

ESTTA Tracking number: **ESTTA806560**

Filing date: **03/10/2017**

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

Proceeding	92063674
Party	Plaintiff Consueloongpauco-Cauton
Correspondence Address	MELVIN N A AVANZADO THE AVANZADO LAW FIRM 1880 CENTURY PARK EAST, SUITE 1100 LOS ANGELES, CA 90067 UNITED STATES mel@avanzadolaw.com, elaine@avanzadolaw.com
Submission	Other Motions/Papers
Filer's Name	Melvin N.A. Avanzado
Filer's e-mail	mel@avanzadolaw.com
Signature	/Melvin N.A. Avanzado/
Date	03/10/2017
Attachments	2017-03-11 Exh 3 AA-HH to Avanzado Decl - Cauton.pdf(4259114 bytes)

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

CONSUELO ONGPAUCO-CAUTON,

Petitioner,

v.

JUNE FRANCIS RONO, ASHLEY KRISTEN
C. RONO AND JUSTIN CHRISTIAN C.
RONO,

Registrants.

Cancellation No. 92063674

In the Matter of Registration No. 4,034,365
Mark: BARRIO FIESTA EXPRESS
Date Issued: October 4, 2011

*[Motion for Summary Judgment; Separate
Statement of Undisputed facts; Request for Judicial
Notice; Declaration of Melvin N.A. Avanzado filed
concurrently herewith]*

EXHIBITS AA THROUGH HH OF EXHIBIT 3 TO
DECLARATION OF MELVIN N.A. AVANZADO

EXHIBIT “AA”

CONSENT AGREEMENT

This Agreement is made by and between Barrio Fiesta Manufacturing Corporation, a Philippine company having an address at Barrio Fiesta Compound, Restaurant Ave., Marcos Highway, Dela Paz, Pasig City, Philippines ("BFMC"), and Barrio Fiesta International, Inc., a California Corporation having an address at 2262 Westborough Blvd., South San Francisco, CA 94080 ("BFII");

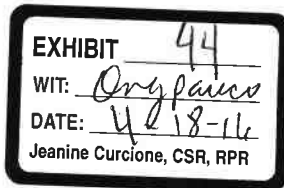
WHEREAS, BFMC is the owner of the trademark BARRIO FIESTA AND DESIGN¹ covering food products in Classes 29, 30 & 32;

WHEREAS, BFII (Marjorie O. Barretto) is the owner of the trademark BF THE ORIGINAL BARRIO FIESTA OF MANILA and Design which is the subject of U.S. Trademark Registration No. 1,712,454 issued 1 September 1992 and covering services described as "restaurant services" in Class 42 (hereinafter the "BFII Services"); and

WHEREAS, BFMC and BFII (Marjorie O. Barretto), mindful of the public interest in the prevention of customer confusion, recognize that the concurrent use of the BARRIO FIESTA mark in connection with food products classified in International Classes 29, 30 & 32, under the conditions set forth herein, is not likely to cause confusion in the marketplace with the continued use of the BF THE ORIGINAL BARRIO FIESTA OF MANILA and Design mark in connection with the BFII (Marjorie O. Barretto) Services.

NOW, THEREFORE, in consideration of the respective covenants hereinafter set forth, the parties hereto mutually agree as follows:

¹ Specific Description: "The words Barrio Fiesta printed in stylize form and in between said words is the representation of a native pot placed under a strong flame."



1. BFMC agrees not to undertake use of the BARRIO FIESTA AND DESIGN mark in connection with the BFII Services.
2. BFII (Marjorie O. Barretto) agrees not to undertake use of the BF THE ORIGINAL BARRIO FIESTA OF MANILA and Design mark in connection with food products under Classes 29, 30 & 32.
3. BFII (Marjorie O. Barretto) will refrain from taking any further action or proceeding, legal or otherwise, which will hinder BFMC in its free and unfettered use and registration of the BARRIO FIESTA AND DESIGN mark and the words "BARRIO FIESTA" in connection with the latter's food business and food products and consents to the use and registration of the BARRIO FIESTA mark for such purposes in the United States.
4. BFMC will refrain from taking any further action or proceeding, legal or otherwise, which will hinder BFII (Marjorie O. Barretto) in its free and unfettered use and registration of the BF THE ORIGINAL BARRIO FIESTA OF MANILA and Design mark in connection with the BFII (Marjorie O. Barretto) Services.
5. Each party agrees to continue to market and advertise its respective goods/services in a manner that clearly differentiates its use of their respective marks from that of the other party.
6. Each party agrees not to represent that they are related to each other or that their goods/services stem from the same source or partake of any common qualities or attributes.
7. Both parties sincerely believe no likelihood of confusion will ensue from their continued use and simultaneous registration of the BF THE ORIGINAL BARRIO FIESTA

OF MANILA and Design, BARRIO FIESTA and the BARRIO FIESTA AND DESIGN marks in accordance with the terms set forth in Paragraphs 1 through 6 because of the differences between the respective parties' goods and services.

8. To date, neither party has become aware of the occurrence of customer confusion as a result of their concurrent use of the marks set forth herein.

9. Although the parties do not anticipate that any confusion or mistakes will arise from their continued use or simultaneous registration of the BF THE ORIGINAL BARRIO FIESTA OF MANILA and Design and BARRIO FIESTA AND DESIGN marks, in the unlikely event that any actual confusion does arise, the parties agree to cooperate reasonably to take steps to abate the cause of confusion, and to prevent confusion from arising again.

10. The parties agree to take any further actions and execute any further agreements as may reasonably be needed to carry out the spirit and intent of this Agreement.

11. The term of this Agreement is for as long as either party has any rights in its respective mark.

12. This Consent Agreement shall apply to the parties hereto, and their respective subsidiaries, related organizations, successors and assigns.

13. The signatories hereto represent and warrant that they have full authority to execute this Agreement on behalf of their respective companies. This Agreement may be executed in counterparts, including by facsimile signature, each of which shall be deemed an original but all of which taken together shall constitute one and the same instrument.

WHEREFORE, the parties, through their duly authorized representatives, agreeing with the facts set forth herein, and with the intent to be legally bound hereby, adhere on the date(s) set forth below.

**BARRIO FIESTA MANUFACTURING
CORPORATION**

By: _____

Name: _____

Title: _____

Date: _____

**BARRIO FIESTA
INTERNATIONAL INC.**

By: *[Signature]*

Name: MARJORIE O. BARNETTO

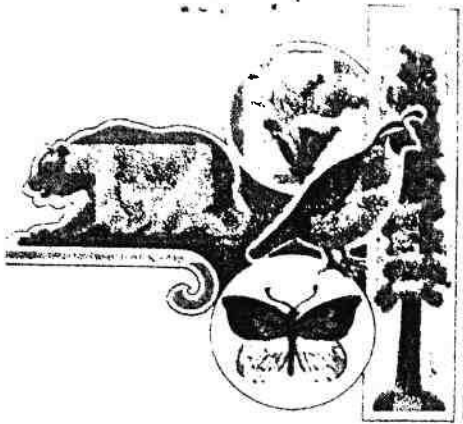
Title: V. PRESIDENT

Date: 7/28/2011

CDL # AG174428

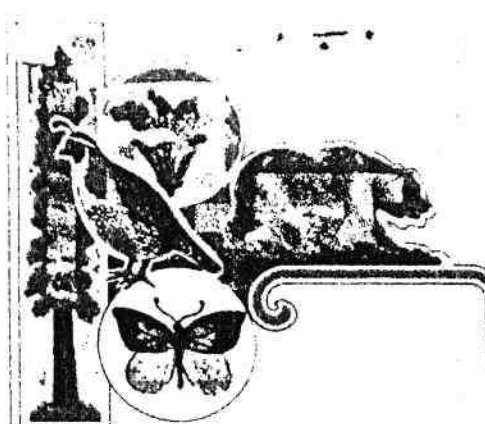
SS # 614-10-1173

EXHIBIT “BB”



State of California

OFFICE OF THE SECRETARY OF STATE


 Trademark
 Reg. No. 097662

CERTIFICATE OF REGISTRATION OF TRADEMARK

I, MARCH FONG EU, Secretary of State of the State of California, hereby certify:

That in accordance with the application filed in this office the TRADEMARK described below has been duly registered in this office on behalf of:

Name of Applicant Bonifacio Ongpauco, Jr.

Business Address 29 Christine, Parkway Subdivision San Francisco del Monte
Quezon City, Phils.

Date First Used in California March 1988

Date First Used Anywhere March 1988

Description of Trademark BARRIO FIESTA (Translation: Town Feast)

Class No. 46

Description of Goods on Which the Trademark is Used Meat, fish, poultry, meat
extracts, preserved and dried fish and other food products.

A copy, specimen, facsimile, counterpart or a reproduction of the mark is attached.

Date of Registration June 14, 1993

Term of Registration Extends to and Includes June 14, 2003

IN WITNESS WHEREOF, I execute
 this certificate and affix the Great
 Seal of the State of California this

14th day of June 1993

March Fong Eu

Secretary of State

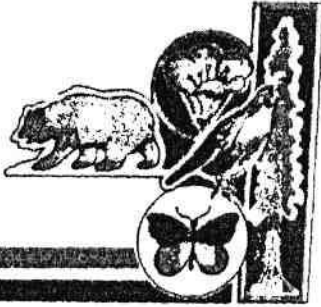


EXHIBIT 45
 WIT: Ongpauco
 DATE: 4-18-16
 Jeanine Curcione, CSR, RPR

CONFIDENTIAL-ATTORNEYS EYES ONLY

BFMC000946

1714927



State
of
California

OFFICE OF THE SECRETARY OF STATE

CORPORATION DIVISION

I, *MARCH FONG EU*, Secretary of State of the State of California, hereby certify:

That the annexed transcript has been compared with the corporate record on file in this office, of which it purports to be a copy, and that same is full, true and correct.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this

NOV 4 1992



March Fong Eu

Secretary of State

EXHIBIT “CC”

PTO Form 1473 (Rev. 8/2005)
OMB No. 0651-0049 (Exp. 06/30/2009)

Trademark/Service Mark Application, Principal Register

Serial Number: 78886373

Filing Date: 05/18/2006

The table below presents the data as entered.

Input Field	Entered
MARK SECTION	
MARK FILE NAME	\\TICRS\EXPORT5\IMAGEOUT5 \\788\863\78886373\xml1\AP P0002.JPG
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
COLOR MARK	NO
PIXEL COUNT ACCEPTABLE	YES
PIXEL COUNT	879 x 506
OWNER SECTION	
NAME	Ongpaucio, Bonifacio E., Jr.
STREET	29 Christine St., Parkway Subd., SFDM
CITY	Quezon City
COUNTRY	Philippines
PHONE	(632) 682-9771
FAX	(632) 692-9832
EMAIL	vlt@barriofiesta.com.ph
AUTHORIZED EMAIL COMMUNICATION	Yes
LEGAL ENTITY SECTION	
TYPE	INDIVIDUAL
COUNTRY OF CITIZENSHIP	Philippines
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	029
DESCRIPTION	Production/import/export of seafood, meat, meat extracts, preserved fruits and vegetables, dried fish and other food products.
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/10/1987
FIRST USE IN COMMERCE DATE	At least as early as 12/10/1987
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT5\IMAGEOUT5 \\788\863\78886373\xml1\AP P0003.JPG
	Sample of processed seafood product (sauteed shrimp fry) in its

EXHIBIT 46
WIT: Ongpaucio
DATE: 4-18-16
Jeanine Curcione, CSR, RPR

46

SPECIMEN DESCRIPTION	standard package.
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	029
DESCRIPTION	Production/import/export of seafood, meat, meat extracts, preserved fruits and vegetables, dried fish and other food products.
FILING BASIS	Section 44(e)
FOREIGN REGISTRATION NUMBER	876698
FOREIGN REGISTRATION COUNTRY NAME	Philippines (PHX)
FOREIGN REGISTRATION DATE	08/02/2002
FOREIGN EXPIRATION DATE	08/02/2007
FOREIGN RENEWAL DATE	08/02/2002
ADDITIONAL STATEMENTS SECTION	
DISCLAIMER	No claim is made to the exclusive right to use BARRIO FIESTA apart from the mark as shown.
TRANSLATION	The foreign wording in the mark translates into English as Town Festival.
SECTION 2(f)	The mark has become distinctive of the goods/services through the applicant's substantially exclusive and continuous use in commerce for at least the five years immediately before the date of this statement.
SIGNATURE SECTION	
SIGNATURE	/beo 122955/
SIGNATORY NAME	Bonifacio E. Ongpauco, Jr.
SIGNATORY DATE	05/18/2006
SIGNATORY POSITION	Applicant
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	325
TOTAL AMOUNT	325
PAYMENT METHOD	CC
CORRESPONDENCE SECTION	
NAME	Ongpauco, Bonifacio E., Jr.
STREET	29 Christine St., Parkway Subd., SFDM
CITY	Quezon City
COUNTRY	Philippines
EMAIL	vlt@barriofiesta.com.ph
AUTHORIZED EMAIL COMMUNICATION	Yes
FILING INFORMATION	

SUBMIT DATE	Thu May 18 03:24:17 EDT 2006
TEAS STAMP	USPTO/BAS-XXXXXXXXXX-200 60518032417398076-7888637 3-200e0b11797ec61bf2e28b6 c49e52e3d174-CC-1003-2006 0518031123914497

PTO Form 1478 (Rev 6/2005)
OMB No. 0651-0009 (Exp 09/2010)

Trademark/Service Mark Application, Principal Register

Serial Number: 78886373

Filing Date: 05/18/2006

To the Commissioner for Trademarks:

MARK: (Stylized and/or Design, see mark)

The applicant, Bonifacio E., Jr. Ongpauco, a citizen of Philippines, residing at 29 Christine St., Parkway Subd., SFDM, Quezon City, Philippines, 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.

The applicant, or the applicant's related company or licensee, is using the mark in commerce, and lists below the dates of use by the applicant, or the applicant's related company, licensee, or predecessor in interest, of the mark on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

International Class 029: Production/import/export of seafood, meat, meat extracts, preserved fruits and vegetables, dried fish and other food products.

In International Class 029, the mark was first used at least as early as 12/10/1987, and first used in commerce at least as early as 12/10/1987, and is now in use in such commerce. The applicant is submitting or will submit one specimen for *each class* showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Sample of processed seafood product (sauteed shrimp fry) in its standard package..

Specimen - 1

Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of Philippines registration number 876698, registered 08/02/2002 with a renewal date of 08/02/2002 and an expiration date of 08/02/2007, and translation thereof, if appropriate. 15 U. S.C. Section 1126(e), as amended.

International Class 029: Production/import/export of seafood, meat, meat extracts, preserved fruits and vegetables, dried fish and other food products.

No claim is made to the exclusive right to use BARRIO FIESTA apart from the mark as shown.

The foreign wording in the mark translates into English as Town Festival.

The mark has become distinctive of the goods/services through the applicant's substantially exclusive and continuous use in commerce for at least the five years immediately before the date of this statement.

The USPTO is authorized to communicate with the applicant or its representative at the following email address: vlt@barriofiesta.com.ph.

A fee payment in the amount of \$325 will be submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made 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 resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /beo 122955/ Date: 05/18/2006
Signatory's Name: Bonifacio E. Ongpauco, Jr.
Signatory's Position: Applicant

Mailing Address:

Ongpauco, Bonifacio E., Jr.
29 Christine St., Parkway Subd., SFDM
Quezon City,

RAM Sale Number: 1003
RAM Accounting Date: 05/18/2006

Serial Number: 78886373
Internet Transmission Date: Thu May 18 03:24:17 EDT 2006
TEAS Stamp: USPTO/BAS-XXXXXXXXXXXX-200605180324173980
76-78886373-200e0b11797ec61bf2e28b6c49e5
2e3d174-CC-1003-20060518031123914497



No Image Attached

BARRIO FIESTA Manufacturing Corporation

EXHIBIT “DD”

PTO Form 1473 (Rev 8/2006)
OMB No. 0551-0009 (Exp 03/30/2006)

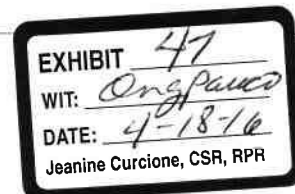
Trademark/Service Mark Application, Principal Register

Serial Number: 77179318

Filing Date: 05/11/2007

The table below presents the data as entered.

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MARK INFORMATION	
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SPECIAL FORM	YES
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	BARRIO FIESTA
COLOR MARK	NO
PIXEL COUNT ACCEPTABLE	YES
PIXEL COUNT	560 x 250
APPLICANT INFORMATION	
*OWNER OF MARK	Barrio Fiesta Manufacturing Corporation
*STREET	1170 J. Bocobo St. Ermita
*CITY	Manila
*COUNTRY	Philippines
LEGAL ENTITY INFORMATION	
*TYPE	CORPORATION
*STATE/COUNTRY OF INCORPORATION	Philippines
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	029
DESCRIPTION	seafood, meat, meat extracts, preserved fruits and vegetables, dried fish
FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/10/1987
FIRST USE IN COMMERCE DATE	At least as early as 12/10/1987
SPECIMEN FILE NAME(S)	\\TICRS2\EXPORT12\771\793\77179318\xml1\APP0005.JPG
	\\TICRS2\EXPORT12\771\793\77179318\xml1\APP0006.JPG
SPECIMEN DESCRIPTION	photograph of the goods
FILING BASIS	SECTION 44(e)



FOREIGN REGISTRATION NUMBER	4-1997-124675
FOREIGN REGISTRATION COUNTRY	Philippines
FOREIGN REGISTRATION DATE	09/05/2002
FOREIGN REGISTRATION EXPIRATION DATE	09/05/2022
FOREIGN REGISTRATION RENEWAL DATE	09/05/2022
FOREIGN REGISTRATION FILE NAME(S)	\\TICRS2\EXPORT12\771\793\77179318\xml1\APP0003.JPG
	\\TICRS2\EXPORT12\771\793\77179318\xml1\APP0004.JPG
ATTORNEY INFORMATION	
NAME	Christopher J. Day
FIRM NAME	Law Office of Christopher Day
STREET	301 E Bethany Home Road, Suite A-213
CITY	Phoenix
STATE	Arizona
COUNTRY	United States
ZIP/POSTAL CODE	85012
PHONE	6022584440
FAX	6022584441
EMAIL ADDRESS	chris@daylawfirm.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
CORRESPONDENCE INFORMATION	
NAME	Christopher J. Day
FIRM NAME	Law Office of Christopher Day
STREET	301 E Bethany Home Road, Suite A-213
CITY	Phoenix
STATE	Arizona
COUNTRY	United States
ZIP/POSTAL CODE	85012
PHONE	6022584440
FAX	6022584441
EMAIL ADDRESS	chris@daylawfirm.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	325

TOTAL FEE DUE	325
SIGNATURE INFORMATION	
* SIGNATORY FILE	\\TICRS2\EXPORT12\771\793\77179318\xml1\APP0007.JPG
SIGNATORY'S NAME	Bonifacio E. Ongpauco, Jr.
SIGNATORY'S POSITION	President
FILING INFORMATION SECTION	
SUBMIT DATE	Fri May 11 19:29:00 EDT 2007
TEAS STAMP	USPTO/BAS-XX.XXX.XXX.XXX- 20070511192900971983-7717 9318-3701124f5acf3b55abdf d2822fda56422b7-CC-901-20 070511191428907706

PTO Form 1478 (Rev. 9/2006)
OMB No. 0651-0009 (Exp. 09/30/2008)

Trademark/Service Mark Application, Principal Register

Serial Number: 77179318

Filing Date: 05/11/2007

To the Commissioner for Trademarks:

MARK: BARRIO FIESTA (stylized and/or with design, see mark)

The literal element of the mark consists of BARRIO FIESTA. The applicant is not claiming color as a feature of the mark.

The applicant, Barrio Fiesta Manufacturing Corporation, a corporation of Philippines, having an address of 1170 J. Bocobo St. Ermita, Manila, Philippines, 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.

International Class 029: seafood, meat, meat extracts, preserved fruits and vegetables, dried fish

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 029, the mark was first used at least as early as 12/10/1987, and first used in commerce at least as early as 12/10/1987, and is now in use in such commerce. The applicant is submitting or will submit one specimen for *each class* showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) photograph of the goods.

Specimen File1

Specimen File2

Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and submits a copy of Philippines registration number 4-1997-124675, registered 09/05/2002 with a renewal date of 09/05/2022 and an expiration date of 09/05/2022, and translation thereof, if appropriate. 15 U. S.C. Section 1126(e), as amended.

Foreign Registration-1

Foreign Registration-2

The applicant hereby appoints Christopher J. Day of Law Office of Christopher Day, 301 E Bethany Home Road, Suite A-213, Phoenix, Arizona, United States, 85012 to submit this application on behalf of the applicant.

Correspondence Information: Christopher J. Day

301 E Bethany Home Road, Suite A-213

Phoenix, Arizona 85012

6022584440(phone)

6022584441(fax)

chris@daylawfirm.com (authorized)

A fee payment in the amount of \$325 will be submitted with the application, representing payment for 1 class(es).

Declaration

Signatory's Signature: signatory file

Signatory's Name: Bonifacio E. Ongpauco, Jr.

Signatory's Position: President

RAM Sale Number: 901

RAM Accounting Date: 05/14/2007

Serial Number: 77179318

Internet Transmission Date: Fri May 11 19:29:00 EDT 2007

TEAS Stamp: USPTO/BAS-XX.XXX.XXX.XXX-200705111929009

71983-77179318-3701124f5acf3b55abdf2822

fda56422b7-CC-901-20070511191428907706





THIS IS TO CERTIFY THAT THE ATTACHED DOCUMENT IS A TRUE COPY of the original:

Certificate of Registration No. : 4-1997-124675
Trademark : BARRIO FIESTA AND DESIGN
(THE WORDS "BARRIO FIESTA" PRINTED IN
STYLIZED FORM AND IN BETWEEN SAID
WORDS IS THE REPRESENTATION OF A
NATIVE POT PLACED UNDER A STRONG
FLAME)
Registrant : BARRIO, FIESTA MANUFACTURING
CORPORATION
Date of Registration : September 5, 2002

Makati City, Philippines, this 02nd day of October 2006



By Authority of the
Director of Bureau of Trademarks


AMELITA HUSMILLO-ESCALONA
Information Officer V,
TM PUBLICATION & ADMINISTRATIVE SERVICES DIVISION

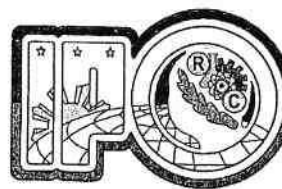
ATTESTED:


MARIANNE S. BUENDIA
IPR Specialist II,
TM Publication & Administrative Services Division 

Doc. No.: 1122
Series of: 2006
OR No.: 106086
Amount: ₱ 1010
Requested by: BARRIO FIESTA MANUFACTURING CORPORATION - Ms. Vivien L. Tolentino (Chief Executive Officer)

Republic of the Philippines
INTELLECTUAL PROPERTY OFFICE
351 Sen. Gil Puyat Ave., Makati City 1200 Philippines • www.ipophil.gov.ph
Telephone: +632-7525450 to 65 • Facsimile: +632-8904862 • email: mail@ipophil.gov.ph

Republic of the Philippines
Intellectual Property Office



The requirements of law and regulations having been complied with, this Office issues this

Certificate of Registration

For the MARK : **BARRIO FIESTA AND DESIGN (THE WORDS "BARRIO FIESTA" PRINTED IN STYLIZED FORM AND IN BETWEEN SAID WORDS IS THE REPRESENTATION OF A NATIVE POT PLACED UNDER A STRONG FLAME)**

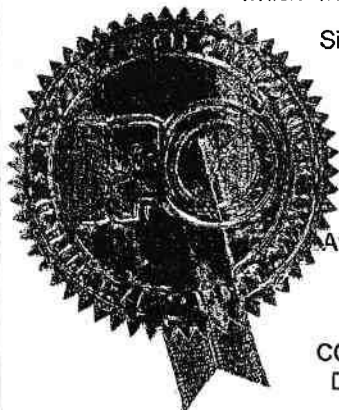


The following data apply to this registered mark:

Serial No.: **124675** Registration No.: **4-1997-124675**
Filing Date: **September 11, 1997** Date of Registration: **September 5, 2002**
Basis of Claim for Priority: **None**
Country/Application Number/Filing Date: **None**
Applicant(s)/Address(es): **BARRIO FIESTA MANUFACTURING CORPORATION
1170 J. Bocobo St., Ermita, Manila**
Assignee(s)/Address(es): **None**
Goods: **Bagoong and vinegar.**
Class(es): **30** Claim of color: **None**
Disclaimer: **None**
Translation or Transliteration: **None**
Duration/Term: **Twenty (20) years from September 5, 2002 unless sooner cancelled in accordance with law and regulations.**
Name of Examiner: **TERESITA T. MANANTAN**

Published for opposition in the IPO Official Gazette Volume V Number 4 which was released for circulation on **August 5, 2002.**

Signed at Makati City, Philippines, this JUL 17 2003

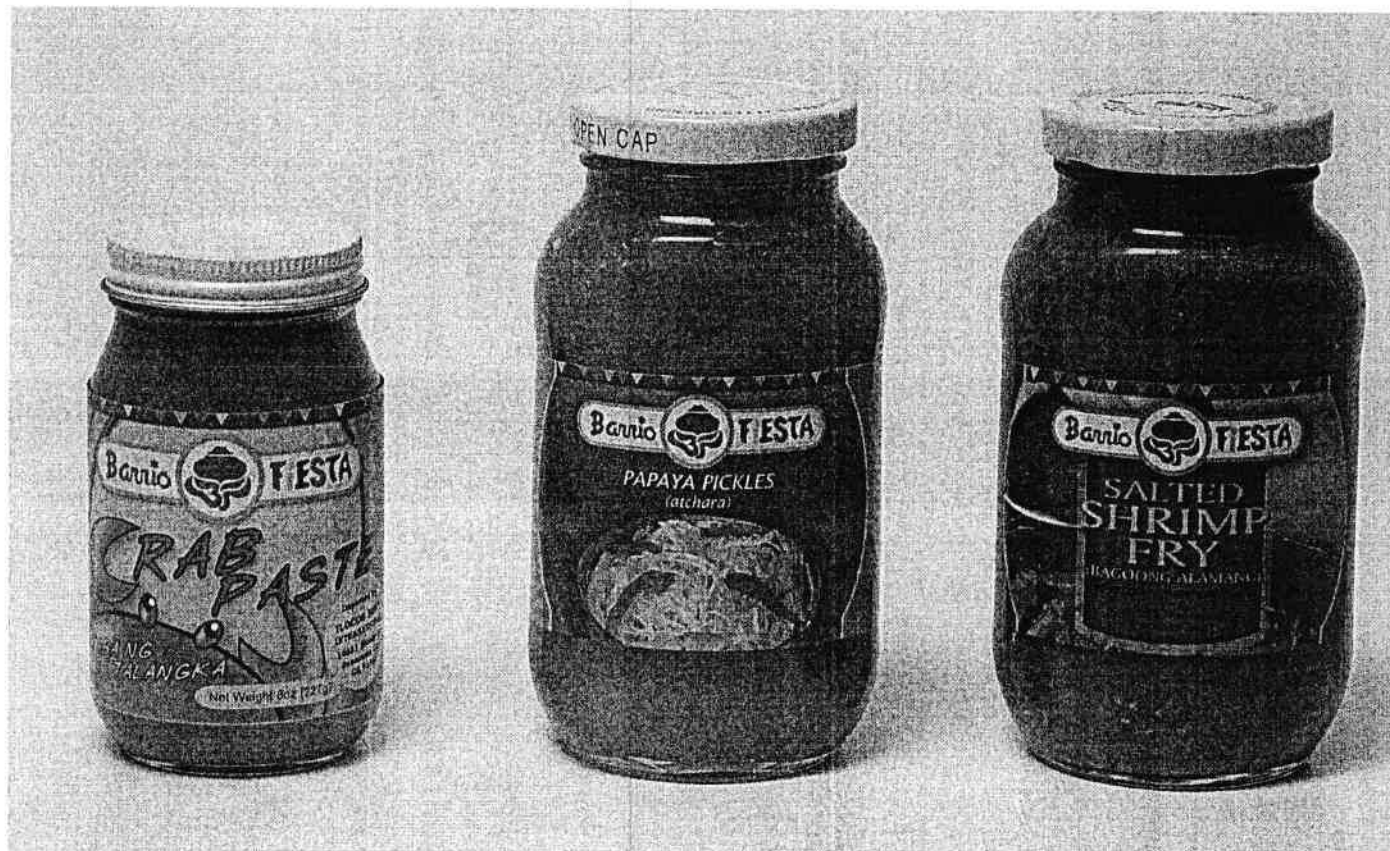


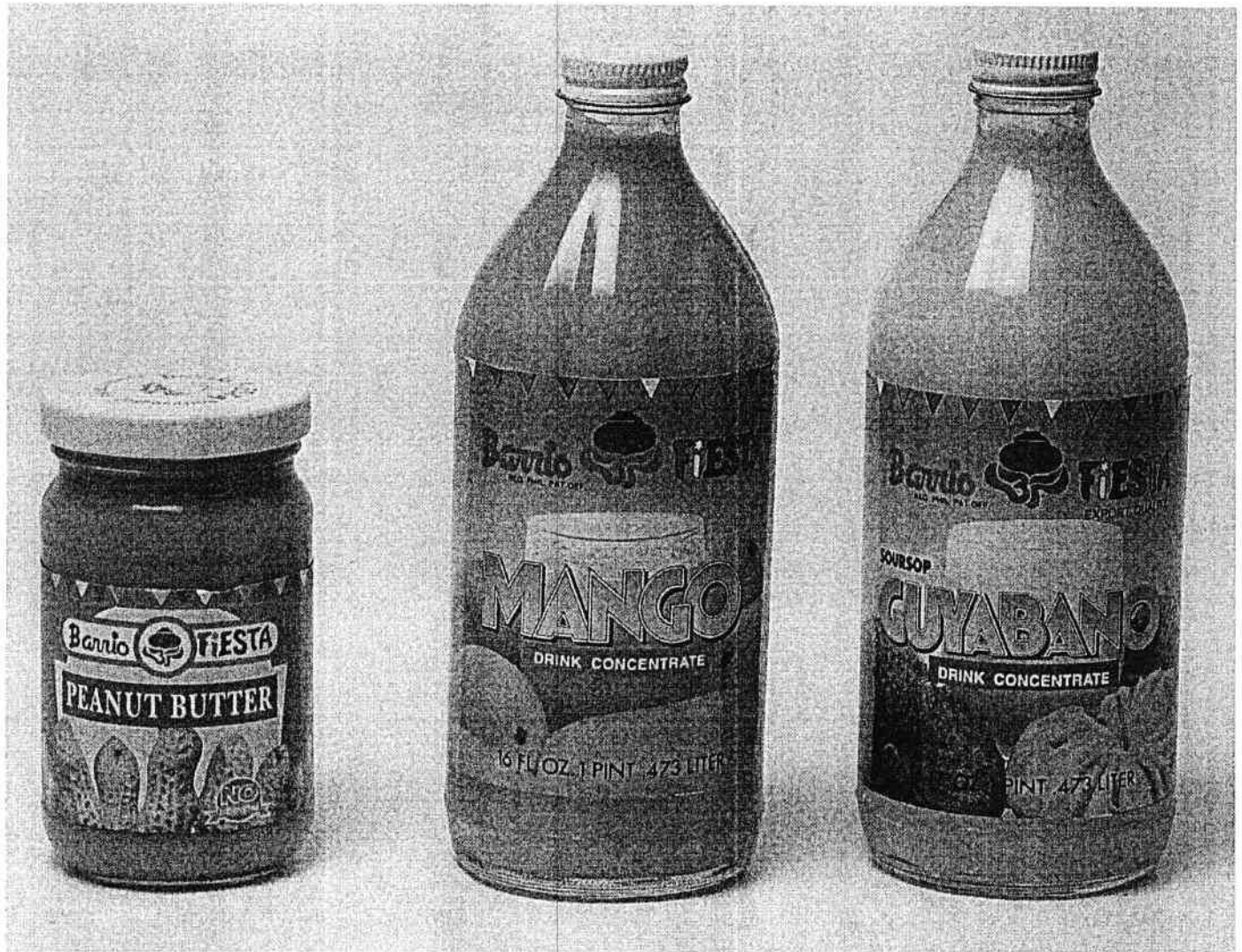
Attest:

Corazon T. Marqueses
CORAZON T. MARQUESES
Director, AFHRDS Bureau

Emma C. Francisco
EMMA C. FRANCISCO
Director General

Leny B. Raz
LENY B. RAZ
Director
Bureau of Trademarks





BARRIO FIESTA MFG

FAX NO. :

COURT OF LAW OFFICE OF CHRISTOPHER MAY, 302 372 8826;

Trademark/Service Mark Application, Principal Register




May. 09 2007 04:44PM P2

MAY 3-07 5:08PM

Page 1

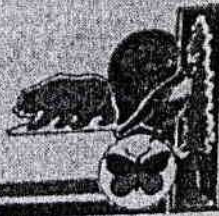
Declaration

The undersigned, being hereby warned that willful false statements and the like so made 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 resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature Section:Signature: Date Signed: Signatory's Name: Signatory's Position: 

NOTE TO APPLICANT: When filed as part of the electronic form (i.e., scanned and attached as an image file), the signature page must include both the signature information and the boilerplate declaration language. Do not include the entire application, but do ensure that the boilerplate declaration language actually appears; a signature by itself will not be acceptable. If, due to browser limitations, the boilerplate declaration language appears on a previous page when printed, you must "merge" the declaration and signature block onto a single page prior to signing, so that the one complete page can be scanned to create an acceptable image file. It is recommended that you copy-and-paste the entire text form into another document, manipulate the spacing there to move the declaration and signature section to a separate page, and then print this new version of the text form to send to the signatory.

EXHIBIT “EE”



State
of
California

OFFICE OF THE SECRETARY OF STATE

Service Mark
Reg. No. 28689

CERTIFICATE OF REGISTRATION OF SERVICE MARK

I, MARCH FONG EU, Secretary of State of the State of California, hereby certify:
That in accordance with the application filed in this office the SERVICE MARK
described below has been duly registered in this office on behalf of:

Name of Applicant The Manila Restaurant, Inc., a
California corporation

Business Address 3821 W. 6th Street
Los Angeles, California 90020

Date First Used in California December 4, 1985

Date First Used Anywhere 1958

Description of Service Mark the words "BARRIO FIESTA"

Class No. 100

Description of Services on Which the Service Mark is Used restaurant
services

A copy, spe. linen, facsimile, counterpart or a reproduction of the mark is attached.

Date of Registration October 29, 1986

Term of Registration Extends to and Includes October 29, 1996



IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this
day of

29th October, 1986

March Fong Eu

Secretary of State

EXHIBIT 51

WIT: *A. A. A.*

DATE: *4-20-16*

Jeanine Curcione, CSR, RPR

CONFIDENTIAL

CAUTON000001

EXHIBIT “FF”



APPLICATION TO REGISTER A SERVICE MARK
IN THE STATE OF CALIFORNIA

TO: MARCH FONG EU
Secretary of State
1230 J Street, Suite 100
Sacramento, California 95814
(916) 445-9872

(OFFICE USE ONLY)
Service Mark **28689**
Reg. No. _____
Class No. 100

FILED
In the office of the Secretary of State
of the State of California
OCT 29 1986
MARCH FONG EU, Secretary of State
[Signature]

Applicant requests registration of the service mark described below and submits the following information along with the registration fee of \$10.00:

1. Name of Applicant The Manila Restaurant, Inc.
- CHECK ONE: ☐ Sole Proprietor ☒ Corporation
☐ Limited Partnership ☐ General Partnership
☐ Unincorporated Association
☐ Husband and Wife, as community property
☐ Other (Describe) _____
2. Business Address, City, State 3821 W. 6th Street, Los Angeles, CA 90020
3. State of Incorporation, if applicant is a corporation California
4. Names of the general partners, if applicant is a partnership _____
5. Description of the Service Mark. The service mark consists of the following:
"Barrio Fiesta"
6. The specific services which the applicant(s) render(s) to the customers, and on which the service mark is used, are as follows:
Restaurant services. Applicant operates a restaurant
specializing in authentic food of the Phillipines.

(OVER)

CONFIDENTIAL-ATTORNEYS EYES ONLY



BFMC000948

7. The service mark has previously been used, and is now being used on said services in the State of California as follows:

☒ On business signs.
☒ On advertising brochures.
☒ On advertising leaflets.
☒ On business cards.
☒ On letterheads.
☒ On menus.

8. Enclosed as specimens or facsimiles are:

☒ Five identical business cards.
☐ Five identical advertising brochures.
☐ Five advertising leaflets.
☒ Five sheets letterhead.
☐ Five menus, showing the service mark thereon.

9. The date the service mark was first used in California is December 4, 1985.
The date the service mark was first used anywhere is 1958.

The applicant is the owner of the mark and no other person has the right to use such mark in the State of California either in the identical form thereof or in such near resemblance thereto as might be calculated to deceive or to be mistaken therefor.

The Manila Restaurant, Inc.

Type name of corporation or partnership
on above line (leave above line blank if
sole proprietor)



BY Kevin E. Monson, Esq.

Signature of applicant, partner, officer
of corporation; if partner, so state and
if officer, set forth title of office
Attorney-in-Fact for Corporation

VERIFICATION

Kevin E. Monson, Esq. declares under penalty of perjury under the laws of
the State of California that the statements contained in the foregoing application
are true of his/her own knowledge.

DATED: October 1, 1986


BY Kevin E. Monson, Esq.
Signature of applicant, partner, officer
of corporation; if partner, so state and
if officer, set forth title of office
Attorney-in-Fact for Corporation

5/85



3821 W. 6th St.
Los Angeles, CA. 90020
Tel. No. (213) 383-9762; 383-9763

Operated By: The Manila Restaurant (A California Corp.)



State of California
March Hong Eu
 Secretary of State

ASSIGNMENT OF TRADEMARK OR SERVICE MARK

Pursuant to Business and Professions Code Section 14260

1. NAME OF ASSIGNOR: (OWNER OF MARK REGISTERED IN THE SECRETARY OF STATE'S OFFICE) THE MANILA RESTAURANT, INC.		
2. NAME OF ASSIGNEE: (PERSON TO WHOM OWNERSHIP OF MARK IS TRANSFERRED) Manuel Tamayo, Corazon Tamayo, and Sixta Evangelista		
3. STREET ADDRESS 3821 W. 6th Street	4. CITY AND STATE Los Angeles, CA	5. ZIP CODE 90020
6. BUSINESS STRUCTURE (CHECK ONE)		
<input type="checkbox"/> LIMITED PARTNERSHIP <input type="checkbox"/> SOLE PROPRIETOR		
<input type="checkbox"/> UNINCORPORATED ASSOCIATION <input type="checkbox"/> CORPORATION		
<input type="checkbox"/> HUSBAND AND WIFE, AS COMMUNITY PROPERTY <input type="checkbox"/> GENERAL PARTNERSHIP		
<input checked="" type="checkbox"/> OTHER (DESCRIBE) <u>Individuals, as tenants in common, each individual having a one-third interest in the service mark.</u>		
7. IF PARTNERSHIP, LIST NAMES OF PARTNERS		8. IF CORPORATION, GIVE STATE OF INCORPORATION
9. NAME AND/OR DESCRIPTION OF TRADE/SERVICE MARK: <u>The words, "BARRIO FIESTA"</u>		
10. TRADE/SERVICE MARK REGISTRATION NUMBER 28689		11. DATE OF REGISTRATION October 29, 1986

NOW, THEREFORE, FOR GOOD VALUABLE CONSIDERATION, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, ASSIGNOR HEREBY ASSIGNS TO ASSIGNEE ALL RIGHT, TITLE AND INTEREST IN THE MARK, TOGETHER WITH THE GOOD WILL OF THE BUSINESS IN WHICH THE MARK IS USED (OR THAT PART OF THE GOOD WILL OF THE BUSINESS CONNECTED WITH THE USE OF AND SYMBOLIZED BY THE MARK) AND THE REGISTRATION THEREOF.

12. PLEASE NOTE: SIGNATURE MUST BE ACKNOWLEDGED BY A NOTARY PUBLIC ON REVERSE OF THIS FORM.		THIS SPACE FOR FILING OFFICER USE TRADE/SERVICE MARK REG. NO. <u>28689</u> ASSIGNMENT NO. <u>001977</u> FILED in the office of the Secretary of State of the State of California APR 23 1990 <i>March Hong Eu</i> SECRETARY OF STATE
ASSIGNOR—NAME OF CORPORATION/PARTNERSHIP (IF APPLICABLE) THE MANILA RESTAURANT, INC.		
ASSIGNOR—SIGNATURE (IF PARTNER OR CORPORATE OFFICER, INCLUDE TITLE) , President	DATE	
13. RETURN ACKNOWLEDGMENT TO: (TYPE OR PRINT)		
NAME <input type="checkbox"/> KEVIN E. MONSON, ESQ. ADDRESS <input type="checkbox"/> P.O. Box 8644 CITY <input type="checkbox"/> Fountain Valley, CA 92708 STATE <input type="checkbox"/> ZIP CODE <input type="checkbox"/>		
SEC/STATE LP/TM 108 (REV. 3-89) FILING FEE: \$25.00		

(OVER)

CONFIDENTIAL-ATTORNEYS EYES ONLY

BPMC000951

ACKNOWLEDGMENT FOR INDIVIDUAL

STATE OF CALIFORNIA }
COUNTY OF _____ } SS

ON THIS _____ DAY OF _____, IN THE YEAR _____, BEFORE ME
_____, PERSONALLY APPEARED
_____, PERSONALLY KNOWN TO ME (OR PROVED TO ME
ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THIS INSTRUMENT, AND ACKNOWLEDGED
THAT HE (SHE OR THEY) EXECUTED IT.

NOTARY PUBLIC

(SEAL)

ACKNOWLEDGMENT FOR CORPORATION

STATE OF CA }
COUNTY OF LA } SS

ON THIS 20th. DAY OF MARCH, IN THE YEAR 1990, BEFORE ME
MANUEL LAPERAL TAMAYO, PERSONALLY APPEARED
HE, PERSONALLY KNOWN TO ME (OR PROVED TO ME
ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON WHO EXECUTED THE WITHIN INSTRUMENT AS CORPORATE OFFICER ON
BEHALF OF THE CORPORATION THEREIN NAMED AND ACKNOWLEDGED TO ME THAT THE CORPORATION EXECUTED IT.

[Signature]
NOTARY PUBLIC

(SEAL)

ACKNOWLEDGMENT FOR PARTNERSHIP

STATE OF _____ }
COUNTY OF _____ } SS

ON THIS _____ DAY OF _____, IN THE YEAR _____, BEFORE ME
_____, PERSONALLY APPEARED
_____, PERSONALLY KNOWN TO ME (OR PROVED TO ME
ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON THAT EXECUTED THIS INSTRUMENT, ON BEHALF OF THE PARTNERSHIP
AND ACKNOWLEDGED TO ME THAT THE PARTNERSHIP EXECUTED IT.

NOTARY PUBLIC

(SEAL)



I hereby certify that the foregoing transcript of 05 page(s) is a full, true and correct copy of the original record in the custody of the California Secretary of State's office.

MAR 22 2016 *a*

Date: _____

Alex Padilla

ALEX PADILLA, Secretary of State

EXHIBIT “GG”



State of California

Secretary of State

REGISTRATION OF TRADEMARK OR SERVICE MARK

Pursuant to Business and Professions Code Section 14230

NOTICE: READ ACCOMPANYING INSTRUCTIONS BEFORE COMPLETING THIS FORM

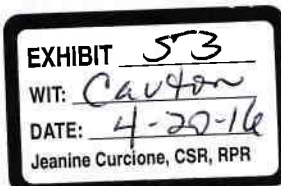
REGISTRATION APPLICATION FOR:		<input type="checkbox"/> TRADEMARK	<input checked="" type="checkbox"/> SERVICE MARK
1. APPLICANT NAME CONSUELO ONGPAUCO CAUTON			
2. STREET ADDRESS (PROVIDE CALIFORNIA BUSINESS ADDRESS IF SERVICE MARK) 3687 San Fernando Road		3. CITY AND STATE Glendale, California	4. ZIP CODE 91204
5. BUSINESS STRUCTURE (CHECK ONE)			
<input type="checkbox"/> LIMITED PARTNERSHIP		<input checked="" type="checkbox"/> SOLE PROPRIETOR	
<input type="checkbox"/> LIMITED LIABILITY COMPANY		<input type="checkbox"/> HUSBAND AND WIFE, AS COMMUNITY PROPERTY	
<input type="checkbox"/> GENERAL PARTNERSHIP		<input type="checkbox"/> OTHER (DESCRIBE) _____	
<input type="checkbox"/> CORPORATION (STATE OF INCORPORATION) _____			
6. NAMES OF THE GENERAL PARTNERS, IF APPLICANT IS A PARTNERSHIP N/A		7. NAMES OF MEMBER(S) OR MANAGER(S), IF APPLICANT IS A LIMITED LIABILITY COMPANY N/A	
8. NAME AND/OR DESIGN OF MARK. (FOR DESIGN PROVIDE A BRIEF WRITTEN DESCRIPTION THAT CAN BE PICTURED IN THE MIND WITHOUT REFERENCE TO THE SPECIMENS. DO NOT DRAW THE DESIGN ON APPLICATION)			
THE ORIGINAL BARRIO FIESTA OF MANILA (The English translation of the words			
"Barrio Fiesta" is town festival.)			
Description of Mark: Please see attached.			
DISCLAIMER (IF APPLICABLE) NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM: "OF MANILA" "FIESTA"			
9. DATE THE MARK WAS FIRST USED IN CALIFORNIA 1987		DATE THE MARK WAS FIRST USED ANYWHERE 1959	
10. IF A TRADEMARK, LIST SPECIFIC GOODS. IF A SERVICE MARK, LIST SPECIFIC SERVICE.		THIS SPACE FOR FILING OFFICER USE	
Restaurant			
CLASS NUMBER _____ (ONE CLASSIFICATION NUMBER ONLY)		TRA 055400	
11. RETURN ACKNOWLEDGMENT TO: (TYPE OR PRINT)		REG. NO. _____	
NAME		CLASS NO. INT. 42	
ADDRESS		FILED	
CITY		In the office of the Secretary of State	
STATE		of the State of California	
ZIP CODE		OCT 3 2001	
		 BILL JONES, Secretary of State	

SEC/STATE LP/TM 101 (REV. 2/97)

FILING FEE: \$70.00

(OVER)

53
CONFIDENTIAL



NF000614

12. MANNER OF MARK USE.

CHECK ALL THAT APPLY

FOR TRADEMARKS ONLY

- ☐ ON LABELS AND TAGS AFFIXED TO THE GOODS.
- ☐ ON LABELS AND TAGS AFFIXED TO CONTAINERS OF THE GOODS.
- ☐ BY PRINTING IT DIRECTLY ONTO THE GOODS.
- ☐ BY PRINTING IT DIRECTLY ONTO THE CONTAINERS FOR THE GOODS.
- ☐ OTHER _____

FOR SERVICE MARKS ONLY

- ☒ ON BUSINESS SIGNS.
- ☒ ON ADVERTISING BROCHURES.
- ☒ ON ADVERTISING LEAFLETS.
- ☒ ON BUSINESS CARDS.
- ☒ ON LETTERHEADS.
- ☒ ON MENUS.
- ☐ OTHER _____

13. SPECIMENS

CHECK ONE BOX BELOW. ENCLOSE THREE (3) IDENTICAL ORIGINAL SPECIMENS.

FOR TRADEMARKS ONLY

- ☐ ACTUAL LABELS.
- ☐ ACTUAL TAGS.
- ☐ PHOTOGRAPHS OF THE GOODS/CONTAINERS SHOWING THE TRADEMARK.
- ☐ FRONT PANELS OF A PAPER CONTAINER BEARING THE TRADEMARK.
- ☐ OTHER _____

FOR SERVICE MARKS ONLY

- ☒ BUSINESS CARDS.
- ☐ ADVERTISING BROCHURES.
- ☐ ADVERTISING LEAFLETS.
- ☐ MENUS SHOWING THE MARK.
- ☐ OTHER _____

14. DECLARATION OF OWNERSHIP

APPLICANT HEREWITH DECLARES THAT HE/SHE HAS READ THE ABOVE AND FOREGOING APPLICATION AND KNOWS THE CONTENTS THEREOF AND THAT THE FACTS SET OUT HEREIN ARE TRUE AND CORRECT AND THAT THE THREE SPECIMENS OF THE MARK SUBMITTED ARE TRUE AND CORRECT, AND TO HIS/HER BEST KNOWLEDGE AND BELIEF NO OTHER PERSON, FIRM, CORPORATION, UNION OR ASSOCIATION HAS THE RIGHT TO USE SAID MARK IN THIS STATE, EITHER IN IDENTICAL FORM OR IN SUCH NEAR RESEMBLANCE THERETO AS MIGHT BE CALCULATED TO DECEIVE OR CONFUSE.

055400

NAME OF CORPORATION/PARTNERSHIP/LIMITED LIABILITY COMPANY (IF APPLICABLE)

SIGNATURE OF APPLICANT



IF PARTNER, MANAGER OR CORPORATE OFFICER, INCLUDE TITLE

TYPE OR PRINT NAME OF APPLICANT

CONSUELO ONGPAUCO CAUTION

DATE

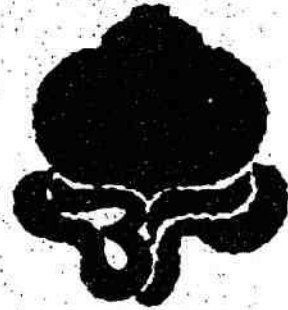
AUG. 7, 2001

TYPE OR PRINT THE NAME AND ADDRESS OF THE PERSON OR FIRM TO RECEIVE THE ACKNOWLEDGEMENT OF THE FILING. SEND THE SIGNED APPLICATION WITH ORIGINAL SIGNATURE(S) TO THE SECRETARY OF STATE, TRADEMARK UNIT, P.O. BOX 944225, SACRAMENTO, CA 94244-2250 WITH THE \$70.00 FILING FEE.

Description of Mark: Covered pot on top of an open fire. The word "The Original" below the image, on the left-hand margin, upper case, all in capital letters and above the word "Barrio FIESTA". The word "Barrio FIESTA" in bolder, bigger letters in the center, with the word "Barrio" written in script, with the B in capital letter and the rest in small letters. The letter in the word "FIESTA" are in all capital letters. Underneath is written in lower case, all capital letters, the words "Of MANILA".

055400

THE ORIGINAL
Barrio FIESTA
OF MANILA



Twelve years ago, Barrio fiesta opened its doors and introduced fine Filipino cuisine to the United States. Since then, we became part of your family, celebrating birthdays, anniversaries, weddings, and baptismal, etc.

**NOW OPEN TO
SERVE YOU!**



**NEW
LOCATION**

**3687 San Fernando Road, Glendale CA 91204
(818) 244-8502**

NOW HIRING COOKS (Call or apply in person)

055400

CONFIDENTIAL

NF000617

In the

FILIPINO 2001

CONSUMER DIRECTORY

SOUTHERN CALIFORNIA EDITION

The **Filipino Consumer Directory (FCD)** has proven to be an essential reference guide for Filipino-American consumers.

More than just telephone numbers and addresses, the FCD contains the listing and advertisements of businesses & professionals in Southern California and Las Vegas who are "Filipino-friendly".

Its flip-side, the **Filipino Consumer Guide (FCG)**, is a digest of all pertinent information for Filipinos living and working in Southern California and Las Vegas. This guide contains a dining & motoring guide, immigration & tax tips, consumer credit guide, school choices, guide to buying your own house, health aids, telephone carriers, banks and more. The FCG also contains profiles of professionals & businesses as well as the Directory of Filipino American organizations.

Now Available!

YOUR MARKETING PARTNER

Our team of full-time, well-trained and experienced advertising and marketing staff can assist you in reaching your marketing goals.

Now available in print & online
Visit us at <http://www.FCDonline.com>

LOS ANGELES:

1150 Wilshire Boulevard, Los Angeles, CA 90017-1904
Tel: (213) 250-9797 • Fax: (213) 481-0854

LAS VEGAS:

2770 S. Maryland Parkway, Suite 404, Las Vegas, NV 89109
Tel: (702) 792-6678 • Fax: (702) 792-6879

FILIPINO 2001

CONSUMER DIRECTORY

SOUTHERN CALIFORNIA EDITION

FREE BUSINESS LISTING

Please include me in the listing of the Filipino Consumer Directory 2001 Fall Edition.

Company Name _____
Sponsor _____
Address _____
City _____ Zip code _____
Tel. No. _____
Type of Business _____

Signature _____



State of California Secretary of State

RENEWAL OF TRADEMARK OR SERVICE MARK

Pursuant to Business and Professions Code section 14217

IMPORTANT – Read instructions before completing this form.

RENEWAL APPLICATION FOR (Check One): <input type="checkbox"/> TRADEMARK <input checked="" type="checkbox"/> SERVICE MARK		
1. NAME OF OWNER OF MARK (REGISTRANT) <u>Consuelo Ongpauclo Cauton</u>		
2. BUSINESS ADDRESS OF REGISTRANT <u>818 N. Pacific Ave. #KLM</u>		
CITY <u>Glendale</u>	STATE <u>CA</u>	ZIP CODE <u>91203</u>
3. BUSINESS STRUCTURE OF REGISTRANT (Check One and Complete)		
<input type="checkbox"/> CORPORATION (State of Incorporation) _____ <input type="checkbox"/> LIMITED LIABILITY COMPANY (State of Organization) _____ <input type="checkbox"/> LIMITED PARTNERSHIP (State of Organization) _____ <input type="checkbox"/> GENERAL PARTNERSHIP (State of Organization) _____ <input checked="" type="checkbox"/> SOLE PROPRIETOR <input type="checkbox"/> SPOUSES, AS COMMUNITY PROPERTY <input type="checkbox"/> DOMESTIC PARTNERS, AS COMMUNITY PROPERTY <input type="checkbox"/> OTHER (Describe) _____		
4. NAMES OF GENERAL PARTNERS, IF REGISTRANT IS A PARTNERSHIP <u>N/A</u>		
5. NAME AND/OR DESCRIPTION OF TRADEMARK OR SERVICE MARK <u>The Original Barrio Fiesta of Manila (The English translation of the words "Barrio Fiesta" is town festival.)</u>		
6. TRADEMARK OR SERVICE MARK REGISTRATION NUMBER <u>055400</u>		7. DATE OF REGISTRATION <u>October 3, 2001</u>
8. The mark has been and is still in use within the State of California by the registrant in the form and manner specified in the present registration. I certify under penalty of perjury under the laws of the state of California that the foregoing statement is true and correct. <u>May 16, 2011</u> DATE <u>Consuelo Ongpauclo Cauton</u> SIGNATURE OF AUTHORIZED PERSON <u>Consuelo Ongpauclo Cauton - Owner</u> TYPE OR PRINT NAME AND TITLE		
9. RETURN ACKNOWLEDGMENT TO: (Type or Print)		THIS SPACE FOR FILING OFFICER USE TRADEMARK OR SERVICE MARK REG. NO. <u>55400</u> RENEWAL NO. <u>8869</u> FILED in the office of the Secretary of State of the State of California MAY 26 2011
NAME <u>Consuelo Ongpauclo Cauton</u>		
ADDRESS <u>10252 Hadley Ave.</u>		
CITY/STATE/ZIP <u>Northridge, CA 91324</u>		

SEC/STATE TM 109 (REV. 08/2010)

FILING FEE: \$30.00

CONFIDENTIAL

NF000619



I hereby certify that the foregoing transcript of 7 page(s) is a full, true and correct copy of the original record in the custody of the California Secretary of State's office.

APR 14 2016

Date: _____

Alex Padilla

ALEX PADILLA, Secretary of State

CONFIDENTIAL

NF000621

EXHIBIT “HH”

State of California
Secretary of State

CERTIFICATE OF RENEWAL OF SERVICE MARK

I, **DEBRA BOWEN**, Secretary of State of the State of California, hereby certify:

Service Mark Reg. No.:	55400
Renewal No.:	8869
Name of Registrant:	Consuelo Ongpauco Cauton
Business Address:	818 N. Pacific Ave. #KLM, Glendale, Ca 91203
Date First Used in California:	1987
Date First Used Anywhere:	1959
Description of Service Mark:	THE ORIGINAL BARRIO FIESTA OF MANILA
Description of Services with which the Service Mark is Used:	Restaurant
Class Number(s):	42
Date of Registration:	October 3, 2001
Term of Registration Extends to and Includes:	October 2, 2016

In accordance with the application for renewal filed in this office, the Service Mark described above has been duly renewed.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this
26th day of May 2011



Debra Bowen

DEBRA BOWEN
Secretary of State



OSP 06 99731
NF000051



State of California Secretary of State

RENEWAL OF TRADEMARK OR SERVICE MARK

Pursuant to Business and Professions Code section 14217

IMPORTANT - Read instructions before completing this form.

RENEWAL APPLICATION FOR (Check One): <input type="checkbox"/> TRADEMARK <input checked="" type="checkbox"/> SERVICE MARK		
1. NAME OF OWNER OF MARK (REGISTRANT) <u>Consuelo Ongpaucio Cauton</u>		
2. BUSINESS ADDRESS OF REGISTRANT <u>818 N. Pacific Ave. #KLM</u>		
CITY <u>Glendale</u>	STATE <u>CA</u>	ZIP CODE <u>91203</u>
3. BUSINESS STRUCTURE OF REGISTRANT (Check One and Complete)		
<input type="checkbox"/> CORPORATION (State of Incorporation) _____ <input type="checkbox"/> LIMITED LIABILITY COMPANY (State of Organization) _____ <input type="checkbox"/> LIMITED PARTNERSHIP (State of Organization) _____ <input type="checkbox"/> GENERAL PARTNERSHIP (State of Organization) _____ <input checked="" type="checkbox"/> SOLE PROPRIETOR <input type="checkbox"/> SPOUSES, AS COMMUNITY PROPERTY <input type="checkbox"/> DOMESTIC PARTNERS, AS COMMUNITY PROPERTY <input type="checkbox"/> OTHER (Describe) _____		
4. NAMES OF GENERAL PARTNERS, IF REGISTRANT IS A PARTNERSHIP <u>N/A</u>		
5. NAME AND/OR DESCRIPTION OF TRADEMARK OR SERVICE MARK <u>The Original Barrio Fiesta of Manila (The English translation of the words "Barrio Fiesta" is town festival.)</u>		
6. TRADEMARK OR SERVICE MARK REGISTRATION NUMBER <u>055400</u>	7. DATE OF REGISTRATION <u>October 3, 2001</u>	
8. The mark has been and is still in use within the State of California by the registrant in the form and manner specified in the present registration. I certify under penalty of perjury under the laws of the state of California that the foregoing statement is true and correct.		
DATE <u>May 16, 2011</u> SIGNATURE OF AUTHORIZED PERSON <u>[Signature]</u> TYPE OR PRINT NAME AND TITLE <u>Consuelo Ongpaucio Cauton - Owner</u>		
9. RETURN ACKNOWLEDGMENT TO: (Type or Print)		THIS SPACE FOR FILING OFFICER USE TRADEMARK OR SERVICE MARK REG. NO. <u>55400</u> RENEWAL NO. <u>8869</u> FILED in the office of the Secretary of State of the State of California MAY 26 2011
NAME <u>Consuelo Ongpaucio Cauton</u>		
ADDRESS <u>10252 Hadley Ave.</u>		
CITY/STATE/ZIP <u>Northridge, CA 91324</u>		

NF000052

TM ~~X~~ SM REG. NO. 55400 RENEWAL NO. 8869

The Original
Bornio FESTA
of Manila

Mabuhay!

Festa is of Spanish origin meaning celebration, festivity, fun. It is the heritage of Eastern and Western cultures and represents the country's colonial past. The very first of the Philippine "at" Festivals have every reason to celebrate. Occasions the festa day - from birthdays to graduations to weddings, Christenings, and especially on the Feast Days of countless Patron Saints.

Festa is the winds used to capture the spirit. It is a gathering of people sharing a few laughs. It is a beautiful table with an array of colorful and mouthwatering night delicacies. And most of all, it is the smile on your face after the sumptuous meal you have partaken and the good company you enjoyed. It is warm.

It is simply a way of life.

Welcome!

• Business Hours •
Monday - Sunday
11 am - 10 pm

Our Location

4400 Eagle Rock Blvd., Los Angeles, CA 90041
323.259.5826 - 323.259.9011
borniofesta@yahoo.com
www.borniofesta.com

15% Gratuity added for parties of 10 or more.
© BornioFesta & BornioFesta by BornioFesta

milk cream with caramel syrup \$2.75
..... \$2.55

..... \$3.45
..... \$3.45

& Beverages

of the American bornio-festa juice \$3.45
anyone bornio-festa juice \$2.75

anyone bornio-festa juice \$2.68
anyone bornio-festa juice \$3.00
anyone bornio-festa juice \$1.75
anyone bornio-festa juice \$1.25
anyone bornio-festa juice \$1.50

& Wine

..... \$3.99
..... \$3.99
BOTTLE \$18.00 / GLASS \$4.95
..... \$3.99

BOTTLE \$25.00 / GLASS \$5.25

..... BOTTLE \$30.00 / GLASS \$5.75

ANYTHING BLANK

..... BOTTLE \$18.00 / GLASS \$4.95

..... BOTTLE \$25.00 / GLASS \$5.25

..... BOTTLE \$30.00 / GLASS \$5.75

..... BOTTLE \$35.00 / GLASS \$6.25

..... BOTTLE \$40.00 / GLASS \$6.75

..... BOTTLE \$45.00 / GLASS \$7.25

..... BOTTLE \$50.00 / GLASS \$7.75

..... BOTTLE \$55.00 / GLASS \$8.25

..... BOTTLE \$60.00 / GLASS \$8.75

..... BOTTLE \$65.00 / GLASS \$9.25

..... BOTTLE \$70.00 / GLASS \$9.75

..... BOTTLE \$75.00 / GLASS \$10.25

..... BOTTLE \$80.00 / GLASS \$10.75

..... BOTTLE \$85.00 / GLASS \$11.25

..... BOTTLE \$90.00 / GLASS \$11.75

..... BOTTLE \$95.00 / GLASS \$12.25

..... BOTTLE \$100.00 / GLASS \$12.75

..... BOTTLE \$105.00 / GLASS \$13.25

..... BOTTLE \$110.00 / GLASS \$13.75

NF000053

PROOF OF SERVICE

I hereby certify that a true and complete copy of the foregoing document:

EXHIBITS AA THROUGH HH OF EXHIBIT 3 TO DECLARATION OF
MELVIN N.A. AVANZADO

has been served on Registrants by mailing said copy on date set forth below via priority
United States Mail, postage prepaid, to:

James Cai, Esq.
SAC Attorneys LLP
111 North Market Street, Suite 1020
San Jose, California 95113

Executed on March 10, 2017 at Los Angeles, California.

A handwritten signature in cursive script, appearing to read 'Keiko Kawana', is written over a horizontal line.

Keiko Kawana