

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

Beauty 21 Cosmetics, Inc.,	)	Serial No.: 87/635105
	)	Mark: MERMAID MAGIC
	)	
Potential Opposer,	)	I hereby certify that this correspondence and all marked
v.	)	attachments are being mailed to the Trademark Trial and Appeal
	)	Board via U.S. Mail on:
	)	
	)	_____ May 11, 2018 _____
	)	(Date)
Heilun House LLC,	)	
	)	
	)	_____ /Michael Trenholm/ _____
Applicant.	)	(Name)
	)	
_____	)	

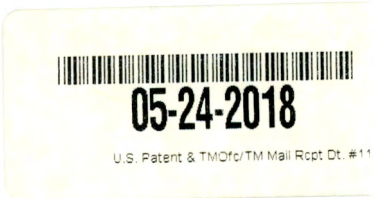
On April 27, 2018, Potential Opposer through its attorney mailed Potential Opposer's Response to The Request For Reconsideration of Extension of Time to Oppose and Relinquishment of Extension to Oppose via Federal Express. On May 11, 2018 the Federal Express was returned to sender after three attempts at delivery. Attached is a copy of the Federal Express return label.

Accordingly, on May 11, 2018, Potential Opposer is mailing a copy of Potential Opposer through its attorney mailed Potential Opposer's Response to The Request For Reconsideration of Extension of Time to Oppose and Relinquishment of Extension to Oppose via U.S. Mail.

Respectfully submitted,

Dated: May 11, 2018

By: /Michael Trenholm/  
Michael H. Trenholm  
Lesley Y. Kim  
Knobbe, Martens, Olson & Bear, LLP  
2040 Main Street, 14<sup>th</sup> Floor  
Irvine, CA 92614  
efiling@knobbe.com  
Attorneys for Potential Opposer  
Beauty 21 Cosmetics, Inc.



**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing upon Applicant's counsel by depositing one copy thereof in the United States Mail, first-class postage prepaid, on May 11, 2018, addressed as follows:

HELLMAN YATES & TISDALE  
105 Broad Street, Third Floor  
Charleston, SC 29401

/Lisa Helmle/  
Lisa Helmle, Paralegal

28268204



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 Recipient requested hold for pickup.  
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 Bill recipient shipment; payment not available. Reattempt to be made on (date): \_\_\_\_\_  
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IRVINE, CA 92614  
UNITED STATES US

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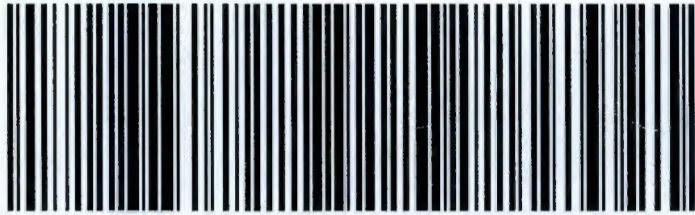
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Beauty 21 submits that it filed the subject Request for Extension of Time to Oppose without the guidance of counsel, based on a misunderstanding of the Board's rules. Moreover, Beauty 21 had a reasonable expectation that since it reached out to Applicant's counsel the same day, it would be engaged in settlement discussions with Applicant prior to the expiration of the opposition period. As such, the representation made in the subject Request was not made in bad faith to interfere with Applicant.

Nonetheless, in order to resolve the matter, Beauty 21 has also submitted a Relinquishment of Extension to Oppose, notifying the Board that it will not oppose the Application and relinquishes the remaining time left in the opposition period.

Accordingly, the Board needs not to grant Applicant's Request for Reconsideration.

Beauty 21 submits this response via hard copy letter and it has served counsel for Applicant with a copy of this correspondence.

Respectfully submitted,

/lesley y. kim/

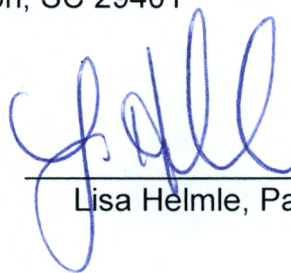
Dated: April 27, 2018

By: \_\_\_\_\_  
Michael H. Trenholm  
Lesley Y. Kim  
Knobbe, Martens, Olson & Bear, LLP  
2040 Main Street, 14<sup>th</sup> Floor  
Irvine, CA 92614  
[efiling@knobbe.com](mailto:efiling@knobbe.com)  
Attorneys for Potential Opposer  
Beauty 21 Cosmetics, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing **POTENTIAL OPPOSER'S RESPONSE TO THE REQUEST FOR RECONSIDERATION OF EXTENSION OF TIME TO OPPOSE** upon Applicant's counsel by depositing one copy thereof in the United States Mail, first-class postage prepaid, on April 27, 2018, addressed as follows:

HELLMAN YATES & TISDALE  
105 Broad Street, Third Floor  
Charleston, SC 29401



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Lisa Helmle, Paralegal

28147501

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

Beauty 21 Cosmetics, Inc.,  
  
Potential Opposer,

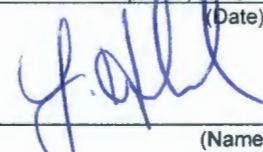
v.

Heilun House LLC,  
  
Applicant.

) Serial No.: 87/635105  
) Mark: MERMAID MAGIC  
)

) I hereby certify that this correspondence and all marked  
) attachments are being mailed to the Trademark Trial and Appeal  
) Board via U.S. Mail on:

) \_\_\_\_\_ April 27, 2018  
) (Date)

)   
) \_\_\_\_\_  
) (Name)

**RELINQUISHMENT OF EXTENSION TO OPPOSE**  
**Trademark Trial and Appeal Board Manual of Procedure § 217**

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
Attn: Ellen Yowell  
P.O. Box 1451  
Alexandria, VA 22313-1451

Pursuant to Section 217 of the Trademark Trial and Appeal Board Manual of Procedure ("TBMP"), Beauty 21 Cosmetics, Inc. ("Beauty 21") hereby notifies the Board that it will not oppose the pending application, Application Serial No. 87/635105, for the MERMAID MAGIC trademark owned by Heilun House LLC ("Applicant"). On March 12, 2018, Beauty 21 filed for and was granted an extension of time to oppose this application until June 20, 2018. Beauty 21 does not intend to oppose the subject application prior to expiration of the opposition period. Accordingly, Beauty 21 relinquishes the remaining time left in the opposition period. Beauty 21 reserves its rights, including without limitation, the right to file a petition to cancel or otherwise challenge any registration issuing from the subject application.

Beauty 21 submits this relinquishment via hard copy letter as required by



TBMP § 217 and it has served counsel for Applicant with a copy of this correspondence.

Respectfully submitted,

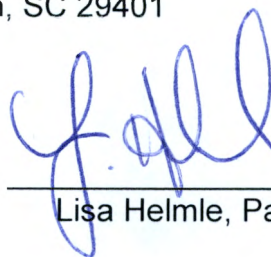
Dated: April 27, 2018

/lesley y. kim/  
By: \_\_\_\_\_  
Michael H. Trenholm  
Lesley Y. Kim  
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2040 Main Street, 14<sup>th</sup> Floor  
Irvine, CA 92614  
[efiling@knobbe.com](mailto:efiling@knobbe.com)  
Attorneys for Potential Opposer  
Beauty 21 Cosmetics, Inc.

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HELLMAN YATES & TISDALE  
105 Broad Street, Third Floor  
Charleston, SC 29401



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Lisa Helmle, Paralegal

28147496