

ESTTA Tracking number: **ESTTA696311**

Filing date: **09/16/2015**

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	FAZE Apparel, LLC		
Entity	Corporation	Citizenship	California
Address	3236 21st Street San Francisco, CA 94110 UNITED STATES		

Correspondence information	Johnny Travis Co-owner FAZE Apparel, LLC 3236 21st Street San Francisco, CA 94110 UNITED STATES info@fazeapparel.com Phone:4152690895		
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Applicant Information

Application No	86018225	Publication date	09/15/2015
Opposition Filing Date	09/16/2015	Opposition Period Ends	10/15/2015
Applicant	Oliveira, Thomas 40 Locke St #906 Haverhill, MA 01830 UNITED STATES		

Goods/Services Affected by Opposition

Class 025. First Use: 2011/12/01 First Use In Commerce: 2013/03/12
All goods and services in the class are opposed, namely: Clothing, namely, t-shirts, long and short sleeved shirts, hooded sweatshirts, sweatshirts

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4550118	Application Date	03/05/2013
Registration Date	06/17/2014	Foreign Priority Date	NONE
Word Mark	FAZE		

Design Mark	<h1>FAZE</h1>
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2007/12/14 First Use In Commerce: 2007/12/14 A-shirts; Baseball caps and hats; Beanies; Button down shirts; Crew neck sweaters; Hooded sweat shirts; Shirts; Sweat shirts; Sweaters; T-shirts

U.S. Registration No.	3680738	Application Date	02/22/2008
Registration Date	09/08/2009	Foreign Priority Date	NONE

Word Mark F.A.Z.E.



Description of Mark	The mark consists of Seven gold lightning bolts connected at their end points in a triangular shape.
Goods/Services	Class 025. First use: First Use: 2007/12/14 First Use In Commerce: 2007/12/14 A-shirts; Canvas shoes; Denims; Dress shirts; Leather shoes; Long-sleeved shirts; Pants; Polo shirts; Shirts; Shoes; Short-sleeved or long-sleeved t-shirts; Sweat shirts; T-shirts; Tee shirts; Hats; Underwear; Socks

Related Proceedings This mark is too similar and will cause confusion with my company's 2 (two) registered trademarks: Reg. No. 4550118 and 3680738

Attachments	85867480#TMSN.png(bytes) 77404461#TMSN.png(bytes) OppositionofFAZECLANTrademark.pdf(55130 bytes)
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Certificate of Service

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

Signature	/johnny travis/
Name	Johnny Travis
Date	09/16/2015

My company, FAZE APPAREL, LLC, has been an active participant in commerce since 2007 and was incorporated in the state of California in 2008. The company holds 2 (two) active trademarks and these marks were first used in commerce in 2007 - FAZE (wordmark) and FAZE (design mark). The registration numbers for these active trademarks are **4550118** and **3680738**. Additionally, these two active trademarks pertain to trademark class 025 in which you are attempting to register. Our trademarks take priority and there will be a level of confusion. I have proof of this confusion between our active marks and yours by way of multiple email and phone call correspondences from customers.

Sincerely,

FAZE Apparel, LLC
3236 21st Street
San Francisco, CA
(415) 695-2915
www.fazeapparel.com