

ESTTA Tracking number: **ESTTA700344**

Filing date: **10/06/2015**

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

Proceeding	92061150
Party	Defendant FASHION TELEVISION INTERNATIONAL S.A.
Correspondence Address	JONATHAN G MORTON CKL BRANDS LLC 246 WEST BROADWAY, 4TH FLOOR NEW YORK, NY 10013 UNITED STATES jonathan@ckl.com
Submission	Other Motions/Papers
Filer's Name	Jonathan G. Morton
Filer's e-mail	jonathan@ckl.com
Signature	/Jonathan G. Morton/
Date	10/06/2015
Attachments	Cancellation 92061150 Reg. 2,945,407.pdf(234972 bytes)

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

FASHION TV PROGRAMMGESELLSCHAFT mbH)	
Petitioner/Plaintiff)	
v.)	Cancellation No. 92061150
FASHION TELEVISION INTERNATIONAL S.A.)	Registration No. 2,945,407
Respondent/Defendant)	

NOTICE OF FINAL DETERMINATION BY THE U.S. DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK OF CASE NO. 1:14-CV-09856-KBF AND
REQUEST TO RESUME PROCEEDINGS

Respondent/Defendant, Bigfoot Entertainment, Inc., through its undersigned attorney, respectfully submits this Notice of Final Determination by the U.S. District Court for the Southern District of New York of Case No. 1:14-cv-09856-KBF and Request to Resume Proceedings. The final determination by the U.S. District Court for the Southern District of New York of case no. 1:14-cv-09856-KBF between F.TV Ltd. and Fashion TV Programmgesellschaft mbH v. Bigfoot Entertainment, Inc. (attached hereto as Exhibit A) was rendered on July 29, 2015 as a result of F.TV Ltd. and Fashion TV Programmgesellschaft mbH's voluntary dismissal of the action on July 27, 2015 (attached hereto as Exhibit B).

Therefore, in light of this Final Determination, we hereby request that these suspended proceedings be resumed and that Respondent/Defendant's pending Motion to Dismiss now be considered by the Board.

Date: 10/06/2015

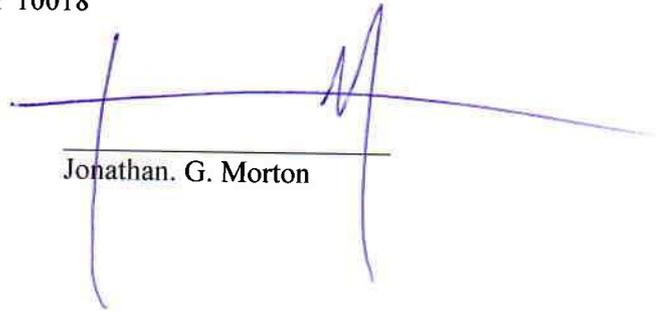
Respectfully submitted
FASHION TELEVISION INTERNATIONAL S.A. |

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Counsel for Respondent/Defendant

Certificate of Mailing

I hereby certify that on October 6, 2015 the foregoing Notice of Final Determination is being deposited with the US Postal Service, with sufficient postage as first class mail, in an envelope addressed to

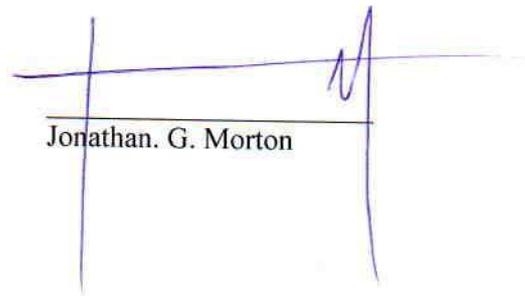
Raymond J Dowd
Dunnington Barthlow & Miller LLP
1359 Broadway, Ste 600
New York, NY 10018



Jonathan. G. Morton

Certificate of Electronic Filing

I hereby certify that the foregoing was filed electronically via the TTAB's ESSTA filing system on October 6, 2015



Jonathan. G. Morton

Exhibit A

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Southern District of New York on the following

Trademarks or Patents (the patent action involves 35 U.S.C. § 292.)

DOCKET NO. 14cv9856	DATE FILED 12/12/2014	U.S. DISTRICT COURT Southern District of New York
PLAINTIFF F. Tv Ltd		DEFENDANT Bigfoot Entertainment, Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 2,945,407	5/3/2005	Chum Limited
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT See attached order
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CLERK Ruby J. Krajick	(BY) DEPUTY CLERK L. Brown	DATE 7/29/2015
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

Exhibit B

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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F.T.V Ltd., a British Virgin Islands Corporation and
FASHION TV PROGRAMMGESELLSCHAFT MbH,

INDEX NO. 14-CV-9856 (KBF)

Plaintiffs,

NOTICE OF
VOLUNTARY
DISMISSAL PURSUANT
TO F.R.C.P. 41 (a)(1)(A)(i)

-against-

BIGFOOT ENTERTAINMENT, INC. d/b/a/ FASHION
TELEVISION INTERNATIONAL, LTD.

Defendants.
-----X

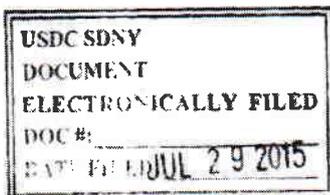
NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the plaintiffs F.T.V Ltd. and FASHION TV PROGRAMMGESELLSCHAFT MbH and or their counsel, hereby give notice that the above-captioned action is voluntarily dismissed, without prejudice against the defendant Bigfoot Entertainment, Inc. d/b/a FASHION TELEVISION INTERNATIONAL, LTD.

Date: July 27, 2015

/s/ Raymond J. Dowd

Raymond J. Dowd
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So ordered,
B. J. [Signature]
us DJ

7/29/15