

ESTTA Tracking number: **ESTTA740531**

Filing date: **04/18/2016**

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	LeMans Corporation		
Entity	Corporation	Citizenship	Wisconsin
Address	3501 Kennedy Road, P.O. Box 5222 Janesville, WI 53547-5222 UNITED STATES		

Attorney information	Tara M. Vold Vold & Williamson PLLC 8251 Greensboro Drive, Suite 340 McLean, VA 22102 UNITED STATES trademark@vwiplaw.com Phone:571-395-4631		
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### Registration Subject to Cancellation

Registration No	3206498	Registration date	02/06/2007
Registrant	Lewis, LeMar X. 1655 Cresthaven Drive Orlando, FL 32811 UNITED STATES		

### Goods/Services Subject to Cancellation

Class 025. First Use: 2001/09/03 First Use In Commerce: 2001/09/05 All goods and services in the class are cancelled, namely: Clothing namely T-shirts; tank tops, polo shirts, hats, undershirts, jerseys
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### Grounds for Cancellation

False suggestion of a connection	Trademark Act section 2(a)
Abandonment	Trademark Act section 14

### Marks Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	1755416	Application Date	06/11/1990
Registration Date	03/02/1993	Foreign Priority Date	NONE
Word Mark	THOR		
Design Mark			
Description of Mark	NONE		

Goods/Services	Class 025. First use: First Use: 1988/09/01 First Use In Commerce: 1988/09/01 motorcycle racing apparel; namely, racing pants, jerseys, boots, T-shirts, sweat-shirts, caps and jackets		
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U.S. Registration No.	2842916	Application Date	10/08/2002
Registration Date	05/18/2004	Foreign Priority Date	NONE
Word Mark	THOR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1988/09/00 First Use In Commerce: 1988/09/00 Gear bags, namely, athletic bags, tool bags sold empty, athletic bags for general use, travel bags, backpacks [, briefcases, and wallets ]		

U.S. Registration No.	2829892	Application Date	10/08/2002
Registration Date	04/06/2004	Foreign Priority Date	NONE
Word Mark	THOR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 1988/09/00 First Use In Commerce: 1988/09/00 Athletic equipment for use in motocrossracing namely, chest guards, back guards, elbow guards, forearm guards, shoulder guards, kidney guards, knee guards, shin guards, motocross gloves [, and neck guards]		

U.S. Registration No.	2829888	Application Date	10/08/2002
Registration Date	04/06/2004	Foreign Priority Date	NONE
Word Mark	THOR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1988/09/00 First Use In Commerce: 1988/09/00 Protective clothing for motocross racing, namely, chest protectors, back protectors, elbow protectors, forearm protectors, shoulder protectors, kidney protectors, knee protectors, shin protectors, protective hand gear, protective helmets, protective boots, [neck protectors and] safety goggles; helmet bags		

U.S. Registration No.	3191730	Application Date	07/14/2005
Registration Date	01/02/2007	Foreign Priority Date	NONE
Word Mark	THOR		

Design Mark	<h1>THOR</h1>
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 2002/03/30 First Use In Commerce: 2002/03/30 On-line catalogue services for dealers and distributors featuring motocross racing and motorcycle riding gear, sportswear, and accessories; on-line marketing services for dealers and distributors featuring motocross racing and motorcycle riding gear, sportswear and accessories

Attachments	78670435#TMSN.png( bytes ) LEMA.260USCA - Petition to Cancel.pdf(1021783 bytes ) LEMA.260USCA - Exhibit A (part 1 of 2) to Petition to Cancel.pdf(2879530 bytes ) LEMA.260USCA - Exhibit A (part 2 of 2) to Petition to Cancel.pdf(3918457 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	/tmv/
Name	Tara M. Vold
Date	04/18/2016

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

LeMans Corporation,	)	
	)	
Petitioner,	)	
	)	
v.	)	Mark: THORO (Stylized)
	)	Registration No. 3,206,498
LeMar Xavier Lewis,	)	
	)	
Respondent.	)	

**PETITION TO CANCEL**

LeMans Corporation, a corporation existing under the laws of the State of Wisconsin, located and doing business at 3501 Kennedy Road, Janesville, Wisconsin, 5354 believes it will be damaged by the registration of the mark “THORO (Stylized)” which is the subject of Registration No. 3,206,498 owned by LeMar Lewis, and petitions to cancel this registration under the provisions of 15 U.S.C. § 1064.

The application to register the mark of Registration No. 3,206,498 was filed by LeMar Lewis (“Respondent”) on January 27, 2003 and the registration issued on February 6, 2007, based on use in commerce, for “clothing namely T-shirts; tank tops, polo shirts, hats, undershirts, jerseys” in Class 25. These goods will hereafter be collectively referred to as “Respondent’s Goods.”

As grounds for this petition to cancel, LeMans Corporation (“Petitioner”) alleges the following:

1. For over thirty (30) years, Petitioner, and its predecessor-in-interest, have been engaged in offering clothing, parts and accessories in the motorcycle industry.

2. Petitioner, with its predecessor-in-interest, has continuously used the mark THOR in commerce throughout the United States since at least as early as September 1, 1988 in connection with motorcycle riding apparel and casual apparel. Petitioner uses its THOR mark on, and in connection with, a broad range of motorcycle riding apparel, casual apparel, gear bags and other cases and wallets, and sporting equipment among other related goods and services.

3. Based on its extensive and long-time use of the mark THOR internationally and in the United States, Petitioner filed and obtained a number of trademark registrations (hereinafter collectively referred to as the "THOR Registrations"), including but not limited to:

Mark	Reg. No.	Reg. Date	Use in Commerce	Coverage
THOR	1,755,416	3-2-1993	9-0-1988	motorcycle racing apparel; namely, racing pants, jerseys, boots, T shirts, sweatshirts, caps and jackets
THOR	2,842,916	5-18-2004	9-0-1988	Gear bags, namely athletic bags, tool bags sold empty, athletic bags for general use, travel bags, backpacks, briefcases, and wallets
THOR	2,829,892	4-6-2004	9-0-1988	Athletic equipment for use in motocross racing namely, chest guards, back guards, elbow guards, forearm guards, shoulder guards, kidney guards, knee guards, shin guards, motocross gloves, and neck guards
THOR	2,829,888	4-6-2004	9-0-1988	Protective clothing for motorcross [sic] racing namely chest protectors, back protectors, elbow protectors, forearm protectors, shoulder protectors, kidney protectors, knee protectors, shin protectors, protective hand gear, protective helmets, protective boots, neck protectors and safety goggles; helmet bags
THOR	3,191,730	1-2-2007	3-30-2002	On-line catalogue services for dealers and distributors featuring motocross racing and motorcycle

				riding gear, sportswear, and accessories; on-line marketing services for dealers and distributors featuring motocross racing and motorcycle riding gear, sportswear and accessories
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The THOR Registrations are presently valid and subsisting and incontestable and are *prima facie* evidence of Petitioner’s ownership and exclusive right to use the THOR mark in commerce in connection with the goods and services specified in the registrations. Copies of the details of these registrations from the U.S. Patent and Trademark Office database, showing current status and title of the registration, are attached as Exhibit A.

4. Petitioner’s use of its THOR mark on its goods and services began well before Respondent’s claimed first use of its THORO (Stylized) mark in connection with Respondent’s Goods.

5. Since first beginning use of the THOR mark, Petitioner has expended substantial monies and effort in marketing, advertising and promoting its THOR mark in connection with its goods and services throughout the United States.

6. Since first beginning use of the THOR mark, Petitioner has generated substantial sales of its goods and services connected to the THOR mark.

7. By reason of the substantial and continuous nationwide use, extensive marketing, publicity, advertising and promotion of its goods in connection with the THOR mark, combined with the high quality of those goods, Petitioner’s THOR mark has become well recognized and highly regarded in the marketplace, and represents invaluable goodwill associated exclusively with Petitioner.

8. Respondent's THORO (Stylized) mark is confusingly similar to Petitioner's THOR mark in appearance sound, connotation and commercial impression. Respondent's THORO (Stylized) mark is allegedly used for goods which are identical, and/or related to the goods in connection with which Petitioner has used and registered its "THOR" mark, and Respondent's Goods are sold to substantially the same class of customers through the same channels of trade used by Petitioner.

9. Petitioner is not connected in any way with the Respondent or the use by Respondent of the alleged mark THORO (Stylized).

10. On information and belief, Respondent's adoption of and filing of the trademark application for the THORO (stylized) mark has been made with actual knowledge, as well as constructive knowledge, of Petitioner's use and registration of the THOR mark in connection with Petitioner's goods and services.

11. The THORO (Stylized) mark that is the subject of Registration No. 3,206,498 so resembles Petitioner's THOR mark as to be likely, when used in connection with Respondent's Goods, to cause confusion, mistake or deception with Petitioner as the source of such goods, or to indicate that Respondent's Goods are otherwise, endorsed, sponsored, or approved by Petitioner, whereby Petitioner will be damaged by the continued registration of the Respondent's THORO (Stylized) mark. Furthermore, any defect, objection or fault found with Respondent's goods offered and sold under the THORO (Stylized) mark would be likely to reflect upon and seriously injure the reputation that Petitioner has established for its goods under the THOR mark.

12. Petitioner's THOR mark is of sufficient notoriety and has a sufficient reputation among consumers such that use of Respondent's highly similar THORO (Stylized) mark for Respondent's Goods will cause consumers to presume a connection and/or affinity with

Petitioner.

13. On information and belief, Respondent's use of the THORO (Stylized) will falsely suggest a connection and/or affinity with Petitioner in violation of Section 2(a) of the Trademark Act of 1946, 15 U.S.C. § 1052(a).

14. On information and belief, Respondent's mark was not in use in commerce for each of the goods recited in Respondent's Goods as of the filing date of Respondent's Statement of Use (October 21, 2012) for Registration No. 3,206,498, nor as of the date of filing of this Petition.

15. The registration for Respondent's THORO (Stylized) mark is inconsistent with Petitioner's rights under its aforementioned registration and the common law, and is damaging to Petitioner.

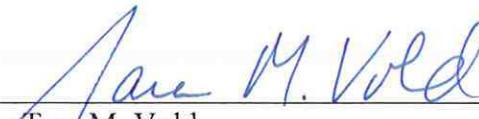
WHEREFORE, Petitioner requests that this cancellation be sustained and that Registration No. 3,206,498 be cancelled.

Respectfully submitted,

LeMans Corporation

Date: April 18, 2016

By: \_\_\_\_\_



Tara M. Vold  
J. Paul Williamson  
Vold & Williamson PLLC  
8251 Greensboro Drive, Suite 340  
McLean, VA 22102  
Telephone: (571) 395-4630

Attorneys for Petitioner  
LeMans Corporation

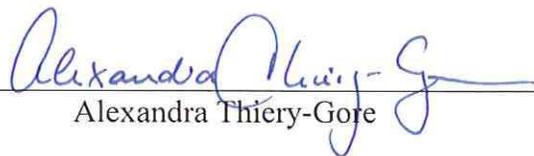
**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing Petition to Cancel has been served on Respondent on April 18, 2016 by email and First Class Mail to the following address:

Lewis, LeMar X.  
1655 Cresthaven Drive  
Orlando, FLORIDA 2811  
Email: [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

LeMar Xavier Lewis  
878 Summit Greens Blvd  
Clemont, FLORIDA 34711

Wendy Peterson  
Not Just Patents LLC  
PO Box 18716  
Minneapolis, MINNESOTA 55418

  
Alexandra Thiery-Gore

# Exhibit A

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office**

**Reg. No. 1,755,416**  
Registered Mar. 2, 1993

**TRADEMARK  
PRINCIPAL REGISTER**

**THOR**

TORSTEN HALLMAN RACING CORPORATION (CALIFORNIA CORPORATION)  
315 W. BRADLEY  
EL CAJON, CA 92020

T-SHIRTS, SWEATSHIRTS, CAPS AND JACKETS, IN CLASS 25 (U.S. CL. 39).  
FIRST USE 9-1-1988; IN COMMERCE 9-1-1988.

FOR: MOTORCYCLE RACING APPAREL;  
NAMELY, RACING PANTS, JERSEYS, BOOTS,

SER. NO. 74-067,434, FILED 6-11-1990.

JILL C. ALT, EXAMINING ATTORNEY

On April 22, 2016 TSDR will update the XML schema from version ST-96 1\_D3 to version ST-96 2.2.1. Consequently, 3rd party applications that utilize TSDR XML may not function as intended after that date. Therefore, the USPTO will make available the current XML schema at the following link: [https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/v1/info.xml](https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/v1/info.xml) for a period of not less than 6 months. Any 3rd party applications that currently make calls to USPTO XML should be changed to point to that link.

It is highly recommended that 3rd party applications be upgraded to utilize the USPTO API's rather than the XML schema, which may change at any time rendering the 3rd party application inoperable. The link to the current API is [https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/info.xml](https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/info.xml). Questions may be directed to [the TSDR Mailbox](#).

STATUS

DOCUMENTS

MAINTENANCE

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**Generated on:** This page was generated by TSDR on 2016-04-18 09:38:22 EDT

**Mark:** THOR

No Image exists for this case.

**US Serial Number:** 74067434

**Application Filing Date:** Jun. 11, 199

**US Registration Number:** 1755416

**Registration Date:** Mar. 02, 199

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Feb. 19, 2013

**Publication Date:** Jan. 14, 1992

### Mark Information

**Mark Literal Elements:** THOR

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

### 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:** motorcycle racing apparel; namely, racing pants, jerseys, boots, T-shirts, sweatshirts, caps and ja

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 039

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Sep. 01, 1988

**Use in Commerce:** Sep. 01, 1988

**Basis Information (Case Level)**

<b>Filed Use:</b> Yes	<b>Currently Use:</b> Yes
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No

**Current Owner(s) Information**

**Owner Name:** LEMANS CORPORATION

**Owner Address:** 3501 KENNEDY ROAD  
JAMESVILLE, WISCONSIN UNITED STATES 535475222

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** WISCONSIN

**Attorney/Correspondence Information**

**Attorney of Record**

**Attorney Name:** Tara M. Vold

**Attorney Primary Email Address:** [wotrademark@fulbright.com](mailto:wotrademark@fulbright.com)

**Docket Number:** LEMA.T015

**Attorney Email Authorized:** Yes

**Correspondent**

**Correspondent Name/Address:** Tara M. Vold  
Vold & Williamson PLLC  
8251 Greensboro Drive, Suite 340  
McLean, VIRGINIA UNITED STATES 22102

**Phone:** 571-395-4630

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

**Prosecution History**

Date	Description	Proceeding Number
------	-------------	-------------------

Jan. 14, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 11, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 11, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 19, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 19, 2013	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	70132
Feb. 19, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70132
Feb. 11, 2013	TEAS SECTION 8 & 9 RECEIVED	
May 22, 2006	CASE FILE IN TICRS	
Mar. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 23, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 24, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jul. 24, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 09, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
May 09, 2002	PAPER RECEIVED	
Jul. 28, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
May 11, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Mar. 02, 1993	REGISTERED-PRINCIPAL REGISTER	
Jan. 14, 1992	PUBLISHED FOR OPPOSITION	
Dec. 13, 1991	NOTICE OF PUBLICATION	
Oct. 02, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 26, 1991	EXAMINER'S AMENDMENT MAILED	
Jan. 10, 1991	FINAL REFUSAL MAILED	
Dec. 20, 1990	EXAMINER'S AMENDMENT MAILED	
Nov. 19, 1990	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 25, 1990	NON-FINAL ACTION MAILED	
Sep. 28, 1990	ASSIGNED TO EXAMINER	68113

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Mar. 02, 2013

**TM Staff and Location Information**

TM Staff Information - None

**File Location**

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Feb. 19, 2013

**Assignment Abstract Of Title Information**

**Summary**

**Total Assignments:** 1

**Registrant:** TORSTEN HALLMAN RACING CORPORATION

**Assignment 1 of 1**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** 1448/0594

**Pages:** 2

**Date Recorded:** Apr. 08, 1996

**Supporting Documents:** No Supporting Documents Available

**Assignor**

**Name:** TORSTEN HALLMAN RACING CORPORATION

**Execution Date:** Mar. 26, 1996

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** CALIFORNIA

**Assignee**

**Name:** LEMANS CORPORATION

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** WISCONSIN

**Address:** 5520 WELLESLEY STREET  
LA MESA, CALIFORNIA 92020

**Correspondent**

**Correspondent Name:** DECICCO KOPELOWITZ & QUINN

**Correspondent Address:** JAY S. KOPELOWITZ  
501 WEST BROADWAY, SUITE 2090  
SAN DIEGO, CA 92101-3548

**Domestic Representative - Not Found**

**Proceedings**

Summary

Party type

Number of Proceedings: 3

Type of Proceeding: **Exparte Appeal**

Proceeding Number: 74067434

Filing Date:

Status: Terminated

Status Date: Apr 01, 1991

Interlocutory Attorney:

Plaintiff(s)

Name: LEMANS CORPORATION

Correspondent Address: BARRY F SOALT  
 BROWN MARTIN HALLER & MCCLAIN  
 1660 UNION ST  
 SAN DIEGO CA UNITED STATES , 92101

Associated marks

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	APPEAL TO BOARD	Apr 01, 1991	
2	APPEAL BRIEF	Apr 01, 1991	
3	AMENDMENT	Apr 01, 1991	
4	CHANGE OF ADDRESS	May 23, 1991	
5	TO EXAMINER FOR STATEMENT	Sep 09, 1991	Nov 08, 1991

Type of Proceeding: **Opposition**

Proceeding Number: 91226723

Filing Date: Mar 07, 2011

Status: Pending

Status Date: Mar 07, 2011

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: LeMar Xavier Lewis

Correspondent Address: LeMar Xavier Lewis  
 878 Summit Greens Blvd CITY  
 Clemont FL UNITED STATES , 34711

Correspondent e-mail: lemarlewis@hotmail.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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THORO

Opposition  
Pending

86367828

**Plaintiff(s)**

**Name:** LeMans Corporation

**Correspondent Address:** TARA M. VOLD  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DR, STE 340  
MCLEAN VA UNITED STATES , 22102

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>
THOR	Renewed	<u>78172323</u>	<u>2842916</u>
THOR	Renewed	<u>78172321</u>	<u>2829892</u>
THOR	Renewed	<u>78172102</u>	<u>2829888</u>
THOR	Renewed	<u>78670435</u>	<u>3191730</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 07, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 07, 2016	Apr 16, 2016
3	PENDING, INSTITUTED	Mar 07, 2016	
4	D REQ TO W/DRAW AS ATTORNEY	Apr 14, 2016	
5	CHANGE OF CORRESP ADDRESS	Apr 14, 2016	

**Type of Proceeding: Opposition**

**Proceeding Number:** 91214578

**Filing Date:** Jan 22, 2016

**Status:** Pending

**Status Date:** Jan 22, 2016

**Interlocutory Attorney:** CHRISTEN M ENGLISH

**Defendant**

**Name:** LeMar Xavier Lewis

**Correspondent Address:** LEMAR XAVIER LEWIS  
33 WEST TRADE STREET , UNIT 2100  
CHARLOTTE NC UNITED STATES , 27708

**Correspondent e-mail:** [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
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THORO

Opposition  
Pending

85956925

**Plaintiff(s)**

**Name:** LeMans Corporation

**Correspondent Address:** PAUL J WILLIAMSON  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DRIVE, SUITE 340  
MCLEAN VA UNITED STATES , 22102

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>
THOR	Renewed	<u>78172323</u>	<u>2842916</u>
THOR	Renewed	<u>78172321</u>	<u>2829892</u>
THOR	Renewed	<u>78172102</u>	<u>2829888</u>
THOR	Renewed	<u>78670435</u>	<u>3191730</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 22, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 22, 2014	Mar 03, 2014
3	PENDING, INSTITUTED	Jan 22, 2014	
4	P NOTICE OF SERVICE	Feb 07, 2014	
5	P NOTICE OF INEFFECTIVE SERVICE	Feb 24, 2014	
6	D CHANGE OF CORRESP ADDRESS	Mar 03, 2014	
7	ANSWER	Mar 03, 2014	
8	D REQ TO W/DRAW AS ATTORNEY	May 28, 2014	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 16, 2014	Jul 16, 2014
10	D RESP TO BD ORDER/INQUIRY	Jun 16, 2014	
11	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 18, 2014	Jul 18, 2014
12	D UNDELIVERABLE MAIL	Jun 30, 2014	
13	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 17, 2014	Aug 16, 2014
14	D RESP TO BD ORDER/INQUIRY	Jul 17, 2014	
15	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 21, 2014	Aug 20, 2014
16	P RESP TO BD ORDER/INQUIRY	Jul 22, 2014	
17	D UNDELIVERABLE MAIL	Aug 04, 2014	
18	PROCEEDINGS RESUMED	Sep 03, 2014	
19	P REQ FOR BOARD INTERVENTION	Sep 23, 2014	

20	D MOT FOR EXT W/O CONSENT	Oct 01, 2014	
21	TRIAL DATES RESET	Oct 17, 2014	
22	D APPEARANCE / POWER OF ATTORNEY	Oct 31, 2014	
23	P MOT TO COMPEL DISCOVERY	Dec 17, 2014	
24	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2014	
25	P SUPPLEMENTAL FILING IN SUPPORT OF ITS MOT TO COMPEL	Dec 31, 2014	
26	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 30, 2015	Mar 01, 2015
27	D REQ TO W/DRAW AS ATTORNEY	Mar 02, 2015	
28	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 04, 2015	Apr 03, 2015
29	D APPEARANCE / POWER OF ATTORNEY	Apr 03, 2015	
30	P MOT FOR SANCTIONS	Apr 07, 2015	
31	RESPONSE DUE	Apr 16, 2015	
32	P PRODUCTION OF DOCUMENTS AND RESP TO P INTERROGATORIES	May 05, 2015	
33	D UNDELIVERABLE	May 04, 2015	
34	D RESP TO P INTERROGATORIES	May 07, 2015	
35	D MOT TO DISMISS: FRCP 12(B)	Jul 08, 2015	
36	D MOT FOR EXT W/O CONSENT	Jul 10, 2015	
37	P OPP/RESP TO MOTION	Jul 13, 2015	
38	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 16, 2015	
39	TRIAL DATES REMAIN AS SET	Jul 16, 2015	
40	P MOT TO COMPEL DISCOVERY	Aug 07, 2015	
41	D MOT FOR EXT W/O CONSENT	Aug 08, 2015	
42	P OPP/RESP TO MOTION	Aug 12, 2015	
43	D COMMUNICATION	Aug 12, 2015	
44	SUSP PEND DISP OF OUTSTNDNG MOT	Aug 14, 2015	
45	D UNDELIVERABLE MAIL	Sep 10, 2015	
46	BOARD'S ORDER	Sep 28, 2015	
47	CHANGE OF CORRESP ADDRESS	Sep 28, 2015	
48	RESPONSE DUE	Oct 09, 2015	
49	P COMMUNICATION	Oct 13, 2015	
50	D UNDELIVERABLE MAIL	Oct 13, 2015	
51	D UNDELIVERABLE MAIL	Oct 13, 2015	
52	D UNDELIVERABLE MAIL	Oct 23, 2015	
53	D UNDELIVERABLE MAIL	Nov 02, 2015	
54	D RESP TO BD ORDER/INQUIRY	Nov 04, 2015	
55	P OPP/RESP TO MOTION	Nov 09, 2015	

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56	SUSPENDED	Mar 02, 2016
57	SUSPENDED	Mar 02, 2016

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Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22 and 41

**United States Patent and Trademark Office**

**Reg. No. 2,842,916**

Registered May 18, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**THOR**

LEMANS CORPORATION (WISCONSIN COR-  
PORATION)  
3501 KENNEDY ROAD  
P.O. BOX 5222  
JANESVILLE, WI 53547

FIRST USE 9-0-1988; IN COMMERCE 9-0-1988.

OWNER OF U.S. REG. NOS. 1,755,416, 2,380,354  
AND OTHERS.

FOR: GEAR BAGS, NAMELY ATHLETIC BAGS,  
TOOL BAGS SOLD EMPTY, ATHLETIC BAGS FOR  
GENERAL USE, TRAVEL BAGS, BACKPACKS,  
BRIEFCASES, AND WALLETS, IN CLASS 18 (U.S.  
CLS. 1, 2, 3, 22 AND 41).

SER. NO. 78-172,323, FILED 10-8-2002.

STEVEN BERK, EXAMINING ATTORNEY

On April 22, 2016 TSDR will update the XML schema from version ST-96 1\_D3 to version ST-96 2.2.1. Consequently, 3rd party applications that utilize TSDR XML may not function as intended after that date. Therefore, the USPTO will make available the current XML schema at the following link: [https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/v1/info.xml](https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/v1/info.xml) for a period of not less than 6 months. Any 3rd party applications that currently make calls to USPTO XML should be changed to point to that link.

It is highly recommended that 3rd party applications be upgraded to utilize the USPTO API's rather than the XML schema, which may change at any time rendering the 3rd party application inoperable. The link to the current API is [https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/info.xml](https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/info.xml). Questions may be directed to [the TSDR Mailbox](#).

STATUS

DOCUMENTS

MAINTENANCE

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**Mark:** THOR

No Image exists for this case.

**US Serial Number:** 78172323

**Application Filing Date:** Oct. 08, 2004

**US Registration Number:** 2842916

**Registration Date:** May 18, 2004

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Sep. 06, 2013

**Publication Date:** Feb. 24, 2004

### Mark Information

**Mark Literal Elements:** THOR

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

### Related Properties Information

**Claimed Ownership of US** [1755416](#), [2246355](#), [2247788](#), [2380354](#) and others  
**Registrations:**

### 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:** Gear bags, namely, athletic bags, tool bags sold empty, athletic bags for general use, travel bags,

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 00

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Sep. 1988

**Use in Commerce:** Sep. 1988

### Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Filed ITU:** No

**Currently ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

### Current Owner(s) Information

**Owner Name:** Lemans Corporation

**Owner Address:** 3501 Kennedy Road  
Janesville, WISCONSIN UNITED STATES 53547

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** WISCONSIN

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Tara M. Vold

**Docket Number:** LEMA.T015

**Attorney Primary Email Address:** [wotrademark@fulbright.com](mailto:wotrademark@fulbright.com)

**Attorney Email Authorized:** Yes

#### Correspondent

**Correspondent Name/Address:** Tara M. Vold  
Vold & Williamson PLLC  
8251 Greensboro Drive, Suite 340  
McLean, VIRGINIA UNITED STATES 22102

**Phone:** 571-395-4630

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

<b>Date</b>	<b>Description</b>	<b>Proceeding Number</b>
Jan. 14, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 06, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 06, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70131
Sep. 06, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70131
Aug. 22, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	70131
Sep. 05, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70131
Aug. 22, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jul. 11, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 11, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 09, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Feb. 09, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Feb. 01, 2010	TEAS SECTION 8 & 15 RECEIVED	
Mar. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 18, 2004	REGISTERED-PRINCIPAL REGISTER	
Mar. 23, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 24, 2004	PUBLISHED FOR OPPOSITION	
Feb. 04, 2004	NOTICE OF PUBLICATION	
Jan. 15, 2004	PAPER RECEIVED	
Jan. 14, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 14, 2004	EXAMINERS AMENDMENT E-MAILED	
Jan. 06, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 30, 2003	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Nov. 24, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	

Oct. 21, 2003	EXAMINERS AMENDMENT E-MAILED	
Sep. 25, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 25, 2003	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 25, 2003	NON-FINAL ACTION E-MAILED	
Mar. 17, 2003	ASSIGNED TO EXAMINER	76834

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted  
**Affidavit of Incontestability:** Section 15 - Accepted  
**Renewal Date:** May 18, 2014

**TM Staff and Location Information**

TM Staff Information - None

**File Location**

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Sep. 06, 2014

**Assignment Abstract Of Title Information - None recorded**

**Proceedings**

**Summary**

Party type

**Number of Proceedings:** 2

**Type of Proceeding: Opposition**

**Proceeding Number:** 91226723

**Filing Date:** Mar 07, 2014

**Status:** Pending

**Status Date:** Mar 07, 2014

**Interlocutory Attorney:** JENNIFER KRISP

**Defendant**

**Name:** LeMar Xavier Lewis

**Correspondent Address:** LeMar Xavier Lewis  
 878 Summit Greens Blvd CITY  
 Clemont FL UNITED STATES , 34711

**Correspondent e-mail:** lemarlewis@hotmail.com

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
------	--------------------	---------------	---------------------

THORO Opposition 86367828  
Pending

**Plaintiff(s)**

**Name:** LeMans Corporation

**Correspondent Address:** TARA M. VOLD  
 VOLD & WILLIAMSON PLLC  
 8251 GREENSBORO DR, STE 340  
 MCLEAN VA UNITED STATES , 22102

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>
THOR	Renewed	<u>78172323</u>	<u>2842916</u>
THOR	Renewed	<u>78172321</u>	<u>2829892</u>
THOR	Renewed	<u>78172102</u>	<u>2829888</u>
THOR	Renewed	<u>78670435</u>	<u>3191730</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 07, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 07, 2016	Apr 16, 2016
3	PENDING, INSTITUTED	Mar 07, 2016	
4	D REQ TO W/DRAW AS ATTORNEY	Apr 14, 2016	
5	CHANGE OF CORRESP ADDRESS	Apr 14, 2016	

**Type of Proceeding: Opposition**

**Proceeding Number:** 91214578 **Filing Date:** Jan 22, 2016

**Status:** Pending **Status Date:** Jan 22, 2016

**Interlocutory Attorney:** CHRISTEN M ENGLISH

**Defendant**

**Name:** LeMar Xavier Lewis

**Correspondent Address:** LEMAR XAVIER LEWIS  
 33 WEST TRADE STREET , UNIT 2100  
 CHARLOTTE NC UNITED STATES , 27708

**Correspondent e-mail:** [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
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THORO

Opposition  
Pending

85956925

**Plaintiff(s)**

**Name:** LeMans Corporation

**Correspondent Address:** PAUL J WILLIAMSON  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DRIVE, SUITE 340  
MCLEAN VA UNITED STATES , 22102

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>
THOR	Renewed	<u>78172323</u>	<u>2842916</u>
THOR	Renewed	<u>78172321</u>	<u>2829892</u>
THOR	Renewed	<u>78172102</u>	<u>2829888</u>
THOR	Renewed	<u>78670435</u>	<u>3191730</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 22, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 22, 2014	Mar 03, 2014
3	PENDING, INSTITUTED	Jan 22, 2014	
4	P NOTICE OF SERVICE	Feb 07, 2014	
5	P NOTICE OF INEFFECTIVE SERVICE	Feb 24, 2014	
6	D CHANGE OF CORRESP ADDRESS	Mar 03, 2014	
7	ANSWER	Mar 03, 2014	
8	D REQ TO W/DRAW AS ATTORNEY	May 28, 2014	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 16, 2014	Jul 16, 2014
10	D RESP TO BD ORDER/INQUIRY	Jun 16, 2014	
11	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 18, 2014	Jul 18, 2014
12	D UNDELIVERABLE MAIL	Jun 30, 2014	
13	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 17, 2014	Aug 16, 2014
14	D RESP TO BD ORDER/INQUIRY	Jul 17, 2014	
15	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 21, 2014	Aug 20, 2014
16	P RESP TO BD ORDER/INQUIRY	Jul 22, 2014	
17	D UNDELIVERABLE MAIL	Aug 04, 2014	
18	PROCEEDINGS RESUMED	Sep 03, 2014	
19	P REQ FOR BOARD INTERVENTION	Sep 23, 2014	

20	D MOT FOR EXT W/O CONSENT	Oct 01, 2014	
21	TRIAL DATES RESET	Oct 17, 2014	
22	D APPEARANCE / POWER OF ATTORNEY	Oct 31, 2014	
23	P MOT TO COMPEL DISCOVERY	Dec 17, 2014	
24	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2014	
25	P SUPPLEMENTAL FILING IN SUPPORT OF ITS MOT TO COMPEL	Dec 31, 2014	
26	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 30, 2015	Mar 01, 2015
27	D REQ TO W/DRAW AS ATTORNEY	Mar 02, 2015	
28	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 04, 2015	Apr 03, 2015
29	D APPEARANCE / POWER OF ATTORNEY	Apr 03, 2015	
30	P MOT FOR SANCTIONS	Apr 07, 2015	
31	RESPONSE DUE	Apr 16, 2015	
32	P PRODUCTION OF DOCUMENTS AND RESP TO P INTERROGATORIES	May 05, 2015	
33	D UNDELIVERABLE	May 04, 2015	
34	D RESP TO P INTERROGATORIES	May 07, 2015	
35	D MOT TO DISMISS: FRCP 12(B)	Jul 08, 2015	
36	D MOT FOR EXT W/O CONSENT	Jul 10, 2015	
37	P OPP/RESP TO MOTION	Jul 13, 2015	
38	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 16, 2015	
39	TRIAL DATES REMAIN AS SET	Jul 16, 2015	
40	P MOT TO COMPEL DISCOVERY	Aug 07, 2015	
41	D MOT FOR EXT W/O CONSENT	Aug 08, 2015	
42	P OPP/RESP TO MOTION	Aug 12, 2015	
43	D COMMUNICATION	Aug 12, 2015	
44	SUSP PEND DISP OF OUTSTNDNG MOT	Aug 14, 2015	
45	D UNDELIVERABLE MAIL	Sep 10, 2015	
46	BOARD'S ORDER	Sep 28, 2015	
47	CHANGE OF CORRESP ADDRESS	Sep 28, 2015	
48	RESPONSE DUE	Oct 09, 2015	
49	P COMMUNICATION	Oct 13, 2015	
50	D UNDELIVERABLE MAIL	Oct 13, 2015	
51	D UNDELIVERABLE MAIL	Oct 13, 2015	
52	D UNDELIVERABLE MAIL	Oct 23, 2015	
53	D UNDELIVERABLE MAIL	Nov 02, 2015	
54	D RESP TO BD ORDER/INQUIRY	Nov 04, 2015	
55	P OPP/RESP TO MOTION	Nov 09, 2015	

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56	SUSPENDED	Mar 02, 2016
57	SUSPENDED	Mar 02, 2016

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Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

**United States Patent and Trademark Office**

**Reg. No. 2,829,892**

Registered Apr. 6, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**THOR**

LEMANS CORPORATION (WISCONSIN CORPORATION)  
3501 KENNEDY ROAD  
P.O. BOX 5222  
JANESVILLE, WI 53547

MOTOCROSS GLOVES, AND NECK GUARDS, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 9-0-1988; IN COMMERCE 9-0-1988.

OWNER OF U.S. REG. NOS. 1,755,416, 2,380,354 AND OTHERS.

SER. NO. 78-172,321, FILED 10-8-2002.

FOR: ATHLETIC EQUIPMENT FOR USE IN MOTOCROSS RACING NAMELY, CHEST GUARDS, BACK GUARDS, ELBOW GUARDS, FOREARM GUARDS, SHOULDER GUARDS, KIDNEY GUARDS, KNEE GUARDS, SHIN GUARDS,

STEVEN BERK, EXAMINING ATTORNEY

On April 22, 2016 TSDR will update the XML schema from version ST-96 1\_D3 to version ST-96 2.2.1. Consequently, 3rd party applications that utilize TSDR XML may not function as intended after that date. Therefore, the USPTO will make available the current XML schema at the following link: [https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/v1/info.xml](https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/v1/info.xml) for a period of not less than 6 months. Any 3rd party applications that currently make calls to USPTO XML should be changed to point to that link.

It is highly recommended that 3rd party applications be upgraded to utilize the USPTO API's rather than the XML schema, which may change at any time rendering the 3rd party application inoperable. The link to the current API is [https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/info.xml](https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/info.xml). Questions may be directed to [the TSDR Mailbox](#).

STATUS

DOCUMENTS

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**Mark:** THOR

No Image exists  
for this case.

**US Serial Number:** 78172321

**Application Filing Date:** Oct. 08, 200

**US Registration Number:** 2829892

**Registration Date:** Apr. 06, 200

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Aug. 29, 2013

**Publication Date:** Jan. 13, 2004

## Mark Information

**Mark Literal Elements:** THOR

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Related Properties Information

**Claimed Ownership of US** [1755416](#), [2246355](#), [2247788](#), [2380354](#) and others  
**Registrations:**

## 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:** Athletic equipment for use in motocross racing namely, chest guards, back guards, elbow guards, kidney guards, knee guards, shin guards, motocross gloves [, and neck guards]

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 028

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Sep. 1988

**Use in Commerce:** Sep. 1988

### Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Filed ITU:** No

**Currently ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

### Current Owner(s) Information

**Owner Name:** Lemans Corporation

**Owner Address:** 3501 Kennedy Road  
Janesville, WISCONSIN UNITED STATES 53547

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** WISCONSIN

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Tara M. Vold

**Docket Number:** LEMA.T015

**Attorney Primary Email Address:** [wotrademark@fulbright.com](mailto:wotrademark@fulbright.com)

**Attorney Email Authorized:** Yes

#### Correspondent

**Correspondent Name/Address:** Tara M. Vold

Vold & Williamson PLLC  
8251 Greensboro Drive, Suite 340  
McLean, VIRGINIA UNITED STATES 22102

**Phone:** 571-395-4630

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Correspondent e-mail Authorized:** Yes

## Domestic Representative - Not Found

## Prosecution History

<b>Date</b>	<b>Description</b>	<b>Proceeding Number</b>
Jan. 14, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 29, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Aug. 29, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	66607
Aug. 29, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Aug. 15, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	66607
Aug. 29, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Aug. 15, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jul. 11, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 11, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 26, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	66607
Jan. 26, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Jan. 19, 2010	TEAS SECTION 8 & 15 RECEIVED	
Mar. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 06, 2004	REGISTERED-PRINCIPAL REGISTER	
Mar. 23, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 15, 2004	PAPER RECEIVED	
Jan. 13, 2004	PUBLISHED FOR OPPOSITION	
Dec. 24, 2003	NOTICE OF PUBLICATION	
Nov. 24, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 25, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 25, 2003	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 25, 2003	NON-FINAL ACTION E-MAILED	

Mar. 17, 2003

ASSIGNED TO EXAMINER

76834

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Apr. 06, 2014

**TM Staff and Location Information**

TM Staff Information - None

File Location

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Aug. 29, 2014

**Assignment Abstract Of Title Information - None recorded**

**Proceedings**

Summary

Party type

**Number of Proceedings:** 2

**Type of Proceeding: Opposition**

**Proceeding Number:** 91226723

**Filing Date:** Mar 07, 2011

**Status:** Pending

**Status Date:** Mar 07, 2011

**Interlocutory Attorney:** JENNIFER KRISP

**Defendant**

**Name:** LeMar Xavier Lewis

**Correspondent Address:** LeMar Xavier Lewis  
878 Summit Greens Blvd CITY  
Clemont FL UNITED STATES , 34711

**Correspondent e-mail:** lemarlewis@hotmail.com

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THORO	Opposition Pending	<u>86367828</u>	

**Plaintiff(s)**

**Name:** LeMans Corporation

**Correspondent Address:** TARA M. VOLD  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DR, STE 340

MCLEAN VA UNITED STATES , 22102

Correspondent e-mail: [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<a href="#">74067434</a>	<a href="#">1755416</a>
THOR	Renewed	<a href="#">78172323</a>	<a href="#">2842916</a>
THOR	Renewed	<a href="#">78172321</a>	<a href="#">2829892</a>
THOR	Renewed	<a href="#">78172102</a>	<a href="#">2829888</a>
THOR	Renewed	<a href="#">78670435</a>	<a href="#">3191730</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 07, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 07, 2016	Apr 16, 2016
3	PENDING, INSTITUTED	Mar 07, 2016	
4	D REQ TO W/DRAW AS ATTORNEY	Apr 14, 2016	
5	CHANGE OF CORRESP ADDRESS	Apr 14, 2016	

**Type of Proceeding: Opposition**

Proceeding Number: [91214578](#)

Filing Date: Jan 22, 2016

Status: Pending

Status Date: Jan 22, 2016

Interlocutory Attorney: CHRISTEN M ENGLISH

**Defendant**

Name: LeMar Xavier Lewis

Correspondent Address: LEMAR XAVIER LEWIS  
33 WEST TRADE STREET , UNIT 2100  
CHARLOTTE NC UNITED STATES , 27708

Correspondent e-mail: [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THORO	Opposition Pending	<a href="#">85956925</a>	

**Plaintiff(s)**

Name: LeMans Corporation

Correspondent Address: PAUL J WILLIAMSON  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DRIVE, SUITE 340  
MCLEAN VA UNITED STATES , 22102

Correspondent e-mail: [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

## Associated marks

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<a href="#">74067434</a>	<a href="#">1755416</a>
THOR	Renewed	<a href="#">78172323</a>	<a href="#">2842916</a>
THOR	Renewed	<a href="#">78172321</a>	<a href="#">2829892</a>
THOR	Renewed	<a href="#">78172102</a>	<a href="#">2829888</a>
THOR	Renewed	<a href="#">78670435</a>	<a href="#">3191730</a>

## Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 22, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 22, 2014	Mar 03, 2014
3	PENDING, INSTITUTED	Jan 22, 2014	
4	P NOTICE OF SERVICE	Feb 07, 2014	
5	P NOTICE OF INEFFECTIVE SERVICE	Feb 24, 2014	
6	D CHANGE OF CORRESP ADDRESS	Mar 03, 2014	
7	ANSWER	Mar 03, 2014	
8	D REQ TO W/DRAW AS ATTORNEY	May 28, 2014	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 16, 2014	Jul 16, 2014
10	D RESP TO BD ORDER/INQUIRY	Jun 16, 2014	
11	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 18, 2014	Jul 18, 2014
12	D UNDELIVERABLE MAIL	Jun 30, 2014	
13	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 17, 2014	Aug 16, 2014
14	D RESP TO BD ORDER/INQUIRY	Jul 17, 2014	
15	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 21, 2014	Aug 20, 2014
16	P RESP TO BD ORDER/INQUIRY	Jul 22, 2014	
17	D UNDELIVERABLE MAIL	Aug 04, 2014	
18	PROCEEDINGS RESUMED	Sep 03, 2014	
19	P REQ FOR BOARD INTERVENTION	Sep 23, 2014	
20	D MOT FOR EXT W/O CONSENT	Oct 01, 2014	
21	TRIAL DATES RESET	Oct 17, 2014	
22	D APPEARANCE / POWER OF ATTORNEY	Oct 31, 2014	
23	P MOT TO COMPEL DISCOVERY	Dec 17, 2014	
24	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2014	
25	P SUPPLEMENTAL FILING IN SUPPORT OF ITS MOT TO COMPEL	Dec 31, 2014	
26	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 30, 2015	Mar 01, 2015

27	D REQ TO W/DRAW AS ATTORNEY	Mar 02, 2015	
28	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 04, 2015	Apr 03, 2015
29	D APPEARANCE / POWER OF ATTORNEY	Apr 03, 2015	
30	P MOT FOR SANCTIONS	Apr 07, 2015	
31	RESPONSE DUE	Apr 16, 2015	
32	P PRODUCTION OF DOCUMENTS AND RESP TO P INTERROGATORIES	May 05, 2015	
33	D UNDELIVERABLE	May 04, 2015	
34	D RESP TO P INTERROGATORIES	May 07, 2015	
35	D MOT TO DISMISS: FRCP 12(B)	Jul 08, 2015	
36	D MOT FOR EXT W/O CONSENT	Jul 10, 2015	
37	P OPP/RESP TO MOTION	Jul 13, 2015	
38	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 16, 2015	
39	TRIAL DATES REMAIN AS SET	Jul 16, 2015	
40	P MOT TO COMPEL DISCOVERY	Aug 07, 2015	
41	D MOT FOR EXT W/O CONSENT	Aug 08, 2015	
42	P OPP/RESP TO MOTION	Aug 12, 2015	
43	D COMMUNICATION	Aug 12, 2015	
44	SUSP PEND DISP OF OUTSTNDNG MOT	Aug 14, 2015	
45	D UNDELIVERABLE MAIL	Sep 10, 2015	
46	BOARD'S ORDER	Sep 28, 2015	
47	CHANGE OF CORRESP ADDRESS	Sep 28, 2015	
48	RESPONSE DUE	Oct 09, 2015	
49	P COMMUNICATION	Oct 13, 2015	
50	D UNDELIVERABLE MAIL	Oct 13, 2015	
51	D UNDELIVERABLE MAIL	Oct 13, 2015	
52	D UNDELIVERABLE MAIL	Oct 23, 2015	
53	D UNDELIVERABLE MAIL	Nov 02, 2015	
54	D RESP TO BD ORDER/INQUIRY	Nov 04, 2015	
55	P OPP/RESP TO MOTION	Nov 09, 2015	
56	SUSPENDED	Mar 02, 2016	
57	SUSPENDED	Mar 02, 2016	

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

**United States Patent and Trademark Office**

**Reg. No. 2,829,888**

Registered Apr. 6, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**THOR**

LEMANS CORPORATION (WISCONSIN CORPORATION)  
3501 KENNEDY ROAD  
P.O. BOX 5222  
JANESVILLE, WI 53547

BOOTS, NECK PROTECTORS AND SAFETY GOGGLES; HELMET BAGS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 9-0-1988; IN COMMERCE 9-0-1988.

FOR: PROTECTIVE CLOTHING FOR MOTOR-CROSS RACING NAMELY CHEST PROTECTORS, BACK PROTECTORS, ELBOW PROTECTORS, FOREARM PROTECTORS, SHOULDER PROTECTORS, KIDNEY PROTECTORS, KNEE PROTECTORS, SHIN PROTECTORS, PROTECTIVE HAND GEAR, PROTECTIVE HELMETS, PROTECTIVE

OWNER OF U.S. REG. NOS. 1,755,416, 2,380,354 AND OTHERS.

SER. NO. 78-172,102, FILED 10-8-2002.

STEVEN BERK, EXAMINING ATTORNEY

On April 22, 2016 TSDR will update the XML schema from version ST-96 1\_D3 to version ST-96 2.2.1. Consequently, 3rd party applications that utilize TSDR XML may not function as intended after that date. Therefore, the USPTO will make available the current XML schema at the following link: [https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/v1/info.xml](https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/v1/info.xml) for a period of not less than 6 months. Any 3rd party applications that currently make calls to USPTO XML should be changed to point to that link.

It is highly recommended that 3rd party applications be upgraded to utilize the USPTO API's rather than the XML schema, which may change at any time rendering the 3rd party application inoperable. The link to the current API is [https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/info.xml](https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/info.xml). Questions may be directed to [the TSDR Mailbox](#).

STATUS

DOCUMENTS

MAINTENANCE

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**Generated on:** This page was generated by TSDR on 2016-04-18 09:43:18 EDT

**Mark:** THOR

No Image exists  
for this case.

**US Serial Number:** 78172102

**Application Filing Date:** Oct. 08, 200

**US Registration Number:** 2829888

**Registration Date:** Apr. 06, 200

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Aug. 29, 2013

**Publication Date:** Jan. 13, 2004

## Mark Information

**Mark Literal Elements:** THOR

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Related Properties Information

**Claimed Ownership of US** [1755416](#), [2246355](#), [2247788](#), [2380354](#) and others  
**Registrations:**

## 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:** Protective clothing for motorcross racing, namely, chest protectors, back protectors, elbow protectors, kidney protectors, knee protectors, shin protectors, protective hand gear, protective helmet bags

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 02

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Sep. 1988

**Use in Commerce:** Sep. 1988

### Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Filed ITU:** No

**Currently ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

### Current Owner(s) Information

**Owner Name:** Lemans Corporation

**Owner Address:** 3501 Kennedy Road  
Janesville, WISCONSIN UNITED STATES 53547

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** WISCONSIN

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Tara M. Vold

**Docket Number:** LEMA.T015

**Attorney Primary Email Address:** [wotrademark@fulbright.com](mailto:wotrademark@fulbright.com)

**Attorney Email Authorized:** Yes

#### Correspondent

**Correspondent Name/Address:** Tara M. Vold

Vold & Williamson PLLC  
8251 Greensboro Drive, Suite 340  
McLean, VIRGINIA UNITED STATES 22102

**Phone:** 571-395-4630

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Correspondent e-mail:** Yes

Authorized:

Domestic Representative - Not Found

## Prosecution History

<b>Date</b>	<b>Description</b>	<b>Proceeding Number</b>
Jan. 14, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 29, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Aug. 29, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	66607
Aug. 29, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Aug. 15, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	66607
Aug. 29, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Aug. 15, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jul. 11, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 11, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 26, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	66607
Jan. 26, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Jan. 19, 2010	TEAS SECTION 8 & 15 RECEIVED	
Mar. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 06, 2004	REGISTERED-PRINCIPAL REGISTER	
Mar. 23, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 15, 2004	PAPER RECEIVED	
Jan. 13, 2004	PUBLISHED FOR OPPOSITION	
Dec. 24, 2003	NOTICE OF PUBLICATION	
Nov. 24, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 21, 2003	EXAMINERS AMENDMENT E-MAILED	
Sep. 25, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	

Sep. 25, 2003                      TEAS RESPONSE TO OFFICE ACTION RECEIVED

Mar. 25, 2003                      NON-FINAL ACTION E-MAILED

Mar. 17, 2003                      ASSIGNED TO EXAMINER                      76834

### Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Apr. 06, 2014

### TM Staff and Location Information

TM Staff Information - None

#### File Location

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Aug. 29, 2014

### Assignment Abstract Of Title Information - None recorded

### Proceedings

#### Summary

Party type

**Number of Proceedings:** 2

#### Type of Proceeding: Opposition

**Proceeding Number:** 91226723

**Filing Date:** Mar 07, 2014

**Status:** Pending

**Status Date:** Mar 07, 2014

**Interlocutory Attorney:** JENNIFER KRISP

#### Defendant

**Name:** LeMar Xavier Lewis

**Correspondent Address:** LeMar Xavier Lewis  
 878 Summit Greens Blvd CITY  
 Clemont FL UNITED STATES , 34711

**Correspondent e-mail:** lemarlewis@hotmail.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
THORO	Opposition Pending	<u>86367828</u>	

#### Plaintiff(s)

**Name:** LeMans Corporation

**Correspondent Address:** TARA M. VOLD  
 VOLD & WILLIAMSON PLLC  
 8251 GREENSBORO DR, STE 340  
 MCLEAN VA UNITED STATES , 22102

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<a href="#">74067434</a>	<a href="#">1755416</a>
THOR	Renewed	<a href="#">78172323</a>	<a href="#">2842916</a>
THOR	Renewed	<a href="#">78172321</a>	<a href="#">2829892</a>
THOR	Renewed	<a href="#">78172102</a>	<a href="#">2829888</a>
THOR	Renewed	<a href="#">78670435</a>	<a href="#">3191730</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 07, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 07, 2016	Apr 16, 2016
3	PENDING, INSTITUTED	Mar 07, 2016	
4	D REQ TO W/DRAW AS ATTORNEY	Apr 14, 2016	
5	CHANGE OF CORRESP ADDRESS	Apr 14, 2016	

**Type of Proceeding: Opposition**

**Proceeding Number:** [91214578](#)

**Filing Date:** Jan 22, 2016

**Status:** Pending

**Status Date:** Jan 22, 2016

**Interlocutory Attorney:** CHRISTEN M ENGLISH

**Defendant**

**Name:** LeMar Xavier Lewis

**Correspondent Address:** LEMAR XAVIER LEWIS  
 33 WEST TRADE STREET , UNIT 2100  
 CHARLOTTE NC UNITED STATES , 27708

**Correspondent e-mail:** [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THORO	Opposition Pending	<a href="#">85956925</a>	

**Plaintiff(s)**

**Name:** LeMans Corporation

**Correspondent Address:** PAUL J WILLIAMSON  
 VOLD & WILLIAMSON PLLC  
 8251 GREENSBORO DRIVE, SUITE 340  
 MCLEAN VA UNITED STATES , 22102

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<a href="#">74067434</a>	<a href="#">1755416</a>
THOR	Renewed	<a href="#">78172323</a>	<a href="#">2842916</a>
THOR	Renewed	<a href="#">78172321</a>	<a href="#">2829892</a>
THOR	Renewed	<a href="#">78172102</a>	<a href="#">2829888</a>
THOR	Renewed	<a href="#">78670435</a>	<a href="#">3191730</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 22, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 22, 2014	Mar 03, 2014
3	PENDING, INSTITUTED	Jan 22, 2014	
4	P NOTICE OF SERVICE	Feb 07, 2014	
5	P NOTICE OF INEFFECTIVE SERVICE	Feb 24, 2014	
6	D CHANGE OF CORRESP ADDRESS	Mar 03, 2014	
7	ANSWER	Mar 03, 2014	
8	D REQ TO W/DRAW AS ATTORNEY	May 28, 2014	
9	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 16, 2014	Jul 16, 2014
10	D RESP TO BD ORDER/INQUIRY	Jun 16, 2014	
11	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 18, 2014	Jul 18, 2014
12	D UNDELIVERABLE MAIL	Jun 30, 2014	
13	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 17, 2014	Aug 16, 2014
14	D RESP TO BD ORDER/INQUIRY	Jul 17, 2014	
15	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 21, 2014	Aug 20, 2014
16	P RESP TO BD ORDER/INQUIRY	Jul 22, 2014	
17	D UNDELIVERABLE MAIL	Aug 04, 2014	
18	PROCEEDINGS RESUMED	Sep 03, 2014	
19	P REQ FOR BOARD INTERVENTION	Sep 23, 2014	
20	D MOT FOR EXT W/O CONSENT	Oct 01, 2014	
21	TRIAL DATES RESET	Oct 17, 2014	
22	D APPEARANCE / POWER OF ATTORNEY	Oct 31, 2014	
23	P MOT TO COMPEL DISCOVERY	Dec 17, 2014	

24	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2014	
25	P SUPPLEMENTAL FILING IN SUPPORT OF ITS MOT TO COMPEL	Dec 31, 2014	
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27	D REQ TO W/DRAW AS ATTORNEY	Mar 02, 2015	
28	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 04, 2015	Apr 03, 2015
29	D APPEARANCE / POWER OF ATTORNEY	Apr 03, 2015	
30	P MOT FOR SANCTIONS	Apr 07, 2015	
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32	P PRODUCTION OF DOCUMENTS AND RESP TO P INTERROGATORIES	May 05, 2015	
33	D UNDELIVERABLE	May 04, 2015	
34	D RESP TO P INTERROGATORIES	May 07, 2015	
35	D MOT TO DISMISS: FRCP 12(B)	Jul 08, 2015	
36	D MOT FOR EXT W/O CONSENT	Jul 10, 2015	
37	P OPP/RESP TO MOTION	Jul 13, 2015	
38	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 16, 2015	
39	TRIAL DATES REMAIN AS SET	Jul 16, 2015	
40	P MOT TO COMPEL DISCOVERY	Aug 07, 2015	
41	D MOT FOR EXT W/O CONSENT	Aug 08, 2015	
42	P OPP/RESP TO MOTION	Aug 12, 2015	
43	D COMMUNICATION	Aug 12, 2015	
44	SUSP PEND DISP OF OUTSTNDNG MOT	Aug 14, 2015	
45	D UNDELIVERABLE MAIL	Sep 10, 2015	
46	BOARD'S ORDER	Sep 28, 2015	
47	CHANGE OF CORRESP ADDRESS	Sep 28, 2015	
48	RESPONSE DUE	Oct 09, 2015	
49	P COMMUNICATION	Oct 13, 2015	
50	D UNDELIVERABLE MAIL	Oct 13, 2015	
51	D UNDELIVERABLE MAIL	Oct 13, 2015	
52	D UNDELIVERABLE MAIL	Oct 23, 2015	
53	D UNDELIVERABLE MAIL	Nov 02, 2015	
54	D RESP TO BD ORDER/INQUIRY	Nov 04, 2015	
55	P OPP/RESP TO MOTION	Nov 09, 2015	
56	SUSPENDED	Mar 02, 2016	
57	SUSPENDED	Mar 02, 2016	

Int. Cl.: 35

Prior U.S. Cls.: 100, 101 and 102

**United States Patent and Trademark Office**

**Reg. No. 3,191,730**

Registered Jan. 2, 2007

**SERVICE MARK  
PRINCIPAL REGISTER**

# THOR

LEMANS CORPORATION (WISCONSIN CORPORATION)  
3501 KENNEDY ROAD P.O. BOX 5222  
JANESVILLE, WI 53547

FOR: ON-LINE CATALOGUE SERVICES FOR DEALERS AND DISTRIBUTORS FEATURING MOTOCROSS RACING AND MOTORCYCLE RIDING GEAR, SPORTSWEAR, AND ACCESSORIES; ON-LINE MARKETING SERVICES FOR DEALERS AND DISTRIBUTORS FEATURING MOTOCROSS RACING AND MOTORCYCLE RIDING GEAR, SPORTSWEAR AND ACCESSORIES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-30-2002; IN COMMERCE 3-30-2002.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,380,354, 2,829,892 AND OTHERS.

SER. NO. 78-670,435, FILED 7-14-2005.

JORDAN BAKER, EXAMINING ATTORNEY

On April 22, 2016 TSDR will update the XML schema from version ST-96 1\_D3 to version ST-96 2.2.1. Consequently, 3rd party applications that utilize TSDR XML may not function as intended after that date. Therefore, the USPTO will make available the current XML schema at the following link: [https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/v1/info.xml](https://tsdrsec.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/v1/info.xml) for a period of not less than 6 months. Any 3rd party applications that currently make calls to USPTO XML should be changed to point to that link.

It is highly recommended that 3rd party applications be upgraded to utilize the USPTO API's rather than the XML schema, which may change at any time rendering the 3rd party application inoperable. The link to the current API is [https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL\\_OR\\_REG\\_NUMBER/info.xml](https://tsdrapi.uspto.gov/ts/cd/casestatus/SERIAL_OR_REG_NUMBER/info.xml). Questions may be directed to [the TSDR Mailbox](#).

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**Mark:** THOR

# THOR

**US Serial Number:** 78670435

**Application Filing Date:** Jul. 14, 2006

**US Registration Number:** 3191730

**Registration Date:** Jan. 02, 2006

**Register:** Principal

**Mark Type:** Service Mark

**Status:** The registration has been renewed.

**Status Date:** Mar. 16, 2016

**Publication Date:** Oct. 17, 2006

## Mark Information

**Mark Literal Elements:** THOR

**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

## Related Properties Information

**Claimed Ownership of US** [2380354](#), [2829888](#), [2829892](#) and others  
**Registrations:**

## 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:** On-line catalogue services for dealers and distributors featuring motocross racing and motorcycle accessories; on-line marketing services for dealers and distributors featuring motocross racing and accessories

**International Class(es):** 035 - Primary Class

**U.S Class(es):** 100, 101, 10

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Mar. 30, 2002

**Use in Commerce:** Mar. 30, 200

### Basis Information (Case Level)

<b>Filed Use:</b> Yes	<b>Currently Use:</b> Yes
<b>Filed ITU:</b> No	<b>Currently ITU:</b> No
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No

### Current Owner(s) Information

**Owner Name:** LeMans Corporation

**Owner Address:** 3501 Kennedy Road P.O. Box 5222  
Janesville, WISCONSIN UNITED STATES 53547

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** WISCONSIN

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Tara M. Vold

**Attorney Primary Email:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Address:**

**Docket Number:** LEMA.151U

**Attorney Email Authorized:** Yes

#### Correspondent

**Correspondent Name/Address:** Tara M. Vold  
Vold & Williamson PLLC  
8251 Greensboro Drive, Suite 340  
McLean, VIRGINIA UNITED STATES 22102

**Phone:** 571-395-4631

**Correspondent e-mail:** [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Correspondent e-mail Authorized:** Yes

## Domestic Representative - Not Found

## Prosecution History

<b>Date</b>	<b>Description</b>	<b>Proceeding Number</b>
Mar. 16, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 16, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76533
Mar. 16, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76533
Mar. 16, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Jan. 07, 2016	TEAS SECTION 8 & 9 RECEIVED	
Jan. 02, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jan. 14, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 11, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 11, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 30, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 30, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70131
Apr. 30, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70131
Apr. 13, 2012	TEAS SECTION 8 & 15 RECEIVED	
Jan. 02, 2007	REGISTERED-PRINCIPAL REGISTER	
Oct. 17, 2006	PUBLISHED FOR OPPOSITION	
Sep. 27, 2006	NOTICE OF PUBLICATION	
Sep. 05, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	66230
Aug. 31, 2006	ASSIGNED TO LIE	66230
Aug. 25, 2006	ASSIGNED TO LIE	59272
Aug. 18, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 18, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 15, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889

Aug. 15, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 04, 2006	NON-FINAL ACTION E-MAILED	6325
May 04, 2006	NON-FINAL ACTION WRITTEN	81878
Apr. 14, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	73797
Apr. 03, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	73797
Apr. 03, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 13, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 13, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 02, 2006	PRIORITY ACTION E-MAILED	6326
Feb. 02, 2006	PRIORITY ACTION WRITTEN	81878
Feb. 02, 2006	ASSIGNED TO EXAMINER	81878
Aug. 08, 2005	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	76984
Aug. 08, 2005	TEAS VOLUNTARY AMENDMENT RECEIVED	
Jul. 20, 2005	NEW APPLICATION ENTERED IN TRAM	

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Jan. 02, 2017

**TM Staff and Location Information**

**TM Staff Information - None**

**File Location**

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Mar. 16, 201

**Assignment Abstract Of Title Information - None recorded**

**Proceedings**

**Summary**

Party type

**Number of Proceedings:** 2

**Type of Proceeding: Opposition**

Proceeding Number: 91226723

Filing Date: Mar 07, 201

Status: Pending

Status Date: Mar 07, 201

Interlocutory Attorney: JENNIFER KRISP

**Defendant**

Name: LeMar Xavier Lewis

Correspondent Address: LeMar Xavier Lewis  
878 Summit Greens Blvd CITY  
Clemont FL UNITED STATES , 34711

Correspondent e-mail: [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THORO	Opposition Pending	<u>86367828</u>	

**Plaintiff(s)**

Name: LeMans Corporation

Correspondent Address: TARA M. VOLD  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DR, STE 340  
MCLEAN VA UNITED STATES , 22102

Correspondent e-mail: [trademark@vwiplaw.com](mailto:trademark@vwiplaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>
THOR	Renewed	<u>78172323</u>	<u>2842916</u>
THOR	Renewed	<u>78172321</u>	<u>2829892</u>
THOR	Renewed	<u>78172102</u>	<u>2829888</u>
THOR	Renewed	<u>78670435</u>	<u>3191730</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 07, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 07, 2016	Apr 16, 2016
3	PENDING, INSTITUTED	Mar 07, 2016	
4	D REQ TO W/DRAW AS ATTORNEY	Apr 14, 2016	
5	CHANGE OF CORRESP ADDRESS	Apr 14, 2016	

**Type of Proceeding: Opposition**

Proceeding Number: 91214578

Filing Date: Jan 22, 2014

Status: Pending

Status Date: Jan 22, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

**Defendant**

Name: LeMar Xavier Lewis

Correspondent Address: LEMAR XAVIER LEWIS  
33 WEST TRADE STREET , UNIT 2100  
CHARLOTTE NC UNITED STATES , 27708

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**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THORO	Opposition Pending	<u>85956925</u>	

**Plaintiff(s)**

Name: LeMans Corporation

Correspondent Address: PAUL J WILLIAMSON  
VOLD & WILLIAMSON PLLC  
8251 GREENSBORO DRIVE, SUITE 340  
MCLEAN VA UNITED STATES , 22102

Correspondent e-mail: trademark@vwiplaw.com

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THOR	Renewed	<u>74067434</u>	<u>1755416</u>
THOR	Renewed	<u>78172323</u>	<u>2842916</u>
THOR	Renewed	<u>78172321</u>	<u>2829892</u>
THOR	Renewed	<u>78172102</u>	<u>2829888</u>
THOR	Renewed	<u>78670435</u>	<u>3191730</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 22, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 22, 2014	Mar 03, 2014
3	PENDING, INSTITUTED	Jan 22, 2014	
4	P NOTICE OF SERVICE	Feb 07, 2014	
5	P NOTICE OF INEFFECTIVE SERVICE	Feb 24, 2014	
6	D CHANGE OF CORRESP ADDRESS	Mar 03, 2014	
7	ANSWER	Mar 03, 2014	
8	D REQ TO W/DRAW AS ATTORNEY	May 28, 2014	

9	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 16, 2014	Jul 16, 2014
10	D RESP TO BD ORDER/INQUIRY	Jun 16, 2014	
11	RESPONSE DUE 30 DAYS (DUE DATE)	Jun 18, 2014	Jul 18, 2014
12	D UNDELIVERABLE MAIL	Jun 30, 2014	
13	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 17, 2014	Aug 16, 2014
14	D RESP TO BD ORDER/INQUIRY	Jul 17, 2014	
15	RESPONSE DUE 30 DAYS (DUE DATE)	Jul 21, 2014	Aug 20, 2014
16	P RESP TO BD ORDER/INQUIRY	Jul 22, 2014	
17	D UNDELIVERABLE MAIL	Aug 04, 2014	
18	PROCEEDINGS RESUMED	Sep 03, 2014	
19	P REQ FOR BOARD INTERVENTION	Sep 23, 2014	
20	D MOT FOR EXT W/O CONSENT	Oct 01, 2014	
21	TRIAL DATES RESET	Oct 17, 2014	
22	D APPEARANCE / POWER OF ATTORNEY	Oct 31, 2014	
23	P MOT TO COMPEL DISCOVERY	Dec 17, 2014	
24	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 20, 2014	
25	P SUPPLEMENTAL FILING IN SUPPORT OF ITS MOT TO COMPEL	Dec 31, 2014	
26	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 30, 2015	Mar 01, 2015
27	D REQ TO W/DRAW AS ATTORNEY	Mar 02, 2015	
28	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 04, 2015	Apr 03, 2015
29	D APPEARANCE / POWER OF ATTORNEY	Apr 03, 2015	
30	P MOT FOR SANCTIONS	Apr 07, 2015	
31	RESPONSE DUE	Apr 16, 2015	
32	P PRODUCTION OF DOCUMENTS AND RESP TO P INTERROGATORIES	May 05, 2015	
33	D UNDELIVERABLE	May 04, 2015	
34	D RESP TO P INTERROGATORIES	May 07, 2015	
35	D MOT TO DISMISS: FRCP 12(B)	Jul 08, 2015	
36	D MOT FOR EXT W/O CONSENT	Jul 10, 2015	
37	P OPP/RESP TO MOTION	Jul 13, 2015	
38	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 16, 2015	
39	TRIAL DATES REMAIN AS SET	Jul 16, 2015	
40	P MOT TO COMPEL DISCOVERY	Aug 07, 2015	
41	D MOT FOR EXT W/O CONSENT	Aug 08, 2015	
42	P OPP/RESP TO MOTION	Aug 12, 2015	
43	D COMMUNICATION	Aug 12, 2015	
44	SUSP PEND DISP OF OUTSTNDNG MOT	Aug 14, 2015	

45	D UNDELIVERABLE MAIL	Sep 10, 2015
46	BOARD'S ORDER	Sep 28, 2015
47	CHANGE OF CORRESP ADDRESS	Sep 28, 2015
48	RESPONSE DUE	Oct 09, 2015
49	P COMMUNICATION	Oct 13, 2015
50	D UNDELIVERABLE MAIL	Oct 13, 2015
51	D UNDELIVERABLE MAIL	Oct 13, 2015
52	D UNDELIVERABLE MAIL	Oct 23, 2015
53	D UNDELIVERABLE MAIL	Nov 02, 2015
54	D RESP TO BD ORDER/INQUIRY	Nov 04, 2015
55	P OPP/RESP TO MOTION	Nov 09, 2015
56	SUSPENDED	Mar 02, 2016
57	SUSPENDED	Mar 02, 2016