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

Proceeding	92060328
Party	Defendant Souki Manufacturing Inc.
Correspondence Address	SOUKI MANUFACTURING INC 326-6 SAKAMOTO-CHO, HODOGAYA-KU, YOKOHAMA-SHI KANAGAWA, 240-0043 JAPAN mina-csj@nifty.com
Submission	Other Motions/Papers
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Date	01/21/2016
Attachments	20160121.pdf(3515977 bytes)

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

Plaintiff Trademark: LOVE IS FOREVER
Serial Number: 86285762
Filing Date: May 19, 2014
Refusal Issue/Mailing Date: August 27, 2014

Defendant Trademark: LOVE IS FOREVER ®
Registration No.: 3811074
Filing Date: May 13, 2009
Registration Date: June 29, 2010

Plaintiff	L.A. Gem and Jewelry Design, Inc.
Assigned Attorney	Mr. Milord A. Keshishian Cancellation No.: 92060328
Defendant	Souki Manufacturing Inc.
No Assigned Attorney	Nobuhiko Minaki (Mr.) Representative Director Entrepreneur, Trademark Creator, Owner, User

January 21, 2016 JST
Ref No.: Souki 160116

Madam Mary Catherine Faint
Interlocutory Attorney
Trademark Trial and Appeal Board
United States Patent And Trademark Office

Dear Madam,

Motion for Plaintiff to Withdraw

1) Report 1&2 2) Allegations 3) Request 4) Motion for Plaintiff to Withdraw

It seems that the assigned Attorney of this case might have been trying to make Defendant **a VICTIM of FALSE ALLEGATION/ACCUSATION** according to the allegations, I feel hypothetically.

1) Reports:

Report 1:

(1) I would like to express my deep thankfulness for your conducting the discovery conference 01/14/2016 from 03:03 pm EST 01/15/2016 from 05:30 am JST, and if you could allow me to add my report/words herein as follows, I am highly respectfully thankful.

And I have been highly thankful for your highly respectful and kind suggestion to give me a list of attorneys who are for civil cases but as I reported because my money I have now is for production of my products of the trademark, LOVE IS FOREVER ®, so I have to be patient powerlessly from consulting with such attorney for civil cases and I could not receive your highly kind advice. But for your highly kind and respectful words of you, I would like to express my deep thankfulness for you.

And I can directly contact the section etc concerned of U.S. Department of Justice in Washington, DC and I had received some highly kind and respectful experiences of receiving highly kind help/support of U.S. Department of Justice in Washington, DC in 2013 or so.

But in future if situations asking me, I might ask your respectful help to give a list of attorneys who are for civil cases, regarding which if you could show high understanding, I am highly respectfully thankful.

(2) And I have been deeply thankful for your highly respectful/thankful patience of you having examined my many so called piecemeal correspondences since the filing of this case 92060328 on 11/05/2014.

(3) But if you could show understanding that the cause of many so called piecemeal correspondences is not because of me. If there is no such filing of plaintiff I have never been sending/reporting such so called piecemeal correspondences. And I can not tell/judge which is piecemeal or not too. And in order not to make oversight and in order to be precise to facts etc, I have been tended to send/report many correspondences, which if you could kindly show understanding, I am highly thankful.

Report 2:

(1) Thank you very much for your **high Orders by E-mail dated 01/20/2016 09:03 JST**. Regarding some of your high Orders, I would like to respectfully respond to allege here in this letter and, later on I would like to respond too, if I could notice the mattes/subjects I should respond, which if you could respectfully show understanding it is highly respectfully thankful.

(2) Regarding my evidences, I would like to use/include some evidences from among 27 evidences I presented for 92058656 and new evidences for this case. Then, the maximum size of evidences might become more than limit size of ESTTA such as 6 MB. In this case ESTTA will

not receive my total evidences, I think.

So, according to the size, I would like to present/hand to a post office in Yokohama, Japan **before Defendant's Pretrial Disclosures Due 11/3/2016**.

Regarding the above method to present my evidences, if it is not acceptable including the timing to present to a post office in Yokohama, Japan such as before Defendant's Pretrial Disclosures Due 11/3/2016, I am highly happy to receive your highly respectful advice.

2) Allegations:

(1) As I reported during the Discovery Conference, I could not understand the meaning of Accelerating Procedure. If it was change of the schedule of proceedings, it is not welcome to me because I am a manufacture to produce the products by teamwork of members in China and Japan according to a schedule to be or having planned/agreed etc by many people concerned, and **the finishing up and consumer packaging will be done in Japan** according to schedule planned/agreed etc.

So if schedule changed often, it will be not so welcome to my business.

(2) Plaintiff might be welcome for schedule to be changed often and my production is to be delayed etc because it will become a good reason for plaintiff to allege I am not using my trademark for such and such period, which can be the reason to allege cancellation of my trademark. So it will be highly unwelcome to my business.

(3) My job, production, consists portions of BRAIN WORK, HAND and MACHINE WORK etc.

Marketing researches, scheduling of producing members in China and Japan, reserving air ticket, visiting factories in China and Japan, meetings, hands-on adjustments of products and production, inspection, shipment to Japan, finishing up in factory in Japan, Internet shop preparation, consumer packaging in Japan etc etc. It needs many adjustments by myself alone, so if the schedule is to be changed often, it will be very big obstructions of my business.

In case of a big established company etc many talented people will do the jobs simultaneously and systematically. But in my this case, as one man entrepreneur, I have to do myself alone one by one including the responding works of this cancellation case, which require a huge time.

And I have to be ready for unwelcome actions of plaintiff etc, so it is not easy to move freely to China etc, which is highly inconvenient to my production.

(4) Consumer packaging will be done **in Japan** as mentioned in the above. The design has been finished around **2011** and waiting for its debut in my small office.

(5) As I have reported/stated on page 11/35 of my ANSWER presented to the post office in Yokohama, Japan 02/13/2014 for this case, from before my trademark registration on June 29, 2010 in USA, I have kept continue production of my products which requires many kinds of BRAIN WORKS, which are invisible etc from outside, HAND WORKS and MACHINE WORKS etc, and regarding Initial Marketing Research I did on street November 23 and 24, 2008, it is a job with an aspect of/ for BRAIN WORK of production of the products, I feel.

(6) And if Accelerating Procedure, if it means changing schedule, then in some cases I might be forced to stay in Japan without visiting China and without producing products in China. Then plaintiff can/will say happily, **"YOU HAVE NOT BEEN DOING BUSINESS FOR THE PRODUCTS FOR 4 YEARS NOW, and so..."**

(7) Regarding start of my productions in factories in China and Japan, it was obstructed by this case, 92060328, as I reported on last part of page 14/35 of my ANSWER for this case, there I mentioned about postponement to visit China for production etc and on the upper part of page 15/35 of my ANSWER for this case, 92060328, there I mentioned cancellation of the air ticket to Shanghai leaving Tokyo March 16, 2014 and coming back to Japan March 29, 2014, and so forth.

These are obstructions of HAND/MACHINE WORK mainly in China of my business.

If we considering only about HAND/MACHINE WORK aspects of production, it is not appropriate and dangerous for production, I feel.

For instance, preparation of meals requires much brain works such as for health, for energy, for mentality, for digestion, for smelling, for taste, for easy to prepare/cook, for easy to wash table wares, for disposal of remains etc after eating, and etc etc.

(8) Although it might be that I am like a pupil of kindergarten in judicial matter and in using English etc, but if the Discovery Conference revealed or helped to become closer to this case truths such as that, I have not abandoned the trademark since my trademark registration, 06/29/2010, and I have been continuing preparation of production including marketing researches etc, I am so highly happy.

(9) I do not like to be disturbed/obstructed my production by a person or conspiring members, or anyway.

If my production for the trademark, LOVE IS FOREVER ®, being continuously disturbed/obstructed for 4 years or so by a person or conspiring members, and if my trademark to be cancelled, it is highly unwelcome.

(10) And if **under unwelcome mind/intension being alleged as**, ① on such and such date a member of an unwelcome party filing a cancellation petition, ② on such and such date another member filing another cancellation petition, ③ on such and such date another member filing the other cancellation petition, ④ on such and such date another member filing the other cancellation petition, and so on.

And then they conspiring together alleging that the registrant/inventor/creator who is a Pro Se has not been using the trademark etc for a period of $(1)+(2)+(3)+(4)=5$ years now, and so if the band/team/party alleged the trademark should be transferred to us/them etc, the registrant/inventor/creator etc such as Pro Se etc will be pushed into a very helpless situation to be taken away the trademark. Then we should say Tranquility are welcome, I feel.

(11) On 02/07/2014 the other case, 92058656, was filed. Then I was forced to have been kept obstructed/interfered and to have been kept coping against as a defendant/Pro-Se for/against the cancellation case 92058656 filed 02/07/2014.

(12) And then 05/19/2014 the attorney for 92060328 filed LOVE IS FOREVER to register aiming/waiting for the result of 92058656 filed 02/07/2014, such as cancellation etc of my trademark LOVE IS FOREVER ®, I feel hypothetically.

But his LOVE IS FOREVER was rejected in 3 months or so, and the attorney was forced to stop wait for the registration of his LOVE IS FOREVER.

(13) Then he has filed this case, 92060328, on 11/05/2014 and I was forced to continue to stop to visit China for production in order to cope with 2 plaintiffs of 2 cases as a Pro Se simultaneously.

If this kind of things having continued to happen, business for prosperity and tranquility will go away and Poverty and Disorder etc will be happy to haunt us, I feel hypothetically.

It seems that the attorney for 92060328 after confirming carefully/deliberatively about my wretched/difficult situations by/on homepage of USPTO TTABVUE that ① I am a Pro Se who is powerless in judicial matter etc ② live in Japan far from USA, which can be communication problem/difficulty, and ③ communication problem/difficulty by poor English/language of me ④ encountering the other case, 92058656, ⑤ being as one man entrepreneur/manufacturer being busy with my own job to prepare the products of the trademark step by step ⑥ visiting China etc, ⑦ which the assigned attorney confirming and ⑧ he having judged I do not have

enough time to cope with this case, 92060328, etc, and then ⑨ he filed this 92060328, hypothetically I think.

(14) The grounds of filing this case of the plaintiff is abandonment of the trademark, which is opposite to the fact, **but I have never abandoned and will never abandon the trademark, but I have been forced to transact as a Pro Se for preparation of this document etc.**

That is, it seems that I have become a victim of false allegation/accusation by/of the assigned attorney etc, I think hypothetically.

(15) **On 09/23/2016 the attorney for 92058656 has been highly so respectfully/wisely withdrawn from the case of 92058656, and now it seems she has been very happy and busy under support of wonderful clients and clients-to-be.**

(16) But it seems the attorney for 92060328 has been happy to keep continue to file the 92060328 unhappily not being busy **under no support of wonderful clients and clients-to-be**, I feel hypothetically.

Although I have recommended for him to withdraw from this case, 92060328, many times, it seems he has been happy to keep continue to file the cancellation petition.

What is the reason why he will do such a very unwelcome antisocial matter?

For fun? For hobby? For ridiculing me? For teasing? For ill treating? For torment? For bully? For persecution? For oppression? These are all of hypothesis, and I think, these are not the reason.

Then what is to be the most relevant reason?

It seems it is for money, I think hypothetically.

Doing business in such a good gorgeous building as 2049 Century Park East, Suite 3850 of Los Angeles might feel good but not economical too, and it seems his business is not so busy, I feel so hypothetically.

That is why I have respectfully asked Mr. Keshishian to show/disclose his office Profit and Loss Statement of recent years or so in the Discovery Conference which started 01/14/2016 03:30 pm EST 01/15/2016 05:30 am JST.

3) Request:

I would like to request respectfully for the assigned attorney to show/disclose his office Profit and Loss Statements of recent years as 01/01/2013 ~ 12/31/2013, 01/01/2014 ~ 12/31/2014, 01/01/2015 ~ 12/31/2015 etc.

I have insured Product Liability Insurance of AIU, a member of AIG, American International Group, Inc. since 04/01/2008, after my company, Souki Manufacturing Inc. founded on 02/05/2008. And for renewal of the insurance I have been presenting every year my company Profit and Loss Statement prepared by Certified Tax Accountant according to the request of AIU. Head who is Certified Tax Accountant of the Certified Tax Accountant Office confirming my situation as entrepreneur, under promise of after my company becoming rich enough to pay ordinal fee, he showed kindness to discount the fee.

So, obstruction of my business is so highly unwelcome. I, my company, should become rich enough to be able to pay ordinal fee as soon as possible.

And tax is very important thing, so regarding the discount fee I have been paying thankfully and respectfully every year to the office accordingly.

4) Motion for plaintiff to withdraw:

I would like to move, make motion, respectfully for the assigned attorney/plaintiff to withdraw from this cancellation petition, 92060328.

Regarding Certificate of Service I would like to present/transmit right after presenting/mailling this letter for the assigned attorney to post office in Yokohama, Japan.

Very truly Sincerely yours,



Defendant
Souki Manufacturing Inc.
Nobuhiko Minaki (Mr.)
Representative Director
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