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Filing date: **06/26/2013**

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

Proceeding	92055269
Party	Plaintiff Mango's Tropical Cafe, Inc.
Correspondence Address	DAVID K FRIEDLAND FRIEDLAND VINING PA 1500 SAN REMO AVENUE, SUITE 200 CORAL GABLES, FL 33146 UNITED STATES trademarks@friedlandvining.com, dkf@friedlandvining.com, jrv@friedlandvining.com
Submission	Motion to Amend Pleading/Amended Pleading
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Signature	/Jaime Rich Vining/
Date	06/26/2013
Attachments	MOT - Leave to Amend - AS FILED.pdf(116982 bytes ) First Amended Petition to Cancel - AS FILED.pdf(146796 bytes ) Exhibit A copy.pdf(835643 bytes ) Exhibits B-E.pdf(396040 bytes )

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

**Mango's Tropical Cafe, Inc.,**  
Petitioner,

v.

**Tango Mango, LLC,**  
Registrant.

Cancellation No.: 92055269  
Registration No.: 3,328,822  
Mark: **TANGO MANGO**  
Registration Date: November 6, 2007

**PETITIONER'S RENWED MOTION FOR LEAVE TO FILE  
AMENDED PETITION TO CANCEL**

Pursuant to Fed.R.Civ. P. 15(a) and TBMP § 507.02, and in view of the termination of the suspension of this Cancellation proceeding, Petitioner Mango's Tropical Cafe, Inc. ("Petitioner") respectfully renews its request that the Board grant leave to amend the original Petition to Cancel to assert two additional registrations, namely **MANGO'S (word mark)**, Reg. No. 4,190,731, and **MANGO'S TROPICAL CAFE (word mark)**, Reg. No. 4,224,643. In addition, Petitioner seeks to remove its dilution claim and assert newly-discovered facts in support of its abandonment claim. A copy of the proposed First Amended Petition to Cancel is attached hereto as Exhibit A and incorporated herein by reference. In support thereof, Petitioner states as follows:

Under Rule 15, leave to amend a complaint is to be "freely given when justice so requires." Fed.R.Civ.P.15(a). This provision governing amended pleadings is typically liberally construed in favor of permitting amendments.

In view thereof, the Board liberally grants leave to amend pleadings at any stage of a proceeding when justice so requires, unless entry of the proposed amendment would violate settled law or be prejudicial to the rights of the adverse party or parties. This is so even when a plaintiff seeks to amend its complaint to plead a claim other than those stated in the original complaint, **including a claim based on a registration**

**issued to or acquired by plaintiff after the filing date of the original complaint.**

*See* TBMP § 507.02, *citing Van Dyne-Crotty Inc. v. Wear-Guard Corp.*, 926 F.2d 1156, 17 USPQ2d 1866, 1867 (Fed. Cir. 1991) (amendment to add later-acquired registration to tack on prior owner's use); *Space Base Inc. v. Stadis Corp.*, 17 USPQ2d 1216, 1217 (TTAB 1990) (notice of opposition amended during testimony period to add claim of ownership of newly issued registration); *Marmark Ltd. v. Nutrexp S.A.*, 12 USPQ2d 1843, 1844 (TTAB 1989); *Cudahy Co. v. August Packing Co.*, 206 USPQ 759 (TTAB 1979); and *Huffy Corp. v. Geoffrey, Inc.*, 18 USPQ2d 1240 (Comm'r 1990) (opposer's motion to amend to join party and claim ownership of registration granted)(emphasis added).

The focus of the proposed changes to Petitioner's Petition to Cancel concerns two additional registrations, namely **MANGO'S (word mark)**, Reg. No. 4,190,731, and **MANGO'S TROPICAL CAFE (word mark)**, Reg. No. 4,224,643, which were both issued following the initiation of this cancellation proceeding. In addition, Petitioner has recently discovered facts relating to the assignment of Registrant's TANGO MANGO mark, following the commencement of this cancellation proceeding, which support Petitioner's abandonment claim. Finally, and in the interest of judicial economy, Petitioner seeks to remove its dilution claim. None of the factors counseling against permitting the requested amendment are present here. This is Petitioner's first (renewed) motion seeking leave to amend the Petition to Cancel. The amendment will not delay the current proceedings. There is no bad faith in bringing the related issues into a single

proceeding. This is not a dilatory motive on the part of Petitioner. There would be no undue prejudice to Registrant by virtue of allowance of the amendment.

WHEREFORE, and for the above stated reasons, Petitioner Mango's Tropical Cafe, Inc. respectfully requests that the Board enter an Order granting Petitioner leave to file an amended Petition to Cancel.

Date: June 26, 2013

Respectfully submitted,

**FRIEDLAND VINING, P.A.**

/s/Jaime Rich Vining

By: **David K. Friedland**  
Florida Bar No. 833479  
**Jaime Vining**  
Florida Bar No. 30932  
1500 San Remo Avenue, Suite 200  
Coral Gables, Florida 33146  
(305) 777-1720 telephone  
e-mail: [dkf@friedlandvining.com](mailto:dkf@friedlandvining.com)  
e-mail: [JRV@friedlandvining.com](mailto:JRV@friedlandvining.com)

*Counsel for Petitioner Mango's Tropical  
Cafe, Inc.*

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that the foregoing **PETITIONER'S RENEWED MOTION FOR LEAVE TO FILE AMENDED PETITION TO CANCEL** was served upon the Registrant by delivering true and correct electronic copies of same to Registrant through its counsel on June 26, 2013 as follows:

Rebecca J. Stempien Coyle, Esq.  
Levy & Grandinetti  
P.O. Box 18385  
Washington, D.C. 20036  
mail@levygrandinetti.com

/s/Jaime Rich Vining  
Jaime Rich Vining

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

**Mango’s Tropical Cafe, Inc.,**  
Petitioner,

Cancellation No.: 92055269

Registration No.: 3,328,822

Mark: **TANGO MANGO**

v.

Registration Date: November 6, 2007

**Tango Mango, LLC,**  
Registrant.

**FIRST AMENDED PETITION TO CANCEL**

Pursuant to the provisions of 15 U.S.C. § 1064(3) and TBMP § 307.02, Petitioner, Mango’s Tropical Cafe, Inc., a Florida corporation located and doing business at 900 Ocean Drive, Miami, Florida 33139 (“Petitioner”), believes that it is and will continue to be damaged by Registration No. 3,328,822 and hereby petitions to cancel the same.

As grounds for this First Amended Petition, Petitioner alleges as follows:

1. Petitioner owns the following United States Trademark Registrations:

<b>MANGO’S (word mark)</b>	Registration No. 4,190,731	Nightclub services, in International Class 41; Restaurant and bar services, in International Class 43
<b>MANGO’S TROPICAL CAFE (word mark)</b>	Registration No. 4,224,643	Nightclub services, in International Class 41; Restaurant and bar services, in International Class 43
	Registration No. 3,284,057	Restaurant and bar services, in International Class 42

	<p>Registration No. 3,108,906</p>	<p>Restaurant and bar services, in International Class 43</p>
	<p>Registration No. 3,700,648</p>	<p>Clothing, namely, infant's and children's underwear and bodysuits, t-shirts, sweatshirts, pants, sweatpants, shorts, tank-tops, halter tops, hats, jackets, shirts and sleepwear, in International Class 25</p>
	<p>Registration No. 3,512,984</p>	<p>Prepackaged foods, namely, entrees consisting primarily of poultry, in International Class 29; Computer services, namely, providing a website featuring entertainment information via a global computer network, namely, concert information, nightlife information, and entertainment information about music, singing, dancing, music videos, in International Class 41</p>
	<p>Registration No. 3,649,192</p>	<p>Metal key chains, in International Class 6; Postcards, greeting cards, calendars and pens, in International Class 16; Towels, in International Class 24; Bottled drinking water, in International Class 32; smoker's articles, namely, cigars, cigar cutters, cigarette lighters not of precious metal, and cigar boxes of non-precious metal, in International Class 34</p>

2. The foregoing registrations are hereinafter collectively referred to as the “MANGO’S Marks”. True and correct copies of the registration certificates and status

information for the **MANGO'S** Marks are attached as Composite Exhibit A. The **MANGO'S** Marks are well-known, distinctive, and famous trademarks that Petitioner has continuously and substantially exclusively used since at least as early as March 1991.

3. Petitioner's **MANGO'S** Marks have been heavily advertised and promoted in connection with Petitioner's restaurant and bar services for over 20 years. As a result of Petitioner's extensive use, the **MANGO'S** Marks are extremely strong and have garnered international recognition among the consuming public.

4. According to the Trademark Electronic Search System ("TESS") of the United States Patent and Trademark Office ("PTO"), Registrant Tango Mango, LLC ("Registrant") is the record owner of U.S. Trademark Registration 3,328,822 (the "'822 Registration") for the mark **TANGO MANGO** ("Registrant's Mark"), which registration issued on the Principal Register on November 6, 2007.

5. The '822 Registration alleges that Registrant's Mark has been in use in connection with "Carry-out restaurants; Restaurant services; Restaurants; Take-out restaurant services" in International Class 43 since July 25, 2005.

#### **Likelihood of Confusion**

6. Registrant's Mark is confusingly similar to Petitioner's **MANGO'S** Marks in that Registrant's Mark mimics significant portions of the **MANGO'S** Marks. In addition, the overall commercial impressions of the marks are very similar, which erroneously suggests an affiliation with Petitioner.

7. In view of Petitioner's priority of use, the similarity of the parties' respective marks, and the overlapping nature of the parties' respective services, Petitioner

believes that it is and is likely to continue to be damaged by the continued existence of the '822 Registration in that Registrant's Mark so resembles the **MANGO'S** Marks as to be likely to cause the public to be confused, mistaken, or deceived into believing that Registrant's services originate from Petitioner or are in some way related to, associated with, or sponsored by Petitioner.

8. Accordingly, Petitioner's continued and legal use of the **MANGO'S** Marks will be impaired by the continued registration of the '822 Registration. Registration of Registrant's Mark should therefore be cancelled pursuant to the provisions of Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d), in that Registrant's Mark consists of or comprises a mark which so resembles a mark previously used in the United States by Petitioner in respect of related services as to be likely to cause the public to be confused, mistaken or deceived.

#### **Abandonment Through Non-Use**

9. According to Section 308 of the TBMP, 15 U.S.C. 1064, a Petition to Cancel a registration may be filed at any time if the registered mark has been abandoned.

10. The application to register Registrant's Mark (which ultimately matured into the '822 Registration) was filed on February 23, 2007 in the name of "Tango Mango, Inc.," a Massachusetts corporation.

11. According to the records of the Massachusetts Secretary of State, Tango Mango, Inc. was dissolved on May 31, 2007 and subsequently revived on July 2, 2007. A copy of the Massachusetts Secretary of State corporate records for Tango Mango, Inc. is attached as Exhibit B.

12. According to the PTO assignment records for the '822 Registration, an entity identified as "TANGO MANGO, LLC" (i.e. "Registrant") purportedly assigned its entire interest in the '822 Registration to third-party Knightspin, LLC<sup>1</sup> on September 24, 2007. A copy of the PTO's Trademark Assignment Abstract of Title records is attached as Exhibit D.

13. On April 30, 2012, Knightspin, LLC purportedly assigned, *nunc pro tunc* (effective September 20, 2010), the '822 Registration back to "TANGO MANGO, LLC." *See Exhibit D.*<sup>2</sup>

14. Upon information and belief, and according to the records of the Massachusetts Secretary of State, the entity "TANGO MANGO, LLC" does not exist and has never existed. A copy of the Massachusetts Secretary of State corporate records is attached as Exhibit E.

15. Upon information and belief, "TANGO MANGO LLC" is not a natural or juristic person, as required pursuant to 15 U.S.C. § 1127 and TMEP §§ 803 and 501.05.

16. Upon information and belief, because the entity "TANGO MANGO, LLC" did not exist in 2007, and was not the proper owner of the '822 Registration, the assignment to Knightspin, LLC is invalid.

17. Upon information and belief, because the entity "TANGO MANGO, LLC" did not exist in 2012, the assignment from Knightspin, LLC to "TANGO MANGO, LLC" is invalid.

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<sup>1</sup> A copy of the Massachusetts Secretary of State corporate records for Knightspin, LLC is attached as Exhibit C.

<sup>2</sup> *See also* Registrant's Motion to Substitute Registrant and Extension of Time to Answer, May 11, 2012.

18. Upon information and belief, Tango Mango, Inc., Knightspin, LLC and “TANGO MANGO, LLC” are not the same, single commercial enterprise.

19. Upon information and belief, Registrant (i.e. “TANGO MANGO, LLC”) does not exist as a legal entity and therefore cannot possibly be using the mark for which registration has been obtained.

20. Accordingly, Registrant’s Mark is abandoned, and the ‘822 Registration should be cancelled based on its loss of Registrant’s priority date.

**PRAYER FOR RELIEF**

WHEREFORE, Petitioner prays that this First Amended Petition to Cancel be sustained and granted in favor of Petitioner and that Registration No. 3,328,822 be cancelled and removed from the Principal Register.

Date: June 26, 2013

Respectfully submitted,

**FRIEDLAND VINING, P.A.**

/s/Jaime Rich Vining

By: **David K. Friedland**  
Florida Bar No. 833479  
**Jaime Vining**  
Florida Bar No. 30932  
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Coral Gables, Florida 33146  
(305) 777-1720 telephone  
e-mail: dkf@friedlandvining.com  
e-mail: JRV@friedlandvining.com

*Counsel for Petitioner Mango’s Tropical  
Cafe, Inc.*

**CERTIFICATE OF SERVICE**

**WE HEREBY CERTIFY** that the foregoing **FIRST AMENDED PETITION TO CANCEL** was served upon the Registrant by delivering true and correct electronic copies of same to Registrant through its counsel on June 26, 2013 as follows:

Rebecca J. Stempien Coyle, Esq.  
Levy & Grandinetti  
P.O. Box 18385  
Washington, D.C. 20036  
mail@levygrandinetti.com

/s/Jaime Rich Vining \_\_\_\_\_  
Jaime Rich Vining

# **EXHIBIT A**

**Int. Cl.: 42**

**Prior U.S. Cls.: 100 and 101**

**United States Patent and Trademark Office**

**Reg. No. 3,284,057**

**Registered Aug. 28, 2007**

**SERVICE MARK  
PRINCIPAL REGISTER**



MANGOS TROPICAL CAFE, INC. (FLORIDA CORPORATION)  
900 OCEAN DRIVE  
MIAMI BEACH, FL 33139

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TROPICAL CAFE", APART FROM THE MARK AS SHOWN.

FOR: RESTAURANT AND BAR SERVICES, IN CLASS 42 (U.S. CLS. 100 AND 101).

SER. NO. 75-981,783, FILED 11-1-2000.

FIRST USE 3-0-1991; IN COMMERCE 3-0-1991.

MARY BOAGNI, EXAMINING ATTORNEY

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**Mark:** MANGO'S TROPICAL CAFE



**US Serial Number:** 75981783

**Application Filing Date:** Nov. 01, 2000

**US Registration Number:** 3284057

**Registration Date:** Aug. 28, 2007

**Register:** Principal

**Mark Type:** Service Mark

**Status:** A Sections 8 and 15 combined declaration has been accepted and acknowledged.

**Status Date:** Oct. 20, 2012

**Publication Date:** Jun. 12, 2007

## Mark Information

## Related Properties Information

## Goods and Services

## Basis Information (Case Level)

## Current Owner(s) Information

## Attorney/Correspondence Information

## Prosecution History

## Maintenance Filings or Post Registration Information

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# United States of America

United States Patent and Trademark Office



**Reg. No. 3,700,648** MANGOS TROPICAL CAFE, INC. (FLORIDA CORPORATION)  
Registered Oct. 27, 2009 900 OCEAN DRIVE  
MIAMI BEACH, FL 33139

**Int. Cl.: 25** FOR: CLOTHING, NAMELY, INFANT'S AND CHILDREN'S UNDERWEAR AND BODYSUITS,  
T-SHIRTS, SWEATSHIRTS, PANTS, SWEATPANTS, SHORTS, TANK-TOPS, HALTER TOPS,  
HATS, JACKETS, SHIRTS AND SLEEPWEAR , IN CLASS 25 (U.S. CLS. 22 AND 39).

**TRADEMARK**  
**PRINCIPAL REGISTER** FIRST USE 1-0-1997; IN COMMERCE 1-0-1997.

SER. NO. 76-975,197, FILED 11-1-2000.

MARY BOAGNI, EXAMINING ATTORNEY



*David J. Kappas*

Director of the United States Patent and Trademark Office

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**Mark:** MANGO'S TROPICAL CAFE



**US Serial Number:** 76975197

**Application Filing Date:** Nov. 01, 2000

**US Registration Number:** 3700648

**Registration Date:** Oct. 27, 2009

**Register:** Principal

**Mark Type:** Trademark

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

**Status Date:** Oct. 27, 2009

**Publication Date:** May 05, 2009

## [Mark Information](#)

## [Related Properties Information](#)

## [Goods and Services](#)

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## [Current Owner\(s\) Information](#)

## [Attorney/Correspondence Information](#)

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Int. Cls.: 29 and 41

Prior U.S. Cls.: 46, 100, 101, and 107

Reg. No. 3,512,984

Registered Oct. 7, 2008

**United States Patent and Trademark Office**

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**TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER**



MANGOS TROPICAL CAFE, INC. (FLORIDA CORPORATION)  
900 OCEAN DRIVE  
MIAMI BEACH, FL 33139

FOR: PREPACKAGED FOODS, NAMELY, ENTREES CONSISTING PRIMARILY OF POULTRY, IN CLASS 29 (U.S. CL. 46).

FIRST USE 4-2-2007; IN COMMERCE 4-2-2007.

FOR: COMPUTER SERVICES, NAMELY, PROVIDING A WEBSITE FEATURING ENTERTAINMENT INFORMATION VIA A GLOBAL COMPUTER NETWORK, NAMELY, CONCERT IN-

FORMATION, NIGHTLIFE INFORMATION, AND ENTERTAINMENT INFORMATION ABOUT MUSIC, SINGING, DANCING, MUSIC VIDEOS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 3-1-1994; IN COMMERCE 3-15-1995.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TROPICAL CAFE", APART FROM THE MARK AS SHOWN.

SN 76-978,791, FILED 10-25-2000.

MARY BOAGNI, EXAMINING ATTORNEY

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**Mark:** MANGO'S TROPICAL CAFE



**US Serial Number:** 76978791

**Application Filing Date:** Oct. 25, 2000

**US Registration Number:** 3512984

**Registration Date:** Oct. 07, 2008

**Register:** Principal

**Mark Type:** Trademark, Service Mark

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

**Status Date:** Oct. 07, 2008

**Publication Date:** Jun. 12, 2007

**Notice of Allowance Date:** Sep. 04, 2007

## Mark Information

## Related Properties Information

## Goods and Services

## Basis Information (Case Level)

## Current Owner(s) Information

## Attorney/Correspondence Information

## Prosecution History

## TM Staff and Location Information

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Int. Cls.: 6, 16, 24, 32 and 34

Prior U.S. Cls.: 2, 5, 8, 9, 12, 13, 14, 17, 22, 23, 25, 29,  
37, 38, 42, 45, 46, 48 and 50

Reg. No. 3,649,192

Registered July 7, 2009

**United States Patent and Trademark Office**

**TRADEMARK  
PRINCIPAL REGISTER**



MANGOS TROPICAL CAFE, INC. (FLORIDA CORPORATION)  
900 OCEAN DRIVE  
MIAMI BEACH, FL 33109

FOR: METAL KEY CHAINS, IN CLASS 6 (U.S. CLS. 2, 12, 13, 14, 23, 25 AND 50).

FIRST USE 1-0-1997; IN COMMERCE 1-0-1997.

FOR: POSTCARDS, GREETING CARDS, CALENDARS AND PENS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 1-0-1997; IN COMMERCE 1-0-1997.

FOR: TOWELS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 1-0-1997; IN COMMERCE 1-0-1997.

FOR: BOTTLED DRINKING WATER, IN CLASS 32 (U.S. CLS. 45, 46 AND 48).

FIRST USE 8-0-1997; IN COMMERCE 8-0-1997.

FOR: SMOKER'S ARTICLES, NAMELY, CIGARS, CIGAR CUTTERS, CIGARETTE LIGHTERS NOT OF PRECIOUS METAL, AND CIGAR BOXES OF NON-PRECIOUS METAL, IN CLASS 34 (U.S. CLS. 2, 8, 9 AND 17).

FIRST USE 1-0-1997; IN COMMERCE 1-0-1997.

THE MARK CONSISTS OF A PARROT, FOUR COCONUT PALM FRONDS, AND TWO COCONUTS CENTERED IN A CIRCLE WHICH HAS TWO SHORT PARALLEL LINES EXTENDING OUTWARD FROM BOTH THE TOP LEFT AND LOWER RIGHT QUADRANTS OF THE CIRCLE. THE WORD "MANGOS" IS CENTERED ABOVE THE CIRCLE, AND THE WORDS "TROPICAL CAFE" ARE CENTERED BELOW THE CIRCLE. THE WORDS "TROPICAL CAFE" ARE SET OFF BY TWO PARALLEL LINES, ONE ABOVE AND ONE BELOW THESE WORDS.

SER. NO. 76-978,957, FILED 11-1-2000.

MARY BOAGNI, EXAMINING ATTORNEY

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**Mark:** MANGO'S TROPICAL CAFE



**US Serial Number:** 76978957

**Application Filing Date:** Nov. 01, 2000

**US Registration Number:** 3649192

**Registration Date:** Jul. 07, 2009

**Register:** Principal

**Mark Type:** Trademark

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

**Status Date:** Jul. 07, 2009

**Publication Date:** Apr. 21, 2009

## [Mark Information](#)

## [Related Properties Information](#)

## [Goods and Services](#)

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Int. Cl.: 43

Prior U.S. Cls.: 100 and 101

**United States Patent and Trademark Office**

**Reg. No. 3,108,906**

Registered June 27, 2006

**SERVICE MARK  
PRINCIPAL REGISTER**



MANGOS TROPICAL CAFE, INC. (FLORIDA CORPORATION)

900 OCEAN DRIVE

MIAMI BEACH, FL 33139

FOR: RESTAURANT AND BAR SERVICES, IN CLASS 43 (U.S. CLS. 100 AND 101).

FIRST USE 12-1-1997; IN COMMERCE 12-1-1997.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MAMBO BAR", APART FROM THE MARK AS SHOWN.

THE MARK CONSISTS OF A PARROT WITH LEAVES BEHIND IT AND ONE DRUM ON EACH SIDE.

SER. NO. 78-543,089, FILED 1-6-2005.

SALLY SHIH, EXAMINING ATTORNEY

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**Mark:** MANGO'S MAMBO BAR



**US Serial Number:** 78543089

**Application Filing Date:** Jan. 06, 2005

**US Registration Number:** 3108906

**Registration Date:** Jun. 27, 2006

**Register:** Principal

**Mark Type:** Service Mark

**Status:** A Sections 8 and 15 combined declaration has been accepted and acknowledged.

**Status Date:** May 12, 2012

**Publication Date:** Apr. 04, 2006

## Mark Information

## Goods and Services

## Basis Information (Case Level)

## Current Owner(s) Information

## Attorney/Correspondence Information

## Prosecution History

## Maintenance Filings or Post Registration Information

## TM Staff and Location Information

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**For Serial Number: 78543089**

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# United States of America

United States Patent and Trademark Office

## MANGO'S TROPICAL CAFE

**Reg. No. 4,224,643**

**Registered Oct. 16, 2012**

**Int. Cls.: 41 and 43**

**SERVICE MARK**

**PRINCIPAL REGISTER**

MANGO'S TROPICAL CAFE, INC. (FLORIDA CORPORATION)  
900 OCEAN DR.  
MIAMI BEACH, FL 33139

FOR: NIGHTCLUB SERVICES, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 3-0-1991; IN COMMERCE 3-0-1991.

FOR: RESTAURANT AND BAR SERVICES, IN CLASS 43 (U.S. CLS. 100 AND 101).

FIRST USE 3-0-1991; IN COMMERCE 3-0-1991.

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

OWNER OF U.S. REG. NOS. 3,284,057, 3,700,648 AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TROPICAL CAFE", APART FROM THE MARK AS SHOWN.

SER. NO. 85-502,096, FILED 12-22-2011.

ROBIN CHOSID, EXAMINING ATTORNEY



*David J. Kappas*

Director of the United States Patent and Trademark Office

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**Mark:** MANGO'S TROPICAL CAFE

**MANGO'S TROPICAL CAFE**

**US Serial Number:** 85502096

**Application Filing Date:** Dec. 22, 2011

**US Registration Number:** 4224643

**Registration Date:** Oct. 16, 2012

**Register:** Principal

**Mark Type:** Service Mark

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

**Status Date:** Oct. 16, 2012

**Publication Date:** Jul. 31, 2012

## Mark Information

## Related Properties Information

## Goods and Services

## Basis Information (Case Level)

## Current Owner(s) Information

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## Prosecution History

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**United States of America**  
United States Patent and Trademark Office

# MANGO'S

**Reg. No. 4,190,731**

**Registered Aug. 14, 2012**

**Int. Cls.: 41 and 43**

**SERVICE MARK**

**PRINCIPAL REGISTER**

MANGO'S TROPICAL CAFE, INC. (FLORIDA CORPORATION)  
900 OCEAN DR.  
MIAMI BEACH, FL 33139

FOR: NIGHTCLUB SERVICES, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 3-0-1991; IN COMMERCE 3-0-1991.

FOR: RESTAURANT AND BAR SERVICES, IN CLASS 43 (U.S. CLS. 100 AND 101).

FIRST USE 3-0-1991; IN COMMERCE 3-0-1991.

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

OWNER OF U.S. REG. NOS. 3,284,057, 3,700,648 AND OTHERS.

SER. NO. 85-513,679, FILED 1-11-2012.

ROBIN CHOSID, EXAMINING ATTORNEY



*David J. Kyffas*

Director of the United States Patent and Trademark Office

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**Mark:** MANGO'S

# MANGO'S

**US Serial Number:** 85513679

**Application Filing Date:** Jan. 11, 2012

**US Registration Number:** 4190731

**Registration Date:** Aug. 14, 2012

**Register:** Principal

**Mark Type:** Service Mark

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

**Status Date:** Aug. 14, 2012

**Publication Date:** May 29, 2012

## Mark Information

## Related Properties Information

## Goods and Services

## Basis Information (Case Level)

## Current Owner(s) Information

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## Prosecution History

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**For Serial Number: 85513679**

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# **EXHIBIT B**



**The Commonwealth of Massachusetts  
William Francis Galvin**

Secretary of the Commonwealth, Corporations Division  
One Ashburton Place, 17th floor  
Boston, MA 02108-1512  
Telephone: (617) 727-9640

TANGO MANGO, INC. Summary Screen



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The exact name of the Domestic Profit Corporation: TANGO MANGO, INC.

Entity Type: Domestic Profit Corporation

Identification Number: 000876978

Date of Organization in Massachusetts: 09/21/2004

Date of Revival: 07/02/2007

Date of Dissolution: 05/31/2007

Current Fiscal Month / Day: 12 / 31

**The location of its principal office:**

No. and Street: 50 CHARLOTTE RD.

City or Town: NEWTON CENTRE

State: MA

Zip: 02459

Country: USA

**If the business entity is organized wholly to do business outside Massachusetts, the location of that office:**

No. and Street:

City or Town:

State:

Zip:

Country:

**Name and address of the Registered Agent:**

Name: SHIRLEY SPINETTA

No. and Street: 50 CHARLOTTE RD.

City or Town: NEWTON CENTRE

State: MA

Zip: 02459

Country: USA

**The officers and all of the directors of the corporation:**

Title	Individual Name First, Middle, Last, Suffix	Address (no PO Box) Address, City or Town, State, Zip Code	Expiration of Term
PRESIDENT	SHIRLEY SPINETTA	50 CHARLOTTE RD. NEWTON CENTRE, MA 02459 USA	
TREASURER	SHIRLEY SPINETTA	50 CHARLOTTE RD. NEWTON CENTRE, MA 02459 USA	

SECRETARY	SHIRLEY SPINETTA	50 CHARLOTTE RD. NEWTON CENTRE, MA 02459 USA
DIRECTOR	SHIRLEY SPINETTA	50 CHARLOTTE RD. NEWTON CENTRE, MA 02459 USA

business entity stock is publicly traded:

The total number of shares and par value, if any, of each class of stock which the business entity is authorized to issue:

Class of Stock	Par Value Per Share Enter 0 if no Par	Total Authorized by Articles of Organization or Amendments		Total Issued and Outstanding Num of Shares
		Num of Shares	Total Par Value	
CNP	\$0.00000	275,000	\$0.00	100

Consent   
  Manufacturer   
  Confidential Data   
  Does Not Require Annual Report  
 Partnership   
  Resident Agent   
  For Profit   
  Merger Allowed

Select a type of filing from below to view this business entity filings:

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 Administrative Dissolution  
 Annual Report  
 Application For Revival  
 Articles of Amendment

  

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# **EXHIBIT C**



## The Commonwealth of Massachusetts

### William Francis Galvin

Secretary of the Commonwealth, Corporations Division  
One Ashburton Place, 17th floor  
Boston, MA 02108-1512  
Telephone: (617) 727-9640

KNIGHTSPIN, LLC Summary Screen



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**The exact name of the Domestic Limited Liability Company (LLC):** KNIGHTSPIN, LLC

**Entity Type:** Domestic Limited Liability Company (LLC)

**Identification Number:** 000961044

**Date of Organization in Massachusetts:** 09/24/2007

**The location of its principal office:**

No. and Street: 1191 CENTRE ST.  
 City or Town: NEWTON State: MA Zip: 02459 Country: USA

**If the business entity is organized wholly to do business outside Massachusetts, the location of that office:**

No. and Street:  
 City or Town: State: Zip: Country:

**The name and address of the Resident Agent:**

Name: TERRY KNIGHT  
 No. and Street: 484 MOODY ST.  
 City or Town: WALTHAM State: MA Zip: 02453 Country: USA

**The name and business address of each manager:**

Title	Individual Name <small>First, Middle, Last, Suffix</small>	Address (no PO Box) <small>Address, City or Town, State, Zip Code</small>
MANAGER	TERRY KNIGHT	1191 CENTRE ST. NEWTON, MA 02459 USA

**The name and business address of the person in addition to the manager, who is authorized to execute documents to be filed with the Corporations Division.**

Title	Individual Name <small>First, Middle, Last, Suffix</small>	Address (no PO Box) <small>Address, City or Town, State, Zip Code</small>
SOC SIGNATORY	TERRY KNIGHT	1191 CENTRE ST. NEWTON, MA 02459 USA

**The name and business address of the person(s) authorized to execute, acknowledge, deliver and record any recordable instrument purporting to affect an interest in real property**

Title	Individual Name First, Middle, Last, Suffix	Address (no PO Box) Address, City or Town, State, Zip Code
REAL PROPERTY	TERRY KNIGHT	1191 CENTRE ST. NEWTON, MA 02459 USA

- Consent     
  Manufacturer     
  Confidential Data     
  Does Not Require Annual Report  
 Partnership     
  Resident Agent     
  For Profit     
  Merger Allowed

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# **EXHIBIT D**



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NEWTON CENTRE, MASSACHUSETTS 02459**Correspondent:** GEORGE A. HERBSTER  
40 BEACH STREET  
SUITE 303  
MANCHESTER, MA 01944**Assignment: 2****Reel/Frame:** [4772/0194](#)**Recorded:** 05/03/2012**Pages:** 3**Conveyance:** NUNC PRO TUNC ASSIGNMENT EFFECTIVE 09/20/2010**Assignor:** [KNIGHTSPIN, LLC](#)**Exec Dt:** 04/30/2012**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** MASSACHUSETTS**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** MASSACHUSETTS**Assignee:** [TANGO MANGO, LLC](#)1191 CENTRE STREET  
NEWTON CENTRE, MASSACHUSETTS 02459**Correspondent:** GEORGE A HERBSTER  
100 CUMMINGS CENTER  
SUITE 213C  
BEVERLY, MA 01915

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# **EXHIBIT E**



**The Commonwealth of Massachusetts  
William Francis Galvin**

Secretary of the Commonwealth, Corporations Division  
One Ashburton Place, 17th floor  
Boston, MA 02108-1512  
Telephone: (617) 727-9640

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**2 Records Matched Your Begins With Search for Entity Name: tango mango**

**(Page 1 of 1)**

Entity Name	Identification Number	Old Identification Number	Principal Office Address, City, State, Zip, Country
<a href="#">TANGO MANGO TOO, INC.</a>	000953214		50 CHARLOTTE ROAD, NEWTON, MA 02459 USA
<a href="#">TANGO MANGO, INC.</a>	000876978		50 CHARLOTTE RD., NEWTON CENTRE, MA 02459 USA

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