

ESTTA Tracking number: **ESTTA638552**

Filing date: **11/12/2014**

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

**Notice of Opposition**

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

**Opposer Information**

|                      |   |             |                |
|----------------------|---|-------------|----------------|
| Name                 | KAREN MILLEN FASHIONS LIMITED   |             |                |
| Entity               | Company Organized Under<br>UK Law   | Citizenship | United Kingdom |
| Address              | The Triangle, Stanton Harcourt Industrial Estate,<br>Stanton Harcourt, Witney, Oxfordshire, OX29 5UT<br>UNITED KINGDOM  |             |                |
| Attorney information | Michelle Mancino Marsh, Esq.<br>Kenyon & Kenyon LLP<br>1 Broadway<br>New York, NY 10004-1007<br>UNITED STATES<br>tmdocketny@kenyon.com, mmarsh@kenyon.com, jboczko@kenyon.com<br>Phone:212-425-7200 |             |                |

**Applicant Information**

|                        |   |                        |            |
|------------------------|---|------------------------|------------|
| Application No         | 86246052  | Publication date       | 10/14/2014 |
| Opposition Filing Date | 11/12/2014  | Opposition Period Ends | 11/13/2014 |
| Applicant              | Karen Millen<br>THE LODGE TONBRIDGE ROAD, WATERINGBURY<br>KENT, ME185PA<br>UNITED KINGDOM |                        |            |

**Goods/Services Affected by Opposition**

|  |
|--|
| Class 003. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Perfumery; skin soaps, body soaps, facial soaps, essential oils, cosmetics, hair lotions  |
| Class 004. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Candles   |
| Class 008. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Cutlery   |
| Class 009. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Optical apparatuses, namely, eyewear and eyewear accessories, namely, eyewear straps and eyewear cases  |
| Class 014. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Precious metals and their alloys and goods made of precious metals or coated therewith, namely, tie clips, watches, jewelry cases; jewelry; precious stones; horological and chronometric instruments; straps for watches; cuff links |
| Class 018. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Leather and imitations of leather, and  |

|  |
|--|
| goods made of these materials, namely, clutch bags, all purpose carry bags, all purpose athletic bags, shoulder bags, tote bags, shopping bags and handbags; trunks and travelling bags; umbrellas, parasols and walking sticks; handbags; wallets; suitcases; attache cases; rucksacks; cosmetic bags and cases sold empty; purses  |
| Class 020. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Furniture, mirrors, picture frames; fitted furniture covers not of fabric   |
| Class 024. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Textiles and textile goods, namely, bedcovers and tablecloths; bed linens; unfitted plastic coverings for furniture; pillow or cushion covers; curtains; mattress covers; upholstery fabrics; woolen fabric; eiderdowns; place mats; table linens; towels of textile; wall hangings of textile  |
| Class 025. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Clothing, namely, shirts, blouses, skirts, dresses, coats, jackets, jeans, shorts, trousers, pants, sweaters, suits, scarves, gloves, lingerie, swimwear, hosiery, socks, leggings, tights, belts; footwear; headgear, namely, hats, caps, bonnets  |
| Class 035. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Retail store services featuring cosmetics, skin products, hair products, perfumery, aftershave, aftershave balm, anti-perspirants and deodorants for personal use, soaps, essential oils, eyewear and eyewear accessories, contact lenses, cameras and camera accessories, precious metals and their alloys and goods in precious metals or coated therewith, jewellery, precious stones, horological and chronometric instruments, watches, straps for watches, cuff links, leather and imitations of leather, and goods made of these materials, trunks and travelling bags, umbrellas, parasols and walking sticks, attaché cases, textiles and textile goods, bed and table covers, bed linens, plastic coverings for furniture, pillow or cushion covers, curtains, upholstery fabrics, woolen fabric, eiderdowns, place mats, table linens in the nature of coasters, table linen, table runners, towels of textile, face towels of textile, wall hangings of textile, clothing, footwear, headgear |

## Grounds for Opposition

|  |   |
|--|---|
| Deceptiveness                                    | Trademark Act section 2(a)  |
| False suggestion of a connection                 | Trademark Act section 2(a)  |
| Priority and likelihood of confusion             | Trademark Act section 2(d)  |
| Dilution   | Trademark Act section 43(c)   |
| <i>Torres v. Cantine Torresella S.r.l. Fraud</i> | 808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986)                                     |
| Other  | Lack of bona fide intent-to-use pursuant to Trademark Act sections 1, 2, and 13 |

## Marks Cited by Opposer as Basis for Opposition

|                       |              |                       |            |
|-----------------------|--------------|-----------------------|------------|
| U.S. Registration No. | 3469389      | Application Date      | 06/28/2005 |
| Registration Date     | 07/15/2008   | Foreign Priority Date | NONE       |
| Word Mark             | KAREN MILLEN |                       |            |

|                     |  |
|---------------------|--|
| Design Mark         | <b>KAREN MILLEN</b>  |
| Description of Mark | NONE   |
| Goods/Services      | Class 009. First use: First Use: 2005/04/00 First Use In Commerce: 2005/04/00<br>[ Sunglasses and sunglass frames; cases, namely, cases for sunglasses ]<br>Class 035. First use: First Use: 2002/08/00 First Use In Commerce: 2002/08/00<br>Retail store services featuring eyewear and apparel |

|                       |  |                       |            |
|-----------------------|--|-----------------------|------------|
| U.S. Registration No. | 3570233  | Application Date      | 11/09/2007 |
| Registration Date     | 02/03/2009   | Foreign Priority Date | NONE       |
| Word Mark             | KAREN MILLEN   |                       |            |
| Design Mark           | <b>KAREN MILLEN</b>  |                       |            |
| Description of Mark   | NONE   |                       |            |
| Goods/Services        | Class 035. First use: First Use: 0 First Use In Commerce: 0<br>Retail store services featuring women's clothing, shoes, bags, leather goods, jewellery, watches and sunglasses |                       |            |

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 3988125   | Application Date      | 10/22/2010 |
| Registration Date     | 07/05/2011  | Foreign Priority Date | NONE       |
| Word Mark             | KAREN MILLEN  |                       |            |
| Design Mark           | <b>KAREN MILLEN</b>   |                       |            |
| Description of Mark   | NONE  |                       |            |
| Goods/Services        | Class 003. First use: First Use: 0 First Use In Commerce: 0<br>Perfumery; soaps, essential oils, cosmetics, hair lotions<br>Class 009. First use: First Use: 0 First Use In Commerce: 0<br>Optical apparatus, namely, spectacles, contact lenses, frames for spectacles and sunglasses; sunglasses<br>Class 014. First use: First Use: 0 First Use In Commerce: 0<br>Jewellery, imitation jewellery; costume jewellery; precious stones; horological and chronometric instruments; watches; straps for watches; cuff links<br>Class 018. First use: First Use: 0 First Use In Commerce: 0 |                       |            |

|  |   |
|--|---|
|  | <p>Leather and imitation leather; goods made from leather and imitation leather, namely, bags, handbags</p> <p>Class 024. First use: First Use: 0 First Use In Commerce: 0</p> <p>Textiles and textile goods, namely, bedcovers and textile tablecloths; bed linen, unfitted plastic coverings for furniture; pillow or cushion covers; curtains of textile, net curtains; mattress covers, upholstery fabrics; woollen fabric; eiderdowns; place mats, not of paper; table linen, namely, coasters; table linen, fabric table runners, towels of textile, face towels of textile; wall hangings of textile</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Articles of clothing, namely, shirts, blouses, skirts, dresses, coats, jackets, jeans, shorts, trousers, pants, sweaters, suits, scarves, gloves, lingerie, swimwear, hosiery, socks, leggings, tights; footwear; headgear, namely, hats, caps, bonnets; belts</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Retail store services featuring cosmetics and fragrances, perfumery, cologne, toilet water, eau de toilette, aftershave, aftershave balm, perfume, eau de parfum, creams, non-medicated lotions and powders for the hands, face and body, non-medicated skin moisturisers, body wash, skin conditioning cream, hand cream, bodysoaks, body rubs, non-medicated preparations for the hair, shampoo, hair conditioner, mousse, styling gel, anti-perspirants and deodorants for personal use, shower gel, soap, sun screen, non-medicated bath oil, sunglasses, spectacles, spectacle cases, chains and eyeglass frames, eyeshades, lenses, contact lenses, cameras, cases for cameras, precious metals and their alloys and goods in precious metals or coated therewith, jewellery, imitation jewellery, costume jewellery, precious stones, horological and chronometric instruments, watches, straps for watches, cuff links, leather and imitations of leather, and goods made of these materials, trunks and travelling bags, umbrellas, parasols and walking sticks, handbags, wallets, suitcases, attaché cases, rucksacks, cosmetic bags and cases, purses, textiles and textile goods, bed and table covers, bed linen, plastic coverings for furniture, pillow or cushion covers, curtains of textile, net curtains, mattress covers, upholstery fabrics, woollen fabric, eiderdowns, place mats, table linens in the nature of coasters, table linen, table runners, towels of textile, face towels of textile, wall hangings of textile, clothing, footwear, headgear, lingerie, nightwear, underwear, slippers and boots</p> |
|--|---|

|                       |  |                       |            |
|-----------------------|--|-----------------------|------------|
| U.S. Registration No. | 4322741  | Application Date      | 07/24/2012 |
| Registration Date     | 04/23/2013   | Foreign Priority Date | 07/11/2012 |
| Word Mark             | KAREN BY KAREN MILLEN  |                       |            |
| Design Mark           | <b>KAREN BY KAREN MILLEN</b>   |                       |            |
| Description of Mark   | NONE   |                       |            |
| Goods/Services        | <p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Sunglasses, spectacles, spectacle cases, chains and eyeglass frames, anti-dazzle spectacles, optical lenses, contact lenses, cameras, cases for cameras, component and replacement parts for all the aforesaid goods</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0</p> <p>Precious metals and their alloys and goods made of precious metals or coated therewith, namely, tie clips, watches, jewelry cases; jewelry; imitation jewelry; costume jewelry; precious stones; horological and chronometric instruments; watches; straps for watches; cuff links</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> |                       |            |

|  |   |
|--|---|
|  | <p>Leather and imitations of leather, and goods made of these materials, namely, bags and handbags; trunks and travelling bags; umbrellas, parasols and walking sticks; handbags; wallets; suitcases; attache cases; rucksacks; cosmetic bags and cases sold empty; purses</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Articles of clothing, namely, shirts, blouses, skirts, dresses, coats, jackets, jeans, shorts, trousers, pants, sweaters, suits, scarves, gloves, lingerie, swimwear, hosiery, socks, leggings, tights, belts; footwear; headgear, namely, hats, caps, bonnets</p> |
|--|---|

|                       |  |                       |            |
|-----------------------|--|-----------------------|------------|
| U.S. Registration No. | 4412747  | Application Date      | 06/22/2012 |
| Registration Date     | 10/08/2013   | Foreign Priority Date | 06/07/2012 |
| Word Mark             | KM BY KAREN MILLEN   |                       |            |
| Design Mark           | <b>KM BY KAREN MILLEN</b>  |                       |            |
| Description of Mark   | NONE   |                       |            |
| Goods/Services        | <p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Sunglasses, spectacles, spectacle cases, eyeglass chains and eyeglass frames, anti-dazzle spectacles, optical lenses, contact lenses, cameras, cases for cameras</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0</p> <p>Precious metals and their alloys and goods in precious metals or coated there-with, namely, tie clips, watches, jewelry cases; jewellery; imitation jewellery; costume jewellery; precious stones; horological and chronometric instruments; watches; straps for watches; cuff links</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> <p>Leather and imitations of leather, and goods made of these materials, namely, bags and handbags; trunks and travelling bags; umbrellas, parasols and walking sticks; handbags; wallets; suitcases; attache cases; rucksacks; cosmetic bags and cases sold empty, purses</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Articles of clothing, namely, shirts, blouses, skirts, dresses, coats, jackets, jeans, shorts, trousers, pants, sweaters, suits, scarves, gloves, lingerie, swimwear, hosiery, socks, leggings, tights, belts; footwear; headgear, namely, hats, caps, bonnets</p> |                       |            |

|             |   |
|-------------|---|
| Attachments | <p>78660246#TMSN.png( bytes )</p> <p>79049792#TMSN.png( bytes )</p> <p>79092154#TMSN.png( bytes )</p> <p>79120715#TMSN.png( bytes )</p> <p>79120950#TMSN.png( bytes )</p> <p>Notice of Opposition (KARENX).pdf(122523 bytes )</p> |
|-------------|---|

### Certificate of Service

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

|           |                              |
|-----------|------------------------------|
| Signature | /Michelle Mancino Marsh/     |
| Name      | Michelle Mancino Marsh, Esq. |
| Date      | 11/12/2014                   |

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

In re Application of : Karen Millen  
Serial No. : 86/246,052  
Filed : April 8, 2014  
Mark :   
Published : October 14, 2014

KAREN MILLEN FASHIONS LIMITED,

Opposer,

v.

KAREN MILLEN,

Applicant.

Opposition No.: \_\_\_\_\_

Serial No.: 86/246,052

**NOTICE OF OPPOSITION**

Karen Millen Fashions Limited, a United Kingdom limited liability company having its principal place of business at The Triangle, Stanton Harcourt Industrial Estate, Stanton Harcourt, Witney, Oxfordshire OX29 5UT, United Kingdom (“KMFL” or “Opposer”), by its undersigned counsel, respectfully submits the following Notice of Opposition. Opposer believes that it will be damaged by registration of the above-identified mark, and hereby opposes such registration.

The grounds for opposition are as follows:

1. By the application herein opposed, Serial No. 86/246,052 (the “Application”), Applicant Karen Millen (“Applicant”), an individual with an address at The Lodge Tonbridge Road, Wateringbury, Kent, ME18 5PA, United Kingdom, seeks registration of the mark depicted

below in International Class 3 for use in connection with “Perfumery; skin soaps, body soaps, facial soaps, essential oils, cosmetics, hair lotions,” International Class 4 for use in connection with “Candles,” International Class 8 for use in connection with “Cutlery,” International Class 9 for use in connection with “Optical apparatuses, namely, eyewear and eyewear accessories, namely, eyewear straps and eyewear cases,” International Class 14 for use in connection with “Precious metals and their alloys and goods made of precious metals or coated therewith, namely, tie clips, watches, jewelry cases; jewelry; precious stones; horological and chronometric instruments; straps for watches; cuff links,” International Class 18 for use in connection with “Leather and imitations of leather, and goods made of these materials, namely, clutch bags, all purpose carry bags, all purpose athletic bags, shoulder bags, tote bags, shopping bags and handbags; trunks and travelling bags; umbrellas, parasols and walking sticks; handbags; wallets; suitcases; attache cases; rucksacks; cosmetic bags and cases sold empty; purses,” International Class 20 for use in connection with “Furniture, mirrors, picture frames; fitted furniture covers not of fabric,” International Class 24 for use in connection with “Textiles and textile goods, namely, bed covers and tablecloths; bed linens; unfitted plastic coverings for furniture; pillow or cushion covers; curtains; mattress covers; upholstery fabrics; woolen fabric; eiderdowns; place mats; table linens; towels of textile; wall hangings of textile,” International Class 25 for use in connection with “Clothing, namely, shirts, blouses, skirts, dresses, coats, jackets, jeans, shorts, trousers, pants, sweaters, suits, scarves, gloves, lingerie, swimwear, hosiery, socks, leggings, tights, belts; footwear; headgear, namely, hats, caps, bonnets” and International Class 35 for use in connection with “Retail store services featuring cosmetics, skin products, hair products, perfumery, aftershave, aftershave balm, anti-perspirants and deodorants for personal use, soaps, essential oils, eyewear and eyewear accessories, contact lenses, cameras and camera accessories,

precious metals and their alloys and goods in precious metals or coated therewith, jewellery, precious stones, horological and chronometric instruments, watches, straps for watches, cuff links, leather and imitations of leather, and goods made of these materials, trunks and travelling bags, umbrellas, parasols and walking sticks, attaché cases, textiles and textile goods, bed and table covers, bed linens, plastic coverings for furniture, pillow or cushion covers, curtains, upholstery fabrics, woolen fabric, eiderdowns, place mats, table linens in the nature of coasters, table linen, table runners, towels of textile, face towels of textile, wall hangings of textile, clothing, footwear, headgear.”

A handwritten signature in black ink, appearing to read "Karen Milken". The signature is fluid and cursive, with the first name "Karen" being more prominent than the last name "Milken".

2. Applicant filed the Application on April 8, 2014 pursuant to Section 1(b) of the Trademark Act, 15 U.S.C. § 1051(b), on an intent-to-use basis. The Application was published for opposition on October 14, 2014.

3. For more than a decade, long before the filing of the Application, Opposer, its licensees, and its predecessors have manufactured and marketed fashion apparel, jewelry, and clothing accessories using its distinctive mark KAREN MILLEN trademark and corporate identifier. As a result of its long and extensive sales across the United States, Opposer's products are well-known and well-received.

4. The success of Opposer's KAREN MILLEN stores and products is due in large part to Opposer's noteworthy designs and successful marketing efforts, which have been based on Opposer's investment of substantial amounts of capital and other resources in development of strong and distinctive branding for its products and retail stores, including the KAREN MILLEN mark.

5. Opposer has become a highly successful multi-national women’s apparel retailer, selling and distributing KAREN MILLEN women’s fashion apparel and other products in the United States and across the globe. Opposer operates retail stores under the KAREN MILLEN mark in the United States, United Kingdom, China, Middle East, Australia, Denmark, Norway, Russia, the Republic of Ireland and many other European countries.

6. Opposer has common law rights in and to the KAREN MILLEN Marks, as defined below, based, in part, to its long and extensive use of these marks in the United States in connection with fashion apparel and accessories, jewelry, and a wide variety of other goods since at least as early as 2009, and Opposer’s predecessors-in-interest extensive use of the KAREN MILLEN mark, since at least as 2002.

7. As a result of the long, extensive and widespread use of these distinctive marks, the general consuming public in the United States recognizes these marks as exclusively associated with Opposer.

8. Opposer also owns the following federal trademark registrations for the marks KAREN MILLEN, KAREN BY KAREN MILLEN, and KM BY KAREN MILLEN (collectively, the “ KAREN MILLEN Registrations”):

| <b>Mark</b>                  | <b>Registration No.</b> | <b>Application Date</b> | <b>Registration Date</b> |
|------------------------------|-------------------------|-------------------------|--------------------------|
| <b>KAREN MILLEN</b>          | 3,469,389               | June 28, 2005           | July 15, 2008            |
| <b>KAREN MILLEN</b>          | 3,570,233               | November 9, 2007        | February 3, 2009         |
| <b>KAREN MILLEN</b>          | 3,988,125               | October 22, 2010        | July 5, 2011             |
| <b>KAREN BY KAREN MILLEN</b> | 4,322,741               | July 24, 2012           | April 23, 2013           |
| <b>KM BY KAREN MILLEN</b>    | 4,412,747               | June 22, 2012           | October. 8, 2013         |

Opposer's registered and common law trademark rights in these marks are hereinafter collectively referred to as the "KAREN MILLEN Marks."

9. The KAREN MILLEN Marks are inherently distinctive and/or have acquired distinctiveness, represent valuable goodwill, have gained a reputation for quality belonging exclusively to Opposer, and are widely recognized by the general consuming public of the United States as designations of the source for Opposer's products.

10. The KAREN MILLEN Marks are famous under 15 U.S.C. § 1125(c)(1), and acquired such fame well prior to the filing date of the Application.

11. In view of the foregoing, Opposer has superior rights to the KAREN MILLEN Marks.

12. If Applicant is granted registration of the mark herein opposed, Applicant would thereby obtain at least the *prima facie* exclusive right to use the applied-for mark. Such registration would be a significant source of damage and injury to Opposer, for the reasons set forth below.

13. Applicant's applied-for mark is confusingly similar in appearance to Opposer's KAREN MILLEN Marks.

14. The Application, as amended, states that the "The name(s), portrait(s), and/or signature(s) shown in the mark identifies the signature of Karen Millen, whose consent(s) to register is made of record." Thus, the Application makes clear that the applied-for mark is intended to invoke applicant's name, KAREN MILLEN.

15. Upon information and belief, Applicant adopted the applied-for mark with full knowledge of Opposer's rights in the KAREN MILLEN Marks, and with the intent to trade-off the goodwill that Opposer has built in the KAREN MILLEN Marks.

16. Although Applicant is the former principal owner of Opposer's predecessor, Karen Millen Limited, Applicant presently has no ownership interest in Opposer.

17. Registration of the applied-for mark is likely to cause confusion with Opposer's KAREN MILLEN Marks among the trade and the relevant purchasing public. Any use of the applied-for mark by Applicant will deceive consumers and the trade into believing that Applicant's products are affiliated with, sponsored by, or licensed by Opposer. Such confusion and deception would inevitably result in loss, damage, and injury to Opposer.

18. Applicant's use of the applied-for mark in conjunction with the applied-for goods would dilute the distinctive quality of Opposer's KAREN MILLEN Marks, thereby causing damage to Opposer.

19. Notwithstanding knowledge of Opposer's on-going business, Applicant swore to the United States Patent and Trademark Office that to Applicant's "knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive."

20. Applicant intentionally and in bad faith withheld information relating to Opposer, any entity related to Opposer, the KAREN MILLEN Marks, or the KAREN MILLEN registrations, to defraud the United States Patent and Trademark Office.

21. Furthermore, Applicant initiated cancellation proceedings before the Trademark Trial and Appeal Board against the KAREN MLLLEN Registrations on April 2, 2014 (the "Cancellation Proceedings"), just six days before filing the Application.

22. Upon information and belief, Applicant has stated that she has taken no steps in support of an alleged *bona fide* intent to use the applied-for-mark in commerce.

23. Upon information and belief, Applicant has further stated that she will not take steps in support of her use of the applied-for-mark in commerce until the Cancellation Proceedings have been finally adjudicated.

24. Therefore, Applicant lacked a *bona fide* intent to use the applied-for-mark in commerce as of the Filing Date.

25. By reason of the foregoing, registration of the mark herein opposed would cause significant damage and injury to Opposer. Thus, the Application should be denied and rejected under Sections 1, 2, 13, and 43(c) of the U.S. Trademark Act.

The statutory fee, and any additional required fees associated with this proceeding, that are not paid during the course of the electronic filing process should be charged to the undersigned's Deposit Account No. 11-0600.

WHEREFORE, Opposer prays that Application Serial No. 86/246,052 be rejected, that registration of the mark therein sought for the goods therein specified be denied and refused, and that this Opposition be sustained.

Dated: November 12, 2014

Respectfully submitted,

KENYON & KENYON LLP

*Attorneys for Karen Millen Fashions Limited*

By: 

Michelle Mancino Marsh

Jeremy S. Boczko

One Broadway

New York, New York 10004

Tel: 212-425-7200

Fax: 212-425-5288

[tmocketny@kenyon.com](mailto:tmocketny@kenyon.com)

[mmarsh@kenyon.com](mailto:mmarsh@kenyon.com)

[jboczko@kenyon.com](mailto:jboczko@kenyon.com)

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Notice of Opposition* was served by first class mail, postage prepaid, upon Applicant and Applicants' counsel of record on the 12th day of November, 2014, at the following addresses:

Karen Millen  
The Lodge Tonbridge Road, Watlington  
Kent, ME18 5PA  
United Kingdom

Louis S. Ederer  
Arnold & Porter LLP  
555 12th ST NW, STE 100  
Washington, District of Columbia 20004-1206

  
\_\_\_\_\_  
Jeremy S. Boczko