

TTAB

Albert P. Patterson
President

05-16-2014

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WWA / World Wrestling Super Star®
Super Stars Wrestling Television Series®
WWA / Super Stars of Wrestling Television Programs®
Super Stars of Wrestling®
Professional Wrestling Entertainment Services®

3840 N. Sherman Blvd.
Milwaukee, WI 53216

albert.patterson22@yahoo.com
SUPERSTARSOFPROWrestling@gmail.com

(414) 873-3844
(414) 412-6351

FAX sheet

DATE: 05-16-2014

SUBJECT: PETITIONER'S NOTICE TO REVIEW

COMPANY: USPTO

CONTACT: TRADEMARK TRIAL & APPEAL BOARD

FAX NUMBER: (571) 273-8300

TOTAL # OF PAGES (INCLUDE FAX COVER SHEET): 11

FROM: APP.

PHONE NUMBER: 414 412-6351

Comments:

Are being deposited with the United States Postal Service.

CANCELLATION NO. 92057838

REG. NO. 3,876,019

MARK: WWE SUPER STARS



U.S. Patent & TMO/TM Mail Root Dt. #22

05-05-2014

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD MAY 16 2014

SUPERSTARS OF WRESTLING

(WWA SUPERSTARS), INC. and

ALBERT PATTERSON,

Petitioners,

V.

TITAN SPORTS, INC.,

Respondent.

EXPRESS MAIL CERTIFICATION

I hereby certify that the following attached papers:

PETITIONER'S NOTICE TO REVIEW

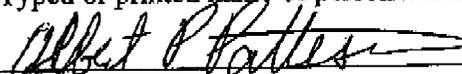
EXHIBITS IN SUPPORT OF PETITIONER'S MOTION TO REVIEW

DECLARATION OF ALBERT PATTERSON

Are being deposited with the United States Postal Service

Albert Patterson

Typed or printed name of person mailing papers



Signature of person mailing papers

05-05-2014

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MAY 16 2014

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

ALBERT PATTERSON,

Petitioner,

vs.

WORLD WRESTLING
ENTERTAINMENT, INC.

Cancellation no. 92/057,838

Reg. No. 3,871,019

Mark: WWE SUPERSTARS

Mr. Verdini's disrespect and disregard to what is truthful and just is an atrocity. Res judicata does not pertain to this case. In previous attempts to reach a settlement with the WWE res judicata was not established even then. The WWE has blatantly and unjustly used footage and other trademarked property by WWA (dba Superstars of Wrestling).

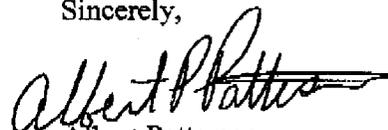
The WWE claims to have an audio recording of myself agreeing to no longer go free them in the courtroom. According to A Fortiori I have provided proceedings that say otherwise, and if that's the case the information I have provided indicates that it's true, and everything following it is true as well.

The infringement claims against the WWE based on their use of 'WWF Superstars' and 'WWE Superstars' are not barred by res judicata (see ex. 2). The infringement claims against the WWE based on their use of 'WWE' and 'World Wrestling Entertainment' are not barred by judicial estoppel.

Judgment in a civil case #02-c-240 C.N Chev US district judge August 31, 2005. 'World Wrestling' 'All Stars' 'Superstars'. Also, judgment in the civil case #03-c-374 Hon. Rudolph T. Randa chief judge August 21, 2006 'World Wrestling' 'Superstars' 'WWE'.

I hope that with this new information and evidence that has been brought to light the patent and trademark office keep the case open, and a resolution finally be reached.

Sincerely,


Albert Patterson

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MAY 16 2014

Rev. 5/85 Judgment in a Civil Case 9

United States District Court

EASTERN DISTRICT OF WISCONSIN

JUDGMENT IN A CIVIL CASE

ALBERT PATTERSON,
d/b/a World Wrestling Association,
Superstars of Wrestling, Inc.,

Plaintiff,
v.

Case No. 02-C-0240

ANDREW McMANUS,
WORLD WRESTLING ALL-STARS, INC.,
WARNER COMMUNICATIONS, INC.,
HUGHES ELECTRONICS CORPORATION,
DIRECTV, INC.,
SPRING COMMUNICATIONS II LLC, and
IMPACT TALENT, INC.

Defendants.

U.S. District Court
Eastern Dist. of Wis.

I hereby certify that this is a
true and correct copy of the original now
retaining of record in my office.

SOFRON B. NEDILSKY, Clerk

DATED:

9-1-05 *E. D. [Signature]*
By Deputy

This action has come before the court, the issues have been decided and
a decision has been rendered. Therefore,

IT IS ORDERED AND ADJUDGED that default judgment is entered
against World Wrestling All-Stars, Inc., in favor of plaintiff.

IT IS FURTHER ORDERED that defendant World Wrestling All-Stars, Inc.
is enjoined from using, displaying, licensing, or otherwise presenting plaintiff's service
marks: WORLD WRESTLING ASSOCIATION, WWA, SUPERSTAR WRESTLING,
SUPERSTARS WRESTLING, SUPERSTARS OF WRESTLING, SUPERSTARS OF
PRO WRESTLING, WWA SUPERSTAR WRESTLING, WWA SUPERSTARS

WRESTLING, WWA SUPERSTARS OF WRESTLING, and WWA SUPERSTARS OF
PRO WRESTLING.

IT IS FURTHER ORDERED that this case is closed.

APPROVED:

/s/ C. N. Clevert, Jr.
C. N. CLEVERT
U. S. District Judge

SOFRON B. NEDILSKY
Clerk

August 31, 2005
Date

/s/ Katina Hubacz
(By) Deputy Clerk

AO 450 (Rev. 5/85) Judgment in a Civil Case

06TJ000630

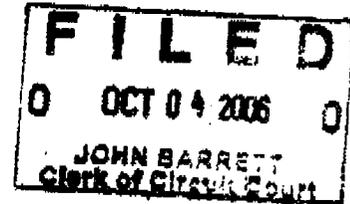
United States District Court

EASTERN DISTRICT OF WISCONSIN

JUDGMENT IN A CIVIL CASE

**ALBERT PATTERSON d/b/a
WORLD WRESTLING ASSOCIATION,
SUPERSTARS OF WRESTLING, INC.
and d/b/a W.W.A. SUPERSTARS,**

Plaintiff,



V.

CASE NUMBER: 03-C-374

**WORLD WRESTLING ENTERTAINMENT, INC.; and
GOOD HUMOR CORPORATION,
d/b/a Good Humor Breyer's Ice Cream;**

Defendants.

**HON. JEAN W. DIMOTTO, BR. 7
CIVIL F**

and

WORLD WRESTLING ENTERTAINMENT, INC.

Counterclaimant,

V.

**ALBERT PATTERSON, d/b/a
WORLD WRESTLING ASSOCIATION,
SUPERSTARS OF WRESTLING, INC.
and d/b/a W.W.A. SUPERSTARS,**

Counter-defendant.

U.S. District Court
Eastern Div. of Wis.

I hereby certify that this is a true and correct copy of the original now remaining of record in my office.

SOFRON B. NEDILSKY, Clerk

DATED:

10/4/06 by [Signature] Deputy

- Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- Decision by Court. This action came on for consideration and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the motion of defendants World Wrestling Entertainment, Inc. and Good Humor Corporation for summary judgment dismissing Albert Patterson's complaint is GRANTED.

Albert Patterson's infringement claims against the defendants based on their use of "WWF" and "World Wrestling Federation" are barred by res judicata.

Albert Patterson's infringement claims against the defendants based on their use of "WWF Superstars" and "WWE Superstars" are not barred by res judicata.

Albert Patterson's infringement claims against the defendants based on their use of "WWE" and "World Wrestling Entertainment" are not barred by judicial estoppel.

Albert Patterson's infringement claims against the defendants based on their use of "World Wrestling Federation," "WWF," and "WWF Superstars" are barred by laches.

Albert Patterson's claims arising out of the defendants' wrestling business's use of "WWF," "World Wrestling Federation," and "WWF Superstars" marks are barred by laches.

Albert Patterson's claims are fundamentally inconsistent with both resolution of the 1990 action and his course of conduct over the past 20 years. Summary judgment dismissing Albert Patterson's Lanham Act claims is granted. Albert Patterson has not proffered any admissible evidence of actual confusion.

Count Four, which alleges that the defendants misappropriated Albert Patterson's unique method of advertising involving Albert Patterson's selection and promotion of a collection of wrestlers each possessing a unique persona, fails as a matter of law.

The Court's determination that the defendants are entitled to summary judgment dismissing Albert Patterson's Lanham Act trademark infringement claims is likewise dispositive of Albert Patterson's state statutory claim. Therefore, Albert Patterson's fifth claim for state law trademark infringement is dismissed.

World Wrestling Entertainment, Inc.'s motion to voluntarily withdraw its counterclaims without prejudice is granted. World Wrestling Entertainment, Inc. may reinstate its counterclaims in the event Albert Peterson is successful in any appeal of this action.

Albert Peterson's motion seeking sanctions against World Wrestling Entertainment, Inc. and for reconsideration of the Court's order imposing sanctions is denied.

The defendants' are awarded attorney's fees and costs in the amount of \$41,210.56 which shall be paid to the defendants no later than September 5, 2006.

The defendants' supplemental petition for attorney's fees and costs is granted in the amount of \$10,097.91. Albert Patterson shall pay such amount to the defendants no later than September 5, 2006.

This action is hereby DISMISSED.

August 21, 2006
Date

SOFRON B. NEDILSKY
Clerk

s/ Linda M. Zik
(By) Deputy Clerk

Approved as to form:

s/ Rudolph T. Randa
Hon. Rudolph T. Randa, Chief Judge

August 21, 2006
Date



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Commissioner for Trademarks
P. O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

September 16, 2009

Mr. Albert P. Patterson
3840 North Sherman Blvd.
Milwaukee, WI 53216

Re: Letters of Protest concerning Trademark Application Serial No(s). 77626294, 77626281, 77626327, 77626242 and 77626253 all for the mark WWE SUPERSTARS

Dear Mr. Patterson:

The Office of the Deputy Commissioner for Trademark Examination Policy has reviewed your Letters of Protest pursuant to Sections 1715-1715.07 of the Trademark Manual of Examining Procedure (TMEP) and the Letters of Protest in Pending Trademark Applications Examination Guide (No. 4-08, issued Nov. 21, 2008).

Decision: The Letters of Protest are hereby GRANTED.

Your Letters of Protest are granted because the information submitted with them is of the type which may be given to an Examining Attorney for consideration during *ex parte* examination. TMEP Section 1715. The examining attorney will be forwarded information regarding the possible likelihood of confusion.

The forwarding of the information enclosed in your Letter of Protest does not entitle you to communicate directly with the Examining Attorney, either orally or in writing, with regard to this application. Further, because this Letter of Protest was granted prior to the publication of the mark for opposition, it is within the discretion of the Examining Attorney to decide whether or not to institute the refusal, requirement or suspension raised by the evidence presented with the Letter of Protest. Therefore, you must continue to monitor the status of the application. You will find status information on all trademark applications and registrations using the on-line TARR system at the USPTO web site. The URL for that system is <http://tarr.uspto.gov>.

Regards,

/CGJ/
Charles G. Joyner
Staff Attorney
Office of the Deputy Commissioner for
Trademark Examination Policy
(571) 272-8942





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MAY 16 2014

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

LETTER OF PROTEST MEMORANDUM

DATE: September 15, 2009
TO: Jenny Park
Law Office 104
FROM: Charles G. Joyner
Office of the Deputy Commissioner for
Trademark Examination Policy
SUBJECT: Letter of Protest concerning Application Serial No. 77626327

A Letter of Protest filed before publication has been granted. It has been determined that the information submitted by the protester is relevant and supports a reasonable ground for refusal appropriate in *ex parte* examination. Therefore, you must consider the following and make an independent determination whether to issue a requirement or refusal based on the objections raised in the Letter of Protest:

Possible Likelihood of confusion with protester's registered mark

U.S. Reg No. 1857015

A copy of the registration is available in the x-search database.