

ESTTA Tracking number: **ESTTA239005**

Filing date: **09/25/2008**

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

Proceeding	92048260
Party	Plaintiff i play. inc.
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Submission	Testimony For Plaintiff
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Signature	/Steven C. Schnedler/
Date	09/25/2008
Attachments	Exhibit 9.pdf ( 21 pages )(7343670 bytes )

**Cancellation No. 92048260**

***i play. inc. (change of name from FAMILY CLUBHOUSE, INCORPORATED d/b/a i play), a North Carolina corporation,***

***Cancellation Petitioner,***

**v.**

***INTERNATIONAL PLAYTHINGS, INC, a Delaware corporation,***

***Registrant.***

**Exhibit offered by i play. inc.**

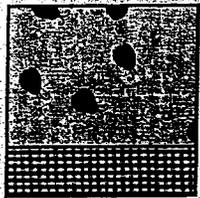
**9**

2003

extraordinary  
**i:play.**™  
baby wear

Keeping Babies Happy  
For Over 20 Years.





Lime Lady Bug



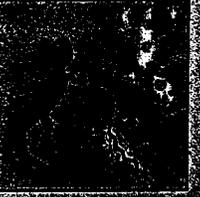
Lavender Tulip



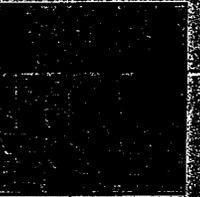
Aqua Peony



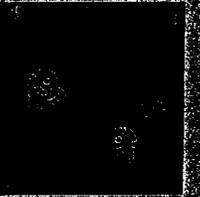
Pink Morning Glory



Green Gecko



Aqua Dancing Frog



Blue Koi



Orange Bug



Tested and Approved

### i swim safely.™

Increasingly more public swimming pools are requiring use of reusable swim diapers to prevent spread of infectious diseases. Our swim diaper products have leg and waist measurements that really work. As the original swim diaper manufacturer, i play.™ has over ten years experience making swim diaper products. We are continually working to make swimming safer for everyone by improving our products through product testing and development with university research centers, departments of public health, and swim schools.

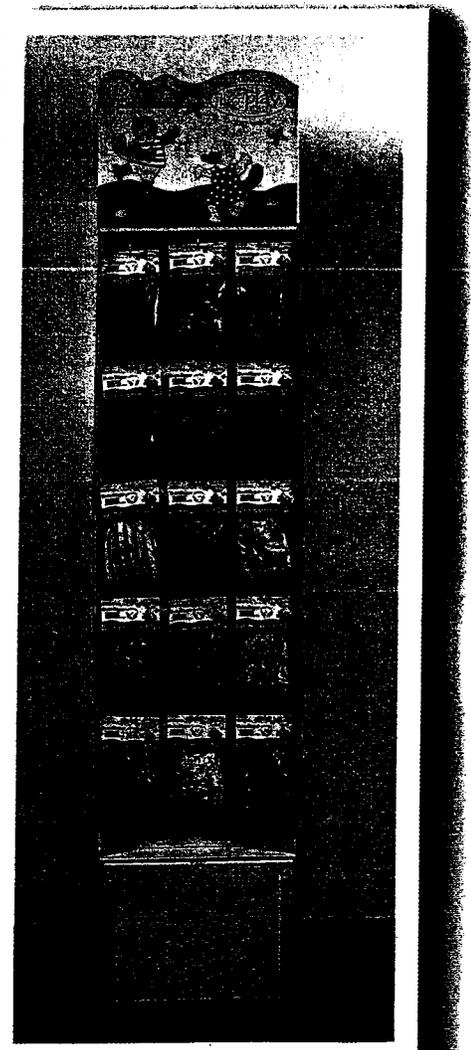


### Boys Trunks

Swim Trunks with built-in Swim Diaper. Cotton with nylon coated lining. Green Gecko, Aqua Dancing Frog, Blue Koi, Orange Bug, Royal Firefly (select swatches at left). 6 months to 4 years.

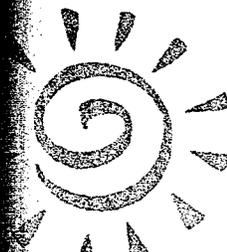
### Swim Diaper

Original i play.™ reusable Swim Diaper. Cotton with nylon coated lining. Pick Your Prints (all swatches at left), White. 6 months to 4 years.

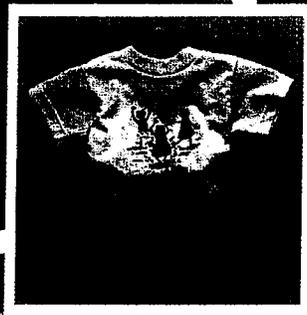


### Power Panel

Swim Diaper Power Panel shown, various combinations available for ready-to-merchandise display of i play.™ swimwear products.



# Swimwear



## A. Sunhat

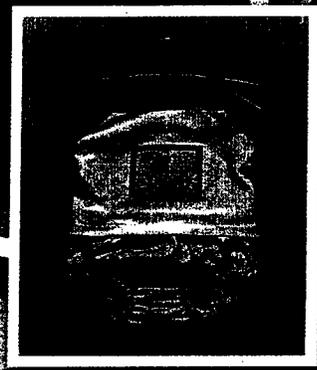
Baseball cap styling with flap to protect neck from sun.  
Cotton. Green Gecko, Aqua Dancing Frog,

Blue Koi (select swatches opposite page).  
Infant 6-18mo, Toddler 2-4T

## B. Trunk Set

Trunks and matching t-shirt packaged on  
new custom hangers (see inset).

Cotton Trunks with nylon coated lining  
and cotton t-shirt. Green Gecko, Aqua Dancing Frog,  
Blue Koi (select swatches opposite page).  
6 months to 3 years.



## C. Brim Hat

Wide brim for sun protection. Ties under chin.  
Cotton. Lime Lady Bug/Red Gingham,

Lavender Tulip/Lime Check, Aqua Peony/Pink Gingham,  
Pink Morning Glory/Blue Check  
(select swatches opposite page).  
Infant 6-18mo, Toddler 2-4T

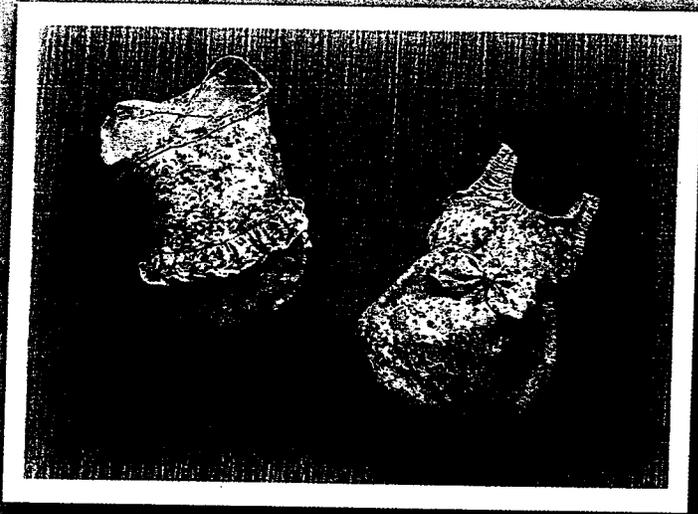
## D. Tankini

Ruffled Swim Diaper and coordinating tank  
packaged on new custom hangers (see inset).  
Cotton diaper with nylon coated lining and  
cotton Lycra® tank. Lime Lady Bug/Red Gingham,  
Lavender Tulip/Lime Check, Aqua Peony/Pink Gingham,  
Pink Morning Glory/Blue Check  
(select swatches opposite page). 6 months to 3 years.

## Duffle Bags

Water-resistant coated nylon bag  
with drawstring and toggle.  
Pink, Blue, Yellow.

# Swimwear



## A. Tanksuit

Tailored and stretchy one-piece Tanksuit with built-in Swim Diaper. Cotton Lycra® with nylon coated Swim Diaper lining. Pastel Monet. 12 months to 4 years.

## B. Bubble Suit

Stretchy one-piece Bubble Suit with built-in Swim Diaper. Cotton Lycra® with nylon coated Swim Diaper lining. Pastel Monet. 12 months to 4 years.



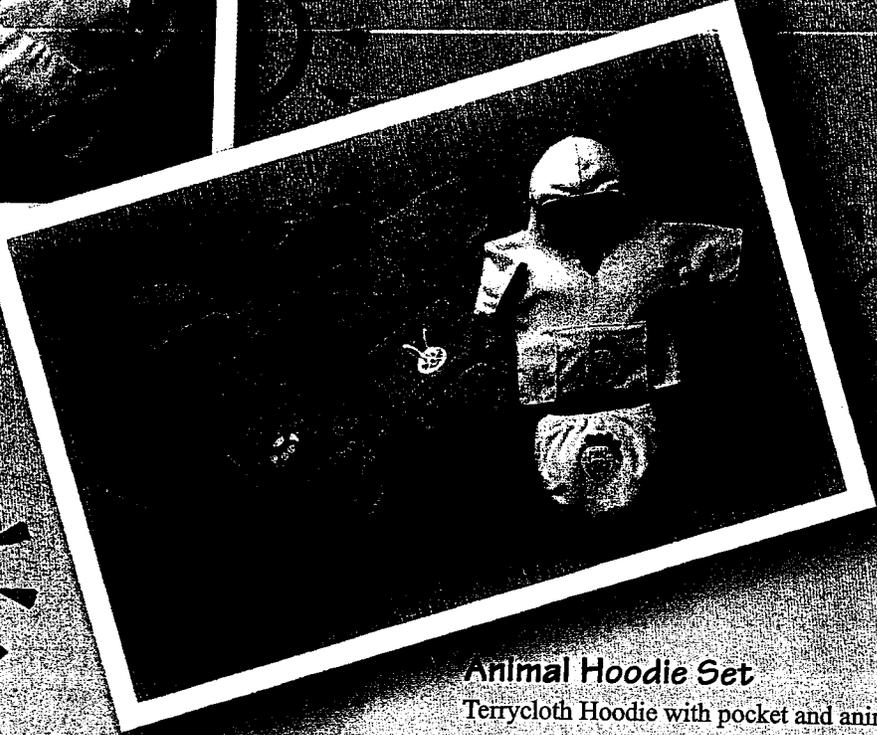
## Cover-Up

Terry with pom trim.  
Cotton terry cloth.  
Royal Dot, Silly Sealife, Multislime.  
6 months to 4 years.



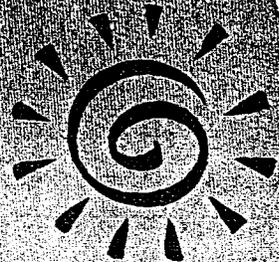
## Terry Hoodie

Hooded terry pullover with pocket and pom trim. Cotton terry cloth.  
Pink Dot, Royal Dot, Green Dot.  
6 months to 2 years.



## Animal Hoodie Set

Terrycloth Hoodie with pocket and animal appl. Matching Diaper Cover. Cotton terrycloth.  
Blue Dog, Pink Rabbit, Yellow Rooster.  
6 to 12 months.





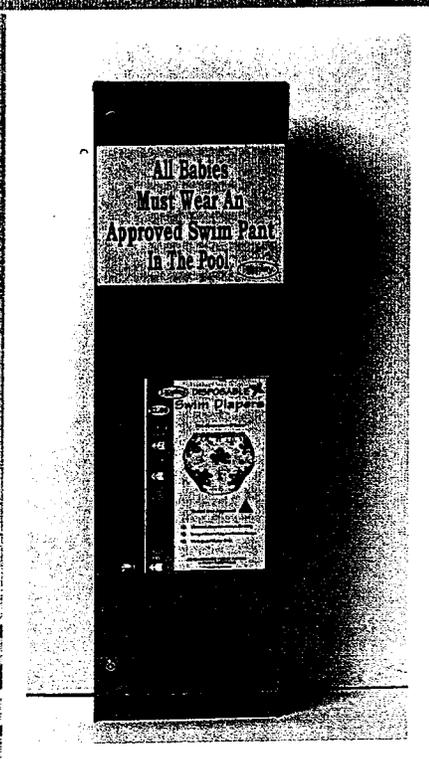
### Hat & Tee Set

Water resistant sunhat and matching t-shirt complement i play.™ Disposable Swim Diaper. Nylon Hat and cotton Tee. Pink Platypus, Blue Platypus. 6 months to 4 years.



### Disposable Swim Diaper

Same protection as our original reusable Swim Diaper in a convenient disposable. Meets public pool requirements for reusable swim diaper with standardized leg and waist measurements. Custom designed Platypus pant on waterproof material - inner absorbent layer. Pink Platypus, Blue Platypus, Yellow Platypus, White. 6 months to 4 years.



### Vending Machine

For convenient, poolside sale of individually packaged Disposable Swim Diapers. Holds 24 single packs of unisex (Yellow Platypus) diapers. One size fits most babies (6-32 lbs.)



### Poolside Sign

"All Babies Must Wear An Approved Swim Diaper In The Pool Area" sign to hang in pool areas.



# Sun Protection



## SPF Sunhat

Baseball cap styling with soft brim and neck flap.

Solarweave® nylon supplex.

**A.** Mixed Brights—Hot Pink, Royal, Lime, White.

**B.** Mixed Pastels—Pink, Blue, Yellow, White.

Infant 6-18mo, Toddler 2-4T.

## SPF Brim Hat

Wide brim for sun protection. Ties under chin.

Solarweave® nylon supplex.

**A.** Mixed Brights—Hot Pink, Royal, Lime, White.

**B.** Mixed Pastels—Pink, Blue, Yellow, White.

Infant 6-18mo, Toddler 2-4T.



## Sun Safe

As part of our concern for children's safety, i play.™ has developed a line of products that offer sunscreen-free sun protection.

We use special SPF fabrics with a Sun Protection Factor of 30+ that block 97% of UVB rays.



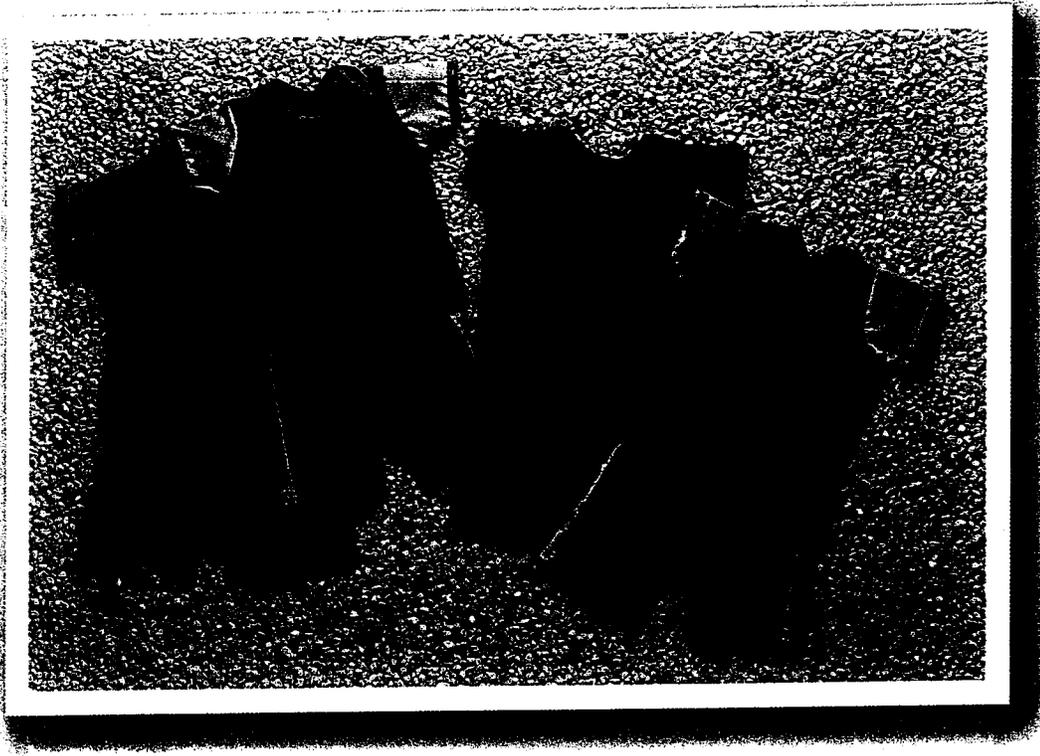
## SPF Hoodie

Lightweight hooded pullover with pocket protects upper body from sun.

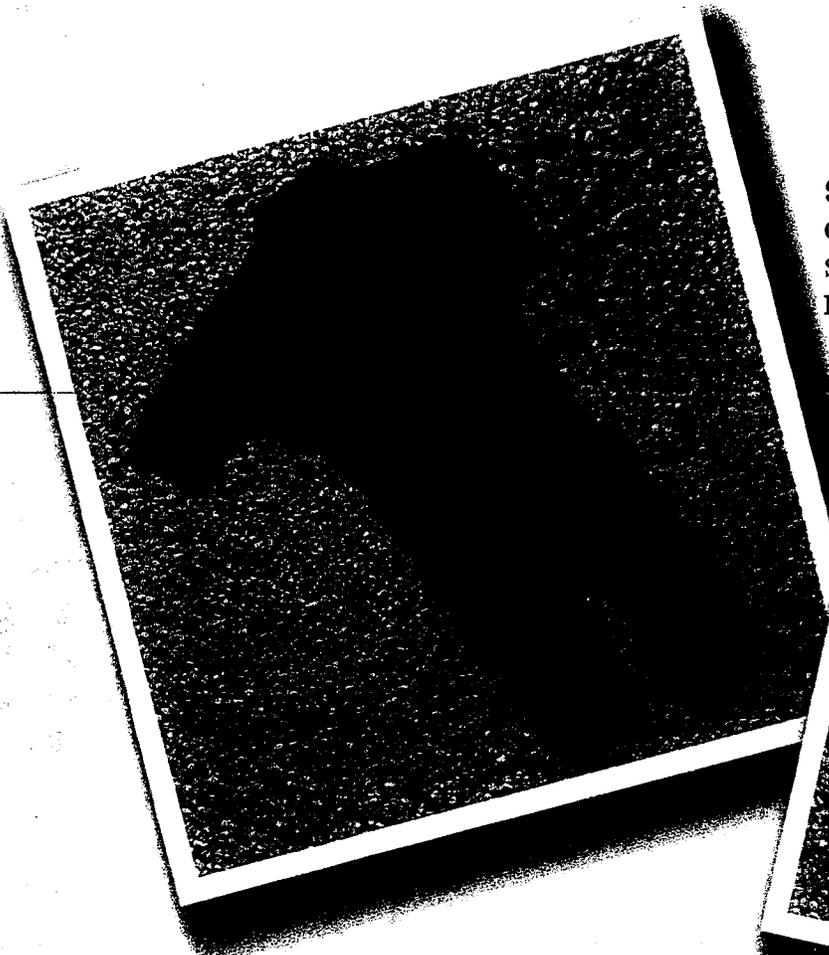
Solarweave® nylon supplex.

Pink/Lime, Royal/Lime. 6 months to 2 years.

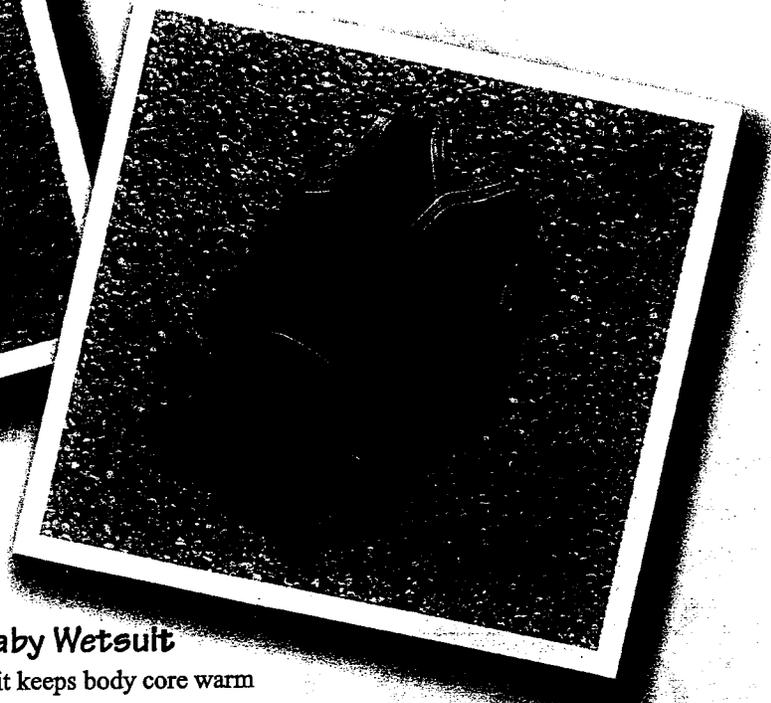




**SPF Two-Piece Sunsuit**  
Stretchy Sunsuit with lap shoulder top and pull-on shorts.  
Solarweave® nylon Lycra®.  
Black/Pink, Pink/Lime, Black/Royal, Royal/Lime. 6 months to 2 years.



**SPF One-Piece Zipper Sunsuit**  
One-Piece suit zips down front. Provides great sun protection.  
Solarweave® nylon Lycra®. Black/Royal, Black/Pink (not shown). 2 to 4 years.



**Neoprene Baby Wetsuit**  
One-piece Wetsuit keeps body core warm while swimming. Neoprene. Black/Lime. 6 months to 2 years.

# Bibs



## Wipe-Off Bibs

Laminated cotton prints are fun and easy to clean. Velcro® neck closures.

### A. Toddler Bib

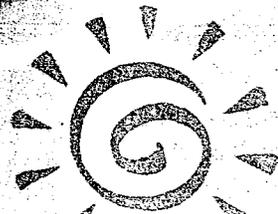
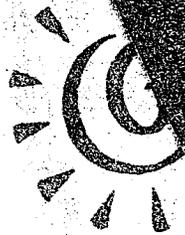
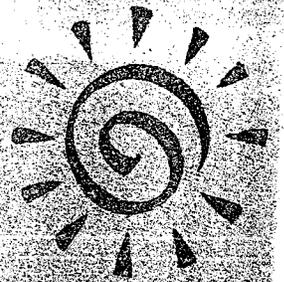
Wide shoulders and crumb catcher pocket. Mixed prints. One size.

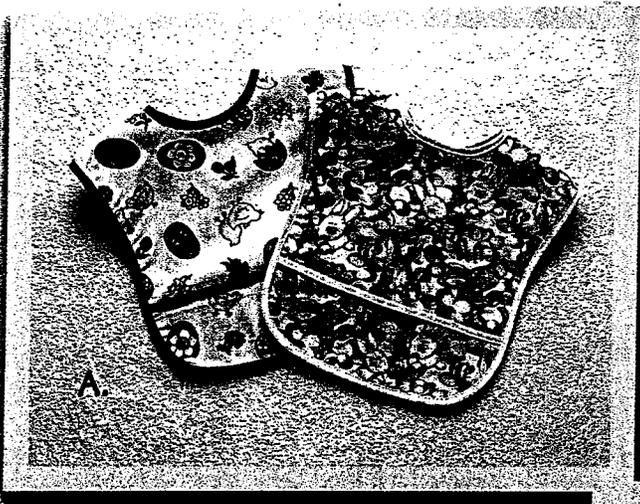
### B. Flip-Pocket Bib

Vest design keeps bib in place. Pocket flips to front to catch more mess. Mixed prints. One size.

### C. Lap Bib

Extra long design covers lap for extra mess protection. Mixed prints. One size.

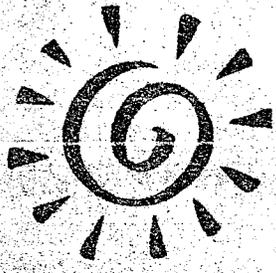
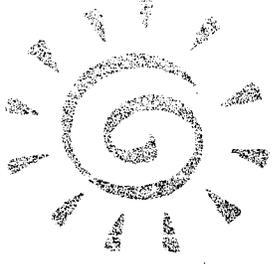
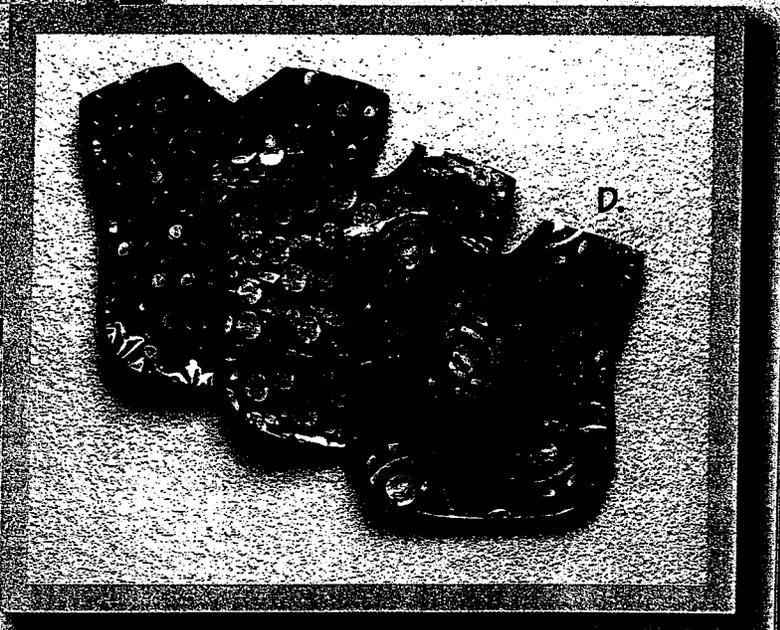
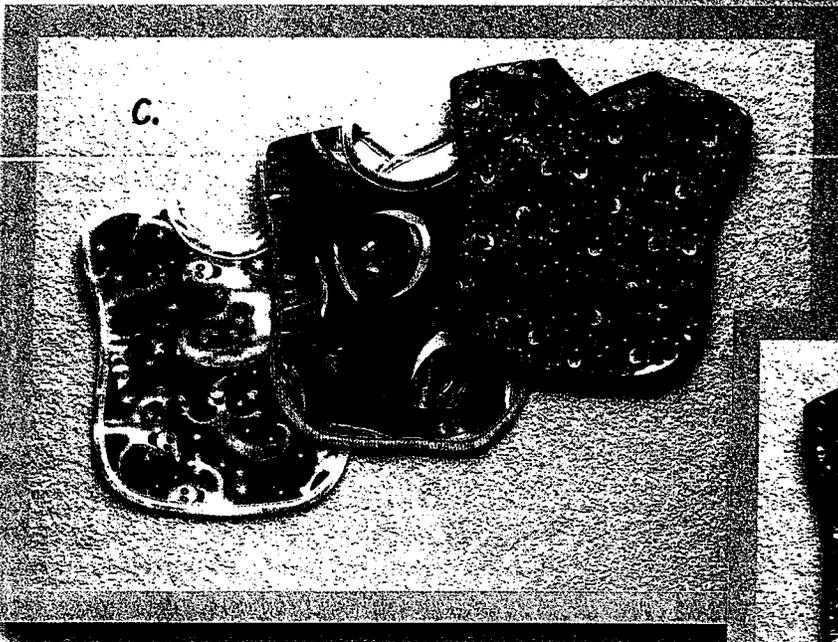
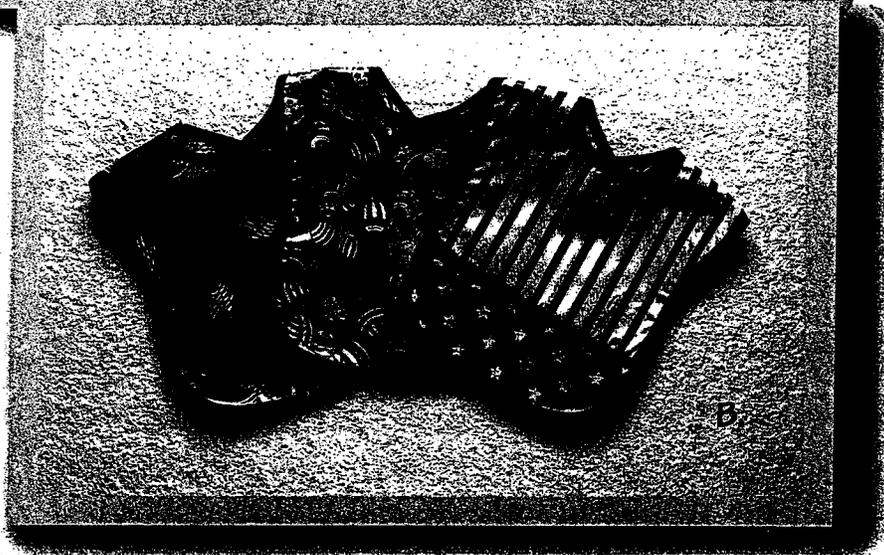


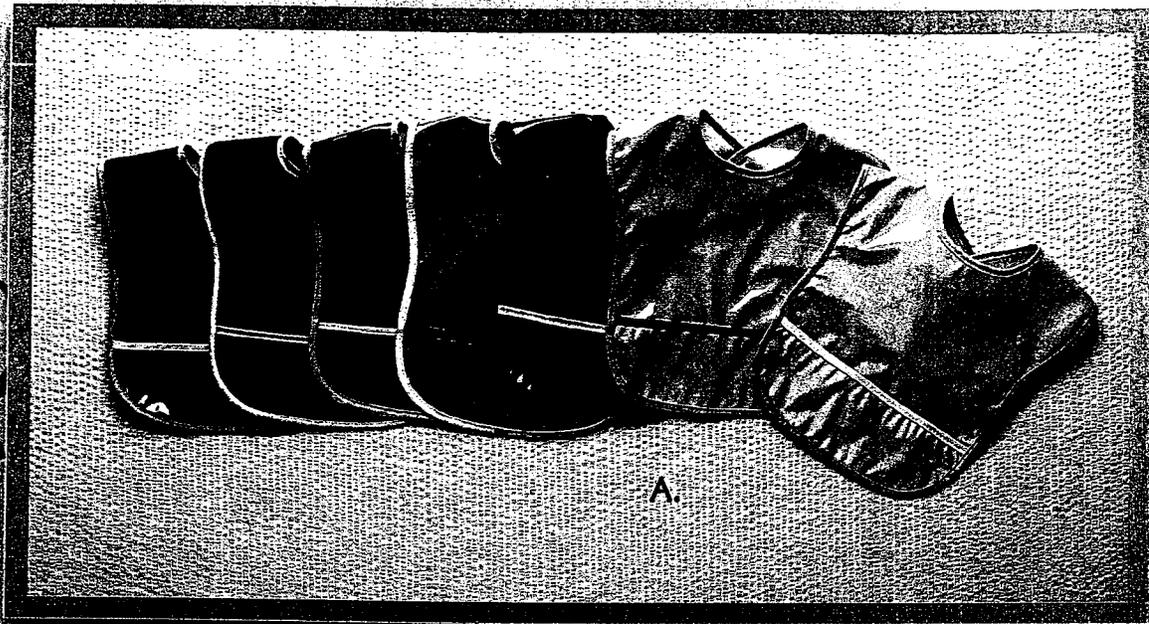


### Holiday Bib

Original Wipe-Off Bib in prints for special occasions.

- A. Assorted Easter prints.
- B. Assorted Fourth of July prints.
- C. Assorted Halloween prints.
- D. Assorted Christmas prints.





A.

### Slicker Bibs

Supple slicker fabric in solid colors for fast clean-up. Velcro® neck closures.

#### A. Toddler Bib

Toddler design with wide shoulders and front pocket.

Mixed solids. One size.

#### B. Long Sleeve Bib

Full coverage bib with pocket for extra messy eaters.

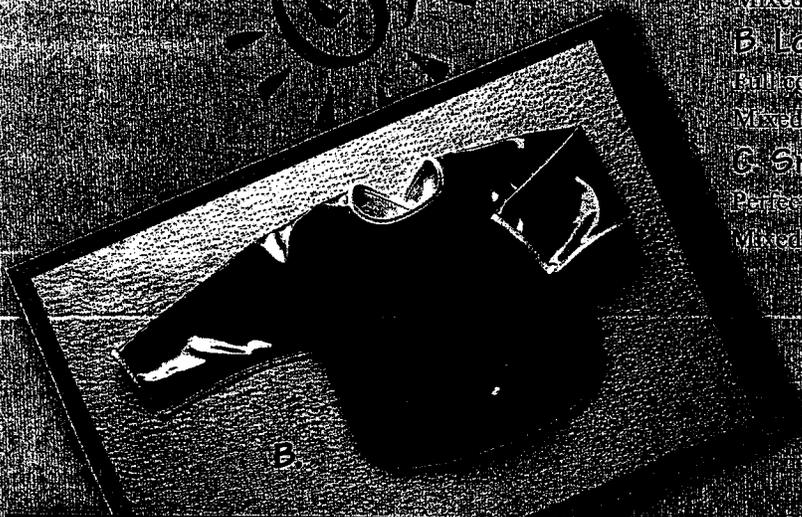
Mixed solids. One size.

#### C. Smock

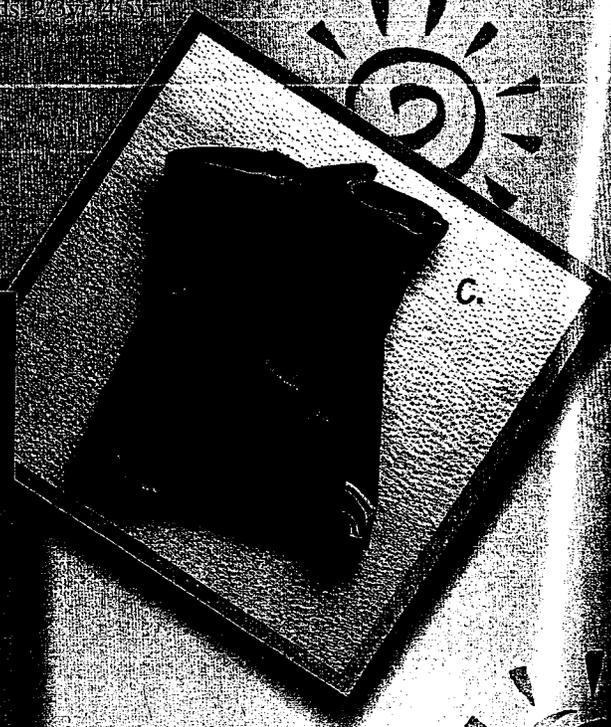
Perfect for art projects. Velcro® neck closure.

Mixed solids. 2 3/4" x 4 1/2" x 7".

## Bibs



B.



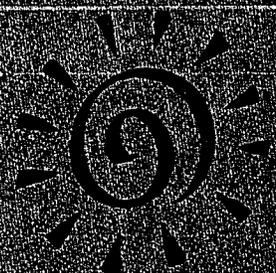
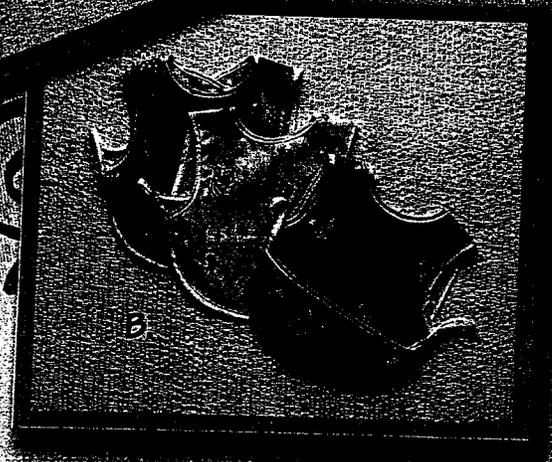
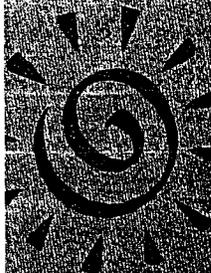
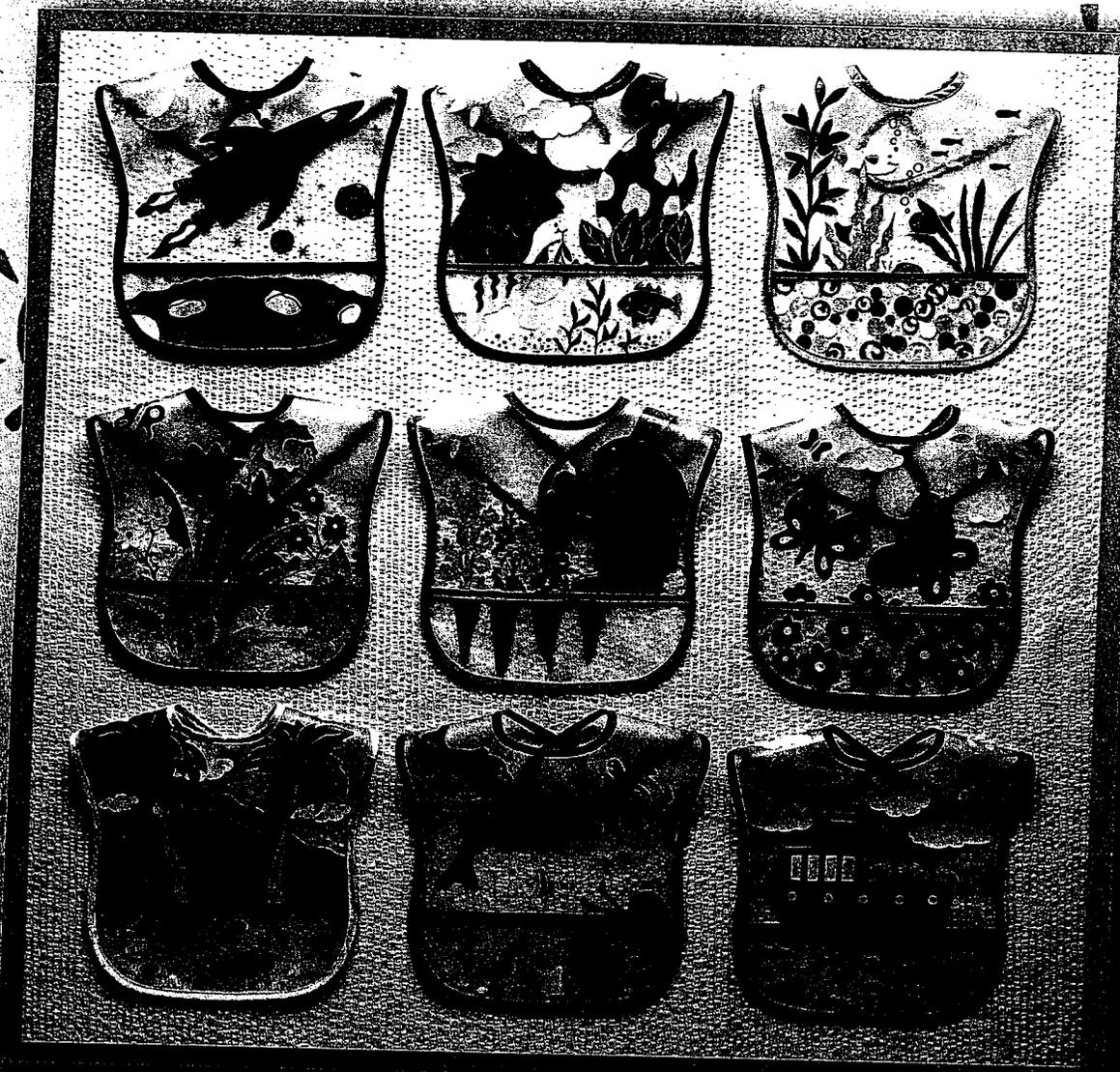
C.



### Easy-Wipe Bib

See-through bib with fun critters inside.

Velcro® neck closure. Assorted designs. One size.



**Wash N' Wipe Bib**

Easy to clean bib with front pocket.  
Original designs printed on  
new exclusive EVA material.  
Velcro® neck closure.  
Assorted designs. One size.

**Quick-Dry Bibs**

Lightweight, water-resistant fabric dries quickly.  
Velcro® neck closures.

**A. Toddler Bib**

Wide shoulders and front pocket. Assorted i play™  
Platypus prints. One size.

**B. Flip-Pocket Bib**

Vest design fits under arms.  
Pocket flips to front to catch more mess.  
Assorted i play™ Platypus prints. One size.



### Fruit Bib

Absorbent terry with waterproof material on reverse side to protect clothing. Velcro® neck closure. Pineapple, Grapes, Orange, Kiwi, Watermelon. Assorted fruit designs. One size.

## Bibs



### Animal Bib

Terrycloth bib with waterproof backing. Velcro® neck closure. Orange Cat, Green Frog, White Cow, Pink Rabbit, Yellow Rooster, Blue Dog. Assorted animal designs. One size.

### Hatching Bib

Absorbent terry bib with waterproof layer. Velcro® neck closure. Green Turtle, Purple Gecko, Yellow Chick, Orange Dinosaur, Red Owl, Blue Bird. Assorted hatching designs. One size.



### Terry Bib Five-Pack

Pack of five bibs with absorbent terrycloth layer and waterproof layer to protect clothing.

Velcro® neck closures.

Boys set: Blue, Yellow, Lime, 2 White.

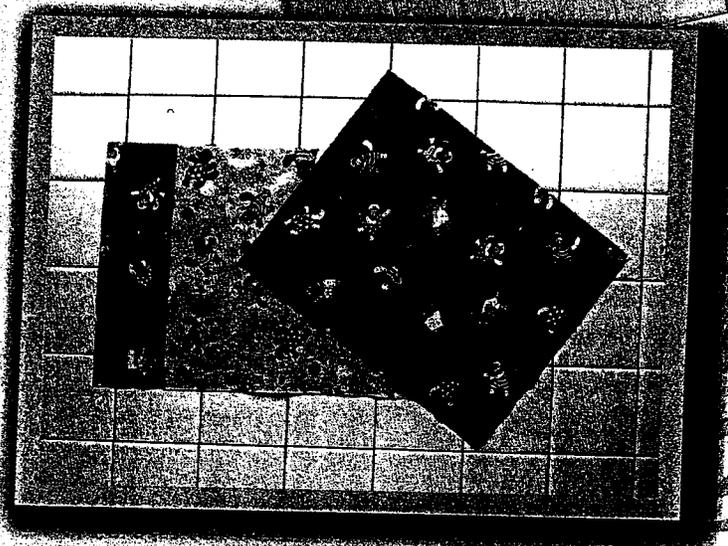
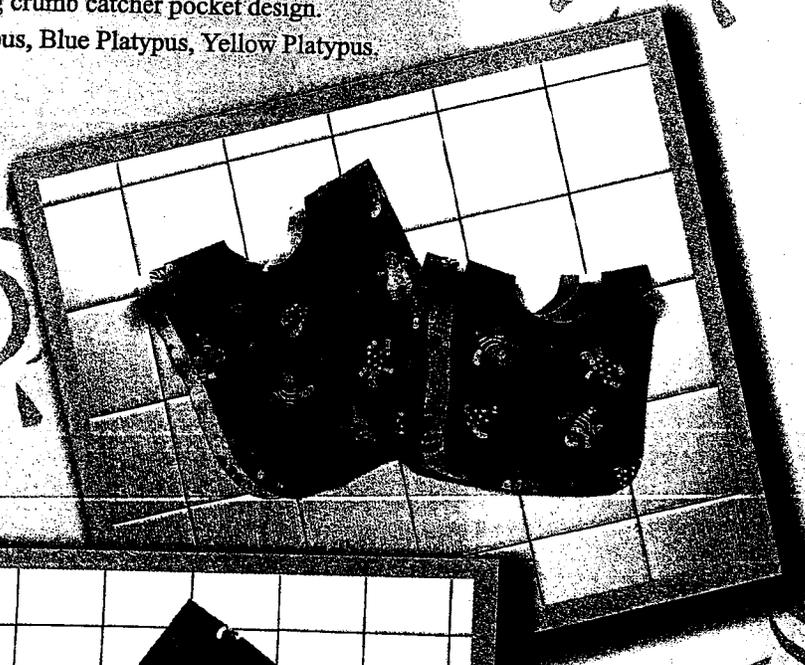
Girls set: Pink, Lavender, Lime, 2 White. One size.

### Disposable Bib

Convenient Disposable Bib makes clean up even easier. Waterproof material with unique self-folding crumb catcher pocket design.

Pink Platypus, Blue Platypus, Yellow Platypus

One size.



### Disposable Picnic Platter

Portable, disposable placemat provides clean, waterproof surface for eating anytime, anywhere. Pink Platypus, Blue Platypus, Yellow Platypus.

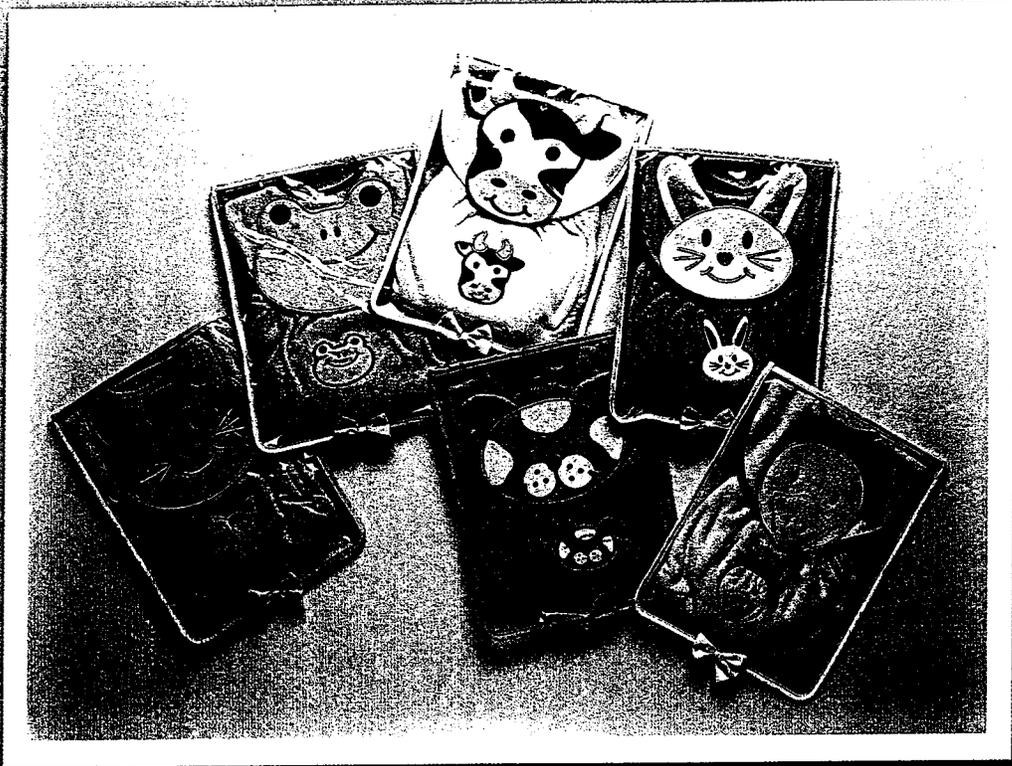


### Bib Power Panel

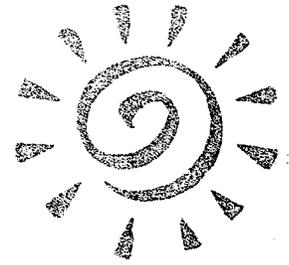
Pick eight dozen bibs from seven options that come in a ready-to-merchandise Power Panel. Great assortment and value.

For top two pegs, choose from Fruit Bib, Animal Bib, and Hatching Bib.

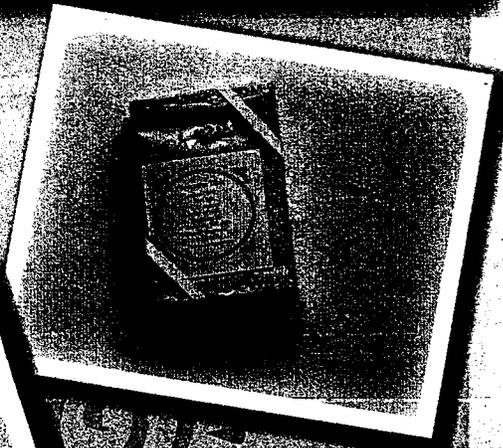
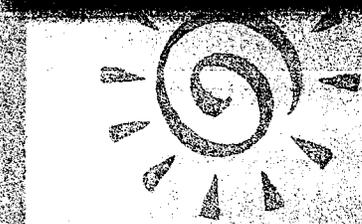
For bottom six pegs, choose from Wash N' Wipe Bib, Slicker Bib, Wipe-Off Bib, and Quick-Dry Bib (Toddler styles).



**Terry Animal Gift Set**  
 Includes terrycloth Animal Bib and matching Diaper Cover, both with animal applique. Packaged in see-through gift bag.  
 Cotton terrycloth. Orange Cat, Green Frog, White Cow, Blue Dog, Pink Rabbit, Yellow Rooster. 6 to 12 months.



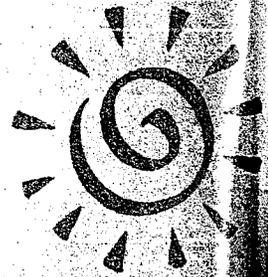
## Gifts



**Keepsake Bible**  
 Baby's first Bible in white with bow and lace trim.



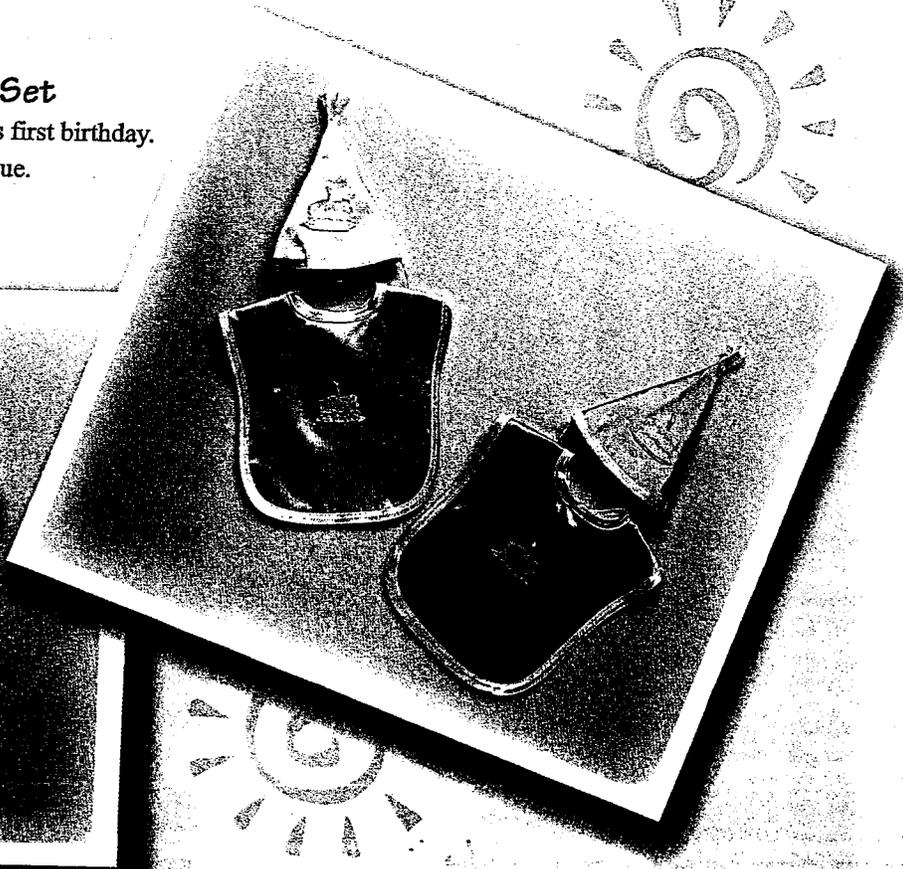
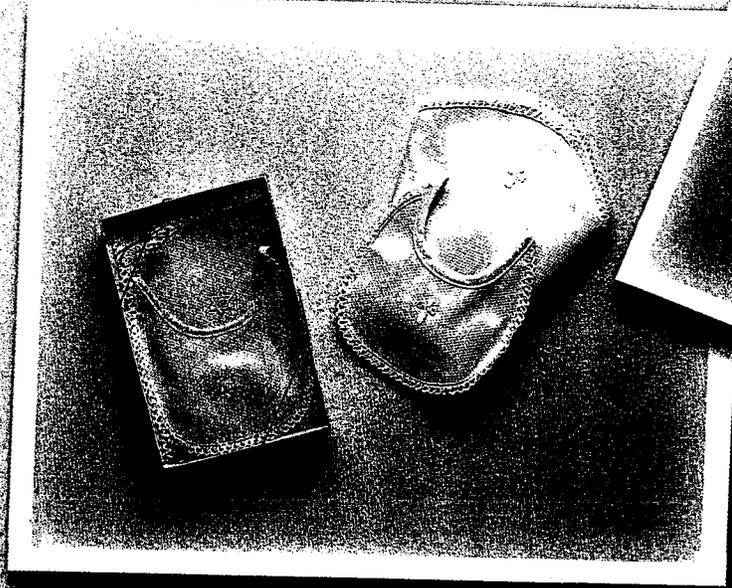
**Church Doll**  
 Entertain baby in church with soft doll. White with embroidered trim.



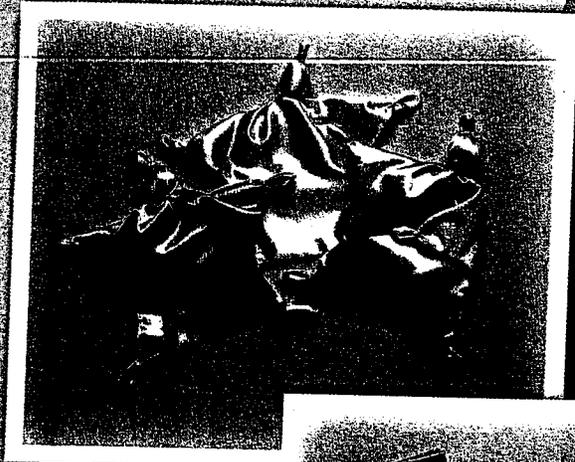
**Hooded Bath Towel Set**  
 Includes Hooded Bath Towel and coordinating washcloth. Cotton terrycloth. Multistripe, Silly Sealife.



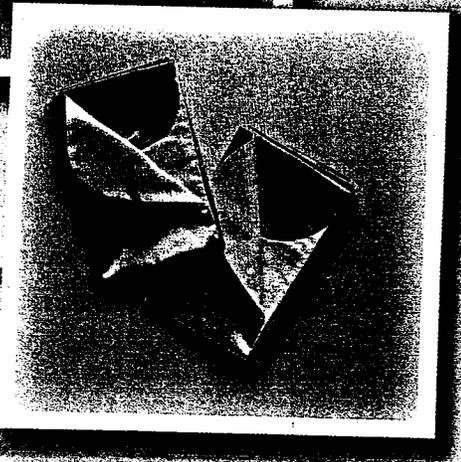
**My First Birthday Set**  
Satin bib and hat for baby's first birthday.  
Embroidered trim. Pink, Blue.



**Ceremony Set**  
Blanket and bib with decorative applique and lace trim.  
Pique cotton. Cross, Star of David.



**Blankie Doll**  
Soft flannel on one side,  
smooth satin on other.  
Easy for baby to hold.  
Pink, Blue, White.



**Sock Corsage**  
Decorative. Corsage made from baby socks.  
Pink, Blue, Yellow, White.

**Blanket**  
Satin Blanket with soft flannel backing.  
Satin and cotton flannel. Pink, Blue, White.

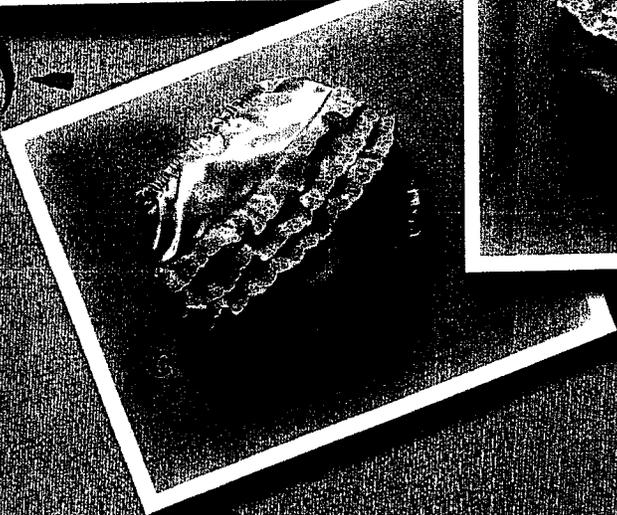
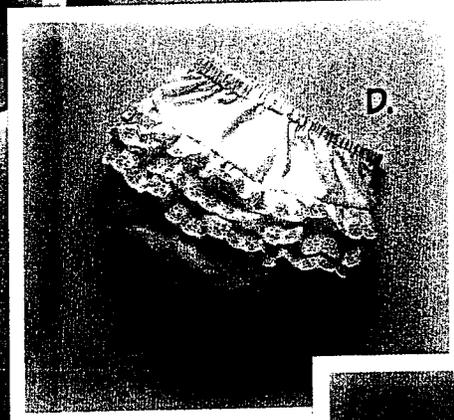
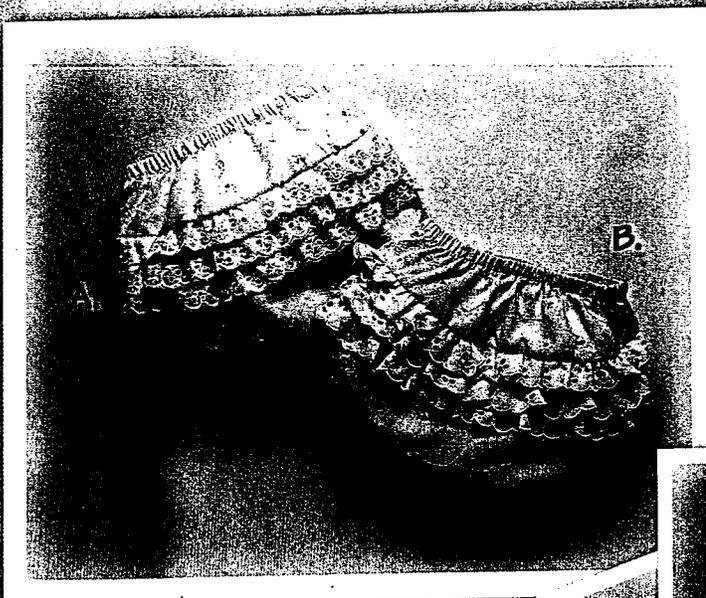
# Bottom Basics

## Fancy Pants

Pull-up pants with eyelet lace trim.

Newborn to 3 years.

- A. White Eyelet
- B. Pink Eyelet
- C. White Satin
- D. White Batiste



## Camisole

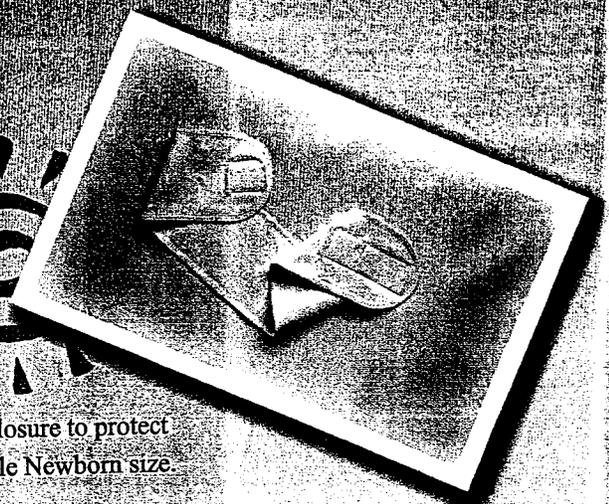
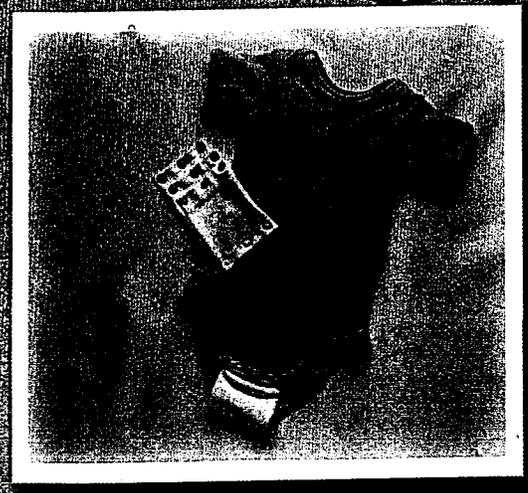
Flared Camisole matches all Fancy Pants. White batiste with lace and satin trim.

12 months to 3 years.

## Garment Extenders

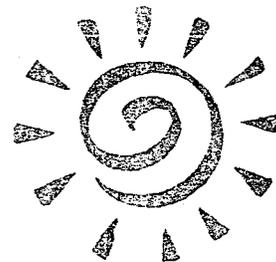
Extend wearing time of baby's clothes by almost 6 months.

Three-pack with different snap sizes to fit most one-piece bodysuits.

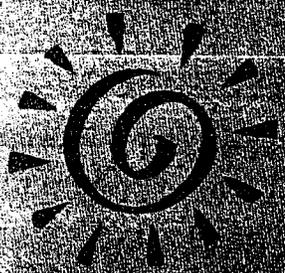


## Belly Band

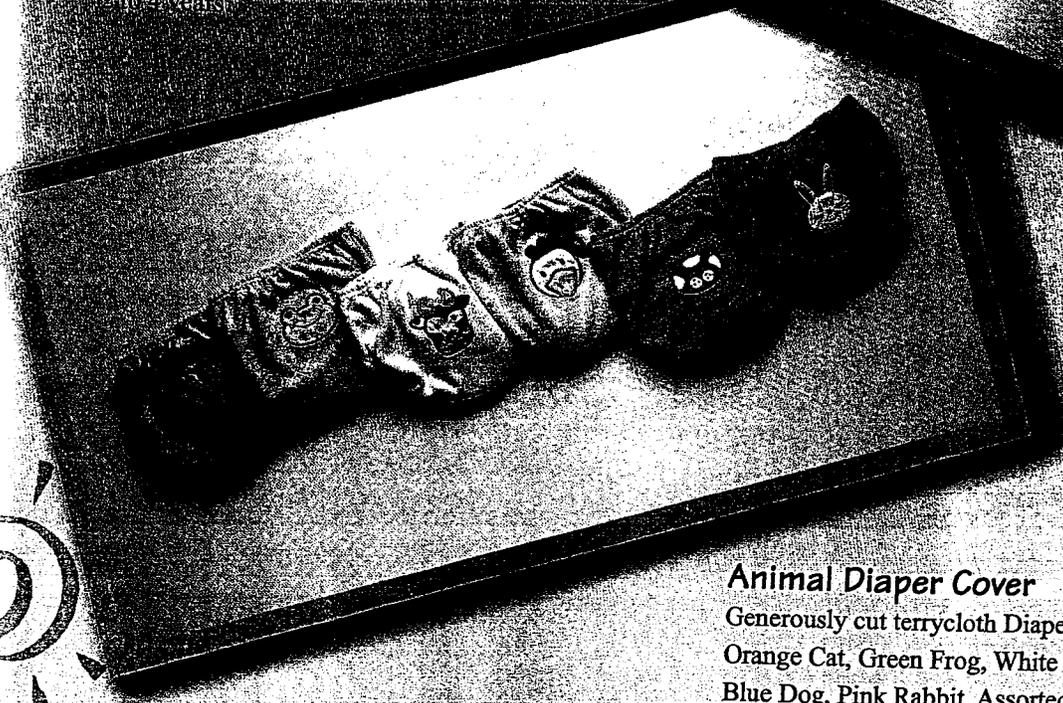
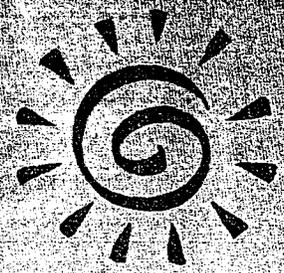
Soft knit with Velcro® closure to protect umbilical cord. Adjustable Newborn size.



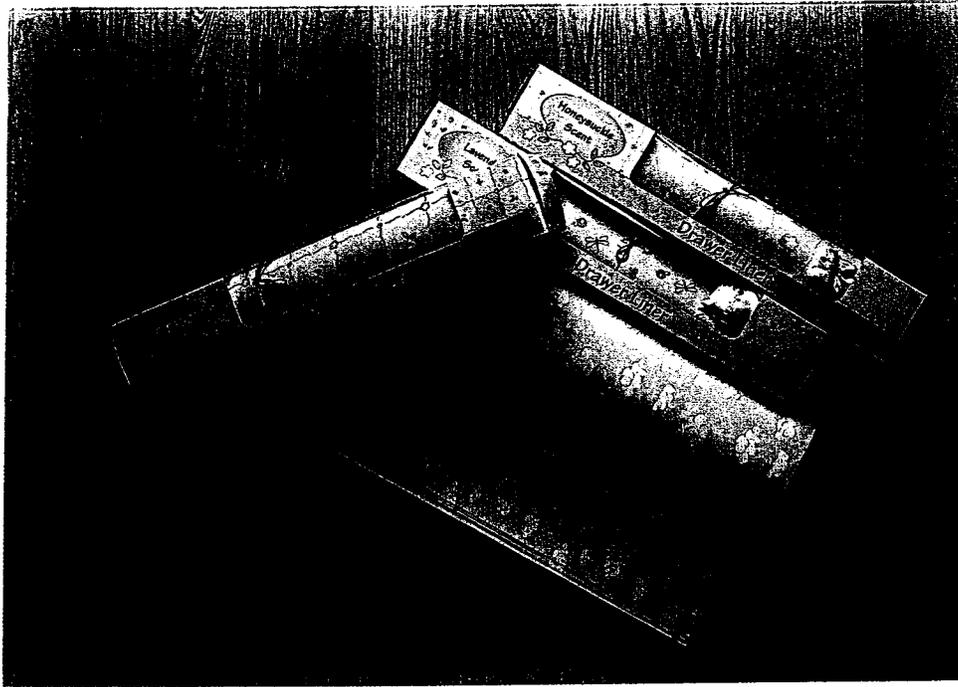
**Flannel Boxers**  
Cotton Flannel Boxers with elastic waistband. Assorted girls prints, Assorted boys prints. 2 to 4 years.



**Cotton Boxers**  
Cotton Boxers with elastic waistband. Assorted girls prints, Assorted boys prints. 2 to 4 years.



**Animal Diaper Cover**  
Generously cut terrycloth Diaper Cover with animal applique. Orange Cat, Green Frog, White Cow, Yellow Rooster, Blue Dog, Pink Rabbit. Assorted animal designs. 6 to 12 months.



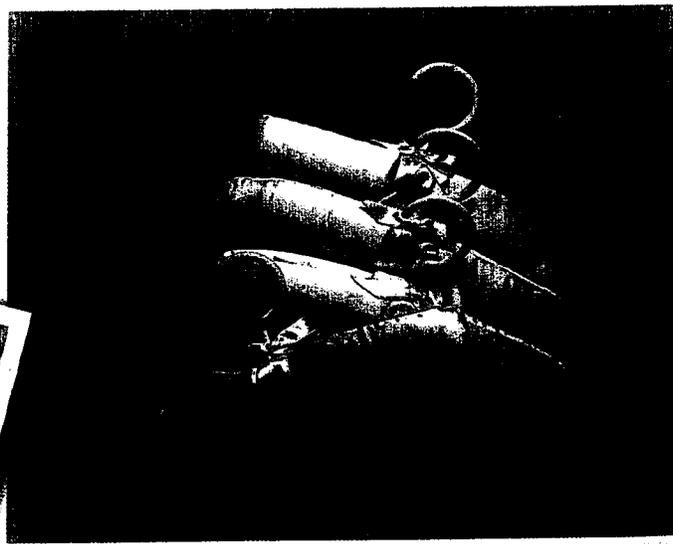
### Drawer Liners

Scented or unscented decorative paper to keep clothes fresh. Box of six liners includes free Scented Sachet. Sleepy Sparkles/Baby Powder Scent, Sage Floral/Lavender Scent, Garden Friends/Honeysuckle Scent, Earth Friends/Unscented.



### Duffle Bag

Tote baby's extras in stylish white satin Duffle Bag with drawstring closure.

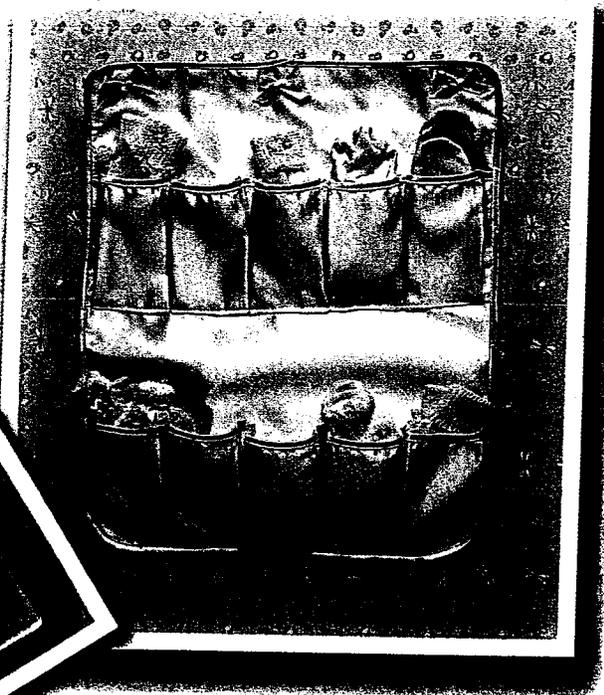


### Scented Hangers

Pack of four white satin Scented Hangers.

### **Shoe Organizer**

White satin sock and shoe organizer  
mounts easily with Velcro® on wall  
or other flat surface. Ten pockets.



## **Nursery**



### **Hammock**

White satin Hammock hangs on crib with  
Velcro® tabs and holds stuffed animals,  
extra blankets, etc.

### **Door Organizer**

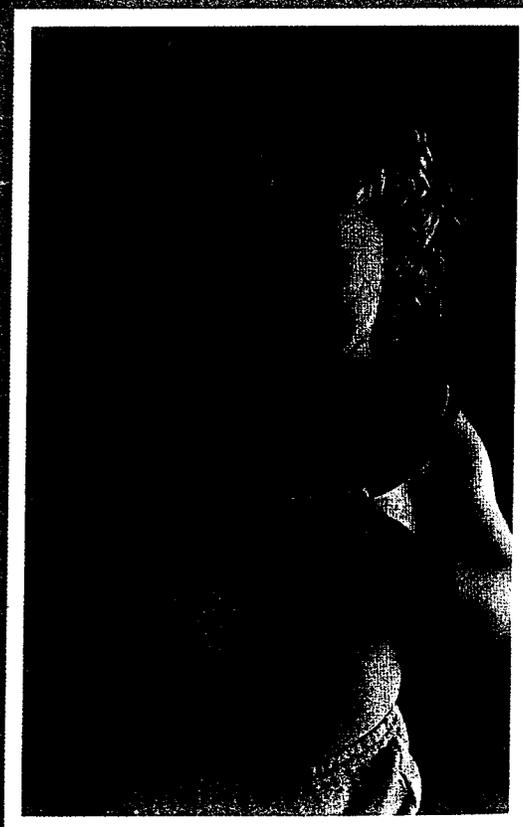
Organize baby's clothes and toys  
in white satin Door Organizer.  
Mounts easily with Velcro® on door  
or other flat surface. Seven pockets.





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Our name says it all.  
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