

TTAB

# AFFIDAVIT OF TRUTH

Certified Mail No. RE7016 0340 0000 62263802 US

Tuesday, August 23, 2016

JOSE SERGIO RIOS GUTIERREZ  
722 West 132<sup>nd</sup> Street  
Gardena, CA 90247

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
US Patent and Trademark Office  
PO Box 1450  
Alexandria, Virginia 22313-1450

Subject: **LA MIGRA (Trademark) / Registration No.: 4607981**  
**Cancellation No.: 92062976 - 85970819**

To All Concerned,

Be advised, the reason for this communication is that the opposing party and its counsel are refusing to answer our phone calls, and accept our registered mail respects to the above captioned account. CARLOS MARTINEZ SOMOSA, his counsel of record STEVEN J. EYRE (attorney of record) have refused to answer my phone calls, and accept my mail (correspondence). I have mailed all correspondence via US (registered) mail in order to have more efficiency and come to an expedited conclusion. However, I have received no response, and continue to receive no response to date.

On May 16, 2016 I mailed STEVEN J. EYRE by US (registered) mail; No. **7015 0920 0002 3297 2287** (see Exhibit "A") for registered envelope, US Postal Service tracking data, and (same) California Bar Association address for:

**STEVEN J. EYRE**  
**3550 Wilshire Blvd., Ste. 420**  
**Los Angeles, CA 90010**

To date, I have not received a return phone call, and / or return mail in order to continue with this respected process.



08-29-2016

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #22

1 | Page

PREPT-SR-20160823-RE70131710000054933194US-SR

# AFFIDAVIT OF TRUTH

On May 31, 2016 I mailed CARLOS MARTINEZ SOMOSA by US (registered) mail; No. 7015 0920 0002 3297 2980 (see Exhibit "A") for registered envelope, & US Postal Service tracking data:

**CARLOS MARTINEZ SOMOSA**  
**750 N. Mobile Avenue #35**  
**Camarillo, CA 93010**

To date, I have not received a return phone call, and / or return mail in order to continue with this respected process.

I am respectfully requesting help from you; US PATENT AND TRADEMARK in order to come to expedited conclusion, and/or close the case in my favor and against CARLOS MARTINEZ SOMOSA. Furthermore, I will continue to follow the guidelines and stay in compliance with respects to all rules and regulations.

Should you have additional questions or comments please consult proper counsel.

Cordially,

Without Prejudice, UCC 1-207

  
**JOSE SERGIO RIOS GUTIERREZ**

**Notice to Principal is notice to Agent and notice to Agent is notice to Principal.**  
**Applicable to all successors and assigns.**

# **EXHIBIT “A”**

Sergio Rios Gutierrez  
722 West 132nd Street  
Gardena, CA 90247

*327 Roseville  
Rosewood B.  
61 Montely  
4960*

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE  
**CERTIFIED MAIL®**



7015 0920 0002 3297 2287

990162014



1000



90010

U.S. POSTAGE  
PAID  
HAWTHORNE, CA  
90250  
MAY 16 16  
AMOUNT

**\$3.77**

R2304H107708-09

*6969  
6969  
6969  
6969*

Steven J. Eyre, Attorney  
3550 Wilshire Bl., # 420  
Los Angeles, CA 90010

NIXIE 914 SE 1

0000/14/15

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

BC: 90247171422 \*2862-07931-16-40





# USPS Tracking®



[Customer Service ›](#)

Have questions? We're here to help.



[Get Easy Tracking Updates ›](#)

Sign up for My USPS.

Tracking Number: 70150920000232972287

## Product & Tracking Information

## Available Actions

**Postal Product:**  
First-Class Mail®

**Features:**  
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
June 15, 2016 , 1:17 pm	Departed USPS Facility	LOS ANGELES, CA 90052
Your item departed our USPS facility in LOS ANGELES, CA 90052 on June 15, 2016 at 1:17 pm. The item is currently in transit to the destination.		
June 15, 2016 , 8:43 am	Arrived at USPS Facility	LOS ANGELES, CA 90052
June 14, 2016 , 10:50 pm	Departed USPS Facility	SANTA CLARITA, CA 91383
June 14, 2016 , 2:09 pm	Arrived at USPS Origin Facility	SANTA CLARITA, CA 91383
June 12, 2016 , 12:24 pm	Unclaimed/Max Hold Time Expired	LOS ANGELES, CA 90005
May 18, 2016 , 1:27 pm	Notice Left (No Authorized Recipient Available)	LOS ANGELES, CA 90010
May 18, 2016 , 8:48 am	Out for Delivery	LOS ANGELES, CA 90010
May 18, 2016 , 8:38 am	Sorting Complete	LOS ANGELES, CA 90010
May 18, 2016 , 8:25 am	Arrived at Unit	LOS ANGELES, CA 90020
May 17, 2016 , 1:40 pm	Departed USPS Facility	LOS ANGELES, CA 90052
May 16, 2016 , 8:18 pm	Arrived at USPS Facility	LOS ANGELES, CA 90052
May 16, 2016 , 11:45 am	Acceptance	HAWTHORNE, CA 90250

## Track Another Package

Tracking (or receipt) number

[Track It](#)

## Manage Incoming Packages

Track all your packages from a dashboard.  
No tracking numbers necessary.

[Sign up for My USPS ›](#)



## ATTORNEY SEARCH

**Steven John Eyre - #119714**

**Current Status: Active**

This member is active and may practice law in California.

See below for more details.

### Profile Information

*The following information is from the official records of The State Bar of California.*

<b>Bar Number:</b>	119714		
<b>Address:</b>	3550 Wilshire Blvd Ste 420 Los Angeles, CA 90010 <a href="#">Map it</a>	<b>Phone Number:</b>	(213) 814-4416
		<b>Fax Number:</b>	(213) 985-2159
		<b>e-mail:</b>	Not Available
<b>County:</b>	Los Angeles	<b>Undergraduate School:</b>	Brigham Young Univ; Provo UT
<b>District:</b>	District 2		
<b>Sections:</b>	Intellectual Property Law	<b>Law School:</b>	Brigham Young Univ J Reuben Clark LS UT; UT

### Status History

Effective Date	Status Change
Present	Active
8/14/1995	Active
7/31/1995	Not Eligible To Practice Law
12/10/1985	Admitted to The State Bar of California

[Explanation of member status](#)

### Actions Affecting Eligibility to Practice Law

Effective Date	Description	Case Number	Resulting Status
<b>Disciplinary and Related Actions</b>			

[Overview of the attorney discipline system.](#)

This member has no public record of discipline.

#### Administrative Actions

7/31/1995	Admin Inactive/MCLE noncompliance	Not Eligible To Practice Law
-----------	-----------------------------------	------------------------------

[Start New Search »](#)

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee  
**X**

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type
- |  |   |
|--|---|
| <input type="checkbox"/> Adult Signature                               | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery           | <input type="checkbox"/> Registered Mail™                           |
| <input type="checkbox"/> Certified Mail®                               | <input type="checkbox"/> Registered Mail Restricted Delivery        |
| <input type="checkbox"/> Certified Mail Restricted Delivery            | <input type="checkbox"/> Return Receipt for Merchandise             |
| <input type="checkbox"/> Collect on Delivery                           | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery       | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail                                  |   |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) |   |

1. Article Addressed to:  
*Carlos Martinez Somoza*  
*750 N. Mobile ave # 35*  
*Cowville Ga, 93010*



2. Article Number (Transfer from service label)  
**7015 0920 0002 3297 2980**

FROM:  
*J. Sanyte Pires Corfieren*  
*702 W. 132nd St.*  
*Cowden Ga, 90917*

TO:  
*Carlos Martinez Somoza*  
**NIXIE**  
**930102514-1N**  
**06/30/16**  
 RETURN TO SENDER  
 UNCLAIMED  
 UNABLE TO FORWARD  
 RETURN TO SENDER

*25/3*

**CERTIFIED MAIL**  
 7015 0920 0002 3297 2980

U.S. POSTAGE  
 \$8  
 R2308E1  
 93010  
 1000



# USPS Tracking®



**Customer Service >**

Have questions? We're here to help.



**Get Easy Tracking Updates >**

Sign up for My USPS.

**Tracking Number: 70150920000232972980**

Your item was undeliverable as addressed at 4:12 pm on July 6, 2016 in GARDENA, CA 90247. It is being returned if appropriate information is available.

## Product & Tracking Information

## Available Actions

**Postal Product:**  
First-Class Mail®

**Features:**

Certified Mail™

Return Receipt

See tracking for related item: [9590940215665362140575](#)

DATE & TIME	STATUS OF ITEM	LOCATION
July 6, 2016 , 4:12 pm	Undeliverable as Addressed	GARDENA, CA 90247
Your item was undeliverable as addressed at 4:12 pm on July 6, 2016 in GARDENA, CA 90247. It is being returned if appropriate information is available.		
July 5, 2016 , 12:47 am	Departed USPS Origin Facility	LOS ANGELES, CA 90052
July 3, 2016 , 3:01 pm	Arrived at USPS Origin Facility	LOS ANGELES, CA 90052
July 1, 2016 , 9:06 pm	Arrived at USPS Origin Facility	SAN DIEGO, CA 92199
June 24, 2016 , 1:07 pm	Unclaimed/Max Hold Time Expired	CAMARILLO, CA 93010
June 3, 2016 , 3:07 pm	Notice Left (No Authorized Recipient Available)	CAMARILLO, CA 93010
June 3, 2016 , 9:06 am	Out for Delivery	CAMARILLO, CA 93010
June 3, 2016 , 8:13 am	Sorting Complete	CAMARILLO, CA 93010
June 3, 2016 , 5:59 am	Arrived at Unit	CAMARILLO, CA 93010
June 3, 2016 , 3:37 am	Departed USPS Facility	GOLETA, CA 93199
June 2, 2016 , 6:11 am	Arrived at USPS Facility	GOLETA, CA 93199
June 2, 2016 , 3:03 am	Departed USPS Facility	LOS ANGELES, CA 90052
June 1, 2016 , 10:04 am	Arrived at USPS Origin Facility	LOS ANGELES, CA 90052
May 31, 2016 , 5:33 pm	Departed Post Office	GARDENA, CA 90247
May 31, 2016 , 4:44 pm	Acceptance	GARDENA, CA 90247

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Los Angeles )

On 08/23/2016 before me, Aiman Aiad, Notary Public-----  
(insert name and title of the officer)

personally appeared J Sergio Rios Gutierrez-----,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in  
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (Seal)

