

ESTTA Tracking number: **ESTTA522288**

Filing date: **02/19/2013**

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

**Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

**Petitioner Information**

Name	Bacardi & Company Limited		
Entity	Corporation	Citizenship	Liechtenstein
Address	5 Aeulestrasse Vaduz, 9490 LIECHTENSTEIN		

Attorney information	Janice Housey Symbus Law Group, LLC PO Box 11085 McLean, VA 22102 UNITED STATES jhousey@symbus.com		
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**Registration Subject to Cancellation**

Registration No	4293143	Registration date	02/19/2013
Registrant	Brauerei Beck GmbH & Co. KG Am Deich 18/19 Bremen 28199, GERMANY		

**Goods/Services Subject to Cancellation**

Class 032. First Use: 2012/12/31 First Use In Commerce: 2012/12/31 All goods and services in the class are cancelled, namely: Beer
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**Grounds for Cancellation**

Priority and likelihood of confusion	Trademark Act section 2(d)
The mark is merely descriptive	Trademark Act section 2(e)(1)
The mark is primarily merely a surname	Trademark Act section 2(e)(4)
Dilution	Trademark Act section 43(c)

**Marks Cited by Petitioner as Basis for Cancellation**

U.S. Registration No.	1650299	Application Date	08/29/1988
Registration Date	07/09/1991	Foreign Priority Date	NONE
Word Mark	SAPPHIRE		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 033. First use: First Use: 1987/11/00 First Use In Commerce: 1987/11/00 GIN

U.S. Registration No.	2284988	Application Date	06/05/1998
Registration Date	10/12/1999	Foreign Priority Date	NONE

Word Mark	BOMBAY SAPPHIRE
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Design Mark	
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Description of Mark	NONE
Goods/Services	Class 033. First use: First Use: 1987/01/00 First Use In Commerce: 1987/01/00 [wines,] distilled spirits [ and liqueurs ]

U.S. Registration No.	2329989	Application Date	06/28/1999
Registration Date	03/14/2000	Foreign Priority Date	NONE

Word Mark	BOMBAY SAPPHIRE
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Design Mark	<b>BOMBAY SAPPHIRE</b>
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Description of Mark	NONE
Goods/Services	Class 033. First use: First Use: 1987/01/00 First Use In Commerce: 1987/01/00 [WINES,] DISTILLED SPIRITS [AND LIQUEURS]

U.S. Registration No.	3470445	Application Date	05/24/2007
Registration Date	07/22/2008	Foreign Priority Date	NONE

Word Mark	BOMBAY SAPPHIRE
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Design Mark	<h1>BOMBAY SAPPHIRE</h1>
Description of Mark	NONE
Goods/Services	Class 033. First use: Alcoholic beverages, except beers, namely, wines, distilled spirits and liqueurs

U.S. Registration No.	3470447	Application Date	05/24/2007
Registration Date	07/22/2008	Foreign Priority Date	NONE

Word Mark	BOMBAY SAPPHIRE
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Design Mark	<h1>BOMBAY SAPPHIRE</h1>
Description of Mark	NONE
Goods/Services	<p>Class 009. First use: Sunglasses; sunglasses and spectacle cases; cameras; audio cassette, digital audio, CD and DVD players; radios; compact discs, laser discs and audio cassettes featuring music; compact discs and laser discs featuring video content on the subject of beverage alcohol, the history of beverage making, and entertainment, cultural and sporting events</p> <p>Class 016. First use: Paper napkins; printed matter, namely, printed informational brochures on the subjects of alcoholic beverages, the history of beverage making, entertainment, cultural, and sporting events; posters, pens, office requisites, namely, desktop business card holders, pencils, money clips, passport clips</p> <p>Class 021. First use: Glassware, porcelain and earthenware for use in drinking, holding and dispensing beverages, namely, drinking glasses, mugs, cups made of glass and plastic, serving pitchers made of glass and aluminum, cups and drinking vessels, serving trays not of precious metal, napkin holders, plastic beverage stirrers, cocktail shakers used in bars, drinking tumblers made of glass; ice buckets; bottle juice mixer holders made of plastic; plastic pourers, namely, plastic pouring spouts for household use; glass and plastic bottles, sold empty</p>

	<p>Class 024. First use: Textiles and textile goods, specifically, bed and table covers and towels</p> <p>Class 025. First use: Clothing, namely, sweatshirts, sport shirts, t-shirts, polo shirts, shorts, pants, trousers, shirts, jackets, wind resistant jackets, rain jackets, turtlenecks, sweaters, ties, belts, suspenders, sweatbands; footwear; headgear, namely, caps, visors</p> <p>Class 041. First use: Entertainment services, namely, providing a web site featuring music videos, music, related film clips, photographs and other multimedia materials; organization, provision and running of cultural and sporting events; organization, provision and running of entertainment events, namely, discotheques and live music concerts; organization, provision and running of exhibitions, conferences in the field of music entertainment; advice, information and consultancy services relating to all of the aforesaid services; providing prerecorded digital music, digital audio presentations featuring live and prerecorded musical performances, and digital video featuring live and prerecorded cultural and sporting events, all online via a global computer network; providing prerecorded digital music not downloadable from the Internet; production of radio programs; radio entertainment, namely, radio programs featuring performances and interviews with recording artists and musical entertainers; gathering and providing recorded and live entertainment programs featuring musical performances and cultural and sporting events for non-downloadable retrieval from a global computer network; nightclub services</p> <p>Class 043. First use: Bar and cocktail bar services; restaurants; catering for the provision of food and drink; providing facilities for fairs and exhibitions for the consumption of alcoholic and non-alcoholic beverages</p>
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Attachments	<p>75496744#TMSN.gif ( 1 page )( bytes )  75737908#TMSN.gif ( 1 page )( bytes )  77189994#TMSN.jpeg ( 1 page )( bytes )  77190019#TMSN.jpeg ( 1 page )( bytes )  US Petition to Cancel BECKS SAPPHIRE.pdf ( 6 pages )(107213 bytes )  SAPPHIRE Exhibit A part 1.pdf ( 11 pages )(5977499 bytes )  SAPPHIRE Exhibit A part 2.pdf ( 15 pages )(8124294 bytes )</p>
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### Certificate of Service

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

Signature	/janice housey/
Name	Janice Housey
Date	02/19/2013

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

-----  
Bacardi & Company Limited :  
Petitioner, :  
v. : Cancellation No. \_\_\_\_\_  
Brauerei Beck GmbH & Co. KG : Reg. No. 4,293,143  
Registrant. :  
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**PETITION FOR CANCELLATION**

Bacardi & Company Limited, through its attorneys, hereby petitions to cancel the U.S. Reg. No. 4,293,143.

As grounds for this petition, it is alleged that:

1. Bacardi & Company Limited, a corporation of Liechtenstein, with a principal place of business at 5 Aeulestrasse, Vaduz 9490, Liechtenstein (hereinafter "Petitioner") asserts that it is and will continue to be damaged by registration of the mark that is the subject of the registration referenced above, and accordingly, for the reasons set forth herein, petitions to cancel registration of the same.
2. On information and belief, Brauerei Beck GmbH & Co. KG is organized and existing under the laws of Germany with a principal business address at Am Deich 18/19 Bremen 28199, GERMANY. (Hereinafter "Registrant")

3. Upon information and belief, Registrant filed the application for the subject registration, BECK'S SAPPHIRE ("Registrant's Mark"), on October 31, 2011 for "beer" in International Class 32. The application proceeded to registration on February 19, 2013 and the registration was assigned Reg. No. 4,293,143. The same was filed based upon Section 1(b) and a Statement of Use was filed January 7, 2013.
4. Petitioner is well-known and recognized in the marketplace as the originator and provider of spirits and alcoholic beverages as well as having a strong reputation for offering and sponsoring a variety of events, including entertainment events.
5. Petitioner acquired and has used its distinctive BOMBAY SAPPHIRE and SAPPHIRE marks in commerce in the U.S. in connection with distilled spirits, gin since well before any use by Registrant of Registrant's Mark, specifically since at least as early as 1987 as well as for a variety of promotional items and other goods and services since well before any use by Registrant.
6. Petitioner is the owner of the following U.S. Registrations:
  - (1) Mark: SAPPHIRE  
Reg. No. 1650299  
Registered July 9, 1991
  - (2) Mark: BOMBAY SAPPHIRE and Design  
Reg. No. 2284988  
Registered October 12, 1999
  - (3) Mark: BOMBAY SAPPHIRE  
Reg. No. 2329989  
Registered March 14, 2000

(4) Mark: BOMBAY SAPPHIRE

Reg. No. 3470445

Registered July 22, 2008

(5) Mark: BOMBAY SAPPHIRE

Reg. No. 3470447

Registered July 22, 2008

Copies of registration data from the USPTO records are attached as Exhibit A.  
(Hereinafter, together “Petitioner’s Marks”)

7. These registrations are *prima facie* evidence of Petitioner's ownership of the trademarks shown in the registrations and are *prima facie* evidence of Petitioner's exclusive right to use the trademarks shown in such registrations in commerce in connection with the goods and services listed in the registrations.
8. Petitioner presently markets and offers a wide variety of goods and services, including gin, distilled spirits and a plethora of promotional goods as well as sponsorship and entertainment-related services in the U.S. under the BOMBAY SAPPHIRE and SAPPHIRE marks.
9. Upon information and belief, Registrant has only commenced use of Registrant’s Mark on the goods identified in the subject registration recently, and well after the adoption and use of the Petitioner’s Marks by Petitioner.
10. Petitioner’s use and registration of the Petitioner’s Marks predates any constructive or actual use date of the Registrant’s Mark.

11. Petitioner's Marks have become recognized by the public as indicative of Petitioner's goods and services and the high quality thereof.
12. Upon information and belief, the respective goods do or will travel in the same channels of trade and have the same target market, i.e., people who consume alcoholic beverages.
13. Registrant's Mark is visually and aurally very similar to Petitioner's Marks and is identical as to SAPPHIRE.
14. The subject registration for closely related goods is likely to cause confusion, mistake or deception among consumers and potential consumers resulting in damage to Petitioner. Section 2(d) of the Lanham Act.
15. The subject registration for closely related goods is likely to cause confusion, mistake or deception that Registrant's goods are those of Petitioner, or are otherwise endorsed, sponsored, approved and/or licensed by Petitioner, causing further damage to Petitioner. Section 2(d) of the Lanham Act.
16. Through extensive use and promotion, Petitioner's Marks have become famous. Sect. 43(c)(1) of the Lanham Act.
17. The fame of Petitioner's Marks predates the date Registrant filed its application for BECK'S SAPPHIRE.
18. Registrant's Mark so resembles Petitioner's Marks that it is likely to dilute the distinctive qualities of Petitioner's Marks.
19. BECK is a surname.
20. In the alternative, Petitioner states that the SAPPHIRE portion of Registrant's Mark is merely descriptive of, or generic for, an ingredient of the beer Registrant identifies in the

subject registration. That is, SAPPHIRE is the generic name for the hops used in Registrant's beer.

21. Further in the alternative, Registrant states that Registrant's Mark is primarily merely a surname since it includes the common surname "BECK" with the generic word for a key ingredient of Registrant's beer, "SAPPHIRE" hops, and therefore, BECK'S SAPPHIRE is not registrable on the Principal Register.
22. Petitioner will be damaged by the continued registration of Registrant's Mark pursuant to the allegations set forth herein.

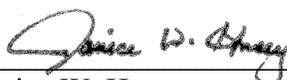
WHEREFORE, Petitioner respectfully requests that its Petition be granted and that the registration that is the subject of this petition be canceled. Alternatively, Petitioner respectfully requests that Registrant be required to enter a disclaimer for SAPPHIRE.

Payment of \$300 for the official fees associated with this Cancellation is remitted herewith.

Respectfully submitted,

Bacardi & Company Limited.

Date: February 19, 2013

  
\_\_\_\_\_  
Janice W. Housey  
Counsel for Petitioner

Janice W. Housey  
Symbus Law Group, LLC  
PO Box 11085  
McLean, VA 22102  
703.957.5274 office  
540.518.9037 fax

## CERTIFICATE OF SERVICE

On this 19th day of February 2013, a true and correct copy of the foregoing PETITION FOR CANCELLATION is being sent via first class mail, postage prepaid and addressed as follows:

ANDREA K. CANNON  
JEREMY ROE  
ANHEUSER-BUSCH, LLC  
1 BUSCH PL  
SAINT LOUIS, MISSOURI 63118-1852



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Janice W. Housey

**Bacardi & Company Limited**

**v.**

**Brauerei Beck GmbH & Co. KG**

**Exhibit A**



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# BOMBAY SAPPHIRE

**Word Mark** BOMBAY SAPPHIRE  
**Goods and Services**

IC 009. US 021 023 026 036 038. G & S: Sunglasses; sunglasses and spectacle cases; cameras; audio cassette, digital audio, CD and DVD players; radios; compact discs, laser discs and audio cassettes featuring music; compact discs and laser discs featuring video content on the subject of beverage alcohol, the history of beverage making, and entertainment, cultural and sporting events

IC 016. US 002 005 022 023 029 037 038 050. G & S: Paper napkins; printed matter, namely, printed informational brochures on the subjects of alcoholic beverages, the history of beverage making, entertainment, cultural, and sporting events; posters, pens, office requisites, namely, desktop business card holders, pencils, money clips, passport clips

IC 021. US 002 013 023 029 030 033 040 050. G & S: Glassware, porcelain and earthenware for use in drinking, holding and dispensing beverages, namely, drinking glasses, mugs, cups made of glass and plastic, serving pitchers made of glass and aluminum, cups and drinking vessels, serving trays not of precious metal, napkin holders, plastic beverage stirrers, cocktail shakers used in bars, drinking tumblers made of glass; ice buckets; bottle juice mixer holders made of plastic; plastic pourers, namely, plastic pouring spouts for household use; glass and plastic bottles, sold empty

IC 024. US 042 050. G & S: Textiles and textile goods, specifically, bed and table covers and towels

IC 025. US 022 039. G & S: Clothing, namely, sweatshirts, sport shirts, t-shirts, polo shirts, shorts, pants, trousers, shirts, jackets, wind resistant jackets, rain jackets, turtlenecks, sweaters, ties, belts, suspenders, sweatbands; footwear; headgear, namely, caps, visors

IC 041. US 100 101 107. G & S: Entertainment services, namely, providing a web site featuring music videos, music, related film clips, photographs and other multimedia materials; organization, provision and running of cultural and sporting events; organization, provision and running of entertainment events, namely, discotheques and live music concerts; organization, provision and running of exhibitions, conferences in the field of music entertainment; advice, information and consultancy services relating to all of the aforesaid services; providing prerecorded digital music, digital audio presentations featuring live and prerecorded musical performances, and digital video featuring live and prerecorded cultural and sporting events, all online via a global computer network; providing prerecorded digital music not downloadable from the Internet; production of radio programs; radio entertainment, namely, radio programs featuring performances and interviews with recording artists and musical entertainers; gathering and providing recorded and live entertainment programs featuring musical performances and cultural and sporting events for non-downloadable retrieval from a global computer network; nightclub services

IC 043. US 100 101. G & S: Bar and cocktail bar services; restaurants; catering for the provision of food and drink; providing facilities for fairs and exhibitions for the consumption of alcoholic and non-alcoholic beverages

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 77190019

**Filing Date** May 24, 2007

**Current Basis** 44E

**Original Filing Basis** 44E

**Published for Opposition** May 6, 2008

**Change In Registration** CHANGE IN REGISTRATION HAS OCCURRED

**Registration Number** 3470447

**Registration Date** July 22, 2008

**Owner** (REGISTRANT) Bacardi & Company Limited CORPORATION LIECHTENSTEIN Aeulestrasse 5 Vaduz LIECHTENSTEIN 9490

**Attorney of Record** Maria A. Scungio

**Prior Registrations** 2329989

**Type of Mark** TRADEMARK. SERVICE MARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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**Mark:** BOMBAY SAPPHIRE

BOMBAY SAPPHIRE

**US Serial Number:** 77190019

**Application Filing Date:** May 24, 2007

**US Registration Number:** 3470447

**Registration Date:** Jul. 22, 2008

**Register:** Principal

**Mark Type:** Trademark, Service Mark

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

**Status Date:** Jul. 22, 2008

**Publication Date:** May 06, 2008

**Mark Information**

[expand all](#)

**Mark Literal Elements:** BOMBAY SAPPHIRE

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Related Properties Information**

**Claimed Ownership of US [2329989](#)**

**Registrations:**

**Foreign Information**

**Foreign Registration Number:** 14261

**Foreign Registration Date:** Sep. 19, 2006

**Foreign Application/Registration Country:** LIECHTENSTEIN

**Foreign Expiration Date:** Sep. 19, 2016

**Goods and Services**

**Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- \* Brackets [...] indicate deleted goods/services;
- \* Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- \* Asterisks \*,\* identify additional (new) wording in the goods/services.

**For:** Sunglasses; sunglasses and spectacle cases; cameras; audio cassette, digital audio, CD and DVD players; radios; compact discs, laser discs and audio cassettes featuring music; compact discs and laser discs featuring video content on the subject of beverage alcohol, the history of beverage making, and entertainment, cultural and sporting events

**International Class:** 009 - Primary Class

**U.S Class:** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Paper napkins; printed matter, namely, printed informational brochures on the subjects of alcoholic beverages, the history of beverage making, entertainment, cultural, and sporting events; posters, pens, office requisites, namely, desktop business card holders, pencils, money clips, passport clips

**International Class:** 016 - Primary Class

**U.S Class:** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Glassware, porcelain and earthenware for use in drinking, holding and dispensing beverages, namely, drinking glasses, mugs, cups made of glass and plastic, serving pitchers made of glass and aluminum, cups and drinking vessels, serving trays not of precious metal, napkin holders, plastic beverage stirrers, cocktail shakers used in bars, drinking tumblers made of glass; ice buckets; bottle juice mixer holders made of plastic; plastic pourers, namely, plastic pouring spouts for household use; glass and plastic bottles, sold empty

**International Class:** 021 - Primary Class

**U.S Class:** 002, 013, 023, 029, 030, 033, 040, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Textiles and textile goods, specifically, bed and table covers and towels

**International Class:** 024 - Primary Class

**U.S Class:** 042, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Clothing, namely, sweatshirts, sport shirts, t-shirts, polo shirts, shorts, pants, trousers, shirts, jackets, wind resistant jackets, rain jackets, turtle-necks, sweaters, ties, belts, suspenders, sweatbands; footwear; headgear, namely, caps, visors

**International Class:** 025 - Primary Class

**U.S Class:** 022, 039

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Entertainment services, namely, providing a web site featuring music videos, music, related film clips, photographs and other multimedia materials; organization, provision and running of cultural and sporting events; organization, provision and running of entertainment events, namely, discotheques and live music concerts; organization, provision and running of exhibitions, conferences in the field of music entertainment; advice, information and consultancy services relating to all of the aforesaid services; providing prerecorded digital music, digital audio presentations featuring live and prerecorded musical performances, and digital video featuring live and prerecorded cultural and sporting events, all online via a global computer network; providing prerecorded digital music not downloadable from the Internet; production of radio programs; radio entertainment, namely, radio programs featuring performances and interviews with recording artists and musical entertainers; gathering and providing recorded and live entertainment programs featuring musical performances and cultural and sporting events for non-downloadable retrieval from a global computer network; nightclub services

**International Class:** 041 - Primary Class

**U.S Class:** 100, 101, 107

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Bar and cocktail bar services; restaurants; catering for the provision of food and drink; providing facilities for fairs and exhibitions for the consumption of alcoholic and non-alcoholic beverages

**International Class:** 043 - Primary Class

**U.S Class:** 100, 101

**Class Status:** ACTIVE

**Basis:** 44(e)

**Basis Information (Case Level)**

<b>Filed Use:</b> No	<b>Currently Use:</b> No	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> Yes	<b>Currently 44E:</b> Yes	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

**Current Owner(s) Information**

**Owner Name:** Bacardi & Company Limited  
**Owner Address:** Aeulestrasse 5  
 Vaduz 9490  
 LIECHTENSTEIN  
**Legal Entity Type:** CORPORATION  
**State or Country Where Organized:** LIECHTENSTEIN

**Attorney/Correspondence Information****Attorney of Record**

**Attorney Name:** Maria A. Scungio

**Correspondent**

**Correspondent:** MARIA A. SCUNGIO  
**Name/Address:** EDWARDS ANGELL PALMER & DODGE LLP  
 F.D.R. STATION P.O. BOX 130  
 NEW YORK, NEW YORK 10150  
 UNITED STATES  
**Phone:** 212-308-4411  
**Fax:** 212-308-4844  
**Correspondent e-mail:** [trademark@eapdlaw.com](mailto:trademark@eapdlaw.com)  
**Correspondent e-mail Authorized:** No

**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
Nov. 12, 2009	SEC 7 REQUEST FILED	73376
Dec. 08, 2009	CERTIFICATE OF CORRECTION ISSUED	73376
Dec. 08, 2009	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	73376
Nov. 12, 2009	TEAS SECTION 7 REQUEST RECEIVED	
Jul. 22, 2008	REGISTERED-PRINCIPAL REGISTER	
May 06, 2008	PUBLISHED FOR OPPOSITION	
Apr. 16, 2008	NOTICE OF PUBLICATION	
Mar. 28, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	76538
Mar. 26, 2008	ASSIGNED TO LIE	76538
Mar. 12, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 12, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 12, 2008	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 12, 2008	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 12, 2008	EXAMINERS AMENDMENT -WRITTEN	80813
Mar. 10, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Mar. 10, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Mar. 10, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 10, 2007	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2007	NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2007	NON-FINAL ACTION WRITTEN	80813
Sep. 02, 2007	ASSIGNED TO EXAMINER	80813
Jun. 01, 2007	NEW APPLICATION ENTERED IN TRAM	

**Maintenance Filings or Post Registration Information****Change in Registration:** Yes

**Correction made to** In the Statement, Column 1, line 7, "DAVID", should be deleted, and, "DVD" should be inserted, and, In the Statement, Column 1, line  
**Registration:** 37, "POURER" should be deleted, and, "POURERS" should be inserted, and, In the Statement, Column 2, line 27, "CONSULTANT" should be deleted, and, "CONSULTANCY" should be inserted.

**TM Staff and Location Information**  
**TM Staff Information - None**

**File Location**

**Current Location:** POST REGISTRATION

**Date in Location:** Jan. 22, 2010



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# BOMBAY SAPPHIRE

<b>Word Mark</b>	BOMBAY SAPPHIRE
<b>Goods and Services</b>	IC 033. US 047 049. G & S: Alcoholic beverages, except beers, namely, wines, distilled spirits and liqueurs
<b>Standard Characters Claimed</b>	
<b>Mark Drawing Code</b>	(4) STANDARD CHARACTER MARK
<b>Serial Number</b>	77189994
<b>Filing Date</b>	May 24, 2007
<b>Current Basis</b>	44E
<b>Original Filing Basis</b>	44E
<b>Published for Opposition</b>	May 6, 2008
<b>Registration Number</b>	3470445
<b>Registration Date</b>	July 22, 2008
<b>Owner</b>	(REGISTRANT) Bacardi & Company Limited CORPORATION LIECHTENSTEIN Aeulestrasse 5 Vaduz LIECHTENSTEIN 9490
<b>Attorney of Record</b>	Maria A. Scungio
<b>Prior Registrations</b>	2329989
<b>Type of Mark</b>	TRADEMARK
<b>Register</b>	PRINCIPAL
<b>Live/Dead Indicator</b>	LIVE

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**Mark:** BOMBAY SAPPHIRE

BOMBAY SAPPHIRE

**US Serial Number:** 77189994

**Application Filing Date:** May 24, 2007

**US Registration Number:** 3470445

**Registration Date:** Jul. 22, 2008

**Register:** Principal

**Mark Type:** Trademark

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

**Status Date:** Jul. 22, 2008

**Publication Date:** May 06, 2006

**Mark Information**

[expand all](#)

**Mark Literal Elements:** BOMBAY SAPPHIRE

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Related Properties Information**

**Claimed Ownership of US [2329989](#)**

**Registrations:**

**Foreign Information**

**Foreign Registration Number:** 14158

**Foreign Registration Date:** Feb. 03, 2007

**Foreign Application/Registration Country:** LIECHTENSTEIN

**Foreign Expiration Date:** Sep. 19, 2016

**Goods and Services**

**Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [ ] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*. \* identify additional (new) wording in the goods/services.

**For:** Alcoholic beverages, except beers, namely, wines, distilled spirits and liqueurs

**International Class:** 033 - Primary Class

**U.S Class:** 047, 049

**Class Status:** ACTIVE

**Basis:** 44(e)

**Basis Information (Case Level)**

<b>Filed Use:</b> No	<b>Currently Use:</b> No	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> Yes	<b>Currently 44E:</b> Yes	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

**Current Owner(s) Information**

**Owner Name:** Bacardi & Company Limited

**Owner Address:**

Aeulestrasse 5  
 Vaduz 9490  
 LIECHTENSTEIN

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** LIECHTENSTEIN

**Attorney/Correspondence Information**

**Attorney of Record**

**Attorney Name:** Maria A. Scungio

**Docket Number:** 301336.13630

**Correspondent**

**Correspondent:** MARIA A. SCUNGIO  
**Name/Address:** EDWARDS ANGELL PALMER & DODGE LLP  
 F.D.R. STATION P.O. BOX 130  
 NEW YORK, NEW YORK 10150  
 UNITED STATES

**Phone:** 212-308-4411

**Fax:** 212-308-4844

**Correspondent e-mail:** [trademark@eapdlaw.com](mailto:trademark@eapdlaw.com)

**Correspondent e-mail No Authorized:**

**Domestic Representative - Not Found**

**Prosecution History**

Date	Description	Proceeding Number
Jul. 22, 2008	REGISTERED-PRINCIPAL REGISTER	
May 06, 2008	PUBLISHED FOR OPPOSITION	
Apr. 16, 2008	NOTICE OF PUBLICATION	
Mar. 28, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	76538
Mar. 26, 2008	ASSIGNED TO LIE	76538
Mar. 12, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 10, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Mar. 10, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Mar. 10, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 10, 2007	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2007	NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2007	NON-FINAL ACTION WRITTEN	80813
Sep. 02, 2007	ASSIGNED TO EXAMINER	80813
Jun. 01, 2007	NEW APPLICATION ENTERED IN TRAM	

**TM Staff and Location Information**

**TM Staff Information - None**

**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Jul. 22, 2008



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### Typed Drawing

**Word Mark** BOMBAY SAPPHIRE  
**Goods and Services** IC 033. US 047 049. G & S: [WINES,] DISTILLED SPIRITS [AND LIQUEURS]. FIRST USE: 19870100. FIRST USE IN COMMERCE: 19870100  
**Mark Drawing Code** (1) TYPED DRAWING  
**Serial Number** 75737908  
**Filing Date** June 28, 1999  
**Current Basis** 1A  
**Original Filing Basis** 1A  
**Published for Opposition** December 21, 1999  
**Registration Number** 2329989  
**Registration Date** March 14, 2000  
**Owner** (REGISTRANT) BACARDI & COMPANY LIMITED CORPORATION LIECHTENSTEIN ACULESTRASSE 5 FL-9490 VADUZ LIECHTENSTEIN  
**Attorney of Record** MARIA SCUNGIO  
**Prior Registrations** 1070451;1650299;1825948  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20100224.  
**Renewal** 1ST RENEWAL 20100224  
**Live/Dead Indicator** LIVE

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Mark: BOMBAY SAPPHIRE

BOMBAY SAPPHIRE

US Serial Number: 75737908

Application Filing Date: Jun. 28, 1999

US Registration Number: 2329989

Registration Date: Mar. 14, 2000

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 24, 2010

Publication Date: Dec. 21, 1999

## Mark information

expand all

Mark Literal Elements: BOMBAY SAPPHIRE

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Related Properties Information

Claimed Ownership of US [1070451](#), [1650299](#), [1825948](#)

Registrations:

## Goods and Services

## Note:

The following symbols indicate that the registrant/owner has amended the goods/services

- Brackets [ ] indicate deleted goods/services;
- Double parenthesis ( ( ) ) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \* \* identify additional (new) wording in the goods/services.

For: [WINES,] DISTILLED SPIRITS [AND LIQUEURS]

International Class: 033 - Primary Class

U.S. Class: 047, 049

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1987

Use in Commerce: Jan. 1987

## Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: BACARDI &amp; COMPANY LIMITED

Owner Address: ACULESTRASSE 5  
FL-9490 VADUZ  
LIECHTENSTEIN

Legal Entity Type: CORPORATION

State or Country Where Organized: LIECHTENSTEIN

## Attorney/Correspondence Information

Attorney of Record

**Attorney Name:** MARIA SCUNGIO

**Docket Number:** 9643-005-999

**Correspondent**

**Correspondent** MARIA SCUNGIO  
**Name/Address:** EDWARDS ANGELL PALMER & DODGE LLP  
 F.D.R. STATION P.O. BOX 130  
 NEW YORK, NEW YORK 10150  
 UNITED STATES

**Phone:** 212-912-2866

**Fax:** 212-308-4844

**Correspondent e-mail:** [trademark@eapdlaw.com](mailto:trademark@eapdlaw.com)

**Correspondent e-mail** Yes  
**Authorized:**

**Domestic Representative**

**Domestic Representative** Maria A. Scungio  
**Name:**

**Phone:** 212-912-2866

**Fax:** 212-308-4844

**Domestic Representative e-mail:** [trademark@eapdlaw.com](mailto:trademark@eapdlaw.com)

**Domestic Representative e-mail** Yes  
**Authorized:**

**Prosecution History**

Date	Description	Proceeding Number
Feb. 24, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68973
Feb. 24, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 23, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
Feb. 22, 2010	TEAS SECTION 8 & 9 RECEIVED	
Jan. 11, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 05, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 05, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 12, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	60234
Jun. 01, 2006	ASSIGNED TO PARALEGAL	60234
Mar. 08, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 28, 2006	CASE FILE IN TICRS	
Mar. 08, 2006	PAPER RECEIVED	
Aug. 24, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 14, 2000	REGISTERED-PRINCIPAL REGISTER	
Dec. 21, 1999	PUBLISHED FOR OPPOSITION	
Nov. 19, 1999	NOTICE OF PUBLICATION	
Sep. 29, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 27, 1999	ASSIGNED TO EXAMINER	72620

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Mar. 14, 2010

**TM Staff and Location Information**

**TM Staff Information - None**

**File Location**

**Current Location:** Not Found

**Date in Location:** Feb. 24, 2010



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<b>Word Mark</b>	BOMBAY SAPPHERE
<b>Goods and Services</b>	IC 033. US 047 049. G & S: [wines,] distilled spirits [ and liqueurs ]. FIRST USE: 19870100. FIRST USE IN COMMERCE: 19870100
<b>Mark Drawing Code</b>	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
<b>Design Search Code</b>	02.03.03 - Crowns (women wearing); Princesses; Queens; Women wearing crowns or other symbols of royalty, including queens and princesses 25.01.01 - Frames, picture 26.11.25 - Rectangles with one or more curved sides
<b>Serial Number</b>	75496744
<b>Filing Date</b>	June 5, 1998
<b>Current Basis</b>	1A
<b>Original Filing Basis</b>	1A
<b>Published for Opposition</b>	July 20, 1999
<b>Registration Number</b>	2284988
<b>Registration Date</b>	October 12, 1999
<b>Owner</b>	(REGISTRANT) BACARDI & COMPANY LIMITED CORPORATION LIECHTENSTEIN Aeulestrasse 5 Vaduz LIECHTENSTEIN
<b>Assignment Recorded</b>	ASSIGNMENT RECORDED

**Attorney of Record** MARIA A. SCUNGIO  
**Prior Registrations** 1070451;1650299;1825948;1840808;AND OTHERS  
**Description of Mark** The stippling shown in the drawing is not intended to indicate color.  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20091018.  
**Renewal** 1ST RENEWAL 20091018  
**Other Data** The drawing does not identify a living individual.  
**Live/Dead Indicator** LIVE

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**Mark:** BOMBAY SAPPHIRE



**US Serial Number:** 75496744

**Application Filing Date:** Jun. 05, 1998

**US Registration Number:** 2284988

**Registration Date:** Oct. 12, 1999

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Oct. 18, 2009

**Publication Date:** Jul. 20, 1999

**Mark information**

[expand all](#)

**Mark Literal Elements:** BOMBAY SAPPHIRE

**Standard Character Claim:** No

**Mark Drawing Type:** 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

**Lining and Stippling Statement:** The stippling shown in the drawing is not intended to indicate color.

**Design Search Code(s):** 02.03.03 - Queens;Crowns (women wearing);Princesses;Women wearing crowns or other symbols of royalty, including queens and princesses  
 25.01.01 - Frames, picture  
 26.11.25 - Rectangles with one or more curved sides

**Name Portrait Consent:** The drawing does not identify a living individual.

**Related Properties Information**

**Claimed Ownership of US** [1070451](#), [1650299](#), [1825948](#), [1840808](#) and others  
**Registrations:**

**Goods and Services**

**Note:**

The following symbols indicate that the registrant/owner has amended the goods/services.

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and
- Asterisks \*. \* identify additional (new) wording in the goods/services.

**For:** [wines,] distilled spirits [ and liqueurs ]

**International Class:** 033 - Primary Class

**U.S Class:** 047, 049

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Jan. 1987

**Use in Commerce:** Jan. 1987

**Basis Information (Case Level)**

<b>Filed Use:</b> Yes	<b>Currently Use:</b> Yes	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

**Current Owner(s) Information**

**Owner Name:** BACARDI & COMPANY LIMITED  
**Owner Address:** Aeulestrasse 5  
 Vaduz  
 LIECHTENSTEIN  
**Legal Entity Type:** CORPORATION  
**State or Country Where Organized:** LIECHTENSTEIN

**Attorney/Correspondence Information**

**Attorney of Record**

**Attorney Name:** MARIA A. SCUNGIO  
**Docket Number:** 301336-11091

**Correspondent**

**Correspondent Name/Address:** MARIA A. SCUNGIO  
 EDWARDS ANGELL PALMER & DODGE LLP  
 F.D.R. STATION P.O. BOX 130  
 NEW YORK, NEW YORK 10150  
 UNITED STATES  
**Phone:** 212-912-2866  
**Fax:** 212-308-4844

**Correspondent e-mail:** [trademark@eapdlaw.com](mailto:trademark@eapdlaw.com)  
**Correspondent e-mail Authorized:** Yes

**Domestic Representative**

**Domestic Representative Name:** Maria A. Scungio  
**Phone:** 212-912-2866  
**Fax:** 212-308-4844

**Domestic Representative e-mail:** [trademark@eapdlaw.com](mailto:trademark@eapdlaw.com)  
**Domestic Representative e-mail Authorized:** Yes

**Prosecution History**

Date	Description	Proceeding Number
Oct. 18, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Oct. 18, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 05, 2009	TEAS SECTION 8 & 9 RECEIVED	
Dec. 23, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Jan. 11, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 11, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 05, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 30, 2006	CASE FILE IN TICRS	
Nov. 21, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	75184
Oct. 06, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 06, 2005	PAPER RECEIVED	
Aug. 24, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 12, 1999	REGISTERED-PRINCIPAL REGISTER	
Jul. 20, 1999	PUBLISHED FOR OPPOSITION	
Jun. 18, 1999	NOTICE OF PUBLICATION	
Apr. 05, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 16, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 15, 1998	NON-FINAL ACTION MAILED	
Oct. 14, 1998	ASSIGNED TO EXAMINER	70436
Sep. 17, 1998	ASSIGNED TO EXAMINER	74307

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Oct. 12, 2009

### TM Staff and Location Information

**TM Staff Information - None**

#### File Location

**Current Location:** Not Found

**Date in Location:** Oct. 18, 2009

### Assignment Abstract of Title Information

**Conveyance Filter**

#### Summary

**Total Assignments:** 3

**Registrant:** BACARDI & COMPANY LIMITED

#### Assignment 1 of 3

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** [1768/0662](#)

**Pages:** 4

**Date Recorded:** Jul. 24, 1998

**Supporting Documents:** [assignment-tm-1768-0662.pdf](#)

#### Assignor

**Name:** BOMBAY SPIRITS COMPANY LIMITED, THE

**Execution Date:** Jun. 08, 1998

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** SCOTLAND

#### Assignee

**Name:** CARILLON IMPORTERS LIMITED

**State or Country Where Organized:** NEW YORK

**Legal Entity Type:** CORPORATION

**Address:** GLENPOINT CENTRE WEST  
TEANECK, NEW JERSEY 07666-6897

#### Correspondent

**Correspondent Name:** COVINGTON & BURLING

**Correspondent Address:** BINGHAM B. LEVERICH  
P.O. BOX 7566  
WASHINGTON, D.C. 20044

#### Domestic Representative - Not Found

#### Assignment 2 of 3

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** [1821/0674](#)

**Pages:** 5

**Date Recorded:** Nov. 25, 1998

**Supporting Documents:** [assignment-tm-1821-0674.pdf](#)

#### Assignor

**Name:** CARILLON IMPORTERS LIMITED

**Execution Date:** Jun. 15, 1998

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** NEW YORK

#### Assignee

**Name:** JUSTERINI & BROOKS, LIMITED

**State or Country Where Organized:** ENGLAND

**Legal Entity Type:** CORPORATION

**Address:** 61 ST. JAMES' PLACE  
LONDON, ENGLAND SW1A 1L7

#### Correspondent

**Correspondent Name:** COVINGTON & BURLING

**Correspondent Address:** BINGHAM B. LEVERICH, ESQ.  
P.O. BOX 7566  
WASHINGTON, D.C. 20044

#### Domestic Representative

**Domestic Representative** IDV NORTH AMERICA, INC.  
Name:

**Domestic Representative** MARK SCHLOSSBERG, ESQ.  
**Address:** 450 COLUMBIA BOULEVARD  
HARTFORD, CT 06103-1800

**Assignment 3 of 3**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** 1819/0840

**Pages:** 5

**Date Recorded:** Nov. 25, 1998

**Supporting Documents:** [assignment-tm-1819-0840.pdf](#)

**Assignor**

**Name:** JUSTERINI & BROOKS, LIMITED

**Execution Date:** Jun. 16, 1998

**Legal Entity Type:** CORPORATION

**State or Country Where** ENGLAND

**Organized:**

**Assignee**

**Name:** BACARDI & COMPANY LIMITED

**State or Country Where** LIECHTENSTEIN

**Legal Entity Type:** CORPORATION

**Organized:**

**Address:** AEULESTRASSE 772  
VADUZ, LIECHTENSTEIN

**Correspondent**

**Correspondent Name:** COVINGTON & BURLING

**Correspondent Address:** BINGHAM B. LEVERICH, ESQ.  
P.O. BOX 7566  
WASHINGTON, D.C. 20044

**Domestic Representative - Not Found**



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### Typed Drawing

<b>Word Mark</b>	SAPPHIRE
<b>Goods and Services</b>	IC 033. US 049. G & S: GIN. FIRST USE: 19871100. FIRST USE IN COMMERCE: 19871100
<b>Mark Drawing Code</b>	(1) TYPED DRAWING
<b>Serial Number</b>	73748915
<b>Filing Date</b>	August 29, 1988
<b>Current Basis</b>	1A
<b>Original Filing Basis</b>	1A
<b>Published for Opposition</b>	April 16, 1991
<b>Registration Number</b>	1650299
<b>Registration Date</b>	July 9, 1991
<b>Owner</b>	(REGISTRANT) BOMBAY SPIRITS COMPANY LIMITED CORPORATION UNITED KINGDOM 17 CORNWALL TERRACE LONDON NW1 ENGLAND
	(LAST LISTED OWNER) BACARDI & COMPANY LIMITED CORPORATION BY ASSIGNMENT, BY ASSIGNMENT, BY ASSIGNMENT LIECHTENSTEIN 5 Aeulestrasse Vaduz LIECHTENSTEIN 9490
<b>Assignment Recorded</b>	ASSIGNMENT RECORDED
<b>Attorney of Record</b>	Janice Housey
<b>Type of Mark</b>	TRADEMARK
<b>Register</b>	PRINCIPAL
<b>Affidavit Text</b>	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20110330.

Renewal 2ND RENEWAL 20110330  
Live/Dead Indicator LIVE

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**Generated on:** This page was generated by TSDR on 2013-02-19 11:26:50 EST**Mark:** SAPPHIRE**US Serial Number:** 73748915**Application Filing Date:** Aug. 29, 1988**US Registration Number:** 1650299**Registration Date:** Jul. 09, 1991**Register:** Principal**Mark Type:** Trademark**Status:** The registration has been renewed.**Status Date:** Mar. 30, 2011**Publication Date:** Apr. 16, 1991**Mark Information**[expand all](#)**Mark Literal Elements:** SAPPHIRE**Standard Character Claim:** No**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)**Goods and Services****Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** GIN**International Class:** 033 - Primary Class**U.S Class:** 049**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Nov. 1987**Use in Commerce:** Nov. 1987**Basis Information (Case Level)**

<b>Filed Use:</b> Yes	<b>Currently Use:</b> Yes	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No	<b>Amended ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

**Current Owner(s) Information****Owner Name:** BACARDI & COMPANY LIMITED**Owner Address:** 5 Aeulestrasse  
Vaduz 9490  
LIECHTENSTEIN**Legal Entity Type:** CORPORATION**State or Country Where** LIECHTENSTEIN  
**Organized:****Attorney/Correspondence Information****Attorney of Record****Attorney Name:** Janice Housey

**Correspondent**

**Correspondent** Janice W. Housey  
**Name/Address:** Symbus Law Group, LLC  
 PO Box 11085  
 McLean, VIRGINIA 22102  
 UNITED STATES

**Phone:** 703.957.5274

**Fax:** 540.518.9037

**Correspondent e-mail:** [jhousey@symbus.com](mailto:jhousey@symbus.com)

**Correspondent e-mail** Yes  
**Authorized:**

**Domestic Representative**

**Domestic Representative** Janice Housey  
**Name:**

**Domestic Representative e-mail:** [jhousey@mh2law.com](mailto:jhousey@mh2law.com)

**Domestic Representative e-mail** Yes  
**Authorized:**

**Prosecution History**

Date	Description	Proceeding Number
Sep. 05, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	71378
Mar. 30, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Mar. 30, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Mar. 28, 2011	TEAS SECTION 8 & 9 RECEIVED	
Oct. 19, 2007	CASE FILE IN TIGRS	
Jan. 10, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 10, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 05, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 24, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 08, 2001	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Sep. 08, 2001	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 14, 2001	RESPONSE RECEIVED TO POST REG. ACTION - SEC. 8 & 9	
Jul. 14, 2001	POST REGISTRATION ACTION MAILED - SEC. 8 & 9	
Apr. 23, 2001	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jun. 28, 1997	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 23, 1997	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 09, 1991	REGISTERED-PRINCIPAL REGISTER	
Apr. 16, 1991	PUBLISHED FOR OPPOSITION	
Mar. 15, 1991	NOTICE OF PUBLICATION	
Jan. 07, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 02, 1990	LETTER OF SUSPENSION MAILED	
Jul. 23, 1990	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 09, 1990	FINAL REFUSAL MAILED	
Feb. 09, 1990	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 08, 1989	NON-FINAL ACTION MAILED	
Nov. 17, 1988	NON-FINAL ACTION MAILED	
Nov. 03, 1988	ASSIGNED TO EXAMINER	62343

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Jul. 09, 2011

**TM Staff and Location Information**

**TM Staff Information - None**

**File Location**

Current Location: Not Found

Date in Location: Mar. 30, 2011

**Assignment Abstract of Title Information**

Conveyance Filter

**Summary**

Total Assignments: 4

Registrant: BOMBAY SPIRITS COMPANY LIMITED

**Assignment 1 of 4**

Conveyance: CHANGE OF NAME

Reel/Frame: 1579/0995

Pages: 2

Date Recorded: Apr. 18, 1997

Supporting Documents: No Supporting Documents

**Assignor**Name: BOMBAY SPIRITS COMPANY LIMITED

Execution Date: Feb. 19, 1997

Legal Entity Type: CORPORATION

State or Country Where UNITED KINGDOM

Organized:

**Assignee**Name: BOMBAY SPIRITS COMPANY LIMITED, THE

State or Country Where SCOTLAND

Legal Entity Type: CORPORATION

Organized:

Address: 45 GEORGE STREET  
EDINBURGH EH22HT, SCOTLAND**Correspondent**

Correspondent Name: THE PADDINGTON CORPORATION

Correspondent Address: EMILY K. BRESLIN  
ONE PARK PLAZA  
FORT LEE, NJ 07024**Domestic Representative - Not Found****Assignment 2 of 4**

Conveyance: ASSIGNMENT OF AN UNDIVIDED PART OF ASSIGNORS INTEREST

Reel/Frame: 1744/0511

Pages: 4

Date Recorded: Jun. 18, 1998

Supporting Documents: [assignment-tm-1744-0511.pdf](#)**Assignor**Name: BOMBAY SPIRITS COMPANY LIMITED, THE

Execution Date: Jun. 08, 1998

Legal Entity Type: CORPORATION

State or Country Where SCOTLAND

Organized:

**Assignee**Name: CARILLON IMPORTERS LIMITED

State or Country Where NEW YORK

Legal Entity Type: CORPORATION

Organized:

Address: GLENPOINT CENTRE WEST  
TEANECK, NEW JERSEY 07666-6897**Correspondent**

Correspondent Name: COVINGTON &amp; BURLING

Correspondent Address: BINGHAM B. LEVERICH  
P.O. BOX 7566  
WASHINGTON, D.C. 20044**Domestic Representative - Not Found****Assignment 3 of 4**

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1744/0505

Pages: 6

Date Recorded: Jun. 18, 1998

Supporting Documents: [assignment-tm-1744-0505.pdf](#)**Assignor**

Name: CARILLON IMPORTERS LIMITED

Execution Date: Jun. 15, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: NEW YORK

Organized:

**Assignee**

Name: JUSTERINI & BROOKS, LIMITED

State or Country Where Organized: ENGLAND

Organized:

Legal Entity Type: CORPORATION

Address: 61 ST. JAMES' PLACE  
LONDON, ENGLAND SW1A 1LZ

**Correspondent**

Correspondent Name: COVINGTON & BURLING

Correspondent Address: BINGHAM B. LEVERICH, ESQ.  
P.O. BOX 7566  
WASHINGTON, D.C. 20044

**Domestic Representative**

Domestic Representative Name: IDV NORTH AMERICA, INC.

Domestic Representative Address: MARK SCHLOSSBERG, ESQ.  
450 COLUMBIA BOULEVARD  
HARTFORD, CONNECTICUT 06103-1800

**Assignment 4 of 4**

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1744/0500

Pages: 5

Date Recorded: Jun. 18, 1998

Supporting Documents: [assignment-tm-1744-0500.pdf](#)

**Assignor**

Name: JUSTERINI & BROOKS, LIMITED

Execution Date: Jun. 16, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: ENGLAND

Organized:

**Assignee**

Name: BACARDI & COMPANY LIMITED

State or Country Where Organized: LIECHTENSTEIN

Organized:

Legal Entity Type: CORPORATION

Address: AEULESTRASSE 772  
VADUZ, LIECHTENSTEIN

**Correspondent**

Correspondent Name: COVINGTON & BURLING

Correspondent Address: BINGHAM B. LEVERICH, ESQ.  
P.O. BOX 7566  
WASHINGTON, D.C. 20044

**Domestic Representative**

Domestic Representative Name: COVINGTON & BURLING

Domestic Representative Address: BINGHAM B. LEVERICH, ESQ.  
P.O. BOX 7566  
WASHINGTON, D.C. 20044