A BLACK UNDERSIDE WITH BLACK AND TAN PAWS WITH GREEN AND BLACK EYES AND BLACK NOSE, BLACK MOUTH AND TONGUE IN RED AND BLACK AND WHOSE FRONT RIGHT PAW IS ON A ROLL OF BATHROOM TISSUE THAT IS WHITE WITH GRAY SHADING.

SER. NO. 86-281,791, FILED 5-15-2014.

EDWARD NELSON, EXAMINING ATTORNEY



*Michelle K. Lee*

Deputy Director of the United States  
Patent and Trademark Office

# Exhibit A-2

1. TSDR is experiencing intermittent issues displaying certain documents. The issue is being addressed.

2. The Trademark organization is beta testing a next generation examination system. As a result, there may be instances where Office actions have unexpected formatting or spacing issues. The Office is working on improvements to resolve these issues and appreciates your patience. Please contact us at [TMFeedback](#)

**STATUS**    **DOCUMENTS**

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**Generated on:** This page was generated by TSDR on 2016-10-11 15:26:38 EDT

**Mark:**



**US Serial Number:** 86281791

**Application Filing Date:** May 15, 2014

**US Registration Number:** 4656343

**Registration Date:** Dec. 16, 2014

**Filed as TEAS Plus:** Yes

**Currently TEAS Plus:** Yes

**Register:** Principal

**Mark Type:** Trademark

**TM5 Common Status**

LIVE/REGISTRATION/Issued and Active

**Descriptor:**



The trademark application has been registered with the Office.

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

**Status Date:** Dec. 16, 2014

**Publication Date:** Sep. 30, 2014

### Mark Information

**Mark Literal Elements:** None

**Standard Character Claim:** No

**Mark Drawing Type:** 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)

**Description of Mark:** The mark consists of a dog with a tan, dark tan and white body, a black underside with black and tan paws with green and black eyes and black nose, black mouth and tongue in red and black and whose front right paw is on a roll of bathroom tissue that is white with gray shading.

**Color Drawing:** Yes

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

**Design Search Code(s):** 03.01.08 - Dogs; Puppies

20.03.25 - Paper, tissue; Tissues (facial); Note pads; File folders; Stencils

### Related Properties Information

**Claimed Ownership of US** [2918077](#)

**Registrations:**

### Goods and Services

**Note:**

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

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

**For:** Bathroom tissue

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 09, 2013

Use in Commerce: May 09, 2013

**Basis Information (Case Level)**

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

**Current Owner(s) Information**

Owner Name: KIMBERLY-CLARK WORLDWIDE, INC.  
 Owner Address: 2300 WINCHESTER ROAD  
 NEENAH, WISCONSIN UNITED STATES 54956  
 Legal Entity Type: CORPORATION State or Country Where Organized: WISCONSIN

**Attorney/Correspondence Information**

**Attorney of Record**

Attorney Name: Aimee A. Zaleski Docket Number: TM64956554  
 Attorney Primary Email: [trademarks.legal@kcc.com](mailto:trademarks.legal@kcc.com) Attorney Email Authorized: Yes  
 Address:

**Correspondent**

Correspondent: AIMEE A. ZALESKI  
 Name/Address: KIMBERLY-CLARK WORLDWIDE, INC.  
 2300 WINCHESTER RD  
 NEENAH, WISCONSIN UNITED STATES 54956-9321  
 Phone: 920-721-3975 Fax: 920-721-4808  
 Correspondent e-mail: [trademarks.legal@kcc.com](mailto:trademarks.legal@kcc.com) Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

**Prosecution History**

Date	Description	Proceeding Number
Mar. 04, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Dec. 16, 2014	REGISTERED-PRINCIPAL REGISTER	
Sep. 30, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 30, 2014	PUBLISHED FOR OPPOSITION	
Sep. 10, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70629
Aug. 25, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 21, 2014	EXAMINER'S AMENDMENT ENTERED	70629
Aug. 21, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328

Aug. 21, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Aug. 21, 2014	EXAMINERS AMENDMENT -WRITTEN	60997
Aug. 07, 2014	EXAMINER'S AMENDMENT ENTERED	70629
Aug. 07, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Aug. 07, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Aug. 07, 2014	EXAMINERS AMENDMENT -WRITTEN	60997
Jul. 28, 2014	EXAMINER'S AMENDMENT ENTERED	70629
Jul. 28, 2014	ASSIGNED TO LIE	70629
Jul. 28, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 28, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 28, 2014	EXAMINERS AMENDMENT -WRITTEN	60997
Jul. 28, 2014	ASSIGNED TO EXAMINER	60997
May 29, 2014	NOTICE OF DESIGN SEARCH CODE E-MAILED	
May 28, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 19, 2014	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: Dec. 16, 2014

**Assignment Abstract Of Title Information**

**Summary**

[Conveyance Filter](#)

Total Assignments: 1

Registrant: Kimberly-Clark Worldwide, Inc.

**Assignment 1 of 1**

Conveyance: ENTITY CONVERSION

Reel/Frame: [5464/0116](#)

Pages: 25

Date Recorded: Feb. 16, 2015

Supporting Documents: [assignment-tm-5464-0116.pdf](#)

**Assignor**

Name: [KIMBERLY-CLARK WORLDWIDE, INC.](#)

Execution Date: Dec. 29, 2014

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

**Assignee**

Name: [KIMBERLY-CLARK WORLDWIDE, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: WISCONSIN

Address: 2300 WINCHESTER ROAD  
NEENAH, WISCONSIN 54956

**Correspondent**

Correspondent Name: KIMBERLY-CLARK WORLDWIDE, INC.

Correspondent Address: 2300 WINCHESTER ROAD  
NEENAH, WI 54956

**Domestic Representative - Not Found**

**Proceedings - None recorded**

# Exhibit A-3

**4**  
**DOUBLE**  
= **8**

Kleenex  
**Cottonelle**  
TOILET PAPER - PAPIER HYGIÉNIQUE

**ULTRA**  
**ComfortCare**  
soft, thick, absorbent  
doux, épais et absorbant

**NEW!**  
TEXTURE ON OUR  
**THICKEST**  
TOILET PAPER  
NOUVELLE  
TEXTURE SUR NOTRE  
**PLUS ÉPAIS**



ROLLS / ROULEAUX 166 2-PLY SHEETS PER ROLL / FEUILLES DE 2 ÉPAISSEURS PAR ROULEAU  
4.2 X 4.9 IN. (10.6 X 10.1 CM) 77.2 SQ. FT. (6.8 m<sup>2</sup>)

# Exhibit B-1

**Int. Cls.: 3 and 16**

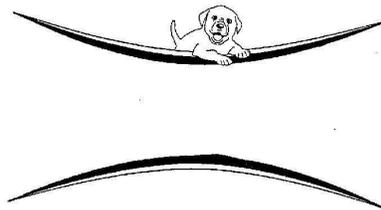
**Prior U.S. Cls.: 1, 2, 4, 5, 6, 22, 23, 29, 37, 38, 50, 51,  
and 52**

**Reg. No. 2,918,076**

**United States Patent and Trademark Office**

**Registered Jan. 11, 2005**

**TRADEMARK  
PRINCIPAL REGISTER**



KIMBERLY-CLARK WORLDWIDE, INC. (DELA-  
WARE CORPORATION)  
401 NORTH LAKE STREET  
NEENAH, WI 54956

FOR: DISPOSABLE WIPES IMPREGNATED  
WITH A CLEANING COMPOUND FOR PERSONAL  
HYGIENE, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND  
52).

FIRST USE 8-11-2003; IN COMMERCE 8-11-2003.

FOR: BATHROOM TISSUE, IN CLASS 16 (U.S.  
CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 8-11-2003; IN COMMERCE 8-11-2003.

SN 78-215,104, FILED 2-14-2003.

THEODORE MCBRIDE, EXAMINING ATTORNEY

# Exhibit B-2

1. TSDR is experiencing intermittent issues displaying certain documents. The issue is being addressed.
2. The Trademark organization is beta testing a next generation examination system. As a result, there may be instances where Office actions have unexpected formatting or spacing issues. The Office is working on improvements to resolve these issues and appreciates your patience. Please contact us at [TMFeedback](#)

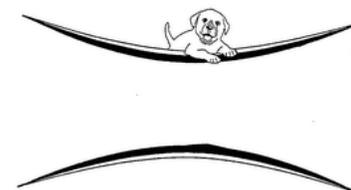
**STATUS**      **DOCUMENTS**

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**Generated on:** This page was generated by TSDR on 2016-10-11 18:34:09 EDT

**Mark:**



**US Serial Number:** 78215104

**Application Filing Date:** Feb. 14, 2003

**US Registration Number:** 2918076

**Registration Date:** Jan. 11, 2005

**Register:** Principal

**Mark Type:** Trademark

**TM5 Common Status**

DEAD/REGISTRATION/Cancelled/Invalidated

**Descriptor:**



The trademark application was registered, but subsequently it was cancelled or invalidated and removed from the registry.

**Status:** Registration cancelled because registrant did not file an acceptable declaration under Section 8. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

**Status Date:** Aug. 14, 2015

**Publication Date:** Jan. 06, 2004

**Notice of Allowance Date:** Mar. 30, 2004

**Date Cancelled:** Aug. 14, 2015

## Mark Information

**Mark Literal Elements:** None

**Standard Character Claim:** No

**Mark Drawing Type:** 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)

**Design Search Code(s):** 03.01.08 - Puppies; Dogs  
 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers  
 26.17.09 - Curved line(s), band(s) or bar(s); Bars, curved; Bands, curved; Lines, curved

## Goods and Services

### Note:

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

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

**For:** disposable wipes impregnated with a cleaning compound for personal hygiene

**International Class(es):** 003 - Primary Class

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

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 1(a)

**First Use:** Aug. 11, 2003

**Use in Commerce:** Aug. 11, 2003

**For:** bathroom tissue

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 1(a)

**First Use:** Aug. 11, 2003

**Use in Commerce:** Aug. 11, 2003

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** Yes

**Amended Use:** No

<b>Filed ITU:</b> Yes	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

### Current Owner(s) Information

**Owner Name:** Kimberly-Clark Worldwide, Inc.

**Owner Address:** 2300 Winchester Road  
Neenah, WISCONSIN UNITED STATES 54956

**Legal Entity Type:** CORPORATION **State or Country Where Organized:** DELAWARE

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Denise L. Stoker

#### Correspondent

**Correspondent Name/Address:** Denise L. Stoker  
KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road  
NEENAH, WISCONSIN UNITED STATES 54956

**Phone:** 920-721-4043 **Fax:** 920-721-7339

**Domestic Representative - Not Found**

### Prosecution History

Date	Description	Proceeding Number
Aug. 14, 2015	CANCELLED SEC. 8 (10-YR)/EXPIRED SECTION 9	

Jan. 31, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	64591
Jan. 28, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Jan. 11, 2011	TEAS SECTION 8 & 15 RECEIVED	
Jan. 11, 2005	REGISTERED-PRINCIPAL REGISTER	
Nov. 02, 2004	LAW OFFICE REGISTRATION REVIEW COMPLETED	76539
Oct. 29, 2004	ASSIGNED TO LIE	76539
Oct. 25, 2004	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 07, 2004	ASSIGNED TO EXAMINER	76134
Aug. 31, 2004	STATEMENT OF USE PROCESSING COMPLETE	
Aug. 19, 2004	USE AMENDMENT FILED	
Aug. 19, 2004	TEAS STATEMENT OF USE RECEIVED	
Mar. 30, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 06, 2004	PUBLISHED FOR OPPOSITION	
Dec. 17, 2003	NOTICE OF PUBLICATION	
Nov. 04, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 30, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 30, 2003	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 15, 2003	NON-FINAL ACTION MAILED	
Aug. 11, 2003	ASSIGNED TO EXAMINER	76134

### 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 103

**Date in Location:** Jan. 31, 2011

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

**Proceedings**

# Exhibit B-3

## Statement of Use Filing

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	78215104
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 103
<b>NOTICE OF ALLOWANCE</b>	YES
<b>EXTENSION OF USE</b>	NO
<b>MARK SECTION</b>	
MARK	Design only
DESIGN MARK FILE NAME(S)	<a href="http://tess2.uspto.gov/we_baka/images/78215104.gif">http://tess2.uspto.gov/we_baka/images/78215104.gif</a>
<b>OWNER SECTION (no change)</b>	
<b>ATTORNEY SECTION</b>	
NAME	Gregg Marrazzo
<b>GOODS AND/OR SERVICES SECTION</b>	
INTERNATIONAL CLASS	003
KEEP EXISTING GOODS AND/OR SERVICES	YES
FIRST USE ANYWHERE DATE	08/11/2003
FIRST USE IN COMMERCE DATE	08/11/2003
SPECIMEN FILE NAME(S)	<a href="\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215104\xml1\SOU0002.JPG">\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215104\xml1\SOU0002.JPG</a>
SPECIMEN DESCRIPTION	SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE
INTERNATIONAL CLASS	016
KEEP EXISTING GOODS AND/OR SERVICES	YES
FIRST USE ANYWHERE DATE	08/11/2003
FIRST USE IN COMMERCE DATE	08/11/2003
SPECIMEN FILE NAME(S)	<a href="\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215104\xml1\SOU0003.JPG">\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215104\xml1\SOU0003.JPG</a>
SPECIMEN DESCRIPTION	SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE
<b>PAYMENT SECTION</b>	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	200
TOTAL AMOUNT	200
<b>SIGNATURE SECTION</b>	
SIGNATURE	/Gregg Marrazzo/
SIGNATORY NAME	GREGG MARRAZZO

SIGNATORY DATE	08/18/2004
SIGNATORY POSITION	CHIEF TRADEMARK COUNSEL
<b>FILING INFORMATION</b>	
SUBMIT DATE	Thu Aug 19 11:34:05 EDT 2004
TEAS STAMP	USPTO/SOU-XXX.XX.XXX.X-20 040819113405843016-782151 04-2006322e2de33843cae6b3 9f946ab6b7ffe-RAM-913-200 40818150439764465

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**Trademark/Service Mark Statement of Use  
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** Design only  
**SERIAL NUMBER:** 78215104

This Allegation of Use is being filed after a Notice of Allowance has issued.

The applicant, Kimberly-Clark Worldwide, Inc., residing at 401 North Lake Street , Neenah, WI US 54956, is using or is using through a related company or licensee the mark in commerce on or in connection with the goods and/or services as follows:

For International Class: 003, the applicant, or the applicant's related company or licensee, is using the mark in commerce on or in connection with all goods and/or services listed in the application or Notice of Allowance.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 08/11/2003, and first used in commerce at least as early as 08/11/2003, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE.

[Specimen-1](#)

For International Class: 016, the applicant, or the applicant's related company or licensee, is using the mark in commerce on or in connection with all goods and/or services listed in the application or Notice of Allowance.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 08/11/2003, and first used in commerce at least as early as 08/11/2003, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE.

[Specimen-1](#)

The applicant hereby appoints Gregg Marrazzo to submit this Statement of Use Filing on behalf of the applicant.

A fee payment in the amount of \$200 will be submitted with the form, representing payment for 2 classes.

**Declaration**

Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /Gregg Marrazzo/    Date: 08/18/2004  
Signatory's Name: GREGG MARRAZZO  
Signatory's Position: CHIEF TRADEMARK COUNSEL

RAM Sale Number: 913  
RAM Accounting Date: 08/19/2004

Serial Number: 78215104  
Internet Transmission Date: Thu Aug 19 11:34:05 EDT 2004  
TEAS Stamp: USPTO/SOU-XXX.XX.XXX.X-20040819113405843

016-78215104-2006322e2de33843cae6b39f946  
ab6b7ffe-RAM-913-20040818150439764465



TM

Kleenex® BRAND

# Cottonelle

Fresh®

- Moist
- Flushable
- Aloe & E

*Folded Wipes*



Kleenex® BRAND

# Cottonelle

TOILET PAPER

with Ripples®

**FEE RECORD SHEET**

**Serial Number:** 78215104



**RAM Sale Number:** 913

**Total Fees:** \$200

**RAM Accounting Date:** 20040819

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20040819	\$100	2	\$200

**Transaction Date:** 20040819



# Exhibit B-4

## Combined Declaration of Use and Incontestability under Sections 8 & 15

**The table below presents the data as entered.**

Input Field	Entered
<b>REGISTRATION NUMBER</b>	2918076
<b>REGISTRATION DATE</b>	01/11/2005
<b>SERIAL NUMBER</b>	78215104
<b>MARK SECTION</b>	
<b>MARK</b>	Miscellaneous Mark (stylized and/or with design)
<b>ATTORNEY SECTION (current)</b>	
<b>NAME</b>	Gregg Marrazzo
<b>FIRM NAME</b>	KIMBERLY-CLARK WORLDWIDE, INC.
<b>STREET</b>	401 NORTH LAKE STREET
<b>CITY</b>	NEENAH
<b>STATE</b>	Wisconsin
<b>POSTAL CODE</b>	54956
<b>COUNTRY</b>	United States
<b>PHONE</b>	920-721-2600
<b>FAX</b>	920-721-4808
<b>ATTORNEY SECTION (proposed)</b>	
<b>NAME</b>	Denise L. Stoker
<b>FIRM NAME</b>	KIMBERLY-CLARK WORLDWIDE, INC.
<b>STREET</b>	2300 Winchester Road
<b>CITY</b>	NEENAH
<b>STATE</b>	Wisconsin
<b>POSTAL CODE</b>	54956
<b>COUNTRY</b>	United States
<b>PHONE</b>	920-721-4043
<b>FAX</b>	920-721-7339
<b>CORRESPONDENCE SECTION (current)</b>	
<b>NAME</b>	GREGG MARRAZZO
<b>FIRM NAME</b>	KIMBERLY-CLARK WORLDWIDE, INC.
<b>STREET</b>	401 NORTH LAKE STREET
<b>CITY</b>	NEENAH
<b>STATE</b>	Wisconsin

POSTAL CODE	54956
COUNTRY	United States
PHONE	920-721-2600
FAX	920-721-4808
<b>CORRESPONDENCE SECTION (proposed)</b>	
NAME	Denise L. Stoker
FIRM NAME	KIMBERLY-CLARK WORLDWIDE, INC.
STREET	2300 Winchester Road
CITY	NEENAH
STATE	Wisconsin
POSTAL CODE	54956
COUNTRY	United States
PHONE	920-721-4043
FAX	920-721-7339
<b>GOODS AND/OR SERVICES SECTION</b>	
INTERNATIONAL CLASS	003
GOODS OR SERVICES	disposable wipes impregnated with a cleaning compound for personal hygiene
SPECIMEN FILE NAME(S)	<a href="#">\\TICRS\EXPORT11\IMAGEOUT 11\782\151\78215104\xml3\8150002.JPG</a>
SPECIMEN DESCRIPTION	Scanned image of product package
INTERNATIONAL CLASS	016
GOODS OR SERVICES	bathroom tissue
SPECIMEN FILE NAME(S)	<a href="#">\\TICRS\EXPORT11\IMAGEOUT 11\782\151\78215104\xml3\8150003.JPG</a>
SPECIMEN DESCRIPTION	Scanned image of product package
<b>OWNER SECTION (current)</b>	
NAME	Kimberly-Clark Worldwide, Inc.
STREET	401 North Lake Street
CITY	Neenah
STATE	Wisconsin
ZIP/POSTAL CODE	54956
COUNTRY	United States
PHONE	920-721-2600
FAX	920-721-4808
<b>OWNER SECTION (proposed)</b>	
NAME	Kimberly-Clark Worldwide, Inc.
STREET	2300 Winchester Road
CITY	Neenah

<b>STATE</b>	Wisconsin
<b>ZIP/POSTAL CODE</b>	54956
<b>COUNTRY</b>	United States
<b>PHONE</b>	920-721-4043
<b>FAX</b>	920-721-7339
<b>LEGAL ENTITY SECTION (current)</b>	
<b>TYPE</b>	corporation
<b>STATE/COUNTRY OF INCORPORATION</b>	Delaware
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES</b>	2
<b>NUMBER OF CLASSES PAID</b>	2
<b>SUBTOTAL AMOUNT</b>	600
<b>TOTAL FEE PAID</b>	600
<b>SIGNATURE SECTION</b>	
<b>SIGNATURE</b>	/dls/
<b>SIGNATORY'S NAME</b>	Denise L. Stoker
<b>SIGNATORY'S POSITION</b>	Senior Patent Attorney
<b>DATE SIGNED</b>	01/11/2011
<b>PAYMENT METHOD</b>	DA
<b>FILING INFORMATION</b>	
<b>SUBMIT DATE</b>	Tue Jan 11 16:30:03 EST 2011
<b>TEAS STAMP</b>	USPTO/S08N15-XXX.XXX.XXX. X-20110111163003006930-29 18076-470c53a39399a62d8e3 5131b3f9591b1d9-DA-3029-2 0110111162122720065

## Combined Declaration of Use and Incontestability under Sections 8 & 15

### To the Commissioner for Trademarks:

**REGISTRATION NUMBER:** 2918076

**REGISTRATION DATE:** 01/11/2005

**MARK:** (Stylized and/or with Design, Miscellaneous Mark)

The owner, Kimberly-Clark Worldwide, Inc., a corporation of Delaware, having an address of  
2300 Winchester Road  
Neenah, Wisconsin 54956  
United States

is filing a Combined Declaration of Use and Incontestability under Sections 8 & 15.

For International Class 003, the mark is in use in commerce on or in connection with **all** of the goods or services listed in the existing registration for this specific class: disposable wipes impregnated with a cleaning compound for personal hygiene; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods or services listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods or services exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one specimen for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) Scanned image of product package.

[Specimen File1](#)

For International Class 016, the mark is in use in commerce on or in connection with **all** of the goods or services listed in the existing registration for this specific class: bathroom tissue; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods or services listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods or services exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one specimen for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) Scanned image of product package.

[Specimen File1](#)

The registrant's current Attorney Information: Gregg Marrazzo of KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, Wisconsin (WI) 54956  
United States (USX)

The registrant's proposed Attorney Information: Denise L. Stoker of KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road  
NEENAH, Wisconsin (WI) 54956  
United States (USX)

The phone number is 920-721-4043.

The fax number is 920-721-7339.

The registrant's current Correspondence Information: GREGG MARRAZZO of KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, Wisconsin (WI) 54956  
United States (USX)

The registrant's proposed Correspondence Information: Denise L. Stoker of KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road

NEENAH, Wisconsin (WI) 54956  
United States (USX)

The phone number is 920-721-4043.

The fax number is 920-721-7339.

A fee payment in the amount of \$600 will be submitted with the form, representing payment for 2 class(es), plus any additional grace period fee, if necessary.

#### **Declaration**

*The mark is in use in commerce on or in connection with the goods and/or services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce. The mark has been in continuous use in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce. There has been no final decision adverse to the owner's claim of ownership of such mark, or to the owner's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the U.S. Patent and Trademark Office or in the courts.*

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /dls/ Date: 01/11/2011  
Signatory's Name: Denise L. Stoker  
Signatory's Position: Senior Patent Attorney

**Mailing Address (current):**  
KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, Wisconsin 54956

**Mailing Address (proposed):**  
KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road  
NEENAH, Wisconsin 54956

Serial Number: 78215104  
Internet Transmission Date: Tue Jan 11 16:30:03 EST 2011  
TEAS Stamp: USPTO/S08N15-XXX.XXX.XXX.X-2011011116300  
3006930-2918076-470c53a39399a62d8e35131b  
3f9591b1d9-DA-3029-20110111162122720065



**POP-UP<sup>®</sup>**  
**REFILL**

**Kleenex<sup>®</sup>**  
**Cottonelle**  
FLUSHABLE MOIST WIPES

**Fresh<sup>®</sup>**





Kleenex®

**Cottonelle®**

TOILET PAPER

**ROUTING SHEET TO POST REGISTRATION (PRU)**

**Registration Number:** 2918076



**Serial Number:** 78215104



**RAM Sale Number:** 3029

**RAM Accounting Date:** 20110112

**Total Fees:** \$600

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20110111	\$100	2	2	\$200
§15 affidavit	7208	20110111	\$200	2	2	\$400

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

**Transaction Date:** 20110111



# Exhibit B-5

**Int. Cls.: 3 and 16**

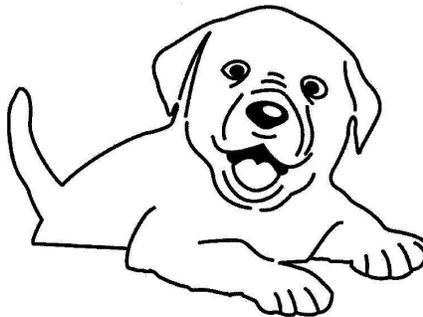
**Prior U.S. Cls.: 1, 2, 4, 5, 6, 22, 23, 29, 37, 38, 50, 51,  
and 52**

**Reg. No. 2,918,077**

**United States Patent and Trademark Office**

**Registered Jan. 11, 2005**

**TRADEMARK  
PRINCIPAL REGISTER**



KIMBERLY-CLARK WORLDWIDE, INC. (DELA-  
WARE CORPORATION)  
401 NORTH LAKE STREET  
NEENAH, WI 54956

FOR: DISPOSABLE WIPES IMPREGNATED  
WITH A CLEANING COMPOUND FOR PERSONAL  
HYGIENE, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND  
52).

FIRST USE 8-11-2003; IN COMMERCE 8-11-2003.

FOR: BATHROOM TISSUE, IN CLASS 16 (U.S.  
CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 8-11-2003; IN COMMERCE 8-11-2003.

SN 78-215,131, FILED 2-14-2003.

THEODORE MCBRIDE, EXAMINING ATTORNEY

# Exhibit B-6

1. TSDR is experiencing intermittent issues displaying certain documents. The issue is being addressed.
2. The Trademark organization is beta testing a next generation examination system. As a result, there may be instances where Office actions have unexpected formatting or spacing issues. The Office is working on improvements to resolve these issues and appreciates your patience. Please contact us at [TMFeedback](#)

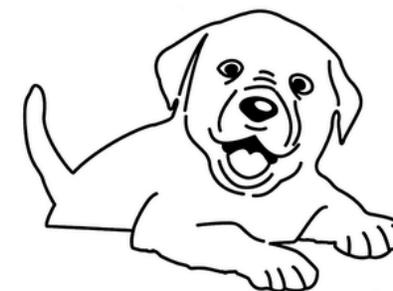
**STATUS**      **DOCUMENTS**

[Back to Search](#)

Print

**Generated on:** This page was generated by TSDR on 2016-10-11 18:50:04 EDT

**Mark:**



**US Serial Number:** 78215131

**Application Filing Date:** Feb. 14, 2003

**US Registration Number:** 2918077

**Registration Date:** Jan. 11, 2005

**Register:** Principal

**Mark Type:** Trademark

**TM5 Common Status**

DEAD/REGISTRATION/Cancelled/Invalidated

**Descriptor:**



The trademark application was registered, but subsequently it was cancelled or invalidated and removed from the registry.

**Status:** Registration cancelled because registrant did not file an acceptable declaration under Section 8. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

**Status Date:** Aug. 14, 2015

**Publication Date:** Jan. 27, 2004

**Notice of Allowance Date:** Apr. 20, 2004

**Date Cancelled:** Aug. 14, 2015

## Mark Information

**Mark Literal Elements:** None

**Standard Character Claim:** No

**Mark Drawing Type:** 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)

**Design Search Code(s):** 03.01.08 - Puppies; Dogs

## Goods and Services

### Note:

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

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

**For:** disposable wipes impregnated with a cleaning compound for personal hygiene

**International Class(es):** 003 - Primary Class

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

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 1(a)

**First Use:** Aug. 11, 2003

**Use in Commerce:** Aug. 11, 2003

**For:** bathroom tissue

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 1(a)

**First Use:** Aug. 11, 2003

**Use in Commerce:** Aug. 11, 2003

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

### Current Owner(s) Information

**Owner Name:** Kimberly-Clark Worldwide, Inc.

**Owner Address:** 2300 Winchester Road  
Neenah, WISCONSIN UNITED STATES 54956

**Legal Entity Type:** CORPORATION **State or Country Where Organized:** DELAWARE

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Denise L. Stoker

#### Correspondent

**Correspondent Name/Address:** Denise L. Stoker  
KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road  
NEENAH, WISCONSIN UNITED STATES 54956

**Phone:** 920-721-4043 **Fax:** 920-721-7339

#### Domestic Representative - Not Found

### Prosecution History

Date	Description	Proceeding Number
Aug. 14, 2015	CANCELLED SEC. 8 (10-YR)/EXPIRED SECTION 9	
Jan. 31, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	64591

Jan. 28, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Jan. 11, 2011	TEAS SECTION 8 & 15 RECEIVED	
Jan. 11, 2005	REGISTERED-PRINCIPAL REGISTER	
Nov. 02, 2004	LAW OFFICE REGISTRATION REVIEW COMPLETED	76539
Oct. 29, 2004	ASSIGNED TO LIE	76539
Oct. 25, 2004	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 07, 2004	ASSIGNED TO EXAMINER	76134
Aug. 31, 2004	STATEMENT OF USE PROCESSING COMPLETE	
Aug. 19, 2004	USE AMENDMENT FILED	
Aug. 19, 2004	TEAS STATEMENT OF USE RECEIVED	
Apr. 20, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 24, 2003	PAPER RECEIVED	
Jan. 27, 2004	PUBLISHED FOR OPPOSITION	
Jan. 07, 2004	NOTICE OF PUBLICATION	
Nov. 04, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 30, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 30, 2003	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 15, 2003	NON-FINAL ACTION MAILED	
Aug. 11, 2003	ASSIGNED TO EXAMINER	76134

### 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 103

**Date in Location:** Jan. 31, 2011

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

**Proceedings**

# Exhibit B-7

## Statement of Use Filing

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	78215131
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 103
<b>NOTICE OF ALLOWANCE</b>	YES
<b>EXTENSION OF USE</b>	NO
<b>MARK SECTION</b>	
MARK	Design only
DESIGN MARK FILE NAME(S)	<a href="http://tess2.uspto.gov/we_baka/images/78215131.gif">http://tess2.uspto.gov/we_baka/images/78215131.gif</a>
<b>OWNER SECTION (no change)</b>	
<b>ATTORNEY SECTION</b>	
NAME	Gregg Marrazzo
<b>GOODS AND/OR SERVICES SECTION</b>	
INTERNATIONAL CLASS	003
KEEP EXISTING GOODS AND/OR SERVICES	YES
FIRST USE ANYWHERE DATE	08/11/2003
FIRST USE IN COMMERCE DATE	08/11/2003
SPECIMEN FILE NAME(S)	<a href="\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215131\xml1\SOU0002.JPG">\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215131\xml1\SOU0002.JPG</a>
SPECIMEN DESCRIPTION	SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE
INTERNATIONAL CLASS	016
KEEP EXISTING GOODS AND/OR SERVICES	YES
FIRST USE ANYWHERE DATE	08/11/2003
FIRST USE IN COMMERCE DATE	08/11/2003
SPECIMEN FILE NAME(S)	<a href="\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215131\xml1\SOU0003.JPG">\\tigrs\EXPORT11\IMAGEOUT 11\782\151\78215131\xml1\SOU0003.JPG</a>
SPECIMEN DESCRIPTION	SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE
<b>PAYMENT SECTION</b>	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	200
TOTAL AMOUNT	200
<b>SIGNATURE SECTION</b>	
SIGNATURE	/Gregg Marrazzo/
SIGNATORY NAME	GREGG MARRAZZO

SIGNATORY DATE	08/19/2004
SIGNATORY POSITION	CHIEF TRADEMARK COUNSEL
<b>FILING INFORMATION</b>	
SUBMIT DATE	Thu Aug 19 12:04:15 EDT 2004
TEAS STAMP	USPTO/SOU-XXX.XX.XXX.X-20 040819120415385027-782151 31-2006d919978f1eb145cc36 0c7e2a56595ab-RAM-973-200 40818145543225451

---

**Trademark/Service Mark Statement of Use**  
**(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** Design only  
**SERIAL NUMBER:** 78215131

This Allegation of Use is being filed after a Notice of Allowance has issued.

The applicant, Kimberly-Clark Worldwide, Inc., residing at 401 North Lake Street , Neenah, WI US 54956, is using or is using through a related company or licensee the mark in commerce on or in connection with the goods and/or services as follows:

For International Class: 003, the applicant, or the applicant's related company or licensee, is using the mark in commerce on or in connection with all goods and/or services listed in the application or Notice of Allowance.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 08/11/2003, and first used in commerce at least as early as 08/11/2003, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE.

[Specimen-1](#)

For International Class: 016, the applicant, or the applicant's related company or licensee, is using the mark in commerce on or in connection with all goods and/or services listed in the application or Notice of Allowance.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 08/11/2003, and first used in commerce at least as early as 08/11/2003, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) SCANNED IMAGE OF ACTUAL PRODUCT PACKAGE.

[Specimen-1](#)

The applicant hereby appoints Gregg Marrazzo to submit this Statement of Use Filing on behalf of the applicant.

A fee payment in the amount of \$200 will be submitted with the form, representing payment for 2 classes.

**Declaration**

Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /Gregg Marrazzo/    Date: 08/19/2004  
Signatory's Name: GREGG MARRAZZO  
Signatory's Position: CHIEF TRADEMARK COUNSEL

RAM Sale Number: 973  
RAM Accounting Date: 08/19/2004

Serial Number: 78215131  
Internet Transmission Date: Thu Aug 19 12:04:15 EDT 2004  
TEAS Stamp: USPTO/SOU-XXX.XX.XXX.X-20040819120415385

027-78215131-2006d919978f1eb145cc360c7e2  
a56595ab-RAM-973-20040818145543225451



Kleenex® BRAND  
**Cottonelle**  
*Fresh*

- Moist
- Flushable
- Aloe & E

*Folded Wipes*



Kleenex® BRAND

# Cottonelle

TOILET PAPER

with Ripples®

**FEE RECORD SHEET**

**Serial Number:** 78215131



**RAM Sale Number:** 973

**Total Fees:** \$200

**RAM Accounting Date:** 20040819

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20040819	\$100	2	\$200

**Transaction Date:** 20040819



# Exhibit B-8

## Combined Declaration of Use and Incontestability under Sections 8 & 15

**The table below presents the data as entered.**

Input Field	Entered
<b>REGISTRATION NUMBER</b>	2918077
<b>REGISTRATION DATE</b>	01/11/2005
<b>SERIAL NUMBER</b>	78215131
<b>MARK SECTION</b>	
<b>MARK</b>	Miscellaneous Mark (stylized and/or with design)
<b>ATTORNEY SECTION (current)</b>	
<b>NAME</b>	Gregg Marrazzo
<b>FIRM NAME</b>	KIMBERLY-CLARK WORLDWIDE, INC.
<b>STREET</b>	401 NORTH LAKE STREET
<b>CITY</b>	NEENAH
<b>STATE</b>	Wisconsin
<b>POSTAL CODE</b>	54956
<b>COUNTRY</b>	United States
<b>PHONE</b>	920-721-2600
<b>FAX</b>	920-721-4808
<b>ATTORNEY SECTION (proposed)</b>	
<b>NAME</b>	Denise L. Stoker
<b>FIRM NAME</b>	KIMBERLY-CLARK WORLDWIDE, INC.
<b>STREET</b>	2300 Winchester Road
<b>CITY</b>	NEENAH
<b>STATE</b>	Wisconsin
<b>POSTAL CODE</b>	54956
<b>COUNTRY</b>	United States
<b>PHONE</b>	920-721-4043
<b>FAX</b>	920-721-7339
<b>CORRESPONDENCE SECTION (current)</b>	
<b>NAME</b>	GREGG MARRAZZO
<b>FIRM NAME</b>	KIMBERLY-CLARK WORLDWIDE, INC.
<b>STREET</b>	401 NORTH LAKE STREET
<b>CITY</b>	NEENAH
<b>STATE</b>	Wisconsin

POSTAL CODE	54956
COUNTRY	United States
PHONE	920-721-2600
FAX	920-721-4808
<b>CORRESPONDENCE SECTION (proposed)</b>	
NAME	Denise L. Stoker
FIRM NAME	KIMBERLY-CLARK WORLDWIDE, INC.
STREET	2300 Winchester Road
CITY	NEENAH
STATE	Wisconsin
POSTAL CODE	54956
COUNTRY	United States
PHONE	920-721-4043
FAX	920-721-7339
<b>GOODS AND/OR SERVICES SECTION</b>	
INTERNATIONAL CLASS	003
GOODS OR SERVICES	disposable wipes impregnated with a cleaning compound for personal hygiene
SPECIMEN FILE NAME(S)	<a href="#">\\TICRS\EXPORT11\IMAGEOUT 11\782\151\78215131\xml3\8150002.JPG</a>
SPECIMEN DESCRIPTION	SCANNED IMAGE OF PRODUCT PACKAGE
INTERNATIONAL CLASS	016
GOODS OR SERVICES	bathroom tissue
SPECIMEN FILE NAME(S)	<a href="#">\\TICRS\EXPORT11\IMAGEOUT 11\782\151\78215131\xml3\8150003.JPG</a>
SPECIMEN DESCRIPTION	SCANNED IMAGE OF PRODUCT PACKAGE
<b>OWNER SECTION (current)</b>	
NAME	Kimberly-Clark Worldwide, Inc.
STREET	401 North Lake Street
CITY	Neenah
STATE	Wisconsin
ZIP/POSTAL CODE	54956
COUNTRY	United States
PHONE	920-721-2600
FAX	920-721-4808
<b>OWNER SECTION (proposed)</b>	
NAME	Kimberly-Clark Worldwide, Inc.
STREET	2300 Winchester Road
CITY	Neenah

<b>STATE</b>	Wisconsin
<b>ZIP/POSTAL CODE</b>	54956
<b>COUNTRY</b>	United States
<b>PHONE</b>	920-721-4043
<b>FAX</b>	920-721-7339
<b>LEGAL ENTITY SECTION (current)</b>	
<b>TYPE</b>	corporation
<b>STATE/COUNTRY OF INCORPORATION</b>	Delaware
<b>PAYMENT SECTION</b>	
<b>NUMBER OF CLASSES</b>	2
<b>NUMBER OF CLASSES PAID</b>	2
<b>SUBTOTAL AMOUNT</b>	600
<b>TOTAL FEE PAID</b>	600
<b>SIGNATURE SECTION</b>	
<b>SIGNATURE</b>	/dls/
<b>SIGNATORY'S NAME</b>	Denise L. Stoker
<b>SIGNATORY'S POSITION</b>	Senior Patent Attorney
<b>DATE SIGNED</b>	01/11/2011
<b>PAYMENT METHOD</b>	DA
<b>FILING INFORMATION</b>	
<b>SUBMIT DATE</b>	Tue Jan 11 16:15:32 EST 2011
<b>TEAS STAMP</b>	USPTO/S08N15-XXX.XXX.XXX. X-20110111161532350886-29 18077-470a3ef8b62a5e776bd 116ab1b144eea7c8-DA-2751- 20110111161014002151

## Combined Declaration of Use and Incontestability under Sections 8 & 15

### To the Commissioner for Trademarks:

**REGISTRATION NUMBER:** 2918077

**REGISTRATION DATE:** 01/11/2005

**MARK:** (Stylized and/or with Design, Miscellaneous Mark)

The owner, Kimberly-Clark Worldwide, Inc., a corporation of Delaware, having an address of  
2300 Winchester Road  
Neenah, Wisconsin 54956  
United States

is filing a Combined Declaration of Use and Incontestability under Sections 8 & 15.

For International Class 003, the mark is in use in commerce on or in connection with **all** of the goods or services listed in the existing registration for this specific class: disposable wipes impregnated with a cleaning compound for personal hygiene; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods or services listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods or services exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one specimen for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) SCANNED IMAGE OF PRODUCT PACKAGE.

[Specimen File1](#)

For International Class 016, the mark is in use in commerce on or in connection with **all** of the goods or services listed in the existing registration for this specific class: bathroom tissue; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods or services listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods or services exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one specimen for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) SCANNED IMAGE OF PRODUCT PACKAGE.

[Specimen File1](#)

The registrant's current Attorney Information: Gregg Marrazzo of KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, Wisconsin (WI) 54956  
United States (USX)

The registrant's proposed Attorney Information: Denise L. Stoker of KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road  
NEENAH, Wisconsin (WI) 54956  
United States (USX)

The phone number is 920-721-4043.

The fax number is 920-721-7339.

The registrant's current Correspondence Information: GREGG MARRAZZO of KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, Wisconsin (WI) 54956  
United States (USX)

The registrant's proposed Correspondence Information: Denise L. Stoker of KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road

NEENAH, Wisconsin (WI) 54956  
United States (USX)

The phone number is 920-721-4043.

The fax number is 920-721-7339.

A fee payment in the amount of \$600 will be submitted with the form, representing payment for 2 class(es), plus any additional grace period fee, if necessary.

#### **Declaration**

*The mark is in use in commerce on or in connection with the goods and/or services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce. The mark has been in continuous use in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce. There has been no final decision adverse to the owner's claim of ownership of such mark, or to the owner's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the U.S. Patent and Trademark Office or in the courts.*

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /dls/ Date: 01/11/2011  
Signatory's Name: Denise L. Stoker  
Signatory's Position: Senior Patent Attorney

**Mailing Address (current):**  
KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, Wisconsin 54956

**Mailing Address (proposed):**  
KIMBERLY-CLARK WORLDWIDE, INC.  
2300 Winchester Road  
NEENAH, Wisconsin 54956

Serial Number: 78215131  
Internet Transmission Date: Tue Jan 11 16:15:32 EST 2011  
TEAS Stamp: USPTO/S08N15-XXX.XXX.XXX.X-2011011116153  
2350886-2918077-470a3ef8b62a5e776bd116ab  
1b144eea7c8-DA-2751-20110111161014002151



**POP-UP<sup>®</sup>**  
**REFILL**

**Kleenex<sup>®</sup>**  
**Cottonelle**  
FLUSHABLE MOIST WIPES

**Fresh<sup>®</sup>**





Kleenex®

**Cottonelle®**

TOILET PAPER

**ROUTING SHEET TO POST REGISTRATION (PRU)**

**Registration Number:** 2918077



**Serial Number:** 78215131



**RAM Sale Number:** 2751

**RAM Accounting Date:** 20110112

**Total Fees:** \$600

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20110111	\$100	2	2	\$200
§15 affidavit	7208	20110111	\$200	2	2	\$400

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

**Transaction Date:** 20110111



# Exhibit C-1

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

**KIMBERLY-CLARK WORLDWIDE, INC.**

Opposer

v.

**MATOSANTOS COMMERCIAL CORP.**

Applicant

Opposition No. 91218800

Serial No. 85/901,644

Mark: **TENDER PUFF BATHROOM  
TISSUE and Design**

Filing Date: April 11, 2013

Publication Date: April 15, 2014

**APPLICANT'S ANSWERS TO "OPPOSER'S FIRST SET OF INTERROGATORIES  
TO APPLICANT"**

Pursuant to Rules 33 of the Federal Rules of Civil Procedure and TMBP §§ 405 and 406, the Applicant, *Matosantos Commercial Corp.* (hereinafter "Matosantos"), hereby responds and objects to Opposer's First Request for Interrogatories ("Opposer's First Request" or "Request" or "Requests") as follows:

**GENERAL OBJECTIONS**

1. Applicant's answers and objections are made to the best of its present knowledge, information and belief. Said answers and objections are at all times subject to such additional or different information that discovery or further investigation may disclose.
2. Applicant objects to any interrogatory which seeks information and/or identification of documents and/or production of documents that embody material that is private, business confidential, proprietary, trade secret, attorney-client privileged, attorney work product, on the ground that such information and documents are privileged or confidential, and the disclosure of such confidential commercial information would be damaging to Applicant.
3. Applicant objects to any interrogatory to the extent Opposer seeks to require Applicant to respond on behalf of any entity other than Applicant or to the extent Opposer seeks information not within the possession, custody, or control of Applicant or information regarding issues that are proper subjects for experts, which have not yet been designated and Applicant objects to the Requests to the extent that they seek an expert opinion.
4. Applicant objects to any interrogatory that is overly broad, irrelevant, vague and unduly burdensome; that goes beyond the allegations of any claim or defense asserted herein; that is not appropriately limited to subjects, times and areas relevant

to this proceeding; that requires legal conclusions; and that is not calculated to lead to the discovery of admissible evidence.

5. Applicant reserves the right to provide supplemental responses as additional information becomes available or is made known to Applicant.

6. Applicant objects to the Interrogatories to the extent they seek information of matters of public record or information that is equally available to Opposer.

7. Applicant objects generally and individually to the Interrogatories on the grounds and to the extent that they assume facts not in evidence or otherwise are erroneous.

8. Applicant objects to the Interrogatories to the extent they attempt to shift to Applicant the burden of reviewing documents to determine whether any responsive information exists and compiling responsive information if located.

9. Applicant objects to the Interrogatories to the extent they are not reasonably limited in time.

10. Applicant incorporates by reference the foregoing Objections in response to each Interrogatory whether or not set forth at length below.

Subject to these “General Objections” and the limitations which are outlined with regard to each specifically numbered Response, Applicant responds to Opposer’s First Set of Interrogatories without waiver of, and with the preservation of the following:

1. The right to object on the grounds of competency, privilege, relevance, materiality or any other proper ground, to the use of any material produced herein, in whole or in part, for any purpose, in any subsequent proceeding in this action or in any other action;

2. The right to object on any and all proper grounds, at any time, to other requests, or other discovery procedures involving or relating to the subject matter of the requests responded to herein; and

**3. The right, at any time, to revise, correct, modify, supplement or clarify any of the answers provided herein.**

All of Applicant’s responses are made subject to the foregoing objections, comments and qualifications.

**RESPONSES AND SPECIAL OBJECTIONS TO REQUESTS FOR INTERROGATORIES**

Subject to and without waiving the foregoing General Objections, Applicant hereby

responds to and/or specifically objects to the following interrogatories:

1. Identify all entities or associations of Matosantos Commercial Corp. (whether incorporated or unincorporated) under or through which Applicant does business.
  - a. Applicant objects this request for being overly broad and unduly burdensome as to “all entities”.
  - b. Applicant also objects to this interrogatory to the extent that it seeks to obtain information that is irrelevant. The TTAB has a limited jurisdiction, under which it “is empowered to determine only the right to register.” TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**. Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
2. Identify any person(s) who was, is, or will be, in charge or responsible for the manufacture, production, advertising, sale, and/or marketing of retail services under or goods bearing or sold in connection with the Applicant’s Mark.
  - a. Applicant objects this interrogatory as it is a compound request.
  - b. Applicant further objects this request for being overly broad and unduly burdensome.
  - c. Applicant further objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - d. Applicant also objects to this interrogatory to the extent that it seeks to obtain information that is irrelevant. The TTAB has a limited jurisdiction, under which it “is empowered to determine only the right to register.” TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**. Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
3. For each person identified in your response to Interrogatory No. 2, describe the extent of his or her responsibilities with regard to the manufacture,

production, advertising, sale, and/or marketing of retail services under or goods bearing or sold in connection with the Applicant's Mark.

- a. Applicant objects this interrogatory as it is a compound request.
  - b. Applicant further objects this request for being overly broad and unduly burdensome.
  - c. Applicant further objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - d. Applicant also objects to this interrogatory to the extent that it seeks to obtain information that is irrelevant. The TTAB has a limited jurisdiction, under which it "is empowered to determine only the right to register." TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**". Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
4. Identify any States in which you have engaged in retail services with respect to, or sold, distributed, advertised, marketed, or displayed goods bearing or sold in connection with the Applicant's Mark.
- a. Applicant objects this interrogatory as it is a compound request.
  - b. Nevertheless, subject to and without waiving any of its General and Specific Objections, and in a good-faith effort to be responsive, Applicant avers that it has sold the goods bearing Applicant's Mark in Puerto Rico Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses.
5. For each State identified in your response to Interrogatory No. 4, state the period of time over which you have engaged in retail services with respect to, or sold, distributed, advertised, marketed, or displayed goods bearing or sold in connection with the Applicant's Mark.
- a. Applicant objects this interrogatory as it a compound request.
  - b. Nevertheless, subject to and without waiving any of its General and Specific Objections, and in a good-faith effort to be responsive, Applicant

avers that it has sold the goods bearing Applicant's Mark since February 7, 2013. Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses.

6. Identify any consumer surveys or other surveys (including survey questionnaires and reports) conducted by you or on your behalf with respect to a puppy design mark.
  - a. Applicant objects to this request to the extent it seeks to obtain information that is **irrelevant** to the cause of action and controversies in this case, since "a puppy design" is not defined as being part of Applicant's trademark application, and that is not reasonably calculated to lead to the discovery of admissible evidence.

Opposer **purports to seek information regarding other marks that are not those appearing in the U.S. Trademark Application at issue in this case. As such, this discovery request encompasses and/or requires the disclosure of information and evidence that it is completely irrelevant to the cause of actions and controversies of this case. And Opposer has not established the relevancy of the information requested. See Red Wing Co. v. J.M. Smucker Co., 59 U.S.P.Q.2d 1861, 1863, 2001 WL 1045614 (T.T.A.B. 2001) (burden is on the party seeking the information to establish why it is relevant).**

- b. Applicant further objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
7. Identify any person who has knowledge of any facts stated in your response to Interrogatory No.6.
  - a. Applicant objects to this request to the extent it seeks to obtain information that is **irrelevant** to the cause of action and controversies in this case, since "a puppy design" is not defined as being part of Applicant's trademark application, and that is not reasonably calculated to lead to the discovery of admissible evidence.

Opposer **purports to seek information regarding other marks that are not those appearing in the U.S. Trademark Application at issue in this case. As such, this discovery request encompasses and/or requires the disclosure of information and evidence that it is**

**completely irrelevant to the cause of actions and controversies of this case. And Opposer has not established the relevancy of the information requested. See Red Wing Co. v. J.M. Smucker Co., 59 U.S.P.Q.2d 1861, 1863, 2001 WL 1045614 (T.T.A.B. 2001) (burden is on the party seeking the information to establish why it is relevant).**

- b. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
8. Identify any person who has rendered services to you or on your behalf in connection with the advertising or promotion, or planned advertising or promotion, of retail services or goods bearing or sold in connection with the Applicant's Mark.
- a. Applicant objects this interrogatory as it a compound request.
  - b. Applicant objects this request to the extent that, as drafted, it may be requesting documents protected under the attorney-client privilege.
  - c. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - d. Applicant also objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement".** Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
  - e. Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses.

9. For each person identified in your response to Interrogatory No. 8, describe the type of services rendered, costs associated with such services, and the dates such services were or will be tendered.
- a. Applicant objects this interrogatory as it a compound request.
  - b. Applicant objects this request to the extent that, as drafted, it may be requesting documents protected under the attorney-client privilege.
  - c. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - d. Applicant also objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**". Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
10. Identify any product or services in conjunction with which you have used or plan to use the Applicant's Mark, including the dates of use of the Applicant's Mark on each such product or in connection with such services.
- a. Applicant objects this interrogatory as it a compound request.
  - b. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information, belonging to Applicant regarding future business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - c. Applicant objects to this request to the extent it seeks to obtain information that is **irrelevant** to the cause of action and controversies in this case, since the phrase "any product or service" is overly broad and vague and

could include products and services not included in Applicant's trademark application, and that is not reasonably calculated to lead to the discovery of admissible evidence.

Opposer **purports to seek information regarding other products or services that are not those appearing in the U.S. Trademark Application at issue in this case. As such, this discovery request encompasses and/or requires the disclosure of information and evidence that it is completely irrelevant to the cause of actions and controversies of this case. And Opposer has not established the relevancy of the information requested. See Red Wing Co. v. J.M. Smucker Co., 59 U.S.P.Q.2d 1861, 1863, 2001 WL 1045614 (T.T.A.B. 2001) (burden is on the party seeking the information to establish why it is relevant).**

Furthermore, as to the goods that are identified in the trademark Application, this request is unduly burdensome as the information requested, to the extent it involves information that can be found at the U.S. Patent and Trademark Office (USPTO) or the Trademark Trial and Appeal Board (TTAB), since it pertains to **public records that are readily available to Opposer** at the electronic databases of the USPTO and TTAB. Accordingly, we refer Opposer to those public records, where it may seek and obtain any information it may want, without imposing any burden or expense to Applicant.

- c. Nevertheless, subject to and without waiving any of its General and Specific Objections, and in a good-faith effort to be responsive, Applicant avers that it has used Applicant's mark in conjunction with toilet paper since February 7, 2013. Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses
11. For each product or services identified in your response to Interrogatory No. 10, identify all retailers, online retailers, wholesalers and/or distributors that sell or have ever sold the product or provided the service in the United States.
- a. Applicant objects to this request to the extent it seeks to obtain information that is **irrelevant** to the cause of action and controversies in this case, since the phrase "any product or service" is overly broad and vague and could include products and services not included in Applicant's trademark application, and that is not reasonably calculated to lead to the discovery of admissible evidence.

Opposer **purports to seek information regarding other products or services that are not those appearing in the U.S. Trademark Application at issue in this case. As such, this discovery request encompasses and/or requires the disclosure of information and evidence that it is completely irrelevant to the cause of actions and controversies of this case. And Opposer has not established the relevancy of the information requested. See Red Wing Co. v. J.M. Smucker Co., 59 U.S.P.Q.2d 1861, 1863, 2001 WL 1045614 (T.T.A.B. 2001) (burden is on the party seeking the information to establish why it is relevant).**

- b. Nevertheless, subject to and without waiving any of its General and Specific Objections, and in a good-faith effort to be responsive, attached please find a list of all retailers, online retailers, wholesalers and/or distributors that sell or have ever sold the product associated with Applicant's trademark application. Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses
12. For each product or service identified in your response to Interrogatory No. 10, describe the past, current and anticipated geographical areas or distribution of the product or service.
- a. Applicant objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - b. Applicant objects to this request to the extent it seeks to obtain information that is **irrelevant** to the cause of action and controversies in this case, since the phrase "any product or service" is overly broad and vague and could include products and services not included in Applicant's trademark application, and that is not reasonably calculated to lead to the discovery of admissible evidence..

Opposer **purports to seek information regarding other products or services that are not those appearing in the U.S. Trademark Application at issue in this case. As such, this discovery request encompasses and/or requires the disclosure of information and evidence that it is completely irrelevant to the cause of actions and controversies of this case. And Opposer has not established the**

**relevancy of the information requested.** See Red Wing Co. v. J.M. Smucker Co., 59 U.S.P.Q.2d 1861, 1863, 2001 WL 1045614 (T.T.A.B. 2001) (burden is on the party seeking the information to establish why it is relevant). For each product or service identified in your response to Interrogatory No. 10, state the date that the product or service was first sold or provided in the United States.

- c. Nevertheless, subject to and without waiving any of its General and Specific Objections, and in a good-faith effort to be responsive, Applicant avers that it has sold the goods that are part of Applicant's trademark application in Puerto Rico. Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses.
13. For each product of service identified in your response to Interrogatory No. 10, state the date that the product or service was first sold or provided in the United States.
- a. Applicant objects to this request to the extent it seeks to obtain information that is **irrelevant** to the cause of action and controversies in this case, since the phrase "any product or service" is overly broad and vague and could include products and services not included in Applicant's trademark application, and that is not reasonably calculated to lead to the discovery of admissible evidence.

Opposer **purports to seek information regarding other products or services that are not those appearing in the U.S. Trademark Application at issue in this case. As such, this discovery request encompasses and/or requires the disclosure of information and evidence that it is completely irrelevant to the cause of actions and controversies of this case. And Opposer has not established the relevancy of the information requested.** See Red Wing Co. v. J.M. Smucker Co., 59 U.S.P.Q.2d 1861, 1863, 2001 WL 1045614 (T.T.A.B. 2001) (burden is on the party seeking the information to establish why it is relevant).

Furthermore, as to the goods that are identified in the trademark Application, this request is unduly burdensome as the information requested, to the extent it involves information that can be found at the U.S. Patent and Trademark Office (USPTO) or the Trademark Trial and Appeal Board (TTAB), since it pertains to **public records that are readily available to Opposer** at the electronic databases of the USPTO and TTAB. Accordingly, we refer Opposer to those public records, where

it may seek and obtain any information it may want, without imposing any burden or expense to Applicant.

14. For each product or service identified in your response to Interrogatory No. 10, state the quantity of the product sold per calendar or fiscal year, from the date of your first sale to the present, in the United States.

a. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**". Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).

b. Applicant objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.

15. For each product or service identified in your response to Interrogatory No. 10., state the total dollar amount of sales of the product or the total dollar amount of services per calendar or fiscal year, from the date of your first sale to the present, in the United States.

a. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**". Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).

- b. Applicant objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
16. Describe any advertisement or promotion, or planned advertisement or promotion, including without limitation, in print, on the internet, television or other media, for any of the products or services identified in your response to Interrogatory No. 10, including the media outlet, the inclusive dates that the advertisement or promotion ran or will run, the geographical distribution of the advertisement or promotion, and the total dollar amount per year that you spent or anticipate spending for such advertisement or promotion.
  - a. Applicant objects this interrogatory as it a compound request.
  - b. Applicant further objects this request for being overly broad and unduly burdensome.
  - c. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant.
  - d. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**". Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
17. Identify any person who participated in the design, creation, selection, adoption, and/or approval of the Applicant's Mark.
  - a. Applicant objects this interrogatory as it a compound request.

- b. Nevertheless, subject to and without waiving any of its General and Specific Objections, and in a good-faith effort to be responsive, Applicant avers that the person who participated in the design, creation, selection, adoption and/or approval of Applicant's mark was Ms. Mariely Tomassini. Applicant reserves the right to supplement the answer to this interrogatory at a later date, as discovery progresses.

18. Describe the circumstances under which you first became aware of the Opposer's Mark.

- a. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement".** Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.). The knowledge or awareness that Applicant may have had about any use (constructive or actual) or registration of Opposer's Marks bears no impact on the issue of likelihood of confusion between two marks, in a inter-partes proceeding like the one at hand, where the analysis must be concentrated on whether any likelihood of confusion exists. Such analysis must be conducted taking into consideration by analyzing any similarities between the parties' marks and their respective products. Moreover, the Board has stated that the two key considerations are the similarities between the marks and the similarities between the goods or services. In Re SL&E Training Stable Inc. U.S.P.Q. 2d 1216. Therefore, Applicant's knowledge, if any, of Opposer's Marks is completely irrelevant as to whether the marks and the products have any similarities.

19. Identify any person with knowledge of any facts stated in your response to Interrogatory No. 18.

- a. See Applicant's response to Interrogatory No. 18.

20. Identify any communications related to any inquiries about whether Opposer's goods and/or services are manufactured by, associated with, sponsored by, or in any manner associated with Applicant or any of Applicant's products or services.

- a. Applicant objects to this interrogatory as it is vague, ambiguous, confusing and/or imprecise in relation to the term “communications” and “inquiries”.
  - b. Applicant objects this interrogatory as it a compound request.
21. Identify any person with knowledge of any facts stated in your response to Interrogatory No. 20.
  - a. See Applicant’s response to Interrogatory No.20
22. Identify any communications with any person other than Opposer in which it was asserted that there was confusion or a likelihood of confusion of retail services or products bearing or sold in conjunction with the Applicant’s Mark with clothing and/or retail services or products bearing or sold in conjunction with any Trademark, including without limitation the Opposer’s Mark.
  - a. Applicant objects to this interrogatory as it is vague, ambiguous, confusing and/or imprecise in relation to the term “communications”.
  - b. Applicant objects this interrogatory as it a compound request.
  - c. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant’s right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**. Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).
  - d. Applicant further objects to this request as it is vague, ambiguous, confusing and/or imprecise, particularly as it does not make reference to a specific person, source, time frame and scope of evidence requested, since Applicant does not sell clothing or provides retail services. Therefore, it is impossible to make a response. For these same reasons, this request is objected to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is

not reasonably calculated to lead to the discovery of admissible evidence.  
**Please reformulate your request.**

23. State all facts that support your allegations in your Answer to Notice of Opposition.

- a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.

24. Identify any person with knowledge of any facts stated in your response to Interrogatory No. 23.

- a. See Applicant's response to Interrogatory No. 23.

25. State the quantity of goods or services you have sold in the United States per month from the date of first sale to the present that bear or are sold in conjunction with the Applicant's Mark.

- a. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement".** Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).

- b. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant

26. State the dollar amount of your sales of goods or services in the United States per month from the date of first sale to the present that bear or are sold in conjunction with the Applicant's Mark.

- a. Applicant objects to this interrogatory to the extent it seeks to obtain information that is irrelevant to the cause of action and controversies in

this case, and that is not reasonably calculated to lead to the discovery of admissible evidence, particularly when this is not a case of trademark infringement, but rather a case of alleged likelihood of confusion and Applicant's right to register the marks at issue. TBMP § 102.01 (3d ed. 2011). **As a result, the scope of discovery in Board proceedings is generally narrower than in court proceedings, especially court proceedings involving allegations of infringement**". Frito-Lay North America, Inc. v. Princeton Vanguard, LLC, 100 U.S.P.Q.2d 1904 (2011). (Our emphasis.).

- b. Applicant also objects to this interrogatory to the extent that it seeks to obtain confidential and trade secret information belonging to Applicant regarding business plans, from which Applicant derives strategic, economic, commercial and/or competitive advantages, the disclosure of which to Opposer would cause irreparable harm to Applicant
27. State all the facts that support the allegation in paragraph 1 of your Affirmative Defenses in the Answer to Notice of Opposition that "The Opposition fails to state a claim upon which relief can be granted."
  - a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.
  - b. Applicant objects this request since it requires a legal conclusion from Applicant.
28. State all the facts that support the allegation in paragraph 5 of your Affirmative Defenses in the Answer to Notice of Opposition that Opposer's trademarks are "highly diluted as a trademark formative, and hence, weak, and has caused Opposer to lose any exclusive rights over the purported puppy design."
  - a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.
  - b. Applicant objects this request since it requires a legal conclusion from Applicant.
29. State all the facts that support the allegation in paragraph 6 of your Affirmative Defenses in the Answer to Notice of Opposition that "Applicant's mark, when analyzed as a whole, is sufficiently distinctively different from Opposer's marks as

to avoid confusion, deception or mistake of the source of sponsorship or association of Opposer's goods."

- a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.
  - b. Applicant objects this request since it requires a legal conclusion from Applicant.
30. State all the facts that support the allegation in paragraphs 9 and 10 of your Affirmative Defenses in the Answer to Notice of Opposition that "the trademarks at issue contain different literal elements" and "contain different designs."
- a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.
  - b. Applicant objects this request since it requires a legal conclusion from Applicant.
31. State all the facts that support the allegation in paragraphs 11,12,13, and 14 of your Affirmative Defenses in the Answer to Notice of Opposition that "Opposer is not entitled to maintain its Opposition by reason of estoppels", "by reason of laches", "by the equitable doctrine of waiver," and by reason of "unclean hands."
- a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.
  - b. Applicant objects this request since it requires a legal conclusion from Applicant
32. State all the facts that support the allegation in paragraph 5 of your Affirmative Defenses in the Answer to Notice of Opposition that "Opposer is illegally expanding the scope of its alleged trademark protection."
- a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.

b. Applicant objects this request since it requires a legal conclusion from Applicant.

33. State all the facts that support the allegation in paragraph 5 of your Affirmative Defenses in the Answer to Notice of Opposition that “Opposer maliciously filed the instant action in an attempt to monopolize or restrain trade and in order to harass a legitimate competitor.”

a. Applicant objects this request since it has not answered the Amended Notice of Opposition and therefore, cannot properly formulate an answer to this request.

b. Applicant objects this request since it requires a legal conclusion from Applicant.

Respectfully submitted,

**FIRMA**

**Nombre**

**Posición**

May 20, 2016

**As to the objections,**

s/Samuel F. Pamas Portalatín  
Samuel F. Pamas Portalatín  
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Attorneys for Applicant

## CERTIFICATE OF SERVICE

It is hereby certified that a true copy of APPLICANT'S ANSWER TO OPPOSER'S FIRST SET OF INTERROGATORIES was served upon the Opposer via First Class Mail, postage prepaid, upon the Opposer's representative: Jennifer E. Hoekel, Armstrong Teasdale LLP, 7700 Forsyth Boulevard, Suite 1800, Saint Louis, MO 63105

s/Adriana T. Amadeo-Vissepó  
Adriana T. Amadeo-Vissepó  
**Hoglund & Pamias, P.S.C.**  
256 Eleanor Roosevelt Street  
San Juan, Puerto Rico 00918  
Telephone: 787-772-9200 / 787-772-9834  
Fax: 787-772-9533

# Exhibit C-2

**Customer Name****SUPERMERCADO AMIGO INC.****WAL-MART STORES****AIBONITO EXTRA/AIBONITO****BETANCES CASH & CARRY/BAYAMON****FARMACIA RUIZ BELVIS/HUMACAO****FARMACIAS & SUP.RUIZ BELVIS INC.****FRIGORIFICO PEREZ HNOS./CAYEY****HATILLO KASH N'KARRY,INC****HERMANOS SANTIAGO/PONCE****HNOS.VIERA DISTRIBUTORS INC.****KING DOLLAR INC.****KMART CORPORATION****PACHECO BABY FOOD CENTER****PLAZA PARIS/FAMCOOP****PROGRESO CASH & CARRY/PONCE****QUEBRADILLAS 5 Y 10****RALPH FOOD WAREHOUSE****S/M CAMPO ALEGRE #2/HATILLO****S/M CAMPO ALEGRE SELF SERV****S/M COOP AGUADA****S/M DEL ESTE #3 (HUMACAO)****SUP.CARLY XTRA/SAN AGUSTIN****SUP.MI GENTE STA.MONICA****SUPER PLAZA****SUPERMERCADO O'NEILL****SUPERMERCADO VARGAS/CAMUY****SUPERMERCADOS MR.SPECIAL,INC****TIENDAS JUNELBA/LAJAS/NCO****SUPERMERCADOS ECONO (NO A TODOS LOS PUNTOS DE VENTAS)****SUPERMERCADOS SELECTOS (NO A TODOS LOS PUNTOS DE VENTAS)****FARMACIA ALIMAR/C.O.D****FARMACIA SOLMARIE/CAMUY****LOS PUERTOS SUPERMARKET****S/M MI CASA ARECIBO****S/M MI CASA BRENDA MARIS****J. F. MONTALVO, INC.****FAM - COOP MOLINA /MANATI****FAM COOP - LA UNION DE TODOS****FAM COOP - SUPERMERCADO CHEO****FAM COOP - SUPERMERCADO ZAYAS/COMERIO****FAM COOP LA MILAGROSA**

FAM- COOP LOMAS VERDES/BAYAMON  
FAM COOP LOS PINOS  
FAM-COOP PLAZA MINILLA/BAYAMON  
S/M FAM COOP EL JOSCO

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C.AHORROS BEST MART/JAYUYA  
CENTRO AHORROS BAYON  
CENTRO AHORROS GARDENMAR  
CENTRO AHORROS GONZALEZ  
CENTRO AHORROS LA ALCOBA/COROZAL  
CENTRO AHORROS MI CASITA  
CENTRO AHORROS SUP.LA ECONOMIA/BAYAMON  
CENTRO AHORROS/NARANJITO  
FRESH VALLEY FAM-COOP/STA.JUANITA  
S/M CENTRO AHORROS CATAÑO  
S/M CINTROMAX QUEBRADA SECA/CEIBA  
SM CENTRO AHORRO LAS ARENAS  
SUP.CENTRO AHORROS CAMUY

---

FLORES CASH & CARRY/WILBY'S/CIDRA

---

NEXT DAY DIST.  
100% SUPERMARKET Y FRIGORIFICO  
BETANCES CASH & CARRY #2(HIJO)  
AGRANEL M&M  
COLMADO ERCARMIL  
COROZO FOOD MARKET/V.ALTA  
FERRETERIA MAR CHIQUITA  
OLIVO TOTAL GAS STA.  
SUP.AGRANEL/DIAZ/GBO  
CARLY XTRA/DORADO  
CARLY XTRA/SUP.MI GENTE/T.ALTA  
CENTRO AHORROS SUPER ONE  
CENTRO PRE-ESCOLAR PRECIOUS KIDS INC  
CLASS DISCOUNT/CATAÑO  
COLMADO BAR MORALES/OROCOVIS  
COLMADO GREEN  
COLON CASH & CARRY/COROZAL  
CR CASH & CARRY/CIDRA  
CRAZY PRICE  
DE TODO Y ALGO MAS/TOA BAJA  
D'TODO STORE  
EARSY EXTRA  
EL BODEGON  
EL COLMADITO ENCANTADO/T.ALTO

EL NUEVO COLMADO MILKA CORP./CULEBRA

EL POCITO DULCE

EL RESUELVE MINI MARKET

EROS FOOD MARKET INC.

FAMILY CASH & LIQUOR STORE

FARMACIA KIARA

FARMACIA LORRAINE, INC.

FARMACIA MIR-MAR/GUAYAMA

FARMACIA PLAZA ALTA/GBO. .

G.R. CASH & CARRY

HELECHAL CASH CARRY

JOHNNY CASH N' CARRY/PONCE

MINI MAX LA MILAGROSA

PASTILLO SUPERETTE

S/M BONANZA

S/M EL HISTORICO/BARCELONETA

S/M FAM-COOP PAJONAL

S/M FLAMBOYAN

S/M MARRERO/COROZAL

S/M MI CASA LOPEZ

S/M MI CASA/BARRANQUITAS

S/M REPARTO ROBLES

SUP. LA GRAN FAMILIA

SUP. MI CASA EL NVO.COMETA

SUP. MI GENTE LOS GONZALEZ

SUP. PLAZA TOA ALTA

SUP.SANTA TERESA

SUPER COLMADO ALVARADO

SUPER COLMADO CHUITO

SUPER DANNYS MARKET

SUPERDESCUENTOS MORALES (VIEQUES)

SUPEREMERCADO PEREZ II/LAJAS

SUPERETTE MAYRA

SUPERMERCADO BELMONTE

SUPERMERCADO EL NUEVO CRIOLLO

SUPERMERCADO MORALES (vieques)

SUPERMERCADO RIVERA

SUPERMERCADO TORRES/OROCOVIS

SYLVIA MINIMARKET/COROZAL

TORRES MINIMARKET/OROCOVIS

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THE VILLAGE

SELECTOS CORTIJO

CENTRO AHORRO PROGRESO

**UNO MARKET**  
**AHORRO MAX**

**DELMA WHOLESALERS**

**URPIN PLASTIC EXCHANGE, S.A.**