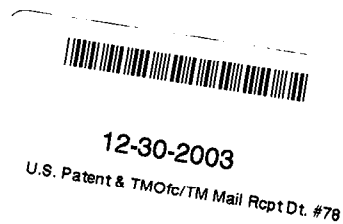


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of
Application Serial No. 76/342,342
Published in the Official Gazette on March 25, 2003
Mark: KOLO
Applicant: Kolo, LLC

Box TTAB NO FEE
Helen Johnson, Legal Assistant
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513



REQUEST TO TRANSFER APPLICATION TO EXAMINER FOR AMENDMENT

SIR:

In the matter of the above-identified application, published in the Official Gazette of September 16, 2003, a request for an extension of time to file Notice of Opposition filed by Colop Stempelerzeugung Skopek Gesellschaft M.B.H. & Co. KG ("Colop") is set to expire on December 23, 2003.

Applicant and Colop have agreed to settle the matter by Applicant's deleting STAMP PADS from the list of goods recited in this application.

In view of the agreement between Applicant and Colop settling this matter, Applicant hereby requests that the application be returned to the Examiner for amendment of the application, canceling "STAMP PADS" from the list of goods. Attached herewith as Exhibit B is the amendment, which is identical to the allowed identification of goods except for the deleted term "STAMP PADS."

Respectfully submitted,
KOLO, LLC

Dated: December 23, 2003

By: Howard C. Miskin
Howard C. Miskin (Reg. No. 18,999)
Gloria Tsui-Yip (Reg. No. 42,188)
Stoll, Miskin & Badie
350 Fifth Avenue, Suite 4710
New York, NY 10118
(212) 268-0900

I hereby certify that this paper is being deposited with the United States Postal Service on the date shown below by First Class Mail in an envelope addressed to: Commissioner for Trademarks, Box TTAB NO Fee, Helen Johnson, Legal Assistant, 2900 Crystal Drive, Arlington, VA 22202-3513. Date: December 23, 2003

By: Philippe Sylberg
Philippe Sylberg

NOV 05 2003 10:13AM HP LASERJET 3200

ABELMAN, FRAYNE & SCHWAB

Attorneys at Law

150 East 42nd Street
New York, NY 10017-5612

Telephone: (212) 949-9022
Facsimile: (212) 949-9190

Cable: LAWABEL New York
Telex: 661108 and 276592
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Jay S. Chasens
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Wayne J. Gu
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Nancy J. Pardo
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Edward P. Rubin
Michael J. Glick
Juliana Abramson
Jonathan W. Casper
Rachel G. Ayala
Julie B. Spill
Mark A. Blumenthal
Joseph J. Conzone

Of Counsel:
Nathan S. Starr
Alan D. Gillies
Thomas R. Quinn
Richard L. DeLeon

CHUCK M. FAY (1129-1200)

August 6, 2003

Howard C. Miskin, Esq.
Stoll, Miskin & Badie
The Empire State Building
350 Fifth Avenue
New York, New York 10118

Re: **KOLO LLC**
Trademark Application No. 76/342342
for **KOLO** and Possible Opposition by
Colop Stempelerzeugung Skopek Gesellschaft
M.b.H. & Co. KG ("Colop")
Trademark Registration No. 1,979,298
for **COLOP** in the United States
(Your Ref.: 536-T-002; Our Ref.: 211900)

Dear Mr. Miskin:

I refer to your letter of July 21, 2003 concerning a proposed settlement of this matter in the United States, pursuant to which:

- (1) Kolo LLC would delete "stamp pads" from the list of goods recited in Application No. 76/342342 and agree not to use **KOLO** on these goods; and
- (2) In consideration thereof, Colop will not oppose the registration of Serial No. 76/342342 for **KOLO**.

Howard C. Miskin, Esq.
August 6, 2003
Page 2

ABELMAN, FRAYNE & SCHWAB

Accordingly, please arrange for your client to sign below to indicate its agreement.

Sincerely,


Julie B. Seyler

HS:rd

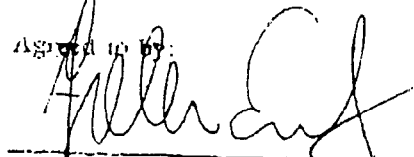
Date:

Agreed to by:


Kolo, LLC

Dated:

Agreed to by:


Celop Stempelerzeugung Skopak Gesellschaft M.B.H. & Co. KG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X
In re application of:

Kolo, LLC

Serial No.: 76/342,342

Filed: November 26, 2001

For: KOLO

Examiner: Barbara A. Gold
Law Office: 106

-----X

The Empire State Building
350 Fifth Avenue, #4710
New York, New York 10118

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA. 22202-3513

AMENDMENT

SIR,

Please amend the above-identified application as follows:

Cancel the identification of goods and replace with the following:

-- ADDRESS LABELS, ADHESIVE TAPE DISPENSERS FOR HOUSEHOLD
AND STATIONERY USE, ADHESIVE TAPES FOR STATIONERY AND
HOUSEHOLD PURPOSES, ADHESIVES FOR STATIONERY AND HOUSEHOLD
PURPOSES, AGENDAS, COIN ALBUMS, STAMP ALBUMS, SCRAPBOOK
ALBUMS, COLORING BOOKS, COMPOSITION BOOKS, CHILDREN'S BOOKS,
CHILDREN'S ACTIVITY BOOKS, ADDRESS BOOKS, ANNIVERSARY BOOKS,
AUTOGRAPH BOOKS, DATE BOOKS, DICTATION BOOKS, APPOINTMENT
BOOKS, BABY BOOKS, COOK BOOKS, COPY BOOKS, COUPON BOOKS, DATA
BOOKS, BOOKKEEPING AND ACCOUNT BOOKS, ENGAGEMENT BOOKS,
EXERCISE BOOKS, EXPENSE BOOKS, GUEST BOOKS, INDEX BOOKS, LOG

I hereby certify that this paper is being deposited with
the U.S. Postal service on December 23, 2003 as first
class mail in an envelope sufficient with postage
addressed to: Post publication division, Assistant
Commissioner for Trademarks, 2900 Crystal Drive,
Arlington, VA. 22202-3513

By: 

Philippe Zylberg

EXERCISE BOOKS, EXPENSE BOOKS, GUEST BOOKS, INDEX BOOKS, LOG BOOKS, MEMORANDUM BOOKS, NOTE BOOKS, PICTURE BOOKS, PRAYER BOOKS, RECEIPT BOOKS, RECIPE BOOKS, REPORTERS' NOTE BOOKS, SCORE BOOKS, SKETCH BOOKS, STENOGRAPHERS' NOTE BOOKS, TELEPHONE NUMBER BOOKS, TRAVEL BOOKS, VOUCHER BOOKS, WEDDING BOOKS, ARTS AND CRAFT PAINT KITS, ART MOUNTS, ART PADS, ART PAPER, ART PICTURES, BAGS NAMELY PAPER BAGS FOR MERCHANDISING PACKAGING, MICROWAVE COOKING BAGS, PAPER GIFT BAGS, FABRIC GIFT BAGS. PAPER BANNERS, BINDERS, BLANK NOTE CARDS, BOOKBINDINGS, BOOK COVERS, BOOK HOLDERS, BOOK PLATES, CLOTH FOR BOOKBINDING, BOOKBINDING TAPE, BOOKBINDING WIRE, BOOKBINDING, BOOKENDS, BOOKKEEPING FORMS, LAP BOARDS FOR READING AND WRITING, BUSINESS CARDS, RECORD CARDS, BUMPER STICKERS, PAPER BOXES, CARDBOARD BOXES, CORRUGATED BOXES, PENCIL BOXES, PENCIL CASES, PENCIL OR PEN BOXES, PEN CASES, PEN AND PENCIL HOLDERS, STORAGE BOXES, CALENDAR DESK PADS, CALENDAR DESK STANDS, CALENDAR STANDS, CALENDARS, DESK CALENDARS, POCKET CALENDARS, BLANK CARDS, BUSINESS CARDS, POSTCARDS, CHRISTMAS CARDS, GIFT CARDS, NOTE CARDS, GREETING CARDS, INDEX CARDS, CHECKBOOK AND PASSBOOK WALLETS, CHECKBOOK COVERS, CATALOGS FEATURING ALBUMS AND ACCESSORIES, CLIP BOARDS, PAPER CLIPS, COIN HOLDERS, COPY PAPER, CRAFT PAPER, CRAYONS, DAILY PLANNERS, DECORATIONS, NAMELY PAPER CAKE DECORATIONS AND PAPER PARTY DECORATIONS; DESK PADS, DESK SETS, DESKTOP DOCUMENT STANDS, DESK TOP

ORGANIZERS, DESK TOP PLANNERS, DRAWING BOARDS, DOCUMENT FILES, COIN HOLDERS, CHECKBOOK HOLDERS, BOOK HOLDERS, PAPER EMBLEMS, PRINTED EMBLEMS, ERASERS, ENVELOPES, FOUNTAIN PENS, GIFT WRAPPING PAPER, GLUE FOR STATIONERY AND HOUSEHOLD USE, ILLUSTRATION BOARDS, PRINTED INVITATIONS, LABELS NAMELY BLANK AND PARTIALLY PRINTED LABELS, MARKERS, ART MOUNTS, PHOTOGRAPH MOUNTS, PAPER PICTURE MOUNTS AND CARDBOARD PICTURE MOUNTS, MEMO PADS, SCRATCH PADS, SKETCH PADS NAMELY ART PADS, NOTEPADS, WRITING PADS. NOTEBOOK DIVIDERS, NOTEBOOK PAPER, PERSONAL ORGANIZERS, DESKTOP ORGANIZERS, ORGANIZERS FOR STATIONERY USE, PAINTING SETS, PAINT TRAYS, COMPUTER PAPER, BOND PAPER, ART PAPER, PAPER TABLE MATS, PAPER TABLE NAPKINS, PAPER TABLECLOTHS, PAPER WASH TOWELS, PAPER TABLE LINENS, PAPER FOR WRAPPING AND PACKAGING, PAPER HANDKERCHIEFS, PAPER IDENTIFICATION TAGS, PAPER ILLUSTRATION BOARDS, PAPER TAGS, PASTELS, PEN AND PENCIL TRAYS, POCKET PEN SHIELDS, PENCIL SHARPENERS, PENCILS, PENS, PHOTOGRAPHS, PICTURE FRAMING MAT BOARDS, PICTORIAL PRINTS, PICTURE POSTCARDS, PICTURES, PAPER PLACE MATS, DESKTOP PLANNERS, DAILY PLANNERS, PLASTIC WRAP, PAPER PLATES, PRINTED EMBLEMS, PRINTING PAPER, PRINTS, GRAPHIC ART REPRODUCTIONS, PRINTED ART REPRODUCTIONS, DRAFTING RULERS, DRAWING RULERS, UNGRADUATED RULERS, PENCIL SHARPENERS, MECHANICAL PENCIL SHARPENERS, ELECTRIC PENCIL SHARPENERS, COSMETIC PENCIL SHARPENERS, STATIONERY SHEETS, STAPLES,


STATIONERY BOXES, STATIONERY FOLDERS, REINFORCED STATIONERY
TABS, STATIONERY-TYPE PORTFOLIOS, STATIONERY WRITING PAPER AND
ENVELOPES, STATIONERY, STENCILS, STICKERS, MARKING TABS,
GUMMED TAPE FOR STATIONERY OR HOUSEHOLD USE, CORRECTING TAPE
FOR TYPE, TEMPORARY TATTOOS, TISSUE PAPER, PAPER TOWELS, FILE
TRAYS, DOCUMENT FILE TRAYS, LETTER TRAYS, DRAFTING TRIANGLES,
WRITING BRUSHES, WRITING INK, WRITING INSTRUMENTS, WRITING PADS,
WRITING PAPER, IN CLASS 16--

REMARKS

Further to a settlement agreement between Applicant and the owner of U.S.
Trademark Registration No. 1,979,298 – COLOP, attached herewith as Exhibit A, Applicant
has agreed to amend the identification of goods of the above identified trademark application
by deleting STAMP PADS from the list of goods covered by the mark.

In view of the above remarks, it is requested that this trademark application be passed
to issue on the Principal Register and allowance of the application is respectfully requested.

Respectfully submitted,



Howard C. Miskin
STOLL, MISKIN & BADIE
350 Fifth Avenue, #4710
New York, New York 10118
(212) 268-0900

Date: December 23, 2003

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

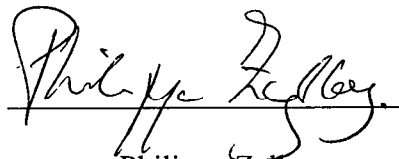
In the Matter of
Application Serial No. 76/342,342
Published in the Official Gazette on March 25, 2003
Mark: KOLO
Applicant: Kolo, LLC

Box TTAB NO FEE
Helen Johnson, Legal Assistant
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

CERTIFICATE OF SERVICE

I hereby certify that on December 23, 2003, a copy of the foregoing REQUEST TO TRANSFER APPLICATION TO EXAMINER FOR AMENDMENT was served upon, Colop Stempelerzeugung Skopek Gesellschaft M.B.H. & Co. KG ("Colop") by depositing in the United States Postal Services, postage first class, a copy thereof addressed to the office of the attorney for Colop listed below:

Julie B. Seyler
Abelman, Frayne & Schwab
150 East 42nd Street
New York, NY 10117


Philippe Zylberg

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

In the Matter of
Application Serial No. 76/342,342
Published in the Official Gazette on March 25, 2003
Mark: KOLO
Applicant: Kolo, LLC

Box TTAB NO FEE
Helen Johnson, Legal Assistant
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513



12-30-2003
U.S. Patent & TMO/TM Mail Rcpt Dt. #78

**REQUEST TO TRANSFER APPLICATION TO EXAMINER FOR
AMENDMENT**

MADAM:

Transmitted herewith for filing are the following documents:

1. Request To Transfer Application To Examiner For Amendment with Exhibits
(Amendment and Settlement Agreement.)
2. Certificate of Service
3. Confirmation postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at 212-268-0900. If there is any additional fee due, it may be charged to Account No. 13-3731.

A duplicate of this sheet is enclosed.

Respectfully submitted,
Kolo, LLC

Dated: December 23, 2003

By: Howard C. Miskin
Howard C. Miskin (Reg. No. 18,999)
Gloria Tsui-Yip (Reg. No. 42,188)
Kolo, LLC
350 Fifth Avenue, Suite 4710
New York, NY 10118
(212) 268-0900

I hereby certify that this paper is being deposited with the United States Postal Service on the date shown below by First Class Mail in an envelope addressed to: Commissioner for Trademarks, Box TTAB NO Fee, Helen Johnson, Legal Assistant, 2900 Crystal Drive, Arlington, VA 22202-3513. Date: December 23, 2003

By: Philippe Zylberg
Philippe Zylberg

TTAB

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

In the Matter of
Application Serial No. 76/342,342
Published in the Official Gazette on March 25, 2003
Mark: KOLO
Applicant: Kolo, LLC


12-30-2003
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

Box TTAB NO FEE
Helen Johnson, Legal Assistant
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

**REQUEST TO TRANSFER APPLICATION TO EXAMINER FOR
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A duplicate of this sheet is enclosed.

Respectfully submitted,
Kolo, LLC

Date: December 23, 2003

By: Howard C. Miskin
Howard C. Miskin (Reg. No. 18,999)
Gloria Tsui-Yip (Reg. No. 42,188)
Kolo, LLC
350 Fifth Avenue, Suite 4710
New York, NY 10118
(212) 268-0900

I hereby certify that this paper is being deposited with the United States Postal Service on the date shown below by First Class Mail in an envelope addressed to: Commissioner for Trademarks, Box TTAB NO Fee, Helen Johnson, Legal Assistant, 2900 Crystal Drive, Arlington, VA 22202-3513. Date: December 23, 2003

By: Philippe Zylberg
Philippe Zylberg

10/14/2008 11:15



* N E W D O C *

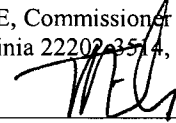
TTAB

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in the envelope addressed to: Box TTAB – NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514, on

12/24/03

Date of Deposit



Attorney

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

In the matter of application Serial No. 76/394,738
Published in the *Official Gazette* at TM 58 on July 1, 2003

Commissioner for Trademarks
Box TTAB - NO FEE
2900 Crystal Drive
Arlington, VA 22202-3514



12-30-2003

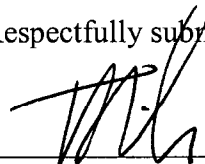
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

**CONSENTED REQUEST FOR EXTENSION OF TIME
TO FILE NOTICE OF OPPOSITION**

Infopreneur, Inc., a Canadian corporation located at 260 Richmond Street, West #301, Toronto, Ontario, M5V 1W5, CANADA, by and through its attorneys hereby requests that the Board grant it a **60-DAY** extension of time to file a Notice of Opposition against the above-identified trademark, until **FEBRUARY 22, 2004**. This extension is not requested for purposes of delay, but to give the parties time to initiate settlement discussions. On December 23, 2003, applicant's attorney Joseph Calvaruso consented to the requested extension.

In view of the foregoing, it is submitted that good cause has been shown for granting the requested extension of time. This Request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Respectfully submitted,



Theodore D. Lienesch, Esq.
Jessica S. Sachs, Esq.
THOMPSON HINE LLP
2000 Courthouse Plaza, NE
P.O. Box 8801
Dayton, Ohio 45401-8801
Phone: (937) 443-6958
Attorneys for Potential Opposer

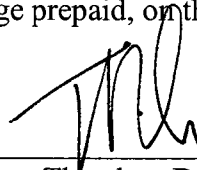
Date: 12/24/03

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing CONSENTED REQUEST FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION was served upon:

Joseph A. Calvaruso, Esq.
MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, New York 10154

counsel for applicant, via First-Class Mail, postage prepaid, on this 24th day of December, 2003.



Name: Theodore D. Lienesch
Title: Attorney for Potential Opposer

10/14/2009 11:49



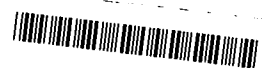
* N E W D O C *

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the matter of Application Serial No. 78/181,138
for the mark **POWER TO THE MONKEY** in IC 9
Filed by Larry R. Cano on November 2, 2002
Published in the *Official Gazette* on December 2, 2003

Commissioner for Trademarks
U.S. Patent & Trademark Office, Attn.: TTAB
2900 Crystal Drive
Arlington, VA 22202


12-30-2003
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

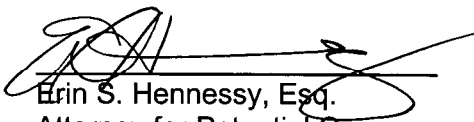
FIRST REQUEST FOR EXTENSION OF TIME
TO FILE A NOTICE OF OPPOSITION

Sir:

Rhino Entertainment Company, a Delaware Corporation, having its principal place of business at 3400 West Olive Avenue, Burbank, California, 91505, by and through its attorneys hereby requests that the Board grant a thirty (30) day extension of time to file a Notice of Opposition in the above-identified matter until **January 31, 2004**. This is Potential Opposer's first request for an extension.

The extension is necessary for Rhino Entertainment Company to research the facts and issues of the matter and evaluate the necessity of filing a Notice of Opposition. This Request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Respectfully submitted,


Erin S. Hennessy, Esq.
Attorney for Potential Opposer
c/o Time Warner Inc.
75 Rockefeller Plaza
New York, NY 10019
(212) 484-8140

Date: December 23, 2003

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that this paper, fee or correspondence is being deposited with the United States Postal Service as First Class Mail and is addressed to The Commissioner for Trademarks, U.S. Patent and Trademark Office, Attn.: TTAB, 2900 Crystal Drive, Arlington, VA 22202 on December 23, 2003


Randy Ferguson