

ESTTA Tracking number: **ESTTA656828**

Filing date: **02/19/2015**

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

Proceeding	92054050
Party	Defendant Unimundo Corp dba Unimundotv
Correspondence Address	RICK RUZ RICK RUZ LLC 300 SEVILLA AVENUE , SUITE 309 CORAL GABLES, FL 33134 UNITED STATES legal@unimundo.tv; rickruz@ruzlaw.com
Submission	Other Motions/Papers
Filer's Name	Rick Ruz, Esq
Filer's e-mail	rickruz@ruzlaw.com
Signature	/Rick Ruz/
Date	02/19/2015
Attachments	Notice of Complaine and Related Exhibits.pdf(552069 bytes )

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

-----) )  
UNIVISION COMMUNICATIONS INC., ) In the matter of  
 ) )  
 ) Trademark Reg. No. 3889485  
 ) )  
Petitioner, ) Mark: UNIMUNDO  
 ) )  
v. ) Cancellation No. 92054050  
 ) )  
UNIMUNDO CORPORATION, ) )  
 ) )  
 ) )  
 ) )  
Registrant. ) )  
-----)

**NOTICE OF COMPLIANCE**

Pursuant to this Court’s February 9, 2015, Order requesting additional information regarding the undersigned law firm’s withdrawal from the present matter the undersigned hereby states as follows:

1. The Registrant in this case was at all times very well informed of Petitioner’s deposition discovery requests via numerous telephone calls with its principal Marcus Fontain and via e-mail service of the relevant documents. See Exhibit A.
2. Exhibit A is a true and correct copy of an e-mail sent by the undersigned to Registrant evidencing service of Petitioner’s Notice of Depositions and Deposition questions on October 23, 2014.
3. Registrant never fully complied with its obligations under the retainer agreement that it signed with the undersigned law firm. The undersigned communicated to Registrant numerous times of his intention to withdraw from the present matter if Registrant continued to fail to comply with its obligations owed to the

undersigned. In fact, on November 12, 2014, Marcus Fontain, wrote a correspondence to the undersigned explicitly requesting that the undersigned be “substitute[d] out of the case.” See Exhibit B.

4. Exhibit B is a true and correct copy of a letter sent by Marcus Fontain to the undersigned on November 12, 2014, specifically requesting that the undersigned withdraw from the case.
5. The Motion to Withdraw was filed November 13, 2014, with the Board<sup>1</sup> and both the Registrant and Opposing Counsel were served via e-mail.
6. Exhibit C is a true and correct copy of an e-mail sent by the undersigned to the Registrant on November 13, 2014, evidencing service of the relevant Motion to Withdraw. Note at the bottom of page one and continuing on page two of Exhibit C is an e-mail from Registrant to the undersigned requesting that the undersigned “ask for a sixty (60) days extension for Unimundo to find another attorney.” Id. This request was sent by Registrant to the undersigned on November 12, 2014. See Id.
7. Exhibit D is a true and correct copy of an e-mail sent by the undersigned to the Opposing Counsel on November 13, 2014, evidencing service of the relevant Motion to Withdraw.

Dated: February 19, 2015

RICK RUZ, PLLC

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<sup>1</sup> It appears that the undersigned accidentally filed his Motion to Withdraw on the present matter’s related case, Cancellation No. 9205799. See Exhibit E. (Filing receipt evidencing filing of undersigned Motion to Withdraw on November 13, 2014).



# EXHIBIT A

## Rick Ruz

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**From:** Rick Ruz  
**Sent:** Thursday, October 23, 2014 12:06 PM  
**To:** 'marcus@unimundo.tv'  
**Subject:** FW: Univision: Unimundo: Notice of Deposition of Marcus Fontain  
**Attachments:** Depo questions.pdf; Notice of depo.pdf

Please see attached.

Rick Ruz, Esquire  
Rick Ruz, PLLC  
Patents, Trademarks, Copyrights and Business Law  
300 Sevilla Avenue  
Suite 309  
Coral Gables, FL 33134  
305.921.9326 Voice  
888.506.2833 Fax

[www.ruzlaw.com](http://www.ruzlaw.com)

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**From:** Hourizadeh, Ellie [<mailto:ehourizadeh@mwe.com>]  
**Sent:** Thursday, October 16, 2014 1:29 PM  
**To:** Rick Ruz ([rickruz@ruzlaw.com](mailto:rickruz@ruzlaw.com))  
**Cc:** Arciniega, Jorge  
**Subject:** Univision: Unimundo: Notice of Deposition of Marcus Fontain

Please see attached. Thank you.

**Ellie Hourizadeh**  
Partner

**McDermott  
Will & Emery**

McDermott Will & Emery LLP | 2049 Century Park East, 38th Floor | Los Angeles, CA 90067-3218  
Tel +1 310 551 9321 | Fax +1 310 277 4730

[Biography](#) | [Website](#) | [vCard](#) | [E-mail](#) | [Twitter](#) | [LinkedIn](#) | [Blog](#)

\*\*\*\*\*  
This message is a PRIVILEGED AND CONFIDENTIAL communication. This message and all attachments are a private communication sent by a law firm and may be confidential or protected by privilege. If you are not the intended recipient,

you are hereby notified that any disclosure, copying, distribution or use of the information contained in or attached to this message is strictly prohibited. Please notify the sender of the delivery error by replying to this message, and then delete it from your system. Thank you.

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Please visit <http://www.mwe.com/> for more information about our Firm.

# EXHIBIT B



**UNIMUNDO CORPORATION**  
9370 Fields Ertel Road  
P.O. Box 49883  
Tel: 800-516-1134 Fax: 800-516-1143  
[mail@nimundo.tv](mailto:mail@nimundo.tv)

Wednesday, November 12, 2014

VIA EMAIL ONLY  
[rickruz@ruzlaw.com](mailto:rickruz@ruzlaw.com)

Rick Ruz, Esquire  
Rick Ruz, PLLC  
300 Sevilla Avenue, Suite 309  
Coral Gables, FL. 33134

Re: Legal Representation in the Matter of Univision v. Unimundo

Dear Rick:

I hereby request that you please inform the Trademark Commission and the Appeals Board that you are substituting out of the case.

Please, also take notice and also inform the Commission and the Board of Unimundo's new address in Cincinnati, Ohio listed above.

Respectfully,

/s/  
Marcus Fontain, J.D.

# EXHIBIT C

## Rick Ruz

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**From:** Rick Ruz  
**Sent:** Thursday, November 13, 2014 10:03 AM  
**To:** 'Marcus Fontain'  
**Subject:** RE: Letter to Attn Rick Ruz Re Termination of Legal Representation  
**Attachments:** Motion to Withdraw.pdf; Unimundo Corp. (adv.) Univision Communications.07242014.invoice\_12656 (Paid).pdf; Unimundo Corp. (adv.) Univision Communications.11312014.invoice\_12719.pdf

Marcus:

Attached please find our Motion to Withdraw. As you have requested, I have informed the Court of your new address and have requested that you be given 60-days to find new counsel. The additional language in the motion is standard boilerplate that is required in all motions to withdraw, and is not intended to be "mudslinging" in any way.

I have also attached your two invoices. Your balance at this point with our firm is \$280.00.

I am sorry that we were not able to work together longer. Hopefully when your company's finances improve we can work together again.

Warm Regards,

Rick Ruz, Esquire  
Rick Ruz, PLLC  
Patents, Trademarks, Copyrights and Business Law  
300 Sevilla Avenue  
Suite 309  
Coral Gables, FL 33134  
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**From:** Marcus Fontain [<mailto:marcusfontain@gmail.com>]  
**Sent:** Wednesday, November 12, 2014 8:19 AM  
**To:** [rickruz@ruzlaw.com](mailto:rickruz@ruzlaw.com)  
**Subject:** Letter to Attn Rick Ruz Re Termination of Legal Representation

Hi Rick:

Please ask for a sixty (60) days extension for Unimundo to find another attorney. [REDACTED]

**[REDACTED]** I deeply regret the unfortunate chain of events with you and hope we can stay amicable.

Please ask for a Sixty (60) days time frame for Unimundo to hire another attorney, particularly considering the Holiday season is here. Additionally, notify the Board of Unimundo's New Address in Cincinnati, Ohio. There is a serious issue with the address at the Board and/or the Trade Commission which I trusted you would correct to be the last address in Massachusetts. We left California in 2009 and the Board apparently still shows the Sherman Oaks, California address. Univision in one of their papers indicates that Unimundo resides in Sherman Oaks, California and that is not the case. Therefore, please make the point of somehow emphasizing somewhere in the papers you will file to mention of Unimundo's new address.

Again, I regret this situation and hope that you and I can part ways without any mudslinging. I am very prolific and you and I will undoubtedly run into each other in the near future because as soon as I have some breathing space I am moving Unimundo to Miami.

Thank you for your patience and...Good Luck to you in all of your endeavors.

**Marcus Fontain, J.D.**  
President and CEO  
Tel: 800-516-1134 Ext. 6  
Tel: 424-239-6433  
Fax: 800-516-1143  
marcus@unimundo  
.tv

[www.unimundo](http://www.unimundo)

.  
tv.  
Skype: UnimundoTV



# EXHIBIT D

## Rick Ruz

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**From:** Rick Ruz  
**Sent:** Thursday, November 13, 2014 9:46 AM  
**To:** 'ehourizadeh@mwe.com'  
**Subject:** Motion to Withdraw  
**Attachments:** Motion to Withdraw.pdf

Please see attached.

Rick Ruz, Esquire  
Rick Ruz, PLLC  
Patents, Trademarks, Copyrights and Business Law  
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Coral Gables, FL 33134  
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# EXHIBIT E

## Rick Ruz

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**From:** estta-server@uspto.gov  
**Sent:** Thursday, November 13, 2014 9:44 AM  
**To:** rickruz@ruzlaw.com  
**Subject:** ESTTA. Request to Withdraw as Attorney confirmation receipt ID: ESTTA638632

Cancellation No.: 92057999

Tracking No: ESTTA638632

### ELECTRONIC SYSTEM FOR TRADEMARK TRIALS AND APPEALS Filing Receipt

We have received your Cancellation No.: 92057999 submitted through the Trademark Trial and Appeal Board's ESTTA electronic filing system. This is the only receipt which will be sent for this paper. If the Board later determines that your submission is inappropriate and should not have been accepted through ESTTA, you will receive notification and appropriate action will be taken.

Please note:

Unless your submission fails to meet the minimum legal requirements for filing, the Board will not cancel the filing or refund any fee paid.

If you have a technical question, comment or concern about your ESTTA submission, call 571-272-8500 during business hours or e-mail at [estta@uspto.gov](mailto:estta@uspto.gov).

The status of any Board proceeding may be checked using TTABVUE which is available at <http://ttabvue.uspto.gov>. Complete information on Board proceedings is not available through the TESS or TARR databases. Please allow a minimum of 2 business days for TTABVUE to be updated with information on your submission.

The Board will consider and take appropriate action on your filing in due course.

Printable version of your request is attached to this e-mail

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ESTTA server at <http://estta.uspto.gov>

ESTTA Tracking number: ESTTA638632  
Filing date: 11/13/2014

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

Proceeding: 92057999  
Party: Defendant  
Unimundo Corporation dba Unimundo.com

Correspondence Address: RICK RUZ

RICK RUZ PLLC  
300 SEVILLA AVENUE, SUITE 309  
CORAL GABLES, FL 33134  
UNITED STATES  
[rickruz@ruzlaw.com](mailto:rickruz@ruzlaw.com), [mail@unimundotv.com](mailto:mail@unimundotv.com), [marcusfontain@gmail.com](mailto:marcusfontain@gmail.com) Phone:

Submission: Request to Withdraw as Attorney

Filer's Name: Rick Ruz, Esq  
Filer's e-mail: [rickruz@ruzlaw.com](mailto:rickruz@ruzlaw.com)  
Signature: /Rick Ruz/  
Date: 11/13/2014

Attachments: Motion to Withdraw.pdf