

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

In the matter of U.S. Registration No. 1,137,722  
Registered on July 8, 1980  
For the Mark UNIVERSITY OF HARD KNOCKS

International Brotherhood of Prizefighters, SA	)	
	)	
Petitioner,	)	Cancellation No. 92050247
	)	
v.	)	
	)	73/185,640
Sohk Sportswear, Inc.,	)	
	)	
Respondent.	)	
_____	)	

**MOTION FOR SUMMARY JUDGMENT**

International Brotherhood of Prizefighters, S.A. (hereinafter "Petitioner") is entitled to summary judgment. The registered mark that is the subject of the instant cancellation proceeding, UNIVERSITY OF HARD KNOCKS (U.S. Reg. No. 1,137,722) owned by SOHK Sportswear, Inc. (hereinafter "Respondent") has been abandoned through non-use.

**Background Facts**

On August 2, 2009, during the discovery period, Petitioner served a series of discovery requests upon Respondent with a certificate of first class mailing indicating the service of such discovery requests in a timely manner within the discovery period. Attached hereto are copies of Petitioner's First Request for Production of Documents and Things to Respondent, as well as Petitioner's First Set of Requests for Admission. Declaration of Keith Weltsch ¶2, Exhibits A and B. Respondent's responses to the outstanding discovery requests were due to be served upon counsel for Petitioner within 35 days of the service of the same, namely, September 8, 2009 (Petitioner notes that 35 days subsequent to the service of Petitioner's discovery requests was



10-01-2009

September 6, 2009, but notes that September 6, 2009 is a weekend, and the next day, September 7, 2009, was a federal holiday, namely Labor Day. Thus Respondent's responses to Petitioner's discovery requests were due to be served on or before the following business day, namely, September 8, 2009.) After allowing several days for the mail service of such discovery responses, counsel for Petitioner contacted counsel for Respondent via e-mail on September 15, 2009 to indicate that counsel for the Petitioner had not received responses to Petitioner's discovery requests, and to inquire whether Petitioner should expect to receive responses to such requests. Declaration of Keith Weltsch ¶ 3, Exhibit C. In this September 15, 2009 e-mail, counsel for Petitioner also indicated that because Petitioner's First Set of Requests for Admission were not responded to that such requests for admission were deemed admitted. Declaration of Keith Weltsch, ¶ 4, Exhibit C. Counsel for Petitioner has not received a response to the aforementioned September 15, 2009 e-mail, and to date has not received responses to any of Petitioner's discovery requests to Respondent. Declaration of Keith Weltsch, ¶ 5.

In the attached First Set of Requests for Admission Nos. 1 – 9, Respondent is asked to admit that its mark that is the subject of the instant cancellation proceedings, UNIVERSITY OF HARD KNOCKS was not used from 2001 (the year that Respondent's Mark was assigned to Respondent) through 2009 on "t-shirts" which are the only item covered by U.S. Registration No. 1,137,722<sup>1</sup>. Declaration of Keith Weltsch ¶2, Exhibit B, ¶¶ 1 –9, Declaration of Keith Weltsch ¶2, Exhibit "D" (TARR printout of registration). It is well-settled that a failure by a party to respond to a Request for Admission is deemed to be an admission of the facts asserted in

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<sup>1</sup> Petitioner notes that "Respondent's Mark" is a defined term that is defined in Petitioner's First Request for Production of Documents and Things, to which respondent also did not provide a response wherein, the following definition is included "'Respondent's Mark' refers to the trademark UNIVERSITY OF HARD KNOCKS registered under U.S. Registration No. 1,137,722". Declaration of Keith Weltsch ¶2, Exhibit A. Petitioner's First Set of Requests for Admission states that "the definitions and instructions provided in Petitioner's First Request for Production of Documents and Things to Respondent are incorporated herein". Thus the definition included under "K" in Petitioner's Document Requests are incorporated as part of Petitioner's First Set of Requests for Admission. Declaration of Keith Weltsch ¶2, Exhibit B.

such an admission request. Fed R. Civ. P. 36(a)(3), *Giersch v. Scripps Network Inc.*, 85 USPQ2d 1306 (TTAB 2007). As Respondent did not respond to Petitioner's First Set of Requests for Admission, it is deemed admitted that Respondent did not use Respondent's UNIVERSITY OF HARD KNOCKS mark from 2001 to 2009. In addition, in Petitioner's First Set of Requests for Admission No. 12, Respondent is asked to admit that it has no "has no intent to resume use of Respondent's Mark on or in connection with 't-shirts' in interstate commerce". Declaration of Keith Weltsch ¶2, Exhibit B, ¶12. As a result, it is deemed admitted that Respondent has no intent to resume use in connection with the only goods covered by the subject registration, namely, "t-shirts".

#### **Legal Standard for Summary Judgment**

In order to obtain a summary judgment before the Board, Respondent must prove that "the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law" Fed R. Civ. P. 56, *T.A.B. Systems v. PacTel Teletrac*, 77 F.3d 1372, 37 USPQ 1879, 1881. (Fed Cir. 1996).

According to the Lanham Act, a mark is abandoned on the grounds of nonuse "when its use has been discontinued with intent not to resume such use....Nonuse for 3 consecutive years shall be *prima facie* evidence of abandonment." Lanham Act § 45, *Rivard v. Linville*, 133 F.3d, 1446, 1449, 45 USPQ 2d 1768, 1774-75 (TTAB 1994) (holding that the *prima facie* case creates a rebuttable presumption that the trademark owner abandoned the mark without the intent to resume use.) In the present case, as result of Respondent's failure to respond to Petitioner's First Set of Requests for Admission, Respondent has admitted that it has not used the UNIVERSITY OF HARD KNOCKS mark on t-shirts since at least as early as 2001 thus meeting the *prima facie* requirement to show abandonment as a result of Respondent's nonuse for at least three (3)

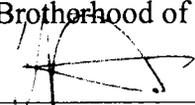
consecutive years. Declaration of Keith Weltsch ¶2, Exhibit B, ¶¶ 1 –9. As a result of this admission, there is no “genuine issue as to any material fact” regarding such nonuse of Respondent’s UNIVERSITY OF HARD KNOCKS mark , and Petitioner is entitled to summary judgment on its claim of abandonment set out in the Petition for Cancellation. Further, even though Petitioner is not required to prove that Respondent does not intend to resume use of its mark, Respondent has already admitted that it does not intend to resume use of its UNIVERSITY OF HARD KNOCKS mark pursuant to Request for Admission No. 12. Declaration of Keith Weltsch ¶2, Exhibit B, ¶12. Accordingly, because there is no genuine issue as to any material fact regarding the admissions made by Respondent as a result of its failure to respond to Petitioner’s First Set of Requests for Admission, Petitioner is entitled to summary judgment on the basis of Respondent’s abandonment of its UNIVERSITY OF HARD KNOCKS mark, and accordingly, Respondent’s mark should be cancelled.

Respectfully submitted,

International Brotherhood of Prizefighters, SA

Dated: September 29, 2009

By:

  
\_\_\_\_\_  
Keith A. Weltsch  
Barry M. Krivisky  
SCULLY, SCOTT, MURPHY & PRESSER  
400 Garden City Plaza  
Garden City, New York 11530  
Telephone: (516) 742-4343  
Facsimile: (516) 742-4366  
General Email: [intprop@ssmp.com](mailto:intprop@ssmp.com)

COUNSEL FOR PETITIONER

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

In the matter of U.S. Registration No. 1,137,722  
Registered on July 8, 1980  
For the Mark UNIVERSITY OF HARD KNOCKS

International Brotherhood of Prizefighters, SA	)	
	)	
Petitioner,	)	Cancellation No. 92050247
	)	
v .	)	
	)	
Sohk Sportswear, Inc.,	)	
	)	
Respondent.	)	
<hr style="border: 0.5px solid black;"/>		

**DECLARATION OF KEITH WELTSCH**

I, Keith A. Weltsch, do hereby state as follows:

1. I am an associate with the law firm of Scully, Scott, Murphy & Presser, attorneys for Petitioner in the above-captioned matter, and have personal knowledge of the facts detailed below.
2. I have personal knowledge that Petitioner's discovery requests, including Petitioner's First Request for Production of Documents and Things to Respondent, as well as Petitioner's First Set of Requests for Admission were served via first class mail to counsel for Respondent with a certificate of service dated August 2, 2009. A true and correct copy of Petitioner's First Request for Production of Documents and Things to Respondent is attached as Exhibit "A" and Petitioner's First Set of Requests for Admission is attached as Exhibit "B".
3. I contacted counsel for Respondent via e-mail on September 15, 2009 to indicate that I had not received responses to Petitioner's discovery requests, and to inquire whether

Petitioner should expect to receive responses to such requests. A true and correct copy of the September 15, 2009 e-mail is attached as Exhibit "C".

4. The aforementioned September 15, 2009 e-mail to opposing counsel indicated that because Petitioner's First Set of Requests for Admission were not responded to that such requests for admission were deemed admitted. See the aforementioned Exhibit "C".

5. Counsel for Petitioner has not received a response to the aforementioned September 15, 2009 e-mail, and to date has not received responses to any of Petitioner's discovery requests to Respondent.

6. The only items covered by Respondent's registration for UNIVERSITY OF HARD KNOCKS is "t-shirts". A true and correct copy of the TARR printout for U.S. Reg. No. 1,137,722 is attached as Exhibit "D".

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

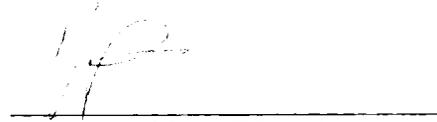
Date: September 29, 2009

By:   
\_\_\_\_\_  
Keith A Weltsch

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, Box TTAB, P.O. Box 1451, Alexandria, Virginia 22313-1451 on September 29, 2009.

Date: September 29, 2009

  
\_\_\_\_\_  
Keith A. Weltsch

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing MOTION FOR SUMMARY JUDGMENT and DECLARATION OF KEITH WELTSCH is being deposited with the United States Postal Service as first class mail, postage prepaid, to counsel for Respondent on this 29th day of September, 2009 as follows:

Donna Mirman Broome, Esq.  
Gottlieb, Rackman & Reisman  
270 Madison Avenue – 8<sup>th</sup> Floor  
New York, New York 10016  
Counsel for Respondent

  
\_\_\_\_\_  
Keith A. Weltsch

**EXHIBIT "A"**



## Definitions and Instructions

The following requests are subject to the definitions and instructions set forth below:

A. The term “document” is defined to be synonymous in meaning and equal in scope to the usage of this term in Rule 34(a) of the Federal Rules of Civil Procedure. A draft or non-identical copy is a separate document within the meaning of this term.

B. The term “person” is defined as any natural person or any business, legal or governmental entity or association.

C. “Identify” when used with reference to a natural person, means to give, to the extent known, the person’s full name, present or last known address, and the present or last known place of employment. “Identify” when used with reference to any other type of person, means to give the person’s full name (including any assumed or business name), address(es) and form of organization (i.e., corporation, partnership, unincorporated association, etc.). Once a person has been identified in accordance with this subparagraph, only the name of that person need be listed in response to subsequent discovery requesting the identification of that person.

D. “Identify” when used with reference to a document, means to give, to the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the document; (iv) author(s), addressee(s) and recipient(s); and (v) the present or last known location and custodian of the document.

E. The term “communication” means the transmittal of information (in the form of facts, ideas, inquiries or otherwise).

F. "State" or "state all facts" means to state all facts discoverable under Rule 26 of the Federal Rules of Civil Procedure that are known to Respondent. When used in reference to a contention, "state", "state all facts", "identify", "identify all documents", and "identify all communications", shall include all facts, documents and communications negating, as well as supporting, the contention. When used in reference to a contention, "identify each person" shall include persons having knowledge of facts negating, as well as supporting, the contention.

G. The term "concerning" shall mean relating to, referring to, describing, evidencing or constituting.

H. "Survey materials" means all documents concerning proposed, pilot and completed surveys, studies and polls and all reports and raw data pertaining thereto, including, but not limited to, interview sheets, interviewer instructions, list of interviewers, list of interviewees, sampling plans, demographic data, computer cards, computer printout sheets, any other computer input and output, work sheets, any statement of the method program employed in evaluation or preparing the data and the like.

I. "Petitioner" shall mean International Brotherhood of Prizefighters, SA and any predecessor in interest and where applicable, its officers, directors, agents, attorneys, employees, partners, corporate parent, subsidiaries or affiliates.

J. "Respondent" shall mean Sohk Sportswear, Inc. and any predecessor in interest and any other name in which Sohk Sportswear, Inc. conducts or has conducted business and where applicable, its officers, directors, agents, attorneys, employees, partners, corporate parent, subsidiaries or affiliates.

K. "Respondent's Mark" refers to the trademark UNIVERSITY OF HARD KNOCKS registered under U.S. Registration No. 1,137,722.

L. "Commerce" shall mean all commerce which may lawfully be regulated by Congress.

M. The terms "all", "each" and "any" shall be construed as all, each and any.

N. Where an objection of a claim of privilege is asserted in objecting to any document request or to any interrogatory or sub-part thereof, and an answer is not provided on the basis of such assertion, the objection shall (i) identify the nature of the privilege (including work product) which is being claimed and (ii) identify the following information:

(a) for documents: (1) the type of document; (2) general subject matter of the document; (3) the date of the document; (4) such other information as is sufficient to identify the document for a *subpoena duces tecum*, including where appropriate, the author of the document, the addressee of the document, and, where not apparent, the relationship of the author and the addressee to each other;

(b) for oral communications: (1) the name of person making the communication and the names of the persons present while the communication was made and, where not apparent, the relationships of the persons present to the person making the communication; (2) the date and place of the communication; (3) the general subject matter of the communication.

### **REQUESTS**

1. All documents Respondent will rely upon to show a date of first use in Commerce for use in connection with Respondent's Mark on or in connection with t-shirts.

2. All documents concerning Respondent's creation, selection and adoption of Respondent's Mark.

3. Copies of all federal, state and international registrations and applications for registration for Respondent's Mark.

4. All documents related or referring to the prosecution or post-registration maintenance of Respondent's Mark.

5. Representative specimens of each label, brochure, container, trade dress, wrapper, or package Respondent has used, and presently uses on or in connection with Respondent's Mark.

6. All documents evidencing sales, in dollars and units by product on a monthly, quarterly and yearly basis offered by Respondent on or in connection with Respondent's Mark.

7. Representative samples of all advertising and promotional materials, including brochures, catalogs, circulars, leaflets, direct mail pieces, newspaper and magazine advertisements, radio and/or television commercials, Internet advertisements, Internet web pages, telephone book advertisements, price lists, annual reports, labels, tags, packages, containers, decals, stamps, signage or name plates that bear Respondent's Mark.

8. All documents concerning the channels of trade through which Respondent offers for sale Respondent's products and services in connection with Respondent's Mark.

9. All documents concerning Respondent's past, present or future marketing plans for its products and services offered in connection with Respondent's Mark.

10. All documents concerning any objection, litigation, proceeding or dispute that refers or relates to Respondent's Mark, including any settlement or mutual co-existence agreements related thereto.

11. All documents identified in, referred to, or relied upon in preparing any response to any interrogatory propounded by Petitioner.

12. All documents evidencing the amount expended in advertising and promotions on a monthly, quarterly and yearly basis for Respondent's Mark.

13. All license agreements entered into between Respondent and any third party regarding the use of Respondent's Mark on any products or services.

14. All documents upon which Respondent intends to rely that demonstrate continuous use of the Respondent's Mark on or in connection with t-shirts.

15. Representative invoices and purchase orders referring or relating to the goods bearing Respondent's Mark identified in response to Interrogatory No. 1.

Respectfully submitted,

International Brotherhood of Prizefighters, SA

Dated: August 2, 2009

By:

  
\_\_\_\_\_  
Keith A. Weltsch  
Barry M. Krivisky  
SCULLY, SCOTT, MURPHY & PRESSER  
400 Garden City Plaza  
Garden City, New York 11530  
Telephone: (516) 742-4343  
Facsimile: (516) 742-4366  
General Email: [intprop@ssmp.com](mailto:intprop@ssmp.com)

COUNSEL FOR PETITIONER

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing PETITIONER'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS TO RESPONDENT is being deposited with the United States Postal Service as first class mail, postage prepaid, to counsel for Respondent on August 2, 2009 as follows:

Donna Mirman Broome  
Gottlieb, Rackman & Reisman, P.C.  
270 Madison Avenue, 8th Floor  
New York, New York 10016-0601

  
\_\_\_\_\_  
Keith A. Weltsch

**EXHIBIT "B"**

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

In the matter of U.S. Registration No. 1,137,722  
Registered on July 8, 1980  
For the Mark UNIVERSITY OF HARD KNOCKS

International Brotherhood of Prizefighters, SA	)	
	)	
Petitioner,	)	Cancellation No. 92050247
	)	
v.	)	
	)	
Sohk Sportswear, Inc.	)	
	)	
Respondent.	)	
_____ )		

**PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSION**

Pursuant to Rule 36 of the Federal Rules of Civil Procedure and Rule 2.120 of the Trademark Rules of Practice, Petitioner, International Brotherhood of Prizefighters, SA requests that Respondent, Sohk Sportswear, Inc. respond by admitting the truthfulness of the matters set forth below, within thirty-five (35) days of service.

**DEFINITIONS AND INSTRUCTIONS**

For purposes of these requests for admissions, the definitions and instructions provided in Petitioner's First Request for Production of Documents and Things to Respondent are incorporated herein.

1. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2000.
2. Respondent did not sell, produce, manufacture or ship "t-shirts" in commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2001.

3. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2002.

4. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2003.

5. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2004.

6. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2005.

7. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2006.

8. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2007.

9. Respondent did not sell, produce, manufacture or ship "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2008.

10. Respondent has not sold, produced, manufactured or shipped "t-shirts" in interstate commerce bearing the mark UNIVERSITY OF HARD KNOCKS in the year 2009.

11. Subsequent to the assignment of Respondent's Mark to Respondent, Respondent never used Respondent's Mark on or in connection with "t-shirts" in interstate commerce.

12. Respondent has no intent to resume use of Respondent's Mark on or in connection with "t-shirts" in interstate commerce.

13. Respondent has not advertised any products bearing Respondent's Mark since 2005.

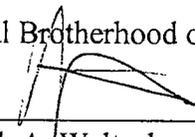
14. Respondent has not promoted any products bearing Respondent's Mark since 2005.

Respectfully submitted,

International Brotherhood of Prizefighters, SA

Dated: August 2, 2009

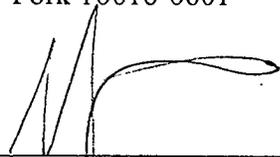
By: \_\_\_\_\_

  
Keith A. Weltsch  
Barry M. Krivisky  
SCULLY, SCOTT, MURPHY & PRESSER, P.C.  
400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
Telephone: (516) 742-4343  
Facsimile: (516) 742-4366  
Email: [intprop@ssmp.com](mailto:intprop@ssmp.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing PETITIONER'S FIRST SET OF REQUESTS FOR ADMISSION is being deposited with the United States Postal Service as first class mail, postage prepaid, to counsel for Respondent on August 2, 2009 as follows:

Donna Mirman Broome  
Gottlieb, Rackman & Reisman, P.C.  
270 Madison Avenue, 8th Floor  
New York, New York 10016-0601



---

Keith A. Weltsch

**EXHIBIT "C"**

**Keith Weltsch - IBOP v. SOHK re UNIVERSITY OF HARD KNOCKS**

**From:** Keith Weltsch  
**To:** dbroome@grr.com  
**Date:** 9/15/2009 5:05 PM  
**Subject:** IBOP v. SOHK re UNIVERSITY OF HARD KNOCKS  
**Attachments:** Keith Weltsch.vcf

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Dear Donna:

We note that our discovery requests, which were served on August 2, 2009 were never responded to. Please advise when we should expect receipt of the same. Of course, our requests for admission were never responded to, and thus, are deemed to be admitted.

Sincerely,

Keith A. Weltsch

Keith A. Weltsch, Esq.  
Scully, Scott, Murphy & Presser, P.C.  
400 Garden City Plaza  
Suite 300  
Garden City, NY 11530  
Telephone- (516) 742 - 4343  
Facsimile- (516) 742 4366

THIS ELECTRONIC MESSAGE AND ATTACHMENTS, IF ANY, ARE INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY NAMED ABOVE (OR THOSE PROPERLY ENTITLED TO ACCESS THE INFORMATION) AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, ATTORNEY-WORK PRODUCT OR OTHERWISE EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS TRANSMISSION IS NOT THE INTENDED OR AN AUTHORIZED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY UNAUTHORIZED DISTRIBUTION, DISSEMINATION, OR COPYING OF THIS TRANSMISSION, IS PROHIBITED.

IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE CONTACT THE SENDER IMMEDIATELY AND DELETE AND DESTROY ALL COPIES OF THIS TRANSMISSION.

**EXHIBIT "D"**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-09-29 16:52:44 ET

Serial Number: 73185640 Assignment Information      Trademark Document Retrieval

Registration Number: 1137722

Mark (words only): UNIVERSITY OF HARD KNOCKS

Standard Character claim: No

Current Status: A cancellation proceeding has been filed at the Trademark Trial and Appeal Board and is now pending.

Date of Status: 2008-11-24

Filing Date: 1978-09-14

Transformed into a National Application: No

Registration Date: 1980-07-08

Register: Supplemental

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-02-13

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. SOWERS, DOUGLAS E.

**Address:**

SOWERS, DOUGLAS E.  
1315 Fifth Avenue  
FORD CITY, PA 16226  
United States

**Legal Entity Type:** Individual

**Country of Citizenship:** United States

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**GOODS AND/OR SERVICES**

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**International Class:** 025

**Class Status:** Active

T-SHIRTS

**Basis:** 1(a)

**First Use Date:** 1978-09-11

**First Use in Commerce Date:** 1978-09-11

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2008-11-24 - Cancellation Instituted No. 999999

2008-02-13 - Case File In TICRS

2001-08-16 - Cancellation terminated for Proceeding

2001-08-16 - Cancellation dismissed for Proceeding

2000-06-29 - Section 8 ( 10-Year) accepted/check record for Section 9

2000-06-29 - First renewal 10 year

2000-06-29 - Section 9 granted/check record for Section 8

1999-12-15 - Combined Section 8 (10-year)/Section 9 filed

2000-01-21 - Cancellation Instituted No. 999999

1986-08-28 - Section 8 (6-year) accepted

1986-05-19 - Section 8 (6-year) filed

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Correspondent**

Donna Mirman Broome  
Gottlieb, Rackman & Reisman, PC  
270 Madison Avenue 8th Floor  
New York, NY 10016-0601

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