

ESTTA Tracking number: **ESTTA673346**

Filing date: **05/20/2015**

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	Universal Protein Supplements Corporation d/b/a Universal Nutrition		
Entity	Corporation	Citizenship	New Jersey
Address	3 Terminal Road New Brunswick, NJ 08901 UNITED STATES		

Attorney information	Maureen Beacom Gorman Marshall, Gerstein & Borun LLP (31742-12490-L) 233 South Wacker Drive Suite 6300 Chicago, IL 60606 UNITED STATES mgorman@marshallip.com, kking@marshallip.com, cbeaker@marshallip.com Phone:3124746300
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Applicant Information

Application No	86273802	Publication date	04/21/2015
Opposition Filing Date	05/20/2015	Opposition Period Ends	05/21/2015
Applicants	Cooks, Montrell L 3615 112th St. S.W. Apt#C-102 Lakewood, WA 98499 UNITED STATES Baldwin, Demetra S 3615 112th St. S.W. Apt#C-102 Lakewood, WA 98499 UNITED STATES		

Goods/Services Affected by Opposition

Class 009. First Use: 2013/03/15 First Use In Commerce: 2014/01/11 All goods and services in the class are opposed, namely: Digital media, namely, DVD's, downloadable photographs, and downloadable computer graphics featuring Mix Martial Arts themed content

Grounds for Opposition

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

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3439799	Application Date	09/05/2007
Registration Date	06/03/2008	Foreign Priority	NONE

		Date	
Word Mark	ANIMAL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1983/00/00 First Use In Commerce: 1983/00/00 Nutritional supplements for human consumption		

U.S. Registration No.	4427966	Application Date	11/19/2012
Registration Date	11/05/2013	Foreign Priority Date	NONE
Word Mark	ANIMAL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1987/00/00 First Use In Commerce: 1987/00/00 Clothing, namely, hats, caps, bottoms, tops, shorts, pants, shirts, sweat shirts, sweat pants, sweat shorts, sweat jackets Class 035. First use: First Use: 1996/00/00 First Use In Commerce: 1996/00/00 On-line retail store services featuring health food products, clothing, and sports gear		

U.S. Registration No.	4427967	Application Date	11/19/2012
Registration Date	11/05/2013	Foreign Priority Date	NONE
Word Mark	ANIMAL		

Design Mark	
Description of Mark	The mark consists of the word "ANIMAL";the shadow of a male appears behind the letters "N" and "I".
Goods/Services	<p>Class 005. First use: First Use: 2007/10/00 First Use In Commerce: 2007/11/00 Nutritional supplements for human consumption</p> <p>Class 025. First use: First Use: 2007/10/00 First Use In Commerce: 2007/11/00 Clothing, namely, hats, caps, bottoms, tops, shorts, pants, shirts, sweat shirts, sweat pants, sweat shorts, sweat jackets</p>

U.S. Registration No.	3281904	Application Date	11/03/2006
Registration Date	08/21/2007	Foreign Priority Date	NONE

Word Mark	A ANIMAL.
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Design Mark	
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Description of Mark	The mark consists of the lettering A placed on top of a circle and several lines above the wording ANIMAL.
Goods/Services	Class 005. First use: First Use: 2002/06/00 First Use In Commerce: 2002/06/00 Supplements, namely, dietary food supplements, dietary supplements, food sup-

	<p>plements, herbal supplements, meal replacement and dietary supplement drink mixes, mineral nutritional supplements, mineralsupplements, nutritional supplements, nutritional supplement drink mix, vitaminand mineral supplements, vitamin supplements, meal replacement bars</p> <p>Class 025. First use: First Use: 2002/06/00 First Use In Commerce: 2002/06/00</p> <p>Clothing, namely, hats, caps, bottoms, tops, shorts, pants, shirts, sweat shirts, sweat pants, sweat shorts, sweat jackets</p>
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U.S. Registration No.	2437306	Application Date	03/28/2000
Registration Date	03/20/2001	Foreign Priority Date	NONE
Word Mark	ANIMAL PAK		
Design Mark	<p style="text-align: center;">ANIMAL PAK</p>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1983/01/15 First Use In Commerce: 1983/01/15 Dietary Food Supplements; A nutritionalsupplement comprised of but not limitedto vitamins, minerals and training nutrients		

U.S. Registration No.	3227943	Application Date	06/23/2006
Registration Date	04/10/2007	Foreign Priority Date	NONE
Word Mark	ANIMAL FLEX		
Design Mark	<p style="text-align: center;">ANIMAL FLEX</p>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2006/06/12 First Use In Commerce: 2006/06/12 nutritional supplements for humans		

U.S. Registration No.	3227727	Application Date	06/08/2006
Registration Date	04/10/2007	Foreign Priority	NONE

		Date	
Word Mark	ANIMAL PUMP		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2006/06/07 First Use In Commerce: 2006/06/07 Nutritional supplements for humans		

U.S. Registration No.	2784232	Application Date	06/25/2002
Registration Date	11/18/2003	Foreign Priority Date	NONE
Word Mark	ANIMAL CUTS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1998/10/01 First Use In Commerce: 1998/10/01 Dietary Food Supplements; A nutritional supplement comprised of but not limited to vitamins, minerals, amino acids, herbs, and training nutrients		

U.S. Registration No.	2594433	Application Date	07/31/2001
Registration Date	07/16/2002	Foreign Priority Date	NONE
Word Mark	ANIMAL STAK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1997/12/08 First Use In Commerce: 1997/12/08 Dietary Food Supplements; A nutritional supplement comprised of but not limited to vitamins, minerals, amino acids, and training nutrients		

U.S. Registration No.	3577109	Application Date	06/22/2007
Registration Date	02/17/2009	Foreign Priority Date	NONE
Word Mark	ANIMAL TEST		

Design Mark	<h1>ANIMAL TEST</h1>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2003/09/00 First Use In Commerce: 2007/10/00 Dietary food supplements for humans andnot for animals; Nutritional supplements for humans and not for animals		

U.S. Registration No.	3282200	Application Date	11/28/2006
Registration Date	08/21/2007	Foreign Priority Date	NONE

Word Mark	ANIMAL NITRO		
Design Mark	<h1>ANIMAL NITRO</h1>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2004/06/00 First Use In Commerce: 2004/06/00 Dietary and nutritional supplements		

U.S. Registration No.	4205268	Application Date	01/25/2012
Registration Date	09/11/2012	Foreign Priority Date	NONE
Word Mark	ANIMALPAK.COM		

Design Mark	<h1>ANIMALPAK.COM</h1>		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2001/03/06 First Use In Commerce: 2001/03/06 On-line retail store services featuring health food products, clothing, and sports gear		

U.S. Registration No.	4205267	Application Date	01/25/2012
Registration Date	09/11/2012	Foreign Priority Date	NONE
Word Mark	ANIMALPAK.COM THE SHOP		
Design Mark	<h1>ANIMALPAK.COM THE SHOP</h1>		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2001/03/06 First Use In Commerce: 2001/03/06 On-line retail store services featuring health food products, clothing, and sports gear		

U.S. Registration No.	3871542	Application Date	01/21/2010
Registration Date	11/02/2010	Foreign Priority Date	NONE
Word Mark	ANIMAL PM		

Design Mark	<h1>Animal PM</h1>
Description of Mark	NONE
Goods/Services	Class 005. First use: First Use: 2010/03/05 First Use In Commerce: 2010/03/05 Dietary and nutritional supplements for human consumption

U.S. Registration No.	4020568	Application Date	09/30/2010
Registration Date	08/30/2011	Foreign Priority Date	NONE
Word Mark	ANIMAL RAGE		
Design Mark	<h1>ANIMAL RAGE</h1>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2011/03/01 First Use In Commerce: 2011/03/01 Powdered nutritional supplement drink mix for human consumption; dietary supplement drink mixes in powdered form for human consumption		

U.S. Registration No.	3492459	Application Date	01/30/2008
Registration Date	08/26/2008	Foreign Priority Date	NONE
Word Mark	ANIMAL BARBELL CLUB		

Design Mark	<h1>Animal Barbell Club</h1>
Description of Mark	NONE
Goods/Services	Class 041. First use: First Use: 2007/12/00 First Use In Commerce: 2007/12/00 Social club services, namely, arranging, organizing, and hosting social events, get-togethers, and parties for club members in the field of sports nutrition and exercise; Entertainment services in the nature of a sports nutrition and exercise club

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	ANIMAL		
Goods/Services	Nutritional supplements and related food products, DVDs, posters and other printed materials, apparel, headwear, exercise products, bags, bottles and coffee mugs, retail and online retail services for the aforementioned goods, and entertainment and social club services		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	THE CAGE		
Goods/Services	Marketing, advertising, and retail sale of Registrant's products sold under the ANIMAL brand, including, but not limited to, nutritional supplements and related food products, DVDs, posters and other printed materials, apparel, headwear, exercise products, bags, bottles, and coffee mugs		

Attachments	<p>77272214#TMSN.png(bytes) 85783131#TMSN.png(bytes) 85783135#TMSN.png(bytes) 77035974#TMSN.png(bytes) 78001342#TMSN.png(bytes) 78915936#TMSN.png(bytes) 78903915#TMSN.png(bytes) 77213112#TMSN.png(bytes) 77052169#TMSN.png(bytes) 85524530#TMSN.png(bytes) 85524528#TMSN.png(bytes) 77916944#TMSN.png(bytes) 85142317#TMSN.png(bytes) 77384361#TMSN.png(bytes) 150520 CAGEANIMAL.COM Notice of Opposition.pdf(122881 bytes) 150520 Exhibit A.pdf(3778100 bytes)</p>
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Certificate of Service

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

Signature	/Craig Beaker/
Name	Craig A. Beaker
Date	05/20/2015

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

Universal Protein Supplements Corporation,

Opposer,

v.

Montrell L. Cooks and Demetra S. Baldwin,

Applicants.

Application Serial No. 86/273,802

Opposition No. _____

Mark: CAGEANIMAL.COM &
Design

NOTICE OF OPPOSITION

Opposer Universal Protein Supplements Corporation d/b/a Universal Nutrition (“Universal”), a New Jersey corporation with a primary place of business located at 3 Terminal Road, New Brunswick, New Jersey 08901, believes that it will be damaged by the registration of the CAGEANIMAL.COM mark shown in Application Serial No. 86/273,802 for “Digital media, namely, DVD’s, downloadable photographs, and downloadable computer graphics featuring Mix Martial Arts themed content” in International Class 9 (the “Opposed Mark”), applied for by Applicants Montrell L. Cooks and Demetra S. Baldwin, United States citizens with an address at 3615 112th Street, S.W., Apt. #C-102, Lakewood, Washington 98499.

Universal hereby opposes registration of the Opposed Mark, as shown in Application Serial No. 86/273,802, on the basis of a likelihood of confusion under Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), and dilution under Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).

In support of its Opposition, Universal states as follows:

1. Universal first used the ANIMAL mark in connection with nutritional supplements at least as early as 1983. Since that time, Universal has adopted and continuously used a family of well-known ANIMAL marks on a variety of products and services, including nutritional supplements and related food products, DVDs, posters and other printed materials, apparel, headwear, exercise products, bags, bottles and coffee mugs, retail and online retail services for the aforementioned goods, and entertainment and social club services and, in particular, Universal has adopted and continuously used the ANIMAL brand with DVDs featuring exercise instruction and training since at least as early as March 2006 (hereinafter the “ANIMAL Common Law Marks”).

2. Further, since at least as early as March 2004, Universal has used the mark THE CAGE in connection with the marketing, advertising, and retail sale of Universal’s products sold under the ANIMAL brand, including, but not limited to, nutritional supplements and related food products, DVDs, posters and other printed materials, apparel, headwear, exercise products, bags, bottles, and coffee mugs (“THE CAGE Mark”).

3. Universal owns the following trademark registrations on the Principal Register of the United States Patent and Trademark Office (“USPTO”):

Mark	Reg. No.	Status
ANIMAL	3,439,799	Incontestable
ANIMAL	4,427,966	Registered
ANIMAL (Stylized)	4,427,967	Registered
A ANIMAL & Design	3,281,904	Incontestable
ANIMAL PAK	2,437,306	Incontestable
ANIMAL FLEX	3,227,943	Incontestable
ANIMAL PUMP	3,227,727	Incontestable
ANIMAL CUTS	2,784,232	Incontestable
ANIMAL STAK	2,594,433	Incontestable
ANIMAL TEST	3,577,109	Incontestable
ANIMAL NITRO	3,282,200	Incontestable
ANIMALPAK.COM	4,205,268	Registered
ANIMALPAK.COM THE SHOP	4,205,267	Registered

Mark	Reg. No.	Status
ANIMAL PM	3,871,542	Registered
ANIMAL RAGE	4,020,568	Registered
ANIMAL BARBELL CLUB	3,492,459	Incontestable

True and correct copies of each registration certificate and the current TSDR status for each registration are attached hereto as Exhibit A (hereinafter the “ANIMAL Registrations”). Universal’s foregoing trademark registrations and common law rights are hereinafter collectively referred to as the “ANIMAL Marks.”

4. Universal has expended substantial sums of money in marketing, advertising, and promoting its ANIMAL Marks and THE CAGE Mark and, through such sales and advertising, has generated substantial goodwill and customer recognition in its ANIMAL Marks and THE CAGE Mark. As a result, the public has come to associate the ANIMAL Marks and THE CAGE Mark exclusively with Universal.

5. Universal has derived substantial revenues from the sale of its products and services under the ANIMAL Marks and THE CAGE Mark.

6. Universal’s extensive use and advertising of the ANIMAL Marks and THE CAGE Mark have resulted in consumer recognition that the ANIMAL Marks and THE CAGE Mark identify Universal as the source of products and services of high quality. The ANIMAL Marks and THE CAGE Mark are distinctive of Universal’s products and services and are well known, and valuable goodwill has been generated in the ANIMAL Marks and THE CAGE Mark. Such goodwill was generated long before Applicants’ filing date and alleged first use in commerce of the Opposed Mark on January 11, 2014.

7. The ANIMAL Marks have been so extensively used and advertised together that the ANIMAL family “surname” is recognized by consumers as an identifying trademark or service mark in and of itself when it appears in a composite. As a result, the ANIMAL Marks constitute

an easily recognizable family of marks that identify Universal as the source of the goods and services provided.

8. The ANIMAL Marks have become, prior to Applicants' filing date and alleged first use date, distinctive and famous under Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).

Count I: Likelihood of Confusion
15 U.S.C. § 1052(d)

9. Universal reasserts and incorporates Paragraphs 1 through 8 above as if fully set forth herein.

10. On May 7, 2014, long after Universal commenced use of the ANIMAL Marks and THE CAGE Mark in association with Universal's products and services, Applicants filed Application Serial No. 86/273,802, seeking registration of the Opposed Mark for use in connection with "Digital media, namely, DVD's, downloadable photographs, and downloadable computer graphics featuring Mix Martial Arts themed content" in International Class 9, alleging first use in commerce dating back to January 11, 2014.

11. Applicants' Opposed Mark, when used on or in connection with the services listed in Application Serial No. 86/273,802, is likely to cause confusion, mistake, or deception that Applicants' services are those of Universal or are otherwise endorsed, sponsored, or approved by Universal, or cause confusion, mistake, or deception as to the affiliation, connection, or association between Applicants and Universal.

12. Universal believes that it would be damaged by the registration sought herein by Applicants because such registration would support and assist Applicants in the confusing and misleading use of the Opposed Mark, and would give color of exclusive statutory rights to Applicants in violation and derogation of the prior superior rights of Universal.

13. Accordingly, Applicants' application to register the Opposed Mark must be refused registration under Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), as amended.

Count II: Dilution by Blurring
15 U.S.C. § 1125(c)

14. Universal reasserts and incorporates Paragraphs 1 through 13 above as if fully set forth herein.

15. Applicants' use of the Opposed Mark is likely to cause dilution by blurring of the distinctive quality of Universal's famous and distinctive ANIMAL Marks under Section 43(c) of the Federal Trademark Act, 15 U.S.C. § 1125(c).

16. Universal believes that it will be damaged by the registration sought herein by Applicants because such registration would support and assist Applicants in diluting the distinctiveness of Universal's ANIMAL Marks and will give color of exclusive statutory rights to Applicants in violation and derogation of the prior superior rights of Universal.

17. Accordingly, Applicants' application to register the Opposed Mark must be refused registration under Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c), as amended.

PRAYER FOR RELIEF

WHEREFORE, Universal prays that the Opposed Mark shown in Application Serial No. 86/273,802 be refused registration, and that this Notice of Opposition be sustained in favor of Universal.

Respectfully submitted,

Universal Protein Supplements Corporation
d/b/a Universal Nutrition

Dated: May 20, 2015

/Craig Beaker/
Maureen Beacom Gorman
Craig A. Beaker
MARSHALL, GERSTEIN & BORUN LLP
6300 Willis Tower
233 South Wacker Drive
Chicago, Illinois 60606
(312) 474-6300

CERTIFICATE OF SERVICE

I certify that this NOTICE OF OPPOSITION was served on Applicants Montrell L. Cooks and Demetra S. Baldwin by mailing a copy by first class mail, postage prepaid, to Applicants' following address: 3615 112th Street, S.W., Apt. #C-102, Lakewood, Washington 98499.

Dated: May 20, 2015

/Craig Beaker/
Craig A. Beaker

EXHIBIT A

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

Reg. No. 3,439,799

United States Patent and Trademark Office

Registered June 3, 2008

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL

UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION DBA UNIVERSAL NUTRITION,
INC. (NEW JERSEY CORPORATION)
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: NUTRITIONAL SUPPLEMENTS FOR HU-
MAN CONSUMPTION, IN CLASS 5 (U.S. CLS. 6, 18,
44, 46, 51 AND 52).

FIRST USE 0-0-1983; IN COMMERCE 0-0-1983.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,437,306, 2,784,232
AND OTHERS.

SER. NO. 77-272,214, FILED 9-5-2007.

EMILY CARLSEN, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2015-05-19 10:01:12 EDT

Mark: ANIMAL

ANIMAL

US Serial Number: 77272214
Application Filing Date: Sep. 05, 2007
US Registration Number: 3439799
Registration Date: Jun. 03, 2008
Register: Principal
Mark Type: Trademark
Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.
Status Date: Sep. 13, 2013
Publication Date: Mar. 18, 2008

Mark Information

Mark Literal Elements: ANIMAL
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2437306, 2594433, 2784232 and others

Goods and Services

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

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

For: Nutritional supplements for human consumption
International Class(es): 005 - Primary Class
U.S Class(es): 006, 018, 044, 046, 051, 052
Class Status: ACTIVE
Basis: 1(a)
First Use: 1983
Use in Commerce: 1983

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: Universal Protein Supplements Corporation DBA Universal Nutrition, Inc.
Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Maureen Beacom Gorman
Docket Number: 31742/11060
Attorney Primary Email: docket@marshallip.com
Attorney Email: Yes

Address:

Authorized:

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
Marshall, Gerstein & Borun LLP
233 South Wacker Drive
6300 Willis Tower
Chicago, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 13, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 13, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76533
Aug. 29, 2013	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76533
Sep. 13, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Aug. 29, 2013	TEAS SECTION 8 & 15 RECEIVED	
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 03, 2008	REGISTERED-PRINCIPAL REGISTER	
Mar. 18, 2008	PUBLISHED FOR OPPOSITION	
Feb. 27, 2008	NOTICE OF PUBLICATION	
Feb. 15, 2008	ASSIGNED TO EXAMINER	83176
Feb. 12, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	70138
Feb. 12, 2008	ASSIGNED TO LIE	70138
Jan. 10, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 10, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 10, 2008	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2008	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2008	EXAMINERS AMENDMENT -WRITTEN	82083
Dec. 11, 2007	ASSIGNED TO EXAMINER	82083
Sep. 10, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 103

Date in Location: Sep. 13, 2013

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	

6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014
8	P OPP/RESP TO MOTION	Dec 08, 2014
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727

ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306

ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
	Section 8 and 15 - Accepted and		

ANIMAL FLEX	Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433

ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com, info@mch-group.com, patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com, kking@marshallip.com, mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904

ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606

UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: madler@ta-llp.com

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010	
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010	
17	NOTICE OF DEFAULT	Jun 14, 2010	
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010	
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010	
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010	
21	EXTENSION OF TIME GRANTED	Aug 12, 2010	
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010	
23	EXTENSION OF TIME GRANTED	Nov 23, 2010	
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011	
25	SUSPENDED	Jan 18, 2011	
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011	

27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011
28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

United States of America

United States Patent and Trademark Office

ANIMAL

Reg. No. 4,427,966

Registered Nov. 5, 2013

Int. Cls.: 25 and 35

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: CLOTHING, NAMELY, HATS, CAPS, BOTTOMS, TOPS, SHORTS, PANTS, SHIRTS,
SWEAT SHIRTS, SWEAT PANTS, SWEAT SHORTS, SWEAT JACKETS, IN CLASS 25 (U.S.
CLS. 22 AND 39).

FIRST USE 0-0-1987; IN COMMERCE 0-0-1987.

FOR: ON-LINE RETAIL STORE SERVICES FEATURING HEALTH FOOD PRODUCTS,
CLOTHING, AND SPORTS GEAR, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 0-0-1996; IN COMMERCE 0-0-1996.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-
TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 3,227,943, 3,282,200 AND OTHERS.

SER. NO. 85-783,131, FILED 11-19-2012.

ANGELA DUONG, EXAMINING ATTORNEY



Lisa Street Lee

Deputy Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

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Mark: ANIMAL

ANIMAL

US Serial Number: 85783131

Application Filing Date: Nov. 19, 2012

US Registration Number: 4427966

Registration Date: Nov. 05, 2013

Register: Principal

Mark Type: Trademark, Service Mark

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

Status Date: Nov. 05, 2013

Publication Date: Aug. 20, 2013

Mark Information

Mark Literal Elements: ANIMAL

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3227943, 3281904, 3282200 and others

Goods and Services

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

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

For: Clothing, namely, hats, caps, bottoms, tops, shorts, pants, shirts, sweat shirts, sweat pants, sweat shorts, sweat jackets

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1987

Use in Commerce: 1987

For: On-line retail store services featuring health food products, clothing, and sports gear

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: 1996

Use in Commerce: 1996

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: Universal Protein Supplements Corporation

DBA, AKA, Formerly: DBA Universal Nutrition

Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MAUREEN BEACOM GORMAN Docket Number: 31742/60006
Attorney Primary Email Address: docket@marshallip.com Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: MAUREEN BEACOM GORMAN
MARSHALL, GERSTEIN & BORUN LLP
233 S WACKER DR STE 6300
CHICAGO, ILLINOIS 60606-6471
UNITED STATES
Phone: 312.474.6643 Fax: 312.474.0448
Correspondent e-mail: docket@marshallip.com Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 05, 2013	REGISTERED-PRINCIPAL REGISTER	
Aug. 20, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 20, 2013	PUBLISHED FOR OPPOSITION	
Jul. 31, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 18, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Jul. 18, 2013	ASSIGNED TO LIE	68123
Jun. 28, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 25, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 24, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 24, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 13, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 13, 2013	NON-FINAL ACTION E-MAILED	6325
Mar. 13, 2013	NON-FINAL ACTION WRITTEN	83695
Mar. 13, 2013	ASSIGNED TO EXAMINER	83695
Nov. 28, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 22, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 05, 2013

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91218785](#) Filing Date: Oct 10, 2014
Status: Pending Status Date: Oct 10, 2014
Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC
Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038

UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

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1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	
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11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

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Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

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ANIMAL NITRO	Section 8 and 15 - Accepted and	77052169	3282200

ANIMALPAK.COM	Acknowledged	85524530	4205268
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ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#) **Filing Date:** Jun 16, 2014
Status: Terminated **Status Date:** Sep 26, 2014
Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC
Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES
Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition
Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
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Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

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ANIMAL CUTS	Renewed	78138497	2784232
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ANIMAL STAK	Renewed	78076542	2594433
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ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

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7	TERMINATED	Sep 26, 2014	

United States of America

United States Patent and Trademark Office



Reg. No. 4,427,967

Registered Nov. 5, 2013

Int. Cls.: 5 and 25

TRADEMARK

PRINCIPAL REGISTER

UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: NUTRITIONAL SUPPLEMENTS FOR HUMAN CONSUMPTION, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 10-0-2007; IN COMMERCE 11-0-2007.

FOR: CLOTHING, NAMELY, HATS, CAPS, BOTTOMS, TOPS, SHORTS, PANTS, SHIRTS, SWEAT SHIRTS, SWEAT PANTS, SWEAT SHORTS, SWEAT JACKETS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 10-0-2007; IN COMMERCE 11-0-2007.

OWNER OF U.S. REG. NOS. 3,227,943, 3,282,200 AND OTHERS.

THE MARK CONSISTS OF THE WORD "ANIMAL"; THE SHADOW OF A MALE APPEARS BEHIND THE LETTERS "N" AND "I".

SER. NO. 85-783,135, FILED 11-19-2012.

ANGELA DUONG, EXAMINING ATTORNEY



Lisa Street Lee

Deputy Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

Generated on: This page was generated by TSDR on 2015-05-19 10:04:29 EDT

Mark: ANIMAL



US Serial Number: 85783135

Application Filing Date: Nov. 19, 2012

US Registration Number: 4427967

Registration Date: Nov. 05, 2013

Register: Principal

Mark Type: Trademark

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

Status Date: Nov. 05, 2013

Publication Date: Aug. 20, 2013

Mark Information

Mark Literal Elements: ANIMAL

Standard Character Claim: No

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

Description of Mark: The mark consists of the word "ANIMAL"; the shadow of a male appears behind the letters "N" and "I".

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

Design Search Code(s): 02.01.02 - Silhouettes of men; Men depicted as shadows or silhouettes of men

Related Properties Information

Claimed Ownership of US Registrations: 3227943, 3281904, 3282200 and others

Goods and Services

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

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

For: Nutritional supplements for human consumption

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2007

Use in Commerce: Nov. 2007

For: Clothing, namely, hats, caps, bottoms, tops, shorts, pants, shirts, sweat shirts, sweat pants, sweat shorts, sweat jackets

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2007

Use in Commerce: Nov. 2007

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: Universal Protein Supplements Corporation
DBA, AKA, Formerly: DBA Universal Nutrition
Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES
Legal Entity Type: CORPORATION

State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MAUREEN BEACOM GORMAN
Attorney Primary Email Address: docket@marshallip.com
Docket Number: 31742/60007
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: MAUREEN BEACOM GORMAN
MARSHALL, GERSTEIN & BORUN LLP
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Domestic Representative - Not Found

Prosecution History

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Nov. 29, 2012	NOTICE OF DESIGN SEARCH CODE MAILED	
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TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 05, 2013

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
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PO BOX 1416
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Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

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16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

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Interlocutory Attorney: CHRISTEN M ENGLISH

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Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306

ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Int. Cls.: 5 and 25

Prior U.S. Cls.: 6, 18, 22, 39, 44, 46, 51 and 52

United States Patent and Trademark Office

Reg. No. 3,281,904

Registered Aug. 21, 2007

**TRADEMARK
PRINCIPAL REGISTER**



UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION (NEW JERSEY CORPORATION)
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: SUPPLEMENTS, NAMELY, DIETARY
FOOD SUPPLEMENTS, DIETARY SUPPLEMENTS,
FOOD SUPPLEMENTS, HERBAL SUPPLEMENTS,
MEAL REPLACEMENT AND DIETARY SUPPLE-
MENT DRINK MIXES, MINERAL NUTRITIONAL
SUPPLEMENTS, MINERAL SUPPLEMENTS, NU-
TRITIONAL SUPPLEMENTS, NUTRITIONAL SUP-
PLEMENT DRINK MIX, VITAMIN AND MINERAL
SUPPLEMENTS, VITAMIN SUPPLEMENTS, MEAL
REPLACEMENT BARS, IN CLASS 5 (U.S. CLS. 6, 18,
44, 46, 51 AND 52).

FIRST USE 6-0-2002; IN COMMERCE 6-0-2002.

FOR: CLOTHING, NAMELY, HATS, CAPS, BOT-
TOMS, TOPS, SHORTS, PANTS, SHIRTS, SWEAT
SHIRTS, SWEAT PANTS, SWEAT SHORTS, SWEAT
JACKETS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 6-0-2002; IN COMMERCE 6-0-2002.

OWNER OF U.S. REG. NOS. 2,437,306, 2,784,232
AND OTHERS.

THE MARK CONSISTS OF THE LETTERING A
PLACED ON TOP OF A CIRCLE AND SEVERAL
LINES ABOVE THE WORDING ANIMAL.

SER. NO. 77-035,974, FILED 11-3-2006.

KIMBERLY FRYE, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2015-05-19 10:05:23 EDT

Mark: A ANIMAL.



US Serial Number: 77035974
US Registration Number: 3281904
Register: Principal
Mark Type: Trademark
Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.
Status Date: Sep. 19, 2012
Publication Date: Jun. 05, 2007

Application Filing Date: Nov. 03, 2006
Registration Date: Aug. 21, 2007

Mark Information

Mark Literal Elements: A ANIMAL.
Standard Character Claim: No
Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)
Description of Mark: The mark consists of the lettering A placed on top of a circle and several lines above the wording ANIMAL.
Color(s) Claimed: Color is not claimed as a feature of the mark.
Design Search Code(s): 26.01.21 - Circles that are totally or partially shaded.
26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s)
26.17.04 - Bands, vertical; Bars, vertical; Vertical line(s), band(s) or bar(s); Lines, vertical
26.17.05 - Bands, horizontal; Horizontal line(s), band(s) or bar(s); Bars, horizontal; Lines, horizontal

Related Properties Information

Claimed Ownership of US Registrations: 2437306, 2594433, 2784232 and others

Goods and Services

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

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

For: Supplements, namely, dietary food supplements, dietary supplements, food supplements, herbal supplements, meal replacement and dietary supplement drink mixes, mineral nutritional supplements, mineral supplements, nutritional supplements, nutritional supplement drink mix, vitamin and mineral supplements, vitamin supplements, meal replacement bars

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 2002

Use in Commerce: Jun. 2002

For: Clothing, namely, hats, caps, bottoms, tops, shorts, pants, shirts, sweat shirts, sweat pants, sweat shorts, sweat jackets

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 2002

Use in Commerce: Jun. 2002

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: Universal Protein Supplements Corporation
Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES
Legal Entity Type: CORPORATION **State or Country Where Organized:** NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Maureen Beacom Gorman **Docket Number:** 10566
Attorney Primary Email Address: maureengorman@mbgormanlaw.com **Attorney Email Authorized:** No

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
Marshall, Gerstein & Borun, LLP
233 South Wacker Drive
Suite 6300
CHICAGO, ILLINOIS 60606
UNITED STATES
Phone: 312-474-6300 **Fax:** 312-474-0448
Correspondent e-mail: Docket@marshallip.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 19, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 19, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68335
Sep. 19, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Aug. 27, 2012	TEAS SECTION 8 & 15 RECEIVED	
Aug. 07, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 07, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 21, 2007	REGISTERED-PRINCIPAL REGISTER	
Jun. 05, 2007	PUBLISHED FOR OPPOSITION	
May 16, 2007	NOTICE OF PUBLICATION	
Apr. 27, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 09, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	76539
Apr. 09, 2007	ASSIGNED TO LIE	76539
Mar. 16, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 15, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 15, 2007	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 15, 2007	EXAMINERS AMENDMENT -WRITTEN	77875
Mar. 14, 2007	ASSIGNED TO EXAMINER	77875
Nov. 08, 2006	NOTICE OF DESIGN SEARCH CODE MAILED	
Nov. 07, 2006	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Use:
Affidavit of Section 15 - Accepted
Incontestability:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 113

Date in Location: Sep. 19, 2012

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267

ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014	
10	PROCEEDINGS RESUMED	Jan 27, 2015	
11	ANSWER	Feb 12, 2015	
12	P MOT TO STRIKE	Mar 04, 2015	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015	
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015	
15	P OPP/RESP TO MOTION	Apr 08, 2015	
16	D OPP/RESP TO MOTION	Apr 17, 2015	

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#) Filing Date: Jun 16, 2014
 Status: Terminated Status Date: Sep 26, 2014
 Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC
 Correspondent Address: JEFFERY M LILLYWHITE
 JEFFERY M LILLYWHITE PC
 12339 S 800 EAST, SUITE 101
 DRAPER UT , 84020-8373
 UNITED STATES
 Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
 MARSHALL GERSTEIN & BORUN LLP
 6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
 CHICAGO IL , 60606
 UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
 TREDECIM LLC
 91 J AUBURN STREET #1133
 PORTLAND ME , 04103
 UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

TRAIN LIKE AN ANIMAL

Abandoned - After Inter-Partes Decision

[85925414](#)**Plaintiff(s)****Name:** Universal Protein Supplements Corporation**Correspondent Address:** MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES**Correspondent e-mail:** mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition**Proceeding Number:** [91213005](#)**Filing Date:** Oct 16, 2013**Status:** Terminated**Status Date:** Mar 08, 2014**Interlocutory Attorney:** BENJAMIN U OKEKE**Defendant****Name:** N.V.E., Inc.**Correspondent Address:** BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES**Correspondent e-mail:** efiling@ndslaw.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
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Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER

TANTALO & ADLER LLP
 1901 AVENUE OF THE STARS, SUITE 1000
 LOS ANGELES CA , 90067
 UNITED STATES

Correspondent e-mail: madler@ta-llp.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	
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Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
 MARSHALL GERSTEIN & BORUN LLP
 233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
 CHICAGO IL , 60606
 UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	

15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010
17	NOTICE OF DEFAULT	Jun 14, 2010
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010
21	EXTENSION OF TIME GRANTED	Aug 12, 2010
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010
23	EXTENSION OF TIME GRANTED	Nov 23, 2010
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011
25	SUSPENDED	Jan 18, 2011
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011
28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

Reg. No. 2,437,306

United States Patent and Trademark Office

Registered Mar. 20, 2001

Corrected

OG Date Dec. 12, 2006

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL PAK

UNIVERSAL PROTEIN SUPPLEMENTS
CORPORATION (NEW JERSEY COR-
PORATION), DBA UNIVERSAL LABS,
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: DIETARY FOOD SUPPLE-
MENTS; A NUTRITIONAL SUPPLEMENT
COMPRISED OF BUT NOT LIMITED TO
VITAMINS, MINERALS AND TRAINING
NUTRIENTS, IN CLASS 5 (U.S. CLS. 6,
18, 44, 46, 51 AND 52).

FIRST USE 1-15-1983; IN COMMERCE
1-15-1983.

SER. NO. 78-001,342, FILED 3-28-2000.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Dec. 12, 2006.*

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

233 South Wacker Drive
6300 Willis Tower
Chicago, ILLINOIS 60606
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: doCKET@marshallip.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 20, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 07, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75461
May 07, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 04, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Apr. 27, 2010	TEAS SECTION 8 & 9 RECEIVED	
Nov. 29, 2006	CASE FILE IN TICRS	
Nov. 04, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	73376
Nov. 04, 2006	CERTIFICATE OF CORRECTION ISSUED	
Sep. 25, 2006	FAX RECEIVED	
Jul. 23, 2006	POST REGISTRATION ACTION MAILED - SEC. 7	73376
Jul. 23, 2006	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	73376
Jun. 12, 2006	ASSIGNED TO PARALEGAL	73376
Apr. 13, 2006	FAX RECEIVED	
Mar. 27, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Mar. 27, 2006	TEAS SECTION 8 & 15 RECEIVED	
Mar. 20, 2001	REGISTERED-PRINCIPAL REGISTER	
Dec. 26, 2000	PUBLISHED FOR OPPOSITION	
Nov. 24, 2000	NOTICE OF PUBLICATION	
Aug. 11, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 10, 2000	ASSIGNED TO EXAMINER	77654

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Mar. 20, 2011

Change in Registration: Yes

Correction made to Registration: In the Statement, Column 1, lines 1 and 2, should be deleted, and, "Universal Protein Supplements Corporation d/b/a Universal Labs" should be inserted.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: May 07, 2010

Proceedings

Summary

Number of Proceedings: 9

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant**Name:** Animal Athletics, LLC**Correspondent Address:** DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES**Correspondent e-mail:** kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)**Name:** Universal Protein Supplements Corporation dba Universal Nutrition**Correspondent Address:** MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES**Correspondent e-mail:** mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	

6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014
8	P OPP/RESP TO MOTION	Dec 08, 2014
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727

ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306

ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
	Section 8 and 15 - Accepted and		

ANIMAL FLEX	Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433

ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91208303](#)

Filing Date: Dec 05, 2012

Status: Terminated

Status Date: Apr 04, 2013

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: D.F. Stauffer Biscuit Co., Inc.

Correspondent Address: DUANE A STEWART III
BUCHANAN INGERSOLL & ROONEY PC
301 GRANT ST FL 20
PITTSBURGH PA , 15219-1410
UNITED STATES

Correspondent e-mail: duane.stewart@bipc.com; vicki.cremonese@bipc.com , louanne.guerra@bipc.com , adipdoc1@bipc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STAUFFER'S ANIMAL PACK	Abandoned - After Inter-Partes Decision	85631989	

Plaintiff(s)

Name: Universal Protein Supplements Corp.

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & bORUN LLP
233 S WACKER DRIVE, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: rlabarge@marshallip.com; mgorman@marshallip.com; mciesielski@marshallip.com; kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL PAK	Renewed	78001342	2437306

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 05, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 05, 2012	Jan 14, 2013
3	PENDING, INSTITUTED	Dec 05, 2012	
4	CHANGE OF CORRESPONDENCE ADDRESS	Dec 07, 2012	
5	P'S MOTION FOR DEFAULT JUDGEMENT	Jan 23, 2013	
6	BD DECISION: SUSTAINED	Apr 04, 2013	
7	TERMINATED	Apr 04, 2013	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#) **Filing Date:** Apr 18, 2012
Status: Terminated **Status Date:** Nov 29, 2012
Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst
Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND
Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition
Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES
Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
	Section 8 and 15 - Accepted and		

ANIMAL TEST	Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#) **Filing Date:** Jul 15, 2009
Status: Terminated **Status Date:** Aug 11, 2011
Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams
Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES
Correspondent e-mail: madler@ta-llp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition
Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606
UNITED STATES
Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799

ANIMAL BARBELL CLUB

Section 8 and 15 - Accepted and
Acknowledged

[77384361](#)

[3492459](#)

ANIMAL SNAK

Cancelled - Section 8

[77394925](#)

[3492505](#)

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010	
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010	
17	NOTICE OF DEFAULT	Jun 14, 2010	
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010	
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010	
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010	
21	EXTENSION OF TIME GRANTED	Aug 12, 2010	
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010	
23	EXTENSION OF TIME GRANTED	Nov 23, 2010	
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011	
25	SUSPENDED	Jan 18, 2011	
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011	
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011	
28	SUSPENDED	Mar 24, 2011	
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011	
30	SUSPENDED	May 26, 2011	
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011	
32	EXTENSION OF TIME GRANTED	Jun 27, 2011	
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011	
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011	
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011	
36	TERMINATED	Aug 11, 2011	
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011	

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

United States Patent and Trademark Office

Reg. No. 3,227,943

Registered Apr. 10, 2007

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL FLEX

UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION

3 TERMAINAL ROAD

NEW BRUNSWICK, NJ 08901

FOR: NUTRITIONAL SUPPLEMENTS FOR HU-
MANS, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 6-12-2006; IN COMMERCE 6-12-2006.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,437,306, 2,594,433,
AND 2,784,232.

SER. NO. 78-915,936, FILED 6-23-2006.

JAY BESCH, EXAMINING ATTORNEY

Address:

Authorized:

Correspondent

Correspondent Name/Address: MAUREEN BEACOM GORMAN
MARSHALL, GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 30, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
May 30, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
May 29, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
May 17, 2012	TEAS SECTION 8 & 15 RECEIVED	
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 17, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 23, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 10, 2007	REGISTERED-PRINCIPAL REGISTER	
Jan. 23, 2007	PUBLISHED FOR OPPOSITION	
Jan. 03, 2007	NOTICE OF PUBLICATION	
Dec. 01, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	66230
Nov. 29, 2006	ASSIGNED TO LIE	66230
Nov. 21, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 20, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Nov. 20, 2006	EXAMINERS AMENDMENT E-MAILED	6328
Nov. 20, 2006	EXAMINERS AMENDMENT -WRITTEN	81130
Nov. 09, 2006	ASSIGNED TO EXAMINER	81130
Jun. 29, 2006	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 108

Date in Location: May 30, 2012

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
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UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , ilabbe@marshallip.com

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	

7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014
8	P OPP/RESP TO MOTION	Dec 08, 2014
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232

ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
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6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943

ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , king@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943

ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mcielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
	Section 8 and 15 - Accepted and		

ANIMAL FLEX	Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and	77272214	3439799

	Acknowledged		
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: madler@ta-llp.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010	
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010	
17	NOTICE OF DEFAULT	Jun 14, 2010	
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010	
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010	
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010	
21	EXTENSION OF TIME GRANTED	Aug 12, 2010	
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010	
23	EXTENSION OF TIME GRANTED	Nov 23, 2010	
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011	
25	SUSPENDED	Jan 18, 2011	
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011	
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011	

28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PENDING SETTLEMENT NEGOTIATIONS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BOARD'S DECISION: DISMISSED WITHOUT PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

United States Patent and Trademark Office

Reg. No. 3,227,727

Registered Apr. 10, 2007

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL PUMP

UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION

3 TERMINAL ROAD

NEW BRUNSWICK, NJ 08901

FOR: NUTRITIONAL SUPPLEMENTS FOR HU-
MANS, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 6-7-2006; IN COMMERCE 6-7-2006.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,437,306, 2,594,433,
AND 2,784,232.

SER. NO. 78-903,915, FILED 6-8-2006.

JAY BESCH, EXAMINING ATTORNEY

Attorney Primary Email docket@marshallip.com
Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
Marshall, Gerstein & Borun LLP
233 South Wacker Drive
6300 Willis Tower
Chicago, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 29, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
May 29, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70619
May 29, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70619
May 17, 2012	TEAS SECTION 8 & 15 RECEIVED	
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 17, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 23, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 10, 2007	REGISTERED-PRINCIPAL REGISTER	
Jan. 23, 2007	PUBLISHED FOR OPPOSITION	
Jan. 03, 2007	NOTICE OF PUBLICATION	
Dec. 01, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	66230
Nov. 29, 2006	ASSIGNED TO LIE	66230
Nov. 21, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 20, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Nov. 20, 2006	EXAMINERS AMENDMENT E-MAILED	6328
Nov. 20, 2006	EXAMINERS AMENDMENT -WRITTEN	81130
Nov. 09, 2006	ASSIGNED TO EXAMINER	81130
Jun. 14, 2006	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 108

Date in Location: May 29, 2012

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant**Name:** Animal Athletics, LLC**Correspondent Address:** DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES**Correspondent e-mail:** kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)**Name:** Universal Protein Supplements Corporation dba Universal Nutrition**Correspondent Address:** MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES**Correspondent e-mail:** mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , ilabbe@marshallip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	

6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014
8	P OPP/RESP TO MOTION	Dec 08, 2014
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727

ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306

ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
	Section 8 and 15 - Accepted and		

ANIMAL FLEX	Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
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95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433

ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904

ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606

UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: madler@ta-llp.com

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
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233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
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UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010	
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010	
17	NOTICE OF DEFAULT	Jun 14, 2010	
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010	
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010	
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010	
21	EXTENSION OF TIME GRANTED	Aug 12, 2010	
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010	
23	EXTENSION OF TIME GRANTED	Nov 23, 2010	
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011	
25	SUSPENDED	Jan 18, 2011	
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011	

27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011
28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

Reg. No. 2,784,232

United States Patent and Trademark Office

Registered Nov. 18, 2003

Corrected

OG Date Feb. 10, 2009

TRADEMARK
PRINCIPAL REGISTER

ANIMAL CUTS

UNIVERSAL PROTEIN SUPPLEMENTS
CORPORATION (NEW JERSEY COR-
PORATION), DBA UNIVERSAL LA-
BORATORIES,
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 07920
OWNER OF U.S. REG. NOS. 2,437,306
AND 2,594,433.

NO CLAIM IS MADE TO THE EXCLU-
SIVE RIGHT TO USE "CUTS", APART
FROM THE MARK AS SHOWN.

FOR: DIETARY FOOD SUPPLE-
MENTS; A NUTRITIONAL SUPPLEMENT
COMPRISED OF BUT NOT LIMITED TO
VITAMINS, MINERALS, AMINO ACIDS,
HERBS, AND TRAINING NUTRIENTS,
IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51
AND 52).

FIRST USE 10-1-1998; IN COMMERCE
10-1-1998.

SER. NO. 78-138,497, FILED 6-25-2002.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Feb. 10, 2009.*

Legal Entity Type: CORPORATION

State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Maureen Beacom Gorman
Attorney Primary Email Address: docket@marshallip.com
Docket Number: 31742/10338
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
MARSHALL, GERSTEIN & BORUN LLP
6300 WILLIS TOWER
233 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606
UNITED STATES
Phone: 312.474.6643
Correspondent e-mail: docket@marshallip.com
Fax: 312.474.0448
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 18, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Dec. 18, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
Dec. 18, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68502
Dec. 17, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jan. 20, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 23, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68502
Feb. 18, 2009	ASSIGNED TO PARALEGAL	68502
Feb. 16, 2009	TEAS SECTION 8 & 15 RECEIVED	
Jan. 08, 2009	CERTIFICATE OF CORRECTION ISSUED	
Dec. 03, 2008	TEAS SECTION 7 REQUEST RECEIVED	
Jun. 22, 2007	POST REGISTRATION ACTION MAILED - SEC. 7	67603
Mar. 07, 2007	RESPONSE RECEIVED TO POST REG. ACTION	
Mar. 07, 2007	PAPER RECEIVED	
Dec. 12, 2006	POST REGISTRATION ACTION MAILED - SEC. 7	67603
Apr. 13, 2006	SEC 7 REQUEST FILED	
Apr. 13, 2006	FAX RECEIVED	
Nov. 18, 2003	REGISTERED-PRINCIPAL REGISTER	
Aug. 26, 2003	PUBLISHED FOR OPPOSITION	
Aug. 06, 2003	NOTICE OF PUBLICATION	
Jul. 02, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 02, 2003	EXAMINERS AMENDMENT E-MAILED	
Dec. 05, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 25, 2003	CASE FILE IN TICRS	
Dec. 05, 2002	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 28, 2002	NON-FINAL ACTION E-MAILED	
Oct. 23, 2002	ASSIGNED TO EXAMINER	73731

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 18, 2013

Change in Registration: Yes

Correction made to Registration: In the statement, Column 1, Line 1, "Universal Laboratories" is deleted, and, Universal Protein Supplements Corporation dba Universal Laboratories is inserted.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 18, 2012

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
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PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , ilabbe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268

ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014	
10	PROCEEDINGS RESUMED	Jan 27, 2015	
11	ANSWER	Feb 12, 2015	
12	P MOT TO STRIKE	Mar 04, 2015	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015	
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015	
15	P OPP/RESP TO MOTION	Apr 08, 2015	
16	D OPP/RESP TO MOTION	Apr 17, 2015	

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606

UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
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6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks			

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: madler@ta-llp.com

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION P's Motion4 Disconf Referred	Apr 13, 2010	

13	P's Motion4 Disconf Referred	Apr 16, 2010
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010
17	NOTICE OF DEFAULT	Jun 14, 2010
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010
21	EXTENSION OF TIME GRANTED	Aug 12, 2010
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010
23	EXTENSION OF TIME GRANTED	Nov 23, 2010
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011
25	SUSPENDED	Jan 18, 2011
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011
28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

Reg. No. 2,594,433

United States Patent and Trademark Office

Registered July 16, 2002

Corrected

OG Date Oct. 17, 2006

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL STAK

UNIVERSAL PROTEIN SUPPLEMENTS
CORPORATION (NEW JERSEY COR-
PORATION), DBA UNIVERSAL LA-
BORATORIES,
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901
OWNER OF U.S. REG. NO. 2,437,306.
NO CLAIM IS MADE TO THE EXCLU-
SIVE RIGHT TO USE "STACK", APART
FROM THE MARK AS SHOWN.

FOR: DIETARY FOOD SUPPLE-
MENTS; A NUTRITIONAL SUPPLEMENT
COMPRISED OF BUT NOT LIMITED TO
VITAMINS, MINERALS, AMINO ACIDS,
AND TRAINING NUTRIENTS, IN CLASS
5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 12-8-1997; IN COMMERCE
12-8-1997.

SER. NO. 78-076,542, FILED 7-31-2001.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Oct. 17, 2006.*

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

Legal Entity Type: CORPORATION

State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MAUREEN BEACOM GORMAN
Attorney Primary Email Address: docket@marshallip.com
Docket Number: 31742/10339
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: MAUREEN BEACOM GORMAN
MARSHALL, GERSTEIN & BORUN LLP
6300 WILLIS TOWER
233 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606
UNITED STATES
Phone: 312.474.6643
Correspondent e-mail: docket@marshallip.com
Fax: 312.474.0448
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 30, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 30, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Jan. 30, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67723
Jan. 12, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jan. 20, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 04, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Oct. 30, 2007	ASSIGNED TO PARALEGAL	67723
Oct. 24, 2007	TEAS SECTION 8 & 15 RECEIVED	
Sep. 17, 2007	CASE FILE IN TICRS	
Jul. 17, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 25, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 08, 2006	CERTIFICATE OF CORRECTION ISSUED	
Jul. 20, 2006	FAX RECEIVED	
Jul. 11, 2006	POST REGISTRATION ACTION MAILED - SEC. 7	
Jun. 26, 2006	ASSIGNED TO PARALEGAL	69934
Apr. 13, 2006	SEC 7 REQUEST FILED	
Apr. 13, 2006	FAX RECEIVED	
Jul. 16, 2002	REGISTERED-PRINCIPAL REGISTER	
Apr. 23, 2002	PUBLISHED FOR OPPOSITION	
Apr. 03, 2002	NOTICE OF PUBLICATION	
Jan. 30, 2002	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 15, 2001	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 01, 2001	NON-FINAL ACTION MAILED	
Oct. 22, 2001	ASSIGNED TO EXAMINER	78199

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 16, 2012

Change in Registration: Yes

Correction made to IN THE STATEMENT, COLUMN 1, LINE 1, "UNIVERSAL LABORATORIES" SHOULD BE DELETED, AND UNIVERSAL PROTEIN
Registration: SUPPLEMENTS CORPORATION DBA UNIVERSAL LABORATORIES SHOULD BE INSERTED.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 30, 2012

Proceedings

Summary

Number of Proceedings: 7

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542

ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014	
10	PROCEEDINGS RESUMED	Jan 27, 2015	
11	ANSWER	Feb 12, 2015	
12	P MOT TO STRIKE	Mar 04, 2015	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015	
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015	
15	P OPP/RESP TO MOTION	Apr 08, 2015	
16	D OPP/RESP TO MOTION	Apr 17, 2015	

Type of Proceeding: Opposition

Proceeding Number: [91216885](#) **Filing Date:** Jun 16, 2014
Status: Terminated **Status Date:** Sep 26, 2014
Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC
Correspondent Address: JEFFERY M LILLYWHITE
 JEFFERY M LILLYWHITE PC
 12339 S 800 EAST, SUITE 101
 DRAPER UT , 84020-8373
 UNITED STATES
Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition
Correspondent Address: CRAIG A BEAKER
 MARSHALL GERSTEIN & BORUN LLP
 6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
 CHICAGO IL , 60606
 UNITED STATES
Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER

MARSHALL GERSTEIN & BORUN LLP
 6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
 CHICAGO IL , 60606
 UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#) Filing Date: Oct 16, 2013
 Status: Terminated Status Date: Mar 08, 2014
 Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.
 Correspondent Address: BRIAN M GAYNOR
 NICOLL DAVIS & SPINELLA LLP
 95 N RTE 17 S , STE 316
 PARAMUS NJ , 07652
 UNITED STATES
 Correspondent e-mail: efiling@ndslaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER

TANTALO & ADLER LLP
 1901 AVENUE OF THE STARS, SUITE 1000
 LOS ANGELES CA , 90067
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Correspondent e-mail: madler@ta-llp.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
 MARSHALL GERSTEIN & BORUN LLP
 233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
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 UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , king@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	

15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010
17	NOTICE OF DEFAULT	Jun 14, 2010
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010
21	EXTENSION OF TIME GRANTED	Aug 12, 2010
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010
23	EXTENSION OF TIME GRANTED	Nov 23, 2010
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011
25	SUSPENDED	Jan 18, 2011
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011
28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51, and 52

Reg. No. 3,577,109

United States Patent and Trademark Office

Registered Feb. 17, 2009

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL TEST

UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION,
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: DIETARY FOOD SUPPLEMENTS FOR HU-
MANS AND NOT FOR ANIMALS; NUTRITIONAL
SUPPLEMENTS FOR HUMANS AND NOT FOR
ANIMALS , IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51
AND 52).

FIRST USE 9-0-2003; IN COMMERCE 10-0-2007.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

SN 77-213,112, FILED 6-22-2007.

SHAILA SETTLES, EXAMINING ATTORNEY

233 South Wacker Drive
6300 Willis Tower
Chicago, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 25, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 25, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76874
Apr. 11, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76874
Apr. 25, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Apr. 11, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 17, 2009	REGISTERED-PRINCIPAL REGISTER	
Jan. 12, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	76539
Dec. 20, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 19, 2008	STATEMENT OF USE PROCESSING COMPLETE	66154
Dec. 09, 2008	USE AMENDMENT FILED	66154
Dec. 19, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Dec. 09, 2008	TEAS STATEMENT OF USE RECEIVED	
Nov. 11, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 19, 2008	PUBLISHED FOR OPPOSITION	
Jul. 30, 2008	NOTICE OF PUBLICATION	
Jul. 17, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	76539
Jul. 15, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 15, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 15, 2008	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 15, 2008	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 15, 2008	EXAMINERS AMENDMENT -WRITTEN	82421
Mar. 03, 2008	NOTIFICATION OF FINAL REFUSAL EMAILED	
Mar. 03, 2008	FINAL REFUSAL E-MAILED	
Mar. 03, 2008	FINAL REFUSAL WRITTEN	82421
Feb. 14, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 13, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 13, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 13, 2007	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Aug. 13, 2007	PRIORITY ACTION E-MAILED	6326
Aug. 13, 2007	PRIORITY ACTION WRITTEN	82421
Aug. 08, 2007	ASSIGNED TO EXAMINER	82421
Jul. 23, 2007	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	76539
Jul. 23, 2007	ASSIGNED TO LIE	76539
Jul. 17, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 05, 2007	TEAS VOLUNTARY AMENDMENT RECEIVED	
Jun. 26, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 114

Date in Location: Apr. 25, 2014

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
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PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and	77052169	3282200

ANIMALPAK.COM	Acknowledged	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014	
10	PROCEEDINGS RESUMED	Jan 27, 2015	
11	ANSWER	Feb 12, 2015	
12	P MOT TO STRIKE	Mar 04, 2015	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015	
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015	
15	P OPP/RESP TO MOTION	Apr 08, 2015	
16	D OPP/RESP TO MOTION	Apr 17, 2015	

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER

MARSHALL GERSTEIN & BORUN LLP
 6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
 CHICAGO IL , 60606
 UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#) Filing Date: Jun 16, 2014
 Status: Terminated Status Date: Sep 26, 2014
 Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC
 Correspondent Address: JEFFERY M LILLYWHITE
 JEFFERY M LILLYWHITE PC
 12339 S 800 EAST, SUITE 101
 DRAPER UT , 84020-8373
 UNITED STATES
 Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

ANIMALIA

Abandoned - After Inter-Partes Decision

[86125729](#)

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST

POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES

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Associated marks

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	

12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010
13	P's Motion4 Disconf Referred	Apr 16, 2010
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010
17	NOTICE OF DEFAULT	Jun 14, 2010
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010
21	EXTENSION OF TIME GRANTED	Aug 12, 2010
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010
23	EXTENSION OF TIME GRANTED	Nov 23, 2010
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011
25	SUSPENDED	Jan 18, 2011
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011
28	SUSPENDED	Mar 24, 2011
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011
30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

Reg. No. 3,282,200

United States Patent and Trademark Office

Registered Aug. 21, 2007

**TRADEMARK
PRINCIPAL REGISTER**

ANIMAL NITRO

UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: DIETARY AND NUTRITIONAL SUPPLE-
MENTS, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND
52).

FIRST USE 6-0-2004; IN COMMERCE 6-0-2004.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,437,306, 2,784,232
AND OTHERS.

SER. NO. 77-052,169, FILED 11-28-2006.

KIMBERLY FRYE, EXAMINING ATTORNEY

Attorney Primary Email doCKET@marshallip.com
Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
MARSHALL, GERSTEIN & BORUN LLP
6300 WILLIS TOWER
233 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: doCKET@marshallip.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 01, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Nov. 01, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	74886
Oct. 31, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74886
Oct. 10, 2012	TEAS SECTION 8 & 15 RECEIVED	
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 07, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 21, 2007	REGISTERED-PRINCIPAL REGISTER	
Jun. 05, 2007	PUBLISHED FOR OPPOSITION	
May 16, 2007	NOTICE OF PUBLICATION	
Apr. 27, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 05, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	68602
Apr. 05, 2007	ASSIGNED TO LIE	68602
Mar. 14, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 14, 2007	ASSIGNED TO EXAMINER	77875
Dec. 01, 2006	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 113

Date in Location: Nov. 01, 2012

Proceedings

Summary

Number of Proceedings: 8

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON

TECHLAW LLP
 PO BOX 1416
 LA JOLLA CA , 92038
 UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
 MARSHALL GERSTEIN & BORUN LLP
 6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
 CHICAGO IL , 60606
 UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabe@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	

9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and	77213112	3577109

	Acknowledged		
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727

ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS			

ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
	Section 8 and 15 - Accepted and		

ANIMAL PUMP	Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRABER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and	77384361	3492459

	Acknowledged		
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

Correspondent Address: Maureen Beacom Gorman
Davis McGrath LLC
125 S. Wacker, Suite 1700
Chicago IL , 60606
UNITED STATES

Correspondent e-mail: wmcgrath@davismcgrath.com , mbgorman@davismcgrath.com , cschneider@davismcgrath.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#)

Filing Date: Jul 15, 2009

Status: Terminated

Status Date: Aug 11, 2011

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Daryl A. Abrams

Correspondent Address: MICHAEL S ADLER
TANTALO & ADLER LLP
1901 AVENUE OF THE STARS, SUITE 1000
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: madler@ta-llp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010	
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010	
17	NOTICE OF DEFAULT	Jun 14, 2010	
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010	
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010	
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010	
21	EXTENSION OF TIME GRANTED	Aug 12, 2010	
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010	
23	EXTENSION OF TIME GRANTED	Nov 23, 2010	
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011	
25	SUSPENDED	Jan 18, 2011	
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011	
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011	
28	SUSPENDED	Mar 24, 2011	
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011	

30	SUSPENDED	May 26, 2011
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011
32	EXTENSION OF TIME GRANTED	Jun 27, 2011
33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011

United States of America

United States Patent and Trademark Office

ANIMALPAK.COM

Reg. No. 4,205,268

Registered Sep. 11, 2012

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: ON-LINE RETAIL STORE SERVICES FEATURING HEALTH FOOD PRODUCTS,
CLOTHING, AND SPORTS GEAR, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-6-2001; IN COMMERCE 3-6-2001.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-
TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,437,306, 3,439,799 AND OTHERS.

SER. NO. 85-524,530, FILED 1-25-2012.

DAVID COLLIER, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

Generated on: This page was generated by TSDR on 2015-05-19 10:11:12 EDT

Mark: ANIMALPAK.COM

ANIMALPAK.COM

US Serial Number: 85524530
Application Filing Date: Jan. 25, 2012
US Registration Number: 4205268
Registration Date: Sep. 11, 2012
Filed as TEAS Plus: Yes
Currently TEAS Plus: Yes
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Sep. 11, 2012
Publication Date: Jun. 26, 2012

Mark Information

Mark Literal Elements: ANIMALPAK.COM
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2437306, 3281904, 3439799 and others

Goods and Services

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

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

For: On-line retail store services featuring health food products, clothing, and sports gear
International Class(es): 035 - Primary Class
U.S Class(es): 100, 101, 102
Class Status: ACTIVE
Basis: 1(a)
First Use: Mar. 06, 2001
Use in Commerce: Mar. 06, 2001

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: Universal Protein Supplements Corporation
DBA, AKA, Formerly: DBA Universal Nutrition
Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MAUREEN BEACOM GORMAN

Attorney Primary Email docket@marshallip.com
Address:

Attorney Email No
Authorized:

Correspondent

Correspondent Name/Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR STE 6300
CHICAGO, ILLINOIS 60606-6471
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 11, 2012	REGISTERED-PRINCIPAL REGISTER	
Jun. 26, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 26, 2012	PUBLISHED FOR OPPOSITION	
Jun. 06, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 21, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
May 21, 2012	ASSIGNED TO LIE	68171
May 03, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 03, 2012	EXAMINER'S AMENDMENT ENTERED	88888
May 03, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
May 03, 2012	EXAMINERS AMENDMENT E-MAILED	6328
May 03, 2012	EXAMINERS AMENDMENT -WRITTEN	81852
May 03, 2012	ASSIGNED TO EXAMINER	81852
Jan. 31, 2012	NOTICE OF PSEUDO MARK MAILED	
Jan. 28, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 28, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 11, 2012

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)**Name:** Universal Protein Supplements Corporation dba Universal Nutrition**Correspondent Address:** MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES**Correspondent e-mail:** mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , ilabbe@marshallip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014	
10	PROCEEDINGS RESUMED	Jan 27, 2015	
11	ANSWER	Feb 12, 2015	
12	P MOT TO STRIKE	Mar 04, 2015	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015	
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015	

15 P OPP/RESP TO MOTION
16 D OPP/RESP TO MOTION

Apr 08, 2015
Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

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ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
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ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
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ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: OppositionProceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATESCorrespondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATESCorrespondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267

ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

United States of America

United States Patent and Trademark Office

ANIMALPAK.COM THE SHOP

Reg. No. 4,205,267

Registered Sep. 11, 2012

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: ON-LINE RETAIL STORE SERVICES FEATURING HEALTH FOOD PRODUCTS,
CLOTHING, AND SPORTS GEAR, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-6-2001; IN COMMERCE 3-6-2001.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-
TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,437,306, 3,439,799 AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "THE SHOP", APART FROM
THE MARK AS SHOWN.

SER. NO. 85-524,528, FILED 1-25-2012.

DAVID COLLIER, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

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Mark: ANIMALPAK.COM THE SHOP

ANIMALPAK.COM THE SHOP

US Serial Number: 85524528
US Registration Number: 4205267
Filed as TEAS Plus: Yes
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Sep. 11, 2012
Publication Date: Jun. 26, 2012

Application Filing Date: Jan. 25, 2012
Registration Date: Sep. 11, 2012
Currently TEAS Plus: Yes

Mark Information

Mark Literal Elements: ANIMALPAK.COM THE SHOP
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK
Disclaimer: "THE SHOP"

Related Properties Information

Claimed Ownership of US Registrations: 2437306, 3281904, 3439799 and others

Goods and Services

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

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

For: On-line retail store services featuring health food products, clothing, and sports gear

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 06, 2001

Use in Commerce: Mar. 06, 2001

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: Universal Protein Supplements Corporation
DBA, AKA, Formerly: DBA Universal Nutrition
Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MAUREEN BEACOM GORMAN

Attorney Primary Email Address: docket@marshallip.com

Attorney Email Authorized: No

CorrespondentCorrespondent Name/Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR STE 6300
CHICAGO, ILLINOIS 60606-6471
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found**Prosecution History**

Date	Description	Proceeding Number
Sep. 11, 2012	REGISTERED-PRINCIPAL REGISTER	
Jun. 26, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 26, 2012	PUBLISHED FOR OPPOSITION	
Jun. 06, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 21, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
May 21, 2012	ASSIGNED TO LIE	68171
May 03, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 03, 2012	EXAMINER'S AMENDMENT ENTERED	88888
May 03, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
May 03, 2012	EXAMINERS AMENDMENT E-MAILED	6328
May 03, 2012	EXAMINERS AMENDMENT -WRITTEN	81852
May 03, 2012	ASSIGNED TO EXAMINER	81852
Jan. 31, 2012	NOTICE OF PSEUDO MARK MAILED	
Jan. 28, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 28, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information**TM Staff Information - None****File Location**

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 11, 2012

Proceedings**Summary**

Number of Proceedings: 3

Type of Proceeding: OppositionProceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATESCorrespondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
------	--------------------	---------------	---------------------

Plaintiff(s)**Name:** Universal Protein Supplements Corporation dba Universal Nutrition**Correspondent Address:** MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES**Correspondent e-mail:** mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , ilabbe@marshallip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
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ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
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11	ANSWER	Feb 12, 2015	
12	P MOT TO STRIKE	Mar 04, 2015	
13	SUSP PEND DISP OF OUTSTNDNG MOT MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS	Mar 10, 2015	

14	OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#) Filing Date: Jun 16, 2014
 Status: Terminated Status Date: Sep 26, 2014
 Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
 JEFFERY M LILLYWHITE PC
 12339 S 800 EAST, SUITE 101
 DRAPER UT , 84020-8373
 UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

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ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

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 MARSHALL GERSTEIN & BORUN LLP
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ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542

ANIMAL RAGE

Registered

[85142317](#)

[4020568](#)

ANIMAL BARBELL CLUB

Section 8 and 15 - Accepted and Acknowledged

[77384361](#)

[3492459](#)

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

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ANIMAL	Registered	85783135	4427967
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ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200

ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

United States of America

United States Patent and Trademark Office

Animal PM

Reg. No. 3,871,542

Registered Nov. 2, 2010

Int. Cl.: 5

TRADEMARK

PRINCIPAL REGISTER

UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION,
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: DIETARY AND NUTRITIONAL SUPPLEMENTS FOR HUMAN CONSUMPTION, IN
CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 3-5-2010; IN COMMERCE 3-5-2010.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-
TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 3,227,943, 3,439,799, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PM", APART FROM THE MARK
AS SHOWN.

SN 77-916,944, FILED 1-21-2010.

ANDREA SAUNDERS, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

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Mark: ANIMAL PM

Animal PM

US Serial Number: 77916944 Application Filing Date: Jan. 21, 2010
US Registration Number: 3871542 Registration Date: Nov. 02, 2010
Register: Principal
Mark Type: Trademark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Nov. 02, 2010
Publication Date: Jun. 08, 2010 Notice of Allowance Date: Aug. 03, 2010

Mark Information

Mark Literal Elements: ANIMAL PM
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK
Disclaimer: "PM"

Related Properties Information

Claimed Ownership of US Registrations: 3227943, 3421712, 3439799 and others

Goods and Services

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

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

For: Dietary and nutritional supplements for human consumption
International Class(es): 005 - Primary Class U.S Class(es): 006, 018, 044, 046, 051, 052
Class Status: ACTIVE
Basis: 1(a)
First Use: Mar. 05, 2010 Use in Commerce: Mar. 05, 2010

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	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: Universal Protein Supplements Corporation
DBA, AKA, Formerly: DBA Universal Nutrition
Owner Address: 3 Terminal Road
New Brunswick, NEW JERSEY 08901
UNITED STATES
Legal Entity Type: CORPORATION State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Maureen Beacom Gorman

Attorney Primary Email docket@marshallip.com
Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
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Chicago, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Nov. 02, 2010	REGISTERED-PRINCIPAL REGISTER	
Sep. 25, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Sep. 24, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	74221
Sep. 22, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 31, 2010	STATEMENT OF USE PROCESSING COMPLETE	69302
Aug. 06, 2010	USE AMENDMENT FILED	69302
Aug. 31, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
Aug. 06, 2010	TEAS STATEMENT OF USE RECEIVED	
Aug. 03, 2010	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 08, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 08, 2010	PUBLISHED FOR OPPOSITION	
May 03, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
May 03, 2010	ASSIGNED TO LIE	74221
Apr. 21, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 21, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 21, 2010	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Apr. 21, 2010	EXAMINERS AMENDMENT E-MAILED	6328
Apr. 21, 2010	EXAMINERS AMENDMENT -WRITTEN	76851
Apr. 20, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Apr. 20, 2010	NON-FINAL ACTION E-MAILED	6325
Apr. 20, 2010	NON-FINAL ACTION WRITTEN	76851
Apr. 20, 2010	ASSIGNED TO EXAMINER	76851
Jan. 27, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 24, 2010

Proceedings

Summary

Number of Proceedings: 6

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
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UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	

4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014
8	P OPP/RESP TO MOTION	Dec 08, 2014
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943

ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
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Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
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Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904

ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#) **Filing Date:** Nov 07, 2013
Status: Terminated **Status Date:** Jul 16, 2014
Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.
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PORTLAND ME , 04103
UNITED STATES
Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation
Correspondent Address: MAUREEN BEACOM GORMAN
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CHICAGO IL , 60606
UNITED STATES
Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799

ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
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PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799

ANIMAL STAK	Renewed	78076542	2594433
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

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CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
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233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

United States of America

United States Patent and Trademark Office

ANIMAL RAGE

Reg. No. 4,020,568

Registered Aug. 30, 2011

Int. Cl.: 5

TRADEMARK

PRINCIPAL REGISTER

UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION,
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: POWDERED NUTRITIONAL SUPPLEMENT DRINK MIX FOR HUMAN CONSUMPTION; DIETARY SUPPLEMENT DRINK MIXES IN POWDERED FORM FOR HUMAN CONSUMPTION, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 3-1-2011; IN COMMERCE 3-1-2011.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 3,227,727, 3,577,109, AND OTHERS.

SN 85-142,317, FILED 9-30-2010.

TAMARA FRAZIER, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

Attorney Name: Maureen Beacom Gorman

Attorney Primary Email doCKET@marshallip.com
Address:

Attorney Email No
Authorized:

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
Marshall, Gerstein & Borun LLP
233 South Wacker Drive
6300 Willis Tower
Chicago, ILLINOIS 60606-6357
UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: doCKET@marshallip.com

Correspondent e-mail No
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 30, 2011	REGISTERED-PRINCIPAL REGISTER	
Jul. 27, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 26, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	70468
Jul. 18, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 27, 2011	STATEMENT OF USE PROCESSING COMPLETE	76874
Jun. 20, 2011	USE AMENDMENT FILED	76874
Jun. 24, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76874
Jun. 20, 2011	TEAS STATEMENT OF USE RECEIVED	
Jun. 20, 2011	TEAS STATEMENT OF USE RECEIVED	
Jun. 07, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 12, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 12, 2011	PUBLISHED FOR OPPOSITION	
Mar. 05, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
Mar. 05, 2011	ASSIGNED TO LIE	70468
Feb. 07, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 18, 2011	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 18, 2011	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 18, 2011	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 18, 2011	EXAMINERS AMENDMENT -WRITTEN	83174
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 10, 2011	ASSIGNED TO EXAMINER	83174
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 05, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 04, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 26, 2011

Proceedings

Summary

Number of Proceedings: 6

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON
TECHLAW LLP
PO BOX 1416
LA JOLLA CA , 92038
UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabbe@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	

5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014
8	P OPP/RESP TO MOTION	Dec 08, 2014
9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and	78903915	3227727

	Acknowledged		
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
JEFFERY M LILLYWHITE PC
12339 S 800 EAST, SUITE 101
DRAPER UT , 84020-8373
UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
MARSHALL GERSTEIN & BORUN LLP
6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK			

ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213383](#)

Filing Date: Nov 07, 2013

Status: Terminated

Status Date: Jul 16, 2014

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Allmax Nutrition Inc.

Correspondent Address: SEAN L SWEENEY
TREDECIM LLC
91 J AUBURN STREET #1133
PORTLAND ME , 04103
UNITED STATES

Correspondent e-mail: sean@tredecimlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TRAIN LIKE AN ANIMAL	Abandoned - After Inter-Partes Decision	85925414	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 SOUTH WACKER DRIVE , SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , mciesielski@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL RAGE	Registered	85142317	4020568

ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 07, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 07, 2013	Dec 17, 2013
3	PENDING, INSTITUTED	Nov 07, 2013	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2013	
5	EXTENSION OF TIME GRANTED	Dec 18, 2013	
6	ANSWER	Dec 24, 2013	
7	W/DRAW OF APPLICATION W/O CONSENT	Apr 24, 2014	
8	RESPONSE DUE	May 12, 2014	
9	D RESP TO BD ORDER/INQUIRY	May 12, 2014	
10	BD DECISION: DISMISSED W/O PREJ	Jul 16, 2014	
11	TERMINATED	Jul 16, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91213005](#)

Filing Date: Oct 16, 2013

Status: Terminated

Status Date: Mar 08, 2014

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: N.V.E., Inc.

Correspondent Address: BRIAN M GAYNOR
NICOLL DAVIS & SPINELLA LLP
95 N RTE 17 S , STE 316
PARAMUS NJ , 07652
UNITED STATES

Correspondent e-mail: efiling@ndslaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACKER 2 NOT JUST ANIMAL PROTEIN	Abandoned - After Inter-Partes Decision	85896474	

Plaintiff(s)

Name: Universal Protein Supplements Corporation

Correspondent Address: MAUREEN BEACOM GORMAN
MARSHALL GERSTEIN & BORUN LLP
233 S WACKER DR 6300 WILLIS TOWER, SUITE 6300
CHICAGO IL , 60606
UNITED STATES

Correspondent e-mail: mgorman@marshallip.com, kking@marshallip.com, mciesielski@marshallip.com, rlabarge@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL STAK	Renewed	78076542	2594433

ANIMAL RAGE	Registered	85142317	4020568
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 16, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 16, 2013	Nov 25, 2013
3	PENDING, INSTITUTED	Oct 16, 2013	
4	ANSWER	Nov 05, 2013	
5	P MOT TO STRIKE	Nov 27, 2013	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2013	
7	TRIAL DATES RESET	Feb 02, 2014	
8	TRIAL DATES RESET	Feb 12, 2014	
9	W/DRAW OF APPLICATION	Feb 13, 2014	
10	D CERTIFICATE OF SERVICE	Feb 17, 2014	
11	BD DECISION: SUSTAINED	Mar 08, 2014	
12	TERMINATED	Mar 08, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

Correspondent Address: PATRICK GRÄBER
MCH GROUP AG RECHTSDIENST
POSTFACH
CH 4005 BASEL SWITZERLAND

Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
MARSHALL GERSTEIN BORUN LLP
233 SOUTH WACKER DRIVE, 6300 WILLIS TOWER
CHICAGO IL , 60606 6357
UNITED STATES

Correspondent e-mail: tgehrke@marshallip.com , kking@marshallip.com , mgorman@maschallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and	77035974	3281904

	Acknowledged	77272214	3439799
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 3,492,459

Registered Aug. 26, 2008

**SERVICE MARK
PRINCIPAL REGISTER**

Animal Barbell Club

UNIVERSAL PROTEIN SUPPLEMENTS COR-
PORATION (NEW JERSEY CORPORATION),
DBA UNIVERSAL NUTRITION
3 TERMINAL ROAD
NEW BRUNSWICK, NJ 08901

FOR: SOCIAL CLUB SERVICES, NAMELY, AR-
RANGING, ORGANIZING, AND HOSTING SOCIAL
EVENTS, GET-TOGETHERS, AND PARTIES FOR
CLUB MEMBERS IN THE FIELD OF SPORTS
NUTRITION AND EXERCISE; ENTERTAINMENT
SERVICES IN THE NATURE OF A SPORTS NUTRI-
TION AND EXERCISE CLUB, IN CLASS 41 (U.S.
CLS. 100, 101 AND 107).

FIRST USE 12-0-2007; IN COMMERCE 12-0-2007.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "BARBELL CLUB", APART FROM
THE MARK AS SHOWN.

SER. NO. 77-384,361, FILED 1-30-2008.

SUE LAWRENCE, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2015-05-19 10:14:31 EDT

Mark: ANIMAL BARBELL CLUB

Animal Barbell Club

US Serial Number: 77384361

Application Filing Date: Jan. 30, 2008

US Registration Number: 3492459

Registration Date: Aug. 26, 2008

Register: Principal

Mark Type: Service Mark

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

Status Date: Aug. 08, 2014

Publication Date: Jun. 10, 2008

Mark Information

Mark Literal Elements: ANIMAL BARBELL CLUB

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "BARBELL CLUB"

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: Social club services, namely, arranging, organizing, and hosting social events, get-togethers, and parties for club members in the field of sports nutrition and exercise; Entertainment services in the nature of a sports nutrition and exercise club

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2007

Use in Commerce: Dec. 2007

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: UNIVERSAL PROTEIN SUPPLEMENTS CORPORATION

DBA, AKA, Formerly: DBA Universal Nutrition

Owner Address: 3 TERMINAL ROAD
NEW BRUNSWICK, NEW JERSEY 08901
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NEW JERSEY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Maureen Beacom Gorman

Docket Number: 31742/11149/

Attorney Primary Email Address: docket@marshallip.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Maureen Beacom Gorman
 Marshall, Gerstein & Borun LLP
 233 South Wacker Drive
 6300 Willis Tower
 Chicago, ILLINOIS 60606-6357
 UNITED STATES

Phone: 312.474.6643

Fax: 312.474.0448

Correspondent e-mail: docket@marshallip.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found**Prosecution History**

Date	Description	Proceeding Number
Aug. 08, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Aug. 08, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76873
Aug. 08, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Jul. 22, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jan. 13, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 05, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 26, 2008	REGISTERED-PRINCIPAL REGISTER	
Jun. 10, 2008	PUBLISHED FOR OPPOSITION	
May 21, 2008	NOTICE OF PUBLICATION	
May 08, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	76539
May 08, 2008	ASSIGNED TO LIE	76539
May 08, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 08, 2008	EXAMINER'S AMENDMENT ENTERED	88888
May 08, 2008	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
May 08, 2008	EXAMINERS AMENDMENT E-MAILED	6328
May 08, 2008	EXAMINERS AMENDMENT -WRITTEN	72414
May 08, 2008	ASSIGNED TO EXAMINER	72414
Feb. 04, 2008	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information**TM Staff Information - None
File Location**

Current Location: TMO LAW OFFICE 116

Date in Location: Aug. 08, 2014

Proceedings**Summary**

Number of Proceedings: 6

Type of Proceeding: Opposition

Proceeding Number: [91218785](#)

Filing Date: Oct 10, 2014

Status: Pending

Status Date: Oct 10, 2014

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Animal Athletics, LLC

Correspondent Address: DANA B ROBINSON

TECHLAW LLP
 PO BOX 1416
 LA JOLLA CA , 92038
 UNITED STATES

Correspondent e-mail: kayla@techlawllp.com , dana@techlawllp.com , jess@techlawllp.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL ATHLETICS	Opposition Pending	86174971	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: MAUREEN BEACOM GORMAN
 MARSHALL GERSTEIN & BORUN LLP
 6300 WILLIS TOWER, 233 SOUTH WACKER DRIVE
 CHICAGO IL , 60606
 UNITED STATES

Correspondent e-mail: mgorman@marshallip.com , kking@marshallip.com , cbeaker@marshallip.com , jlabe@marshallip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2014	Nov 19, 2014
3	PENDING, INSTITUTED	Oct 10, 2014	
4	D APPEARANCE / POWER OF ATTORNEY	Nov 10, 2014	
5	D MOT TO DISMISS: FRCP 12(B)	Nov 10, 2014	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Nov 14, 2014	
7	P MOT FOR EXT W/ CONSENT	Nov 26, 2014	
8	P OPP/RESP TO MOTION	Dec 08, 2014	

9	D REPLY IN SUPPORT OF MOTION	Dec 19, 2014
10	PROCEEDINGS RESUMED	Jan 27, 2015
11	ANSWER	Feb 12, 2015
12	P MOT TO STRIKE	Mar 04, 2015
13	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 10, 2015
14	MOT TO AMEND ANS OR COUNTERCLAIM/AMENDED ANS OR COUNTERCLAIM	Mar 25, 2015
15	P OPP/RESP TO MOTION	Apr 08, 2015
16	D OPP/RESP TO MOTION	Apr 17, 2015

Type of Proceeding: Opposition

Proceeding Number: [91216885](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Animalia Life, LLC

Correspondent Address: JEFFERY M LILLYWHITE
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UNITED STATES

Correspondent e-mail: jeff@jmlpc.com , adrienne@jmlpc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Opposition Pending	86126092	
ANIMALIA	Opposition Pending	86126115	
ANIMALIA	Opposition Pending	86126167	
ANIMALIA	Opposition Pending	86128280	
ANIMALIA	Opposition Pending	86125866	
ANIMALIA	Opposition Pending	86125775	
ANIMALIA	Opposition Pending	86125672	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

Correspondent Address: CRAIG A BEAKER
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6300 WILLIS TOWER , 233 SOUTH WACKER DRIVE
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UNITED STATES

Correspondent e-mail: cbeaker@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and	77213112	3577109

	Acknowledged		
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM	Registered	85524530	4205268
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - PARENT OF 91216886; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 11, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91216886](#)

Filing Date: Jun 16, 2014

Status: Terminated

Status Date: Sep 26, 2014

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Animalia Life, LLC

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Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	86125729	

Plaintiff(s)

Name: Universal Protein Supplements Corporation dba Universal Nutrition

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Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL	Registered	85783131	4427966
ANIMAL	Registered	85783135	4427967
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727

ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMALPAK.COM THE SHOP	Registered	85524528	4205267
ANIMAL PM	Registered	77916944	3871542
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMALPAK.COM	Registered	85524530	4205268

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 16, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 16, 2014	Jul 26, 2014
3	PENDING, INSTITUTED	Jun 16, 2014	
4	CONSOLIDATED - CHILD OF 91216885; ANSWER REMAINS DUE 7/26/14	Jun 20, 2014	
5	NOTICE OF DEFAULT	Aug 14, 2014	
6	BD DECISION: SUSTAINED	Sep 26, 2014	
7	TERMINATED	Sep 26, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91204809](#)

Filing Date: Apr 18, 2012

Status: Terminated

Status Date: Nov 29, 2012

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: MCH Group AG Rechtsdienst

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Correspondent e-mail: cbrowning@kdlegal.com , info@mch-group.com , patrick.graber@mch-group.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALIA	Abandoned - After Inter-Partes Decision	79094693	

Plaintiff(s)

Name: Universal Protein Supplements Corporation DBA Universal Nutrition

Correspondent Address: TIFFANY D GEHRKE
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Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL FLEX	Section 8 and 15 - Accepted and	78915936	3227943

	Acknowledged		
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PM	Registered	77916944	3871542
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL RAGE	Registered	85142317	4020568
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 18, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 20, 2012	May 30, 2012
3	PENDING, INSTITUTED	Apr 20, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	May 30, 2012	
5	EXTENSION OF TIME GRANTED	May 30, 2012	
6	APPL'S RESPONSE	May 29, 2012	
7	BOARD'S COMMUNICATION	Jun 14, 2012	
8	P'S MOTION TO STRIKE	Jul 05, 2012	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Aug 28, 2012	Sep 27, 2012
10	P'S MOTION FOR DEFAULT JUDGEMENT	Oct 18, 2012	
11	BOARD'S DECISION: SUSTAINED	Nov 29, 2012	
12	TERMINATED	Nov 29, 2012	

Type of Proceeding: Cancellation

Proceeding Number: [92051652](#)

Filing Date: Oct 23, 2009

Status: Terminated

Status Date: Mar 11, 2010

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Alban Distributors, Inc.

Correspondent Address: Alban Distributors, Inc.
7330 Northwest 54th Street
Lauderhill FL , 33319
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMAL ENERGY DRINK	Cancelled - Section 18	77403251	3640676
ANIMAL	Cancelled - Section 18	77058293	3673409

Plaintiff(s)

Name: Universal Protein Supplements Corp. D/B/A Universal Nutrition

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Associated marks

Mark	Application Status	Serial Number	Registration Number
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904

ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMALSNAK	Cancelled - Section 8	77183850	3421712

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 23, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 26, 2009	Dec 05, 2009
3	PENDING, INSTITUTED	Oct 26, 2009	
4	NOTICE OF DEFAULT	Dec 24, 2009	
5	BOARD'S DECISION: GRANTED	Feb 11, 2010	
6	COMMR'S ORDER CANCELLING REGISTRATION	Mar 11, 2010	
7	TERMINATED	Mar 11, 2010	

Type of Proceeding: Opposition

Proceeding Number: [91191054](#) **Filing Date:** Jul 15, 2009
Status: Terminated **Status Date:** Aug 11, 2011
Interlocutory Attorney: CHERYL A BUTLER

Defendant

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Associated marks

Mark	Application Status	Serial Number	Registration Number
PARTY ANIMAL	Abandoned - No Statement Of Use Filed	77286086	

Plaintiff(s)

Name: Universal Protein Supplements Corporation d/b/a Universal Nutrition
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UNITED STATES
Correspondent e-mail: tgehrke@marshallip.com , mgorman@marshallip.com , kking@marshallip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ANIMALSNAK	Cancelled - Section 8	77183850	3421712
ANIMAL PUMP	Section 8 and 15 - Accepted and Acknowledged	78903915	3227727

ANIMAL NITRO	Section 8 and 15 - Accepted and Acknowledged	77052169	3282200
ANIMAL FLEX	Section 8 and 15 - Accepted and Acknowledged	78915936	3227943
ANIMAL STAK	Renewed	78076542	2594433
ANIMAL TEST	Section 8 and 15 - Accepted and Acknowledged	77213112	3577109
A ANIMAL.	Section 8 and 15 - Accepted and Acknowledged	77035974	3281904
ANIMAL PAK	Renewed	78001342	2437306
ANIMAL CUTS	Renewed	78138497	2784232
ANIMAL	Section 8 and 15 - Accepted and Acknowledged	77272214	3439799
ANIMAL BARBELL CLUB	Section 8 and 15 - Accepted and Acknowledged	77384361	3492459
ANIMAL SNAK	Cancelled - Section 8	77394925	3492505

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 15, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 15, 2009	Aug 24, 2009
3	PENDING, INSTITUTED	Jul 15, 2009	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 24, 2009	
5	EXTENSION OF TIME GRANTED	Aug 25, 2009	
6	ANSWER	Sep 25, 2009	
7	CHANGE OF CORRESPONDENCE ADDRESS	Dec 02, 2009	
8	STIPULATION FOR AN EXTENSION OF TIME	Mar 04, 2010	
9	EXTENSION OF TIME GRANTED	Mar 04, 2010	
10	P'S MOTION TO COMPEL DISCOVERY	Mar 29, 2010	
11	SUSPENDED	Apr 01, 2010	
12	D'S OPPOSITION/RESPONSE TO MOTION	Apr 13, 2010	
13	P's Motion4 Disconf Referred	Apr 16, 2010	
14	BOARD'S ORDER: TRIAL DATES ARE RESET	Apr 30, 2010	
15	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	May 13, 2010	
16	CHANGE OF CORRESPONDENCE ADDRESS	May 13, 2010	
17	NOTICE OF DEFAULT	Jun 14, 2010	
18	D'S RESPONSE TO DEFAULT; ANSWER	Jul 09, 2010	
19	TRIAL DATES REMAIN AS PREVIOUSLY SET	Jul 21, 2010	
20	STIPULATION FOR AN EXTENSION OF TIME	Aug 12, 2010	
21	EXTENSION OF TIME GRANTED	Aug 12, 2010	
22	STIPULATION FOR AN EXTENSION OF TIME	Nov 23, 2010	
23	EXTENSION OF TIME GRANTED	Nov 23, 2010	
24	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jan 18, 2011	
25	SUSPENDED	Jan 18, 2011	
26	CHANGE OF CORRESPONDENCE ADDRESS	Jan 28, 2011	
27	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Mar 24, 2011	
28	SUSPENDED	Mar 24, 2011	
29	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 25, 2011	
30	SUSPENDED	May 26, 2011	
31	STIPULATION FOR AN EXTENSION OF TIME	Jun 25, 2011	
32	EXTENSION OF TIME GRANTED	Jun 27, 2011	

33	WITHDRAWAL OF OPPOSITION	Aug 03, 2011
34	WITHDRAWAL OF OPPOSITION	Aug 04, 2011
35	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 11, 2011
36	TERMINATED	Aug 11, 2011
37	CORRECTION TO BOARD'S ORDER	Aug 12, 2011