

ESTTA Tracking number: **ESTTA701933**

Filing date: **10/13/2015**

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	ENVIRON SKIN CARE (PROPRIETARY) LIMITED		
Entity	company	Citizenship	South Africa
Address	14 Jan Smuts Road Beaconvale Parow, 7500 SOUTH AFRICA		

Attorney information	Andrew L. Reibman K&L Gates LLP 599 Lexington Avenue, 33rd Floor New York, NY 10022-6030 UNITED STATES TTABLitigationDocket@klgates.com, andrew.reibman@klgates.com, alexis.douglas@klgates.com Phone:212-536-3900		
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Registration Subject to Cancellation

Registration No	4015187	Registration date	08/23/2011
Registrant	RAD Cosmetics Ltd. 7475 Kimbel Street, Unit #8, Ontario Mississauga, L5S1E7 CANADA		

Goods/Services Subject to Cancellation

Class 003. First Use: 1998/06/00 First Use In Commerce: 1998/06/00 All goods and services in the class are cancelled, namely: cosmetics, namely, nail polish, eye liner, eye shadow, lipstick, mascara, blush, hair color, concealer, and lip liner; lotions, namely, face lotions, tanning lotions, and toning lotions; and creams, namely eye creams and skin creams

Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	Final_Petition_to_Cancel_RAD_.pdf(1099929 bytes)
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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	/acd/
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Name	Alexis Crawford Douglas
Date	10/13/2015

SHIELD, Serial No. 86/567,705 for “sunscreen creams” in International Class 3. See Exhibit A and Exhibit B.

3. Registration No. 4,015,187 is for the word mark RAD and was filed on November 11, 2010 for “cosmetics, namely, nail polish, eye liner, eye shadow, lipstick, mascara, blush, hair color, concealer, and lip liner; lotions, namely, face lotions, tanning lotions, and toning lotions; and creams, namely eye creams and skin creams” in International Class 3 based on alleged use in the United States since June 1998. The mark registered on August 23, 2011.

4. The Examining Attorney assigned to Petitioner’s applications has refused registration of Petitioner’s RAD and RAD SHIELD marks under Section 2(d) of the Trademark Act on the asserted grounds that Petitioner’s RAD and RAD SHIELD marks when used on and in connection with Petitioner’s goods (set forth in Applications Serial Nos. 86/567,711 and 86/567,705, respectively) would purportedly be likely to cause confusion, mistake or deception in relation to Respondents’ registered mark RAD, Registration No. 4,015,187. Accordingly, Respondent’s registration is preventing registration of Petitioner’s RAD and RAD SHIELD marks, and Petitioner is being damaged by the continued presence of Respondent’s RAD and RAD SHIELD marks on the Register.

5. On information and belief, Respondent has abandoned the RAD mark because Respondent has ceased use of the RAD mark in the United States and has an intent not to resume use of the RAD mark in the United States.

6. On information and belief, Respondent is not currently providing or offering for sale cosmetics, namely, nail polish, eye liner, eye shadow, lipstick, mascara, blush, hair color, concealer, and lip liner; lotions, namely, face lotions, tanning lotions, and toning lotions; or creams, namely eye creams and skin creams under the RAD mark in the United States.

7. On information and belief, Respondent operates a website at <http://www.radcosmetics.com/>, which lists only Canadian stores as places in which to purchase Respondent's cosmetics and lists no locations located in the United States. See Exhibit C.

8. On information and belief, Respondent has not provided or offered cosmetics, namely, nail polish, eye liner, eye shadow, lipstick, mascara, blush, hair color, concealer, and lip liner; lotions, namely, face lotions, tanning lotions, and toning lotions; or creams, namely eye creams and skin creams for sale under the RAD mark in the United States for a period longer than the three years prior to the date of this Petition.

9. On information and belief, Respondent has no plans to sell cosmetics in the United States under the RAD mark and has an intent not to resume use of the RAD mark in the United States.

10. Accordingly, Registration No. 4,015,187 should be cancelled pursuant to 15 U.S.C. § 1064 by reason of Respondent's abandonment of the mark.

11. WHEREFORE, Petitioner prays that the Trademark Trial and Appeal Board enter judgment in its favor and cancel the above-identified registration.

DATED this 13th day of October 2015.

Respectfully submitted,

By: 

Attorneys for Petitioner
Andrew L. Reibman, Esq.
Alexis Crawford Douglas, Esq.
K&L Gates LLP
599 Lexington Avenue, 33rd Floor
Chicago, Illinois 10022-6030
212-536-3900
212-536-3901 (fax)
ttablitigationdocket@klgates.com

Certificate

I, Alexis Crawford Douglas, hereby certify that the foregoing Petition to Cancel is being filed through the Electronic System for Trademark Trials and Appeals ("ESTTA") on this 13th day of October 2015.

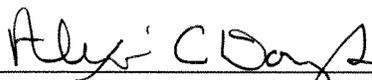
Alexis C Douglas
(Signature)

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that copies of the foregoing Petition for Cancellation are being deposited with the United States Postal Service with sufficient postage as airmail and first class mail this 13th day of October 2015 in envelopes addressed to Respondent and to counsel that represented Respondent during prosecution of its application, respectively:

RAD Cosmetics Ltd.
7475 Kimbel Street, Unit #8
Mississauga L5S1E7
CANADA

Richard S. Macmillan
Macmillan, Sobanski & Todd, LLC
720 Water St.
Toledo, OH 43604-1883



Alexis Crawford Douglas, Esq.

Exhibit A



Trademark Status & Document Retrieval (TSDR) ?

Status results found

Generated on: This page was generated by TSDR on 2015-09-29 15:27:40 EDT

Mark: RAD

RAD

US Serial Number: 86567711 Application Filing Date: Mar. 18, 2015

Filed as TEAS RF: Yes Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

Status: A non-final Office action has been sent (issued) to the applicant. This is a letter from the examining attorney requiring additional information and/or making an initial refusal. The applicant must respond to this Office action. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Apr. 21, 2015

Mark Information

[Collapse All](#)

Mark Literal Elements: RAD

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

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: Soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use:	No	Currently Use:	No	Amended Use:	No
Filed ITU:	Yes	Currently ITU:	Yes	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: ENVIRON SKIN CARE (PROPRIETARY) LIMITED

Owner Address: 14 Jan Smuts Road, Beaconvale
Parow 7500
SOUTH AFRICA

Legal Entity Type: company

State or Country Where Organized: SOUTH AFRICA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Andrew L. Reibman	Docket Number: 0820272.0005
Attorney Primary Email Address: nytrademarks@klgates.com	Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: ANDREW L. REIBMAN K&I Gates Llp 599 Lexington Ave New York, NEW YORK 10022-6030 UNITED STATES	Phone: 212-536-3900	Fax: 212-536-3901
Correspondent e-mail: nytrademarks@klgates.com andrew.reibman@klgates.com alexis.douglas@klgates.com	Correspondent e-mail Authorized: Yes	

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 21, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Apr. 21, 2015	NON-FINAL ACTION E-MAILED	6325
Apr. 21, 2015	NON-FINAL ACTION WRITTEN	80803
Apr. 17, 2015	ASSIGNED TO EXAMINER	80803
Mar. 27, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 21, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information	
TM Attorney: AGOSTO, GISELLE MARIE	Law Office Assigned: LAW OFFICE 102
File Location	
Current Location: TMEG LAW OFFICE 102 - EXAMINING ATTORNEY ASSIGNED	Date in Location: Apr. 21, 2015

Assignment Abstract Of Title Information - Click to Load

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- » Budget & Performance

- » Freedom of Information Act (FOIA)
- » Department of Commerce NoFEAR Act Report
- » Regulations.gov
- » STOP!Fakes.gov

- » Strategy Targeting Organized Piracy (STOP!) Piracy (STOP!)
- » Information Quality Guidelines
- » Department of Commerce
- » USPTO Webmaster

Trademark/Service Mark Application, Principal Register

Serial Number: 86567711

Filing Date: 03/18/2015

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	86567711
MARK INFORMATION	
*MARK	RAD
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	RAD
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	ENVIRON SKIN CARE (PROPRIETARY) LIMITED
*STREET	14 Jan Smuts Road, Beaconvale
*CITY	Parow 7500
*COUNTRY	South Africa
LEGAL ENTITY INFORMATION	
TYPE	company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	South Africa
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL	003

CLASS	
* IDENTIFICATION	Soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Andrew L. Reibman
ATTORNEY DOCKET NUMBER	0820272.00056
FIRM NAME	K&L Gates LLP
STREET	599 Lexington Avenue
CITY	New York
STATE	New York
COUNTRY	United States
ZIP/POSTAL CODE	10022-6030
PHONE	212-536-3900
FAX	212-536-3901
EMAIL ADDRESS	nytrademarks@klgates.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Alexis Crawford Douglas, Eric A. Prager, Frank Politano, Andrew Hollander, Kathryn Starshak, and all other attorneys of K&L Gates LLP, 599 Lexington Ave., New York, NY
CORRESPONDENCE INFORMATION	
NAME	Andrew L. Reibman
FIRM NAME	K&L Gates LLP
STREET	599 Lexington Avenue
CITY	New York
STATE	New York
COUNTRY	United States
ZIP/POSTAL CODE	10022-6030
PHONE	212-536-3900

FAX	212-536-3901
*EMAIL ADDRESS	nytrademarks@klgates.com;andrew.reibman@klgates.com; alexis.douglas@klgates.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS RF
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE DUE	275
*TOTAL FEE PAID	275
SIGNATURE INFORMATION	
ORIGINAL PDF FILE	hw_205149229-110250582_.1sig_rad.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT16\IMAGEOUT16\865\677\86567711\xml1\RFA0003.JPG
SIGNATORY'S NAME	Megan Moerdijk
SIGNATORY'S POSITION	Authorised Signatory
SIGNATORY'S PHONE NUMBER	+27 12 432 6559

Trademark/Service Mark Application, Principal Register

Serial Number: 86567711

Filing Date: 03/18/2015

To the Commissioner for Trademarks:

MARK: RAD (Standard Characters, see [mark](#))

The literal element of the mark consists of RAD.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, ENVIRON SKIN CARE (PROPRIETARY) LIMITED, a company legally organized under the laws of South Africa, having an address of

14 Jan Smuts Road, Beaconvale
Parow 7500
South Africa

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 003: Soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices
Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant's current Attorney Information:

Andrew L. Reibman and Alexis Crawford Douglas, Eric A. Prager, Frank Politano, Andrew Hollander, Kathryn Starshak, and all other attorneys of K&L Gates LLP, 599 Lexington Ave., New York, NY of K&L Gates LLP
599 Lexington Avenue
New York, New York 10022-6030
United States

The attorney docket/reference number is 0820272.00056.

The applicant's current Correspondence Information:

Andrew L. Reibman
K&L Gates LLP
599 Lexington Avenue
New York, New York 10022-6030
212-536-3900(phone)
212-536-3901(fax)
nytrademarks@klgates.com;andrew.reibman@klgates.com; alexis.douglas@klgates.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or applicant's attorney at the e-mail address provided above. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. Section 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant or the applicant's related company or licensee is using the mark in commerce on or in connection with the goods/services in the application, and such use by the applicant's related company or licensee inures to the benefit of the applicant; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. Section 1051(b), Section 1126(d), and/or Section 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: Not Provided Date: Not Provided

Signatory's Name: Megan Moerdijk

Signatory's Position: Authorised Signatory

RAM Sale Number: 86567711

RAM Accounting Date: 03/18/2015

Serial Number: 86567711

Internet Transmission Date: Wed Mar 18 11:05:29 EDT 2015

TEAS Stamp: USPTO/BAS-205.149.22.9-20150318110529725

246-86567711-530b0b616bf9d19c9eb472dda61

cb423d92d3adfdc0d6bb3d52b43c5d9b96351b8-

DA-8323-20150318110250582442

RAD

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. Section 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant or the applicant's related company or licensee is using the mark in commerce on or in connection with the goods/services in the application, and such use by the applicant's related company or licensee inures to the benefit of the applicant; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. Section 1051(b), Section 1126(d), and/or Section 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature Section:

Signature: 
 Signatory's Name: Megan Moerdijk
 Signatory's Position: Authorised signatory
 Signatory's Phone Number: +27 12 432 6559

Date Signed: 18 March 2015

Exhibit B



Trademark Status & Document Retrieval (TSDR) ?

Status results found

Generated on: This page was generated by TSDR on 2015-09-29 16:22:06 EDT

Mark: RAD SHIELD

RAD SHIELD

US Serial Number: 86567705 Application Filing Date: Mar. 18, 2015

Filed as TEAS RF: Yes Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

Status: A non-final Office action has been sent (issued) to the applicant. This is a letter from the examining attorney requiring additional information and/or making an initial refusal. The applicant must respond to this Office action. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Apr. 21, 2015

Mark Information

[Collapse All](#)

Mark Literal Elements: RAD SHIELD

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

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: Sunscreen creams

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use:	No	Currently Use:	No	Amended Use:	No
Filed ITU:	Yes	Currently ITU:	Yes	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: ENVIRON SKIN CARE (PROPRIETARY) LIMITED

Owner Address: 14 Jan Smuts Road, Beaconvale
Parow 7500
SOUTH AFRICA

Legal Entity Type: company

State or Country Where Organized: SOUTH AFRICA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Andrew L. Reibman	Docket Number:	0820272.0005
Attorney Primary Email Address:	nytrademarks@klgates.com	Attorney Email Authorized:	Yes
Correspondent			
Correspondent Name/Address:	ANDREW L. REIBMAN K&I Gates Llp 599 Lexington Ave New York, NEW YORK 10022-6030 UNITED STATES		
Phone:	212-536-3900	Fax:	212-536-3901
Correspondent e-mail:	nytrademarks@klgates.com andrew.reibman@klgates.com alexis.douglas@klgates.com	Correspondent e-mail Authorized:	Yes
Domestic Representative - Not Found			
▼ Prosecution History			
Date	Description	Proceeding Number	
Apr. 21, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325	
Apr. 21, 2015	NON-FINAL ACTION E-MAILED	6325	
Apr. 21, 2015	NON-FINAL ACTION WRITTEN	80803	
Apr. 17, 2015	ASSIGNED TO EXAMINER	80803	
Mar. 27, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM		
Mar. 21, 2015	NEW APPLICATION ENTERED IN TRAM		
▼ TM Staff and Location Information			
TM Staff Information			
TM Attorney:	AGOSTO, GISELLE MARIE	Law Office Assigned:	LAW OFFICE 102
File Location			
Current Location:	TMEG LAW OFFICE 102 - EXAMINING ATTORNEY ASSIGNED	Date in Location:	Apr. 21, 2015
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- » Budget & Performance

- » Freedom of Information Act (FOIA)
- » Department of Commerce NoFEAR Act Report
- » Regulations.gov
- » STOP!Fakes.gov

- » Strategy Targeting Organized Piracy (STOP!)
- » Information Quality Guidelines
- » Department of Commerce
- » USPTO Webmaster

Trademark/Service Mark Application, Principal Register

Serial Number: 86567705

Filing Date: 03/18/2015

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	86567705
MARK INFORMATION	
*MARK	RAD SHIELD
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	RAD SHIELD
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	ENVIRON SKIN CARE (PROPRIETARY) LIMITED
*STREET	14 Jan Smuts Road, Beaconvale
*CITY	Parow 7500
*COUNTRY	South Africa
LEGAL ENTITY INFORMATION	
TYPE	company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	South Africa
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL	003

CLASS	
* IDENTIFICATION	Sunscreen creams
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Andrew L. Reibman
ATTORNEY DOCKET NUMBER	0820272.00057
FIRM NAME	K&L Gates LLP
STREET	599 Lexington Avenue
CITY	New York
STATE	New York
COUNTRY	United States
ZIP/POSTAL CODE	10022-6030
PHONE	212-536-3900
FAX	212-536-3901
EMAIL ADDRESS	nytrademarks@klgates.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Alexis Crawford Douglas, Eric A. Prager, Frank Politano, Andrew Hollander, Kathryn Starshak, and all other attorneys of K&L Gates LLP, 599 Lexington Ave., New York, NY
CORRESPONDENCE INFORMATION	
NAME	Andrew L. Reibman
FIRM NAME	K&L Gates LLP
STREET	599 Lexington Avenue
CITY	New York
STATE	New York
COUNTRY	United States
ZIP/POSTAL CODE	10022-6030
PHONE	212-536-3900

FAX	212-536-3901
*EMAIL ADDRESS	nytrademarks@klgates.com;andrew.reibman@klgates.com; alexis.douglas@klgates.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS RF
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE DUE	275
*TOTAL FEE PAID	275
SIGNATURE INFORMATION	
ORIGINAL PDF FILE	hw_205149229-105818079_.1sig_rad_shield.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT16\IMAGEOUT16\865\677\86567705\xml1\RFA0003.JPG
SIGNATORY'S NAME	Megan Moerdijk
SIGNATORY'S POSITION	Authorised Signatory
SIGNATORY'S PHONE NUMBER	+27 12 432 6559

Trademark/Service Mark Application, Principal Register

Serial Number: 86567705

Filing Date: 03/18/2015

To the Commissioner for Trademarks:

MARK: RAD SHIELD (Standard Characters, see [mark](#))

The literal element of the mark consists of RAD SHIELD.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, ENVIRON SKIN CARE (PROPRIETARY) LIMITED, a company legally organized under the laws of South Africa, having an address of

14 Jan Smuts Road, Beaconvale
Parow 7500
South Africa

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 003: Sunscreen creams

Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant's current Attorney Information:

Andrew L. Reibman and Alexis Crawford Douglas, Eric A. Prager, Frank Politano, Andrew Hollander, Kathryn Starshak, and all other attorneys of K&L Gates LLP, 599 Lexington Ave., New York, NY of K&L Gates LLP
599 Lexington Avenue
New York, New York 10022-6030
United States

The attorney docket/reference number is 0820272.00057.

The applicant's current Correspondence Information:

Andrew L. Reibman
K&L Gates LLP
599 Lexington Avenue
New York, New York 10022-6030
212-536-3900(phone)
212-536-3901(fax)

nytrademarks@klgates.com;andrew.reibman@klgates.com; alexis.douglas@klgates.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or applicant's attorney at the e-mail address provided above. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. Section 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant or the applicant's related company or licensee is using the mark in commerce on or in connection with the goods/services in the application, and such use by the applicant's related company or licensee inures to the benefit of the applicant; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. Section 1051(b), Section 1126(d), and/or Section 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: Not Provided Date: Not Provided

Signatory's Name: Megan Moerdijk

Signatory's Position: Authorised Signatory

RAM Sale Number: 86567705

RAM Accounting Date: 03/18/2015

Serial Number: 86567705

Internet Transmission Date: Wed Mar 18 11:01:43 EDT 2015

TEAS Stamp: USPTO/BAS-205.149.22.9-20150318110143550

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-DA-8284-20150318105818079622

RAD SHIELD

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. Section 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant or the applicant's related company or licensee is using the mark in commerce on or in connection with the goods/services in the application, and such use by the applicant's related company or licensee inures to the benefit of the applicant; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. Section 1051(b), Section 1126(d), and/or Section 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

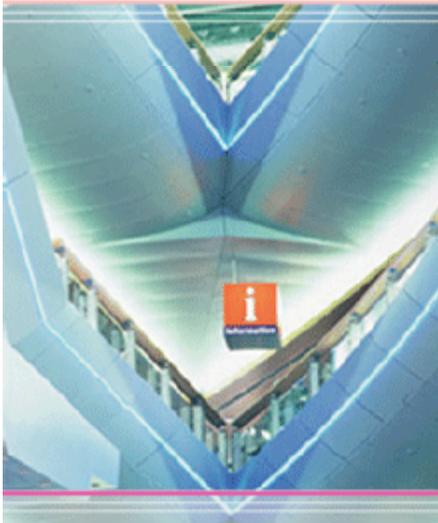
Signature Section:Signature: Signatory's Name: Megan MoerdijkSignatory's Position: Authorized signatorySignatory's Phone Number: +27 12 432 6559Date Signed: 18 March 2015

Exhibit C

RAD cosmetics

LOCATIONS

QUALITY PRODUCTS AT ECONOMICAL PRICES



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RAD COSMETICS

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