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Filing date: **05/20/2010**

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

Proceeding	91170091
Party	Defendant TSA Corporate Services, Inc.
Correspondence Address	Brian D. Wassom Honigman Miller Schwartz and Cohn LLP 2290 First National Building Detroit, MI 48226 UNITED STATES tmdocketing@honigman.com,mlisi@honigman.com,bwassom@honigman.com
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Signature	/Brian D. Wassom/
Date	05/20/2010
Attachments	2010-05-20 our NOR 1 and Exs 1-4.pdf (13 pages)(1543247 bytes)

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

ALPINA, TOVARNA OBUTVE, D.D., ZIRI,

Opposer,

v.

TSA CORPORATE SERVICES, INC.

Applicant.

Opposition No. 91170091


Applications Serial Nos.

78445593 (ALPINE DESIGN &
DESIGN)

78445587 (ALPINE DESIGN)

APPLICANT'S NOTICE OF RELIANCE #1

Pursuant to 37 CFR § 2.122(d) and TBMP 704.03(b)(1)(A), Applicant TSA Stores, Inc. f/k/a TSA Corporate Services, Inc. ("TSA") hereby submits, and gives its notice of reliance on, the following U.S. trademark registrations of Applicant:

<u>Mark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>	<u>Class</u>	<u>Goods</u>	<u>Ex</u>
	2882312	Sep. 7, 2004	18, 20, 22, 25	backpacks, luggage, all-purpose carrying bags, and waist packs (18); sleeping bags and camping furniture (20); tents (22); sportswear, namely, t-shirts, knit shirts, woven shirts, sweaters, fleece wear, namely, fleece tops, fleece bottoms, fleece footwear, fleece scarves, fleece balaclavas and fleece headwear; pants, shorts, skirts, belts, socks, and jeans; swimwear; outerwear, namely, jackets, parkas, vests, ponchos, pants, ski pants, gaiters, ski bibs, coats, hats, gloves, and mittens; rainwear; underwear; skiwear; and footwear, namely, hiking shoes, hiking boots,	01

				casual shoes, sandals, and winter boots (25)	
ALPINE DESIGN	2748078	Aug. 6, 2002	25	outerwear, namely, jackets, parkas, vests, trousers; sweaters, hats, mittens, underwear	02
ALPINE DESIGN	2747925	August 5, 2003	18, 20, 22	backpacks (18); sleeping bags (20); tents (22)	03
ALPINE DESIGN	0946381	Oct. 31, 1972	25	men's, women's and children's outerwear – namely, jackets, parkas, vests, ponchos, trousers, and gaiters	04

Attached hereto is a certified status and title copy of each said registrations, showing its status as registered, and Applicant as the owner of record, and marked as Applicant's Exhibits 1-4.

Respectfully submitted,

HONIGMAN MILLER SCHWARTZ AND COHN LLP

Dated: May 20, 2010

By: /s/ Brian D. Wassom

Michael A. Lisi (P39597)
38500 Woodward Avenue, Suite 100
Bloomfield Hills, MI 48304-5048
(248) 566-8504
mlisi@honigman.com

Brian D. Wassom (P60381)
2290 First National Building
Detroit, MI 48226-3506
(313) 465-7594
bdw@honigman.com

CERTIFICATE OF FILING AND SERVICE

I hereby certify that on May 20, 2010, I caused the foregoing document to be filed with the Board using the ESTTA system. I further caused a copy to be served on opposing counsel by U.S. Mail at the following address:

Marsha G. Gentner
Matthew J. Cuccias
Jacobson Holman PLLC
400 - 7th Street, NW
Washington, DC 20004

By: /s/ Brian D. Wassom

DETROIT.4191019.1

Int. Cls.: 18, 20, 22, and 25

**Prior U.S. Cls.: 1, 2, 3, 7, 13, 19, 22, 25, 32, 39, 41, 42,
and 50**

United States Patent and Trademark Office

Reg. No. 2,882,312

Registered Sep. 7, 2004

**TRADEMARK
PRINCIPAL REGISTER**



TSA STORES, INC. (DELAWARE CORPORATION)
1050 WEST HAMPDEN AVENUE
ENGLEWOOD, CO 80110

FOR: BACKPACKS, LUGGAGE, ALL-PURPOSE CARRYING BAGS, AND WAIST PACKS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 2-0-2002; IN COMMERCE 2-0-2002.

FOR: SLEEPING BAGS AND CAMPING FURNITURE, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 2-0-2002; IN COMMERCE 2-0-2002.

FOR: TENTS, IN CLASS 22 (U.S. CLS. 1, 2, 7, 19, 22, 42 AND 50).

FIRST USE 2-0-2002; IN COMMERCE 2-0-0202.

FOR: SPORTSWEAR, NAMELY, T-SHIRTS, KNIT SHIRTS, WOVEN SHIRTS, SWEATERS, FLEECE WEAR, NAMELY, FLEECE TOPS, FLEECE BOT-

TOMS, FLEECE FOOTWEAR, FLEECE SCARVES, FLEECE BALACLAVAS AND FLEECE HEADWEAR; PANTS, SHORTS, SKIRTS, BELTS, SOCKS, AND JEANS; SWIMWEAR; OUTERWEAR, NAMELY, JACKETS, PARKAS, VESTS, PONCHOS, PANTS, SKI PANTS, GAITERS, SKI BIBS, COATS, HATS, GLOVES, AND MITTENS; RAINWEAR; UNDERWEAR; SKIWEAR; AND FOOTWEAR, NAMELY, HIKING SHOES, HIKING BOOTS, CASUAL SHOES, SANDALS, AND WINTER BOOTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 5-0-2002; IN COMMERCE 5-0-2002.

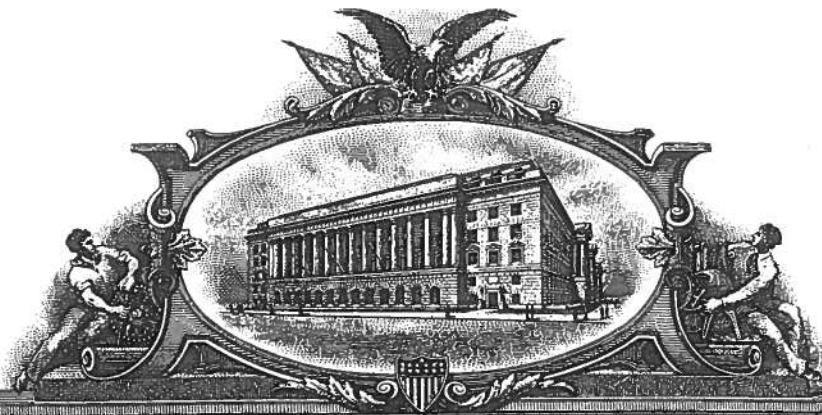
OWNER OF U.S. REG. NO. 946,381.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "DESIGN", APART FROM THE MARK AS SHOWN.

SN 76-371,794, FILED 2-15-2002.

CAROLYN CATALDO, EXAMINING ATTORNEY

TSA Ex. 01



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME;

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

May 17, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,882,312 IS
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *September 07, 2004*
SAID RECORDS SHOW TITLE TO BE IN: *TSA STORES, INC.*
A DELAWARE CORPORATION

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office


T. WALLACE
Certifying Officer



7240137



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

May 17, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,748,078 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *August 05, 2003*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

TSA STORES, INC.

A DELAWARE CORPORATION

By Authority of the

Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

P. SWAIN
Certifying Officer



TSA Ex. 02

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 2,748,078

Registered Aug. 5, 2003

**TRADEMARK
PRINCIPAL REGISTER**

ALPINE DESIGN

GART BROS. SPORTING GOODS COMPANY
(COLORADO CORPORATION)
1050 WEST HAMPDEN AVENUE
ENGLEWOOD, CO 80110

OWNER OF U.S. REG. NO. 946,381.

FOR: OUTERWEAR, NAMELY, JACKETS, PAR-
KAS, VESTS, TROUSERS; SWEATERS, HATS,
GLOVES, MITTENS, UNDERWEAR, IN CLASS 25
(U.S. CLS. 22 AND 39).

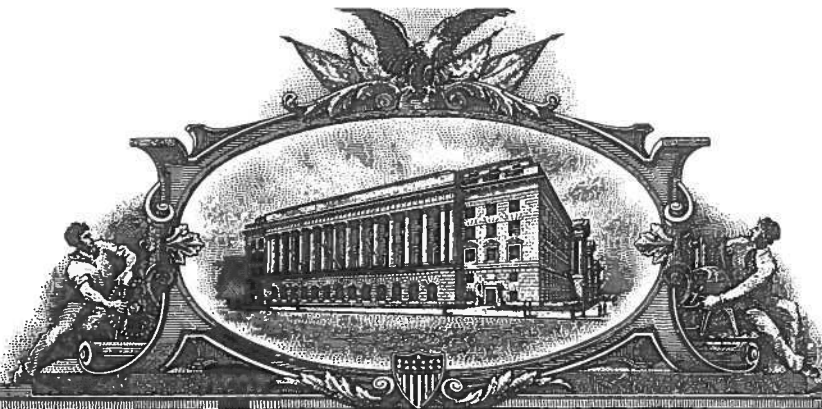
NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "DESIGN", APART FROM THE
MARK AS SHOWN.

SN 76-243,993, FILED 4-20-2001.

FIRST USE 9-15-2002; IN COMMERCE 9-15-2002.

CAROLYN CATALDO, EXAMINING ATTORNEY

7240137



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

May 17, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,747,925 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *August 05, 2003*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

TSA STORES, INC.

A DELAWARE CORPORATION

By Authority of the

**Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

**P. SWAIN
Certifying Officer**



TSA Ex. 03

Int. Cls.: 18, 20, and 22

Prior U.S. Cls.: 1, 2, 3, 7, 13, 19, 22, 25, 32, 41, 42, and
50

United States Patent and Trademark Office

Reg. No. 2,747,925

Registered Aug. 5, 2003

**TRADEMARK
PRINCIPAL REGISTER**

ALPINE DESIGN

GART BROS. SPORTING GOODS COMPANY
(COLORADO CORPORATION)
1050 WEST HAMPDEN AVENUE
ENGLEWOOD, CO 80110 BY ASSIGNMENT DNS
SPORTS LIMITED LIABILITY COMPANY (COL-
ORADO COMPANY) LONGMONT, CO 80501

FOR: BACKPACKS , IN CLASS 18 (U.S. CLS. 1, 2, 3,
22 AND 41).

FIRST USE 4-0-2002; IN COMMERCE 4-0-2002.

FOR: SLEEPING BAGS, IN CLASS 20 (U.S. CLS. 2,
13, 22, 25, 32 AND 50).

FIRST USE 4-0-2002; IN COMMERCE 4-0-2002.

FOR: TENTS, IN CLASS 22 (U.S. CLS. 1, 2, 7, 19, 22,
42 AND 50).

FIRST USE 4-0-2002; IN COMMERCE 4-0-2002.

OWNER OF U.S. REG. NO. 946,381.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "DESIGN", APART FROM THE
MARK AS SHOWN.

SN 76-169,092, FILED 11-21-2000.

CAROLYN CATALDO, EXAMINING ATTORNEY



7240137

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

May 17, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 946,381 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 20 YEARS FROM *October 31, 1972*
3rd RENEWAL FOR A TERM OF 10 YEARS FROM *October 31, 2002*
SECTION 8 & 15

AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED
SAID RECORDS SHOW TITLE TO BE IN:

TSA STORES, INC.
A DELAWARE CORPORATION

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office



T. Wallace
T. WALLACE
Certifying Officer

TSA Ex. 04

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

10 Year Renewal

Reg. No. 946,381

Registered Oct. 31, 1972

Renewal Term Begins Oct. 31, 1992

**TRADEMARK
PRINCIPAL REGISTER**

ALPINE DESIGN

ODYSSEY INTERNATIONAL LTD.
(HONG KONG CORPORATION)
ODYSSEY CENTRE
13-15 YUEN SHUN CIRCUIT SHATIN
NEW TERRITORIES, HONG KONG, BY
ASSIGNMENT AND ASSIGNMENT
FROM ALPINE DESIGNS, INC.
(DELAWARE CORPORATION) BOUL-
DER, CO

NO CLAIM OF EXCLUSIVE RIGHT IS
MADE TO "DESIGN" FOR THE GOODS
RECITED.

FOR: MEN'S, WOMEN'S, AND CHIL-
DREN'S OUTERWEAR—NAMELY,
JACKETS, PARKAS, VESTS, PONCHOS,
TROUSERS, AND GAITERS, IN CLASS
39 (INT. CL. 25).

FIRST USE 11-21-1969; IN COMMERCE
11-21-1969.

SER. NO. 72-359,755, FILED 5-15-1970.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Aug. 10, 1993.*

COMMISSIONER OF PATENTS AND TRADEMARKS

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Amended

Reg. No. 946,381

Registered Oct. 31, 1972

OG Date June 8, 1993

**TRADEMARK
PRINCIPAL REGISTER**

ALPINE DESIGN

ODYSSEY INTERNATIONAL LTD.
(HONG KONG CORPORATION)
ODYSSEY CENTRE
13-15 YUEN SHUN CIRCUIT SHATIN
NEW TERRITORIES, HONG KONG, BY
ASSIGNMENT AND ASSIGNMENT
FROM ALPINE DESIGNS, INC.
(DELAWARE CORPORATION) BOUL-
DER, CO

NO CLAIM OF EXCLUSIVE RIGHT IS
MADE TO "DESIGN" FOR THE GOODS
RECITED.

FOR: MEN'S, WOMEN'S, AND CHIL-
DREN'S OUTERWEAR—NAMELY,
JACKETS, PARKAS, VESTS, PONCHOS,
TROUSERS, AND GAITERS, IN CLASS
39 (INT. CL. 25).

FIRST USE 11-21-1969; IN COMMERCE
11-21-1969.

SER. NO. 72-359,755, FILED 5-15-1970.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on June 8, 1993.*

COMMISSIONER OF PATENTS AND TRADEMARKS

United States Patent Office

946,381

Registered Oct. 31, 1972

PRINCIPAL REGISTER Trademark

Ser. No. 359,755, filed May 15, 1970

ALPINE DESIGNS

Alpine Designs, Inc. (Delaware corporation)
3235-45 Prairie Ave.
Boulder, Colo. 80302

For: MEN'S, WOMEN'S, AND CHILDREN'S OUTERWEAR—NAMELY, JACKETS, PARKAS, VESTS, PONCHOS, TROUSERS, AND GAITERS—in CLASS 39 (INT. CL. 25).

First use Nov. 21, 1969; in commerce Nov. 21, 1969.

No claim of exclusive right is made to "Designs" for the goods recited.