

ESTTA Tracking number: **ESTTA151115**

Filing date: **07/16/2007**

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

Proceeding.	91175861
Applicant	Plaintiff The Children's Place Services Company, LLC
Other Party	Defendant THE FAMILY PLACE, LTD.

Motion for Suspension in View of Civil Proceeding With Consent

The parties are engaged in a civil action which may have a bearing on this proceeding. Accordingly, The Children's Place Services Company, LLC hereby requests suspension of this proceeding pending a final determination of the civil action. Trademark Rule 2.117.

The Children's Place Services Company, LLC has secured the express consent of all other parties to this proceeding for the suspension requested herein.

The Children's Place Services Company, LLC has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

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.

Respectfully submitted,

/Betsy Judelson/

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07/16/2007

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Attorneys for Plaintiffs

JUDGE CROTTY

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

07 CIV 5512

-----X
THE CHILDREN'S PLACE RETAIL STORES, :
INC. and THE CHILDREN'S PLACE :
SERVICES COMPANY, LLC :
:

Case No. _____

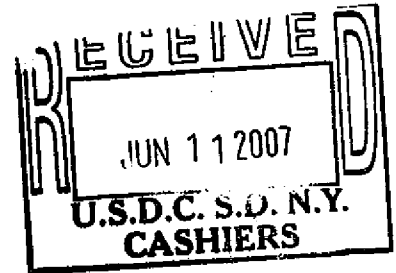
Plaintiffs, :
:

v. :
:

COMPLAINT

THE FAMILY PLACE, LTD., LOT STORES, :
INC., BURNSIDE AVENUE LOT STORES, :
INC., CASTLE HILL LOT STORES, INC., and :
MAMARONECK AVENUE LOT STORES, :
INC. :
:

Defendants. :
:



-----X
Plaintiffs The Children's Place Retail Stores, Inc. ("The Children's Place Retail Stores")
and The Children's Place Services Company, LLC ("The Children's Place Services Company")
(collectively "The Children's Place" or "plaintiffs"), by their undersigned attorneys, Fross
Zelnick Lehrman & Zissu, P.C., for their Complaint against defendants The Family Place, Ltd.,
Lot Stores, Inc., Burnside Avenue Lot Stores, Inc., Castle Hill Lot Stores, Inc., and Mamaroneck
Avenue Lot Stores, Inc. (collectively "defendants"), allege as follows:

NATURE OF THE ACTION

1. In a clear attempt to trade on the good will of THE CHILDREN'S PLACE trademarks, defendants have not only adopted the confusingly similar mark, THE FAMILY PLACE, but also have adopted a nearly identical logo. To protect the goodwill plaintiffs have established in THE CHILDREN'S PLACE and related marks, they bring this action for trademark infringement and unfair competition under Sections 32(1) and 43(a) of the Lanham Act, and related claims under New York State law. Plaintiffs seek an injunction, an accounting of defendants' profits flowing from their use of THE FAMILY PLACE mark and logo, damages, attorneys' fees and such other relief as the Court deems just and proper.

THE PARTIES

2. Plaintiff The Children's Place Services Company is a Delaware Limited Liability Company located and doing business at 915 Secaucus Road, Secaucus, New Jersey 07094. The Children's Place Services Company is the owner of several incontestable federal trademark registrations for the marks THE CHILDREN'S PLACE and BABY PLACE as well as a federal registration for SHOE PLACE.

3. Plaintiff The Children's Place Retail Stores, Inc. is a Delaware corporation with offices at 915 Secaucus Road, Secaucus, New Jersey 07094. The company operates more than 875 "The Children's Place" retail stores across the country, including several in New York, Bronx and Westchester counties of New York State.

4. Upon information and belief, defendant The Family Place, Ltd. is a corporation organized and existing under the laws of New Jersey with an office at 1250 South River Road,

Cranbury, New Jersey 08512. The Family Place, Ltd. applied for trademark registrations of THE FAMILY PLACE mark with the United States Patent and Trademark Office.

5. Upon information and belief, defendant Lot Stores, Inc. is a corporation organized and existing under the laws of New Jersey with an office at 1250 South River Road, Cranbury, New Jersey 08512 that operates Lot Stores in several states, including in New York, Bronx, and Westchester Counties of New York State. Plaintiffs believe that Lot Stores Inc. operates several stores under THE FAMILY PLACE mark.

6. Upon information and belief, defendant Burnside Avenue Lot Stores, Inc. operates two Lot Stores known as The Family Place. The stores are believed to be located at 18 East Burnside Avenue, Bronx, NY 10453 and at 581 East 138 Street, Bronx, NY 10454. Burnside Avenue Lot Stores, Inc. is a corporation organized and doing business in New York.

7. Upon information and belief, defendant Castle Hill Lot Stores, Inc. operates a Lot Store known as The Family Place at 1301-1317 Castle Hill Avenue, Bronx, NY 10562. Castle Hill Lot Stores, Inc. is a corporation organized and doing business in New York.

8. Upon information and belief, defendant Mamaroneck Avenue Lot Stores, Inc. operates a Lot Store known as The Family Place at 120-122 Mamaroneck Avenue, White Plains, NY 10605. Mamaroneck Avenue Lot Stores, Inc. is a corporation organized and doing business in New York.

9. Upon information and belief, the president of The Family Place, Ltd., Haskel Dweck, is the chairman or chief executive officer of all three New York entities.

JURISDICTION AND VENUE

10. The Court has original jurisdiction over the subject matter of this action pursuant to Section 39 of the Lanham Act, 15 U.S.C. § 1121, and under Sections 1331 and 1338(a) and (b) of the Judicial Code, 28 U.S.C. §§ 1331, 1338(a) and (b). The Court has supplemental jurisdiction over plaintiffs' state law claims under Section 1367(a) of the Judicial Code, 28 U.S.C. § 1367(a).

11. Venue in this judicial district is proper pursuant to Sections 1391(b) and (c) of the Judicial Code, 28 U.S.C. § 1391(b) and (c), in that a substantial part of the events giving rise to plaintiffs' claims, including, but not limited to, the actions involving defendants' The Family Place retail outlets, occurred in this district, and in that defendants are subject to personal jurisdiction in New York State and is therefore deemed to reside in New York State.

FACTS COMMON TO ALL CLAIMS FOR RELIEF

A. Plaintiffs' Well-Known THE CHILDREN'S PLACE and related marks

12. For decades, plaintiffs have used the trade name and house mark THE CHILDREN'S PLACE in connection with retail services. As a leading specialty retailer of children's merchandise, plaintiffs have developed substantial goodwill in THE CHILDREN'S PLACE and related marks.

13. Plaintiffs spend millions of dollars annually advertising and promoting their nationwide chain of retail stores. They conduct extensive direct mail, in-store, and magazine advertising campaigns.

14. As a result of plaintiffs' investment of time, money and effort, THE CHILDREN'S PLACE and related marks have become exclusively associated with plaintiffs and their goods, and represent enormous and valuable goodwill.

15. Plaintiffs own several incontestable federal trademark registrations for THE CHILDREN'S PLACE, including the following:

- Reg. No. 1,020,742, issued September 16, 1975 for THE CHILDREN'S PLACE for "retail store services specializing in children's clothing, children's toys and accessories" in international Class 42, based on first use in commerce since August 1, 1970;
- Reg. No. 1,137,068 issued June 17, 1980 for THE CHILDREN'S PLACE (Stylized) for "retail store services specializing in children's clothing" in International Class 42, based on first use in commerce since August 1, 1970; and
- Reg. No. 2,165,577, issued June 16, 1998 for THE CHILDREN'S PLACE OUTLET (Stylized) for "retail store services featuring children's clothing, shoes, purses, toys, belts, jewelry, stationary, hats, furniture, musical products, videotapes and scarfs" in International Class 35, based on first use in commerce since March 1, 1997.

16. Additionally, plaintiffs own several incontestable registrations for BABY PLACE, including a registration for "retail store services featuring children's clothing and accessories," which is based on a first use in commerce of November 20, 1998. Reg. No. 2,394,007.

17. Plaintiffs also own a federal registration for SHOE PLACE in connection with "[c]hildren's clothing, namely, footwear, sneakers, sandals, shoes, socks." Reg. No. 2,976,471. The mark has been used in connection with clothing for children since 2004 and is well known among consumers.

18. These registrations (collectively "The Children's Place Registrations") are valid, subsisting, in full force and effect, and constitute evidence of plaintiffs' exclusive right to use

THE CHILDREN'S PLACE, BABY PLACE, and SHOE PLACE marks (collectively "The Children's Place Marks") in connection with the goods or services identified therein. Copies of The Children's Place Registrations are attached as Exhibit A.

19. The Children's Place adopted a logo form of THE CHILDREN'S PLACE mark many years ago consisting of the words "THE CHILDREN'S" in small capital block letters, stacked above the word "PLACE" in a larger font ("The Children's Place Logo"). The Children's Place Logo appears on

The logo consists of the words "THE CHILDREN'S" in a small, bold, sans-serif font stacked above the word "PLACE" in a significantly larger, bold, sans-serif font.

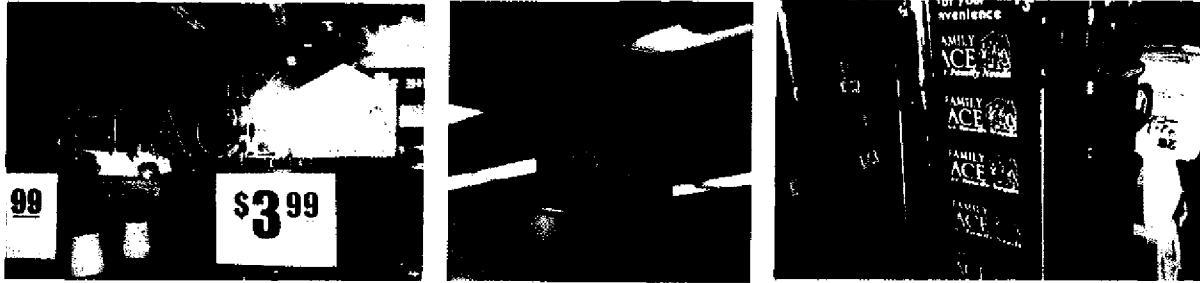
more than 875 "The Children's Place" storefronts nationwide, as well as on plaintiffs' website and in their advertising and promotional materials. The Children's Place Logo also appears on the labels of its clothing. The Children's Place has for many years consistently used a blue and white color scheme for their logo.

B. Defendants' Infringing Activity

20. Defendants have never been associated or affiliated with plaintiffs in any way and plaintiffs have never authorized, licensed or consented to defendants' conduct complained of herein.

21. Long after plaintiffs obtained exclusive rights in THE CHILDREN'S PLACE Marks, defendants adopted the confusingly similar THE FAMILY PLACE mark for similar services. Plaintiff The Children's Place Services Company is currently involved in a dispute before the Trademark Trial and Appeals Board of the United States Patent and Trademark Office concerning defendant The Family Place, Ltd.'s attempt to obtain trademark registrations for THE FAMILY PLACE. Serial Nos. 76/648,956, 76/662,769.

22. Upon information and belief, defendants are operating several Lot Stores retail outlets under the name THE FAMILY PLACE. One of these stores, located in Westchester County, displays The Family Place logo – a logo that is nearly identical to that of The Children’s Place Logo – in the storefront. The logo is repeated on several banners within the store, as well as on shopping baskets.



23. Upon information and belief, defendants deliberately copied plaintiffs’ stacked logo to trade on the good will of plaintiffs. But for the substitution of the word “CHILDREN’S” for “FAMILY,” the logo on defendants’ Westchester storefront, signage, and shopping baskets appears identical to plaintiffs’ logo in terms of shape, color and proportion. Defendants’ logo similarly includes small capital blue block letters, stacked and justified above the word “PLACE” in a larger font.

C. Defendants’ Refusal to Stop Using THE FAMILY PLACE Mark

24. To protect THE CHILDREN’S PLACE Marks and the goodwill they represent, and to prevent confusion among consumers as to the origin or affiliation of defendants’ products and services, plaintiffs’ counsel requested that defendants stop using THE FAMILY PLACE mark and logo. Defendants refused to stop using the confusingly similar THE FAMILY PLACE mark and logo.

25. Defendants' use of the mark and logo is likely to falsely suggest an association with or approval by The Children's Place of defendants' stores and is likely to continue to create confusion, as consumers will assume that defendants' goods are authorized by, endorsed by, associated with, or are otherwise connected with The Family Place.

26. Defendants' use of THE FAMILY PLACE mark and logo in connection with retail services is intentionally fraudulent, malicious, willful and wanton.

27. The use by defendants of THE FAMILY PLACE mark and logo unfairly and unlawfully wrests from The Children's Place control over their marks and reputation and is unjustly enriching defendants.

28. Defendants' unauthorized acts as described herein have caused and will continue to cause irreparable damage to plaintiffs' business and goodwill unless restrained by this Court.

29. Plaintiffs have no adequate remedy at law.

FIRST CLAIM FOR RELIEF
TRADEMARK INFRINGEMENT (15 U.S.C. § 1114(1))

30. Plaintiffs repeat and reallege the allegations set forth in paragraphs 1 through 29 above as if fully set forth herein.

31. Defendants' THE FAMILY PLACE mark, when used in connection with retail services, is substantially similar to plaintiffs' THE CHILDREN'S PLACE Marks.

32. Defendants' unauthorized use of THE CHILDREN'S PLACE Marks is likely to cause confusion, cause mistake, or deceive consumers as to the source, sponsorship or approval of defendants' goods and services and, specifically, to cause consumers to believe that defendants' goods and services are sponsored by, affiliated with, approved by or otherwise connected with plaintiffs.

33. Defendants' acts constitute infringement of plaintiffs' federally registered THE CHILDREN'S PLACE Marks, as set forth in The Children's Place Registrations, in violation of Section 32(1) of the Lanham Act, 15 U.S.C. § 1114(1).

34. Defendants' conduct has caused and is causing immediate and irreparable injury to plaintiffs.

SECOND CLAIM FOR RELIEF
FEDERAL UNFAIR COMPETITION (15 U.S.C. § 1125(a))

35. Plaintiffs repeat and reallege the allegations set forth in paragraphs 1 through 34 above as if fully set forth herein.

36. Defendants' use of THE FAMILY PLACE mark and logo and their conduct complained of herein constitutes a false designation of origin and a false representation as to the origin of defendants' goods and services, is likely to cause confusion, mistake, or deception as to the source of defendants' goods and services, and is likely to create the false impression that the defendants' goods and services are authorized, sponsored, endorsed, licensed by, or affiliated with plaintiffs.

37. Defendants' actions constitute unfair competition in violation of Section 43(a) of the Lanham Act, 15 U.S.C. § 1125(a).

38. Defendants' conduct has caused and is causing immediate and irreparable injury to plaintiff.

THIRD CLAIM FOR RELIEF
UNFAIR COMPETITION UNDER NEW YORK COMMON LAW

39. Plaintiffs repeat and reallege the allegations set forth in paragraphs 1 through 38 above as if fully set forth herein.

40. Defendants' conduct complained of herein is likely to confuse the public as to the origin, source or sponsorship of defendants' goods and services, or to cause mistake or to deceive the public into believing that defendants' goods and services are authorized, sponsored, endorsed, licensed by, or affiliated with plaintiffs, in violation of plaintiffs' rights in THE CHILDREN'S PLACE Marks under New York State common law.

41. Upon information and belief, defendants chose to use THE FAMILY PLACE mark and logo with constructive and/or actual knowledge of plaintiffs' prior use of and rights in THE CHILDREN'S PLACE Marks in connection with retail services. By adopting and using a colorable imitation of the valuable and distinctive THE CHILDREN'S PLACE Marks and logo, defendants have been unjustly enriched and plaintiffs have been damaged.

**FOURTH CLAIM FOR RELIEF
VIOLATION OF THE NEW YORK DECEPTIVE AND UNFAIR
TRADE PRACTICES ACT (N.Y. General Business Law § 349)**

42. Plaintiffs repeat and reallege the allegations set forth in paragraphs 1 through 41 above as if fully set forth herein.

43. Defendants' use of THE FAMILY PLACE mark has the capacity to deceive and is deceiving the public as to the source of sponsorship of defendants' goods and services. As a result, the public will be damaged.

44. Defendants' conduct is willful and in knowing disregard of plaintiffs' rights.

45. Defendants have been and are engaged in deceptive acts or practices in the conduct of a business, trade or commerce in violation of Section 349 of the New York General Business Law.

46. Defendants' conduct has caused and is causing immediate and irreparable injury to plaintiff.

FIFTH CLAIM FOR RELIEF
TRADEMARK DILUTION UNDER NEW YORK STATE LAW
(N.Y. General Business Law § 360-1)

47. Plaintiffs repeat and reallege the allegations set forth in paragraphs 1 through 46 above as if fully set forth herein.

48. Plaintiffs THE CHILDREN'S PLACE Marks are distinctive and acquired their distinctiveness in connection with retail store services before defendants' first use of defendants' infringing THE FAMILY PLACE mark.

49. Defendants' unauthorized use of THE FAMILY PLACE mark, which is confusingly similar to plaintiffs' is diluting and is likely to continue diluting such marks by blurring the distinctiveness thereof, and is likely to injure plaintiffs' business reputation, in that the reputation of plaintiffs' has been removed from their power and control and that deficiencies in or complaints about defendants' goods and services will redound to the harm of plaintiffs, all in violation of Section 360-1 of the General Business Law of the State of New York.

50. Defendants' unauthorized acts as described herein have caused and will continue to cause irreparable damage to plaintiffs' business and goodwill unless enjoined by this Court.

WHEREFORE, plaintiffs The Children's Place Retail Stores and The Children's Place Services Company, respectfully demands judgment as follows:

(1) That an injunction be issued enjoining defendants, any officers, agents, directors, shareholders, principals, licensees, distributors, attorneys, servants, employees, affiliates, subsidiaries and assigns, and all those persons in concert or participation with any of them from:

(a) using The Family Place mark or logo on or in connection with retail services;

(b) using The Family Place mark in whole or in part, or a phonetic equivalent or misspelling thereof, or any other simulation, reproduction, copy, colorable imitation or confusingly similar variation of THE CHILDREN'S PLACE Marks, in connection with retail services.

(c) conducting any activities in the United States that relate to, refer to or concern the advertising, promotion, display, sale or offering for sale of goods in any media or format, under THE FAMILY PLACE mark in whole or in part, or is a phonetic equivalent or misspelling thereof, or that is a simulation, reproduction, copy, colorable imitation or confusingly similar variation of any of THE CHILDREN'S PLACE Marks;

(d) using any false designation of origin or false description (including, without limitation, any letters or symbols), or performing any act, which can, or is likely to, lead members of the trade or public to believe that any goods manufactured, imported, advertised, promoted, distributed, displayed, produced, sold or offered for sale by defendants, or any services advertised, promoted, sold or offered for sale by defendants, are in any manner associated or connected with plaintiffs, or are authorized, licensed, sponsored or otherwise approved by plaintiffs;

(e) engaging in any other activity constituting unfair competition with plaintiffs, or constituting an infringement of THE CHILDREN'S PLACE Marks;

(f) applying to register or registering in the United States Patent and Trademark Office or in any state trademark registry any mark consisting in whole or in part of the terms THE FAMILY PLACE or consisting in whole or in part of

any simulation, reproduction, copy or colorable imitation of THE CHILDREN'S PLACE Marks, for retail services, or any goods or services related to the foregoing;

(g) diluting or tarnishing plaintiffs' THE CHILDREN'S PLACE Marks;

(h) incorporating under, doing business under or seeking to trade under any business name that includes the terms The Family Place in the United States;

(i) using any domain name, or metatag that includes in whole or in part the terms "The Family Place" or any formative thereof, including, without limitation, the domain name www.thefamilyplace.com, in connection with a web site that advertises, promotes, markets defendants' retail services, or any goods or services related to the foregoing;

(j) owning, renting, purchasing or otherwise obtaining rights to any internet search term that includes in whole or in part the terms "The Children's Place" or any formative thereof for purposes of directing internet traffic to any web site related to retail services;

(k) assisting, aiding or abetting any other person or business entity in engaging in or performing any of the activities referred to in subparagraphs (a) through (j) above.

(2) Directing defendants to deliver up to plaintiffs' attorneys for destruction all goods, labels, tags, signs, stationery, receipts, shopping carts and baskets, prints, packages, signage, promotional and marketing materials, advertisements and other materials currently in their possession or under defendants' control, incorporating, featuring or bearing THE FAMILY PLACE marks or any other simulation, reproduction, copy or colorable imitation of THE

CHILDREN'S PLACE Marks or logos in connection with retail services, or any goods or services related to the foregoing.

(3) Directing that defendants file all documents necessary with the United States Patent and Trademark Office to abandon with prejudice defendant The Family Place, Ltd.'s Trademark Applications to register the mark THE FAMILY PLACE, Serial Numbers 76/648,956 and 76/662,769 or, in the alternative, ordering pursuant to 15 U.S.C. § 1119 that the PTO refuse registration of the marks identified in Defendants' Applications.

(4) Directing such other relief as the Court may deem appropriate to prevent the public from deriving the erroneous impression that any product manufactured, imported, advertised, promoted, distributed, displayed, produced, sold or offered for sale, or any service advertised, promoted, sold or offered for sale by defendants is in any manner authorized by plaintiffs or related in any way to plaintiffs.

(5) Directing defendants to file with the Court and serve upon plaintiffs' counsel within thirty (30) days after entry of judgment a report in writing under oath, setting forth in detail the manner and form in which it has complied with the above.

(6) Awarding plaintiffs such damages they have sustained or will sustain by reason of defendants' acts of trademark infringement and unfair competition and that such sums be trebled pursuant to 15 U.S.C. § 1117.

(7) Awarding plaintiffs all gains, profits, property and advantages derived by defendant from defendants' unlawful conduct.

(8) Awarding to plaintiffs exemplary and punitive damages to deter any further willful infringement as the Court finds appropriate.

- (9) Awarding to plaintiffs their costs and disbursements incurred in this action, including reasonable attorneys' fees pursuant to 15 U.S.C. §1117(a).
- (10) Awarding to plaintiffs interest, including pre-judgment interest on the foregoing sums.
- (11) Awarding to plaintiffs such other and further relief as the Court may deem just and proper.

Dated: New York, New York
June 11, 2007

Respectfully submitted,

FROSS ZELNICK LEHRMAN &
ZISSU, P.C.

By: 

Mario Aieta (MA 2228)
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866 United Nations Plaza
New York, New York 10017
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Attorneys for Plaintiffs

EXHIBIT A



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Typed Drawing

Word Mark	THE CHILDREN'S PLACE
Goods and Services	IC 042. US 100 101. G & S: RETAIL STORE SERVICES SPECIALIZING IN CHILDREN'S CLOTHING, [MATERNITY CLOTHING,] CHILDREN'S [FURNITURE,] TOYS AND ACCESSORIES. FIRST USE: 19690201. FIRST USE IN COMMERCE: 19700801
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	73025302
Filing Date	June 26, 1974
Current Filing Basis	1A
Original Filing Basis	1A
Registration Number	1020742
Registration Date	September 16, 1975
Owner	(REGISTRANT) CHILDREN'S PLACE, INC., THE CORPORATION DELAWARE 10 GLORIA LANE FAIRFIELD NEW JERSEY (LAST LISTED OWNER) CHILDREN'S PLACE SERVICES COMPANY, LLC, THE DELAWARE LIMITED LIABILITY COMPANY 915 SECAUCUS ROAD SECAUCUS NEW JERSEY 07094
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	J. ALLISON STRICKLAND
Disclaimer	WITHOUT WAIVING ANY COMMON LAW RIGHTS WITH RESPECT THERETO, APPLICANT HEREBY DISCLAIMS THE WORD "CHILDREN'S APART FROM THE MARK AS A WHOLE.

Type of Mark SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20050609.
Renewal 2ND RENEWAL 20050609
Live/Dead Indicator LIVE

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Start List At: OR Jump to record: **Record 5 out of 6**

TARR Status ASSIGN Status TDR TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)

the children's place

Word Mark THE CHILDREN'S PLACE
 Goods and Services IC 042. US 101. G & S: RETAIL STORE SERVICES SPECIALIZING IN CHILDREN'S CLOTHING. FIRST USE: 19690201. FIRST USE IN COMMERCE: 19700801
 Mark Drawing Code (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM
 Design Search Code
 Serial Number 73192163
 Filing Date November 6, 1978
 Current Filing Basis 1A
 Original Filing Basis 1A
 Registration Number 1137068
 Registration Date June 17, 1980
 Owner (REGISTRANT) CHILDREN'S PLACE INC., THE CORPORATION DELAWARE 20 GLORIA LA. FAIRFIELD NEW JERSEY 07006
 (LAST LISTED OWNER) CHILDREN'S PLACE SERVICES COMPANY, LLC, THE DELAWARE LIMITED LIABILITY COMPANY 915 SECAUCUS ROAD SECAUCUS NEW JERSEY 07094
 Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record LARRY H TRONCO
Prior Registrations 1020741;1020742
Disclaimer WITHOUT WAIVING ANY COMMON LAW RIGHTS WITH RESPECT THERETO, APPLICANT DISCLAIMS THE WORD "CHILDREN'S" APART FROM THE MARK AS SHOWN.
Type of Mark SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20010708.
Renewal 1ST RENEWAL 20010708
Live/Dead Indicator LIVE

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The Children's Place Outlet

Word Mark THE CHILDREN'S PLACE OUTLET

Goods and Services IC 035. US 100 101 102. G & S: retail store services featuring children's clothing, shoes, purses, toys, belts, jewelry, stationary, hats, furniture, musical products, videotapes and scarfs. FIRST USE: 19961001. FIRST USE IN COMMERCE: 19970301

Mark Drawing Code (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Design Search Code

Serial Number 75268941

Filing Date April 3, 1997

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition March 24, 1998

Registration Number 2165577

Registration Date June 16, 1998

Owner

(REGISTRANT) Children's Place Retail Stores, Inc., The CORPORATION DELAWARE One Dodge Drive West Caldwell NEW JERSEY 07006

(LAST LISTED OWNER) CHILDREN'S PLACE SERVICES COMPANY, LLC, THE DELAWARE LIMITED LIABILITY COMPANY 915 SECAUCUS ROAD SECAUSUS NEW JERSEY 07094

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record J. ALLISON STRICKLAND
Prior Registrations 0005313;0011892;1020741;1020742;1137068;1149504;1467689;1642868;AND OTHERS
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHILDREN'S" and "OUTLET" APART FROM THE MARK AS SHOWN
Type of Mark SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
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Typed Drawing

Word Mark **BABY PLACE**
Goods and Services IC 035. US 100 101 102. G & S: Retail Store services featuring children's clothing and accessories. FIRST USE: 19981120. FIRST USE IN COMMERCE: 19981120
Mark Drawing Code (1) TYPED DRAWING
Design Search Code
Serial Number 75510401
Filing Date June 26, 1998
Current Filing Basis 1A
Original Filing Basis 1B
Published for Opposition November 9, 1999
Registration Number 2394007
Registration Date October 10, 2000
Owner (REGISTRANT) CHILDREN'S PLACE RETAIL STORES, INC., THE CORPORATION
 DELAWARE One Dodge Drive West Caldwell NEW JERSEY 07006
 (LAST LISTED OWNER) CHILDREN'S PLACE SERVICES COMPANY, LLC, THE DELAWARE
 LIMITED LIABILITY COMPANY 915 SECAUCUS ROAD SECAUSUS NEW JERSEY 07094
Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record TAMAR NIV BESSINGER
Prior 1020741;1020742;1137068;1642868;1893655;AND OTHERS

Registrations

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BABY" APART FROM THE MARK AS SHOWN

Type of Mark SERVICE MARK

Register PRINCIPAL

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Typed Drawing

Word Mark	SHOE PLACE
Goods and Services	IC 025. US 022 039. G & S: Children's clothing, namely, footwear, sneakers, sandals, shoes, socks. FIRST USE: 20040600. FIRST USE IN COMMERCE: 20040600
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	76046687
Filing Date	May 11, 2000
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	April 23, 2002
Registration Number	2976471
Registration Date	July 26, 2005
Owner	(REGISTRANT) CHILDREN'S PLACE SERVICES COMPANY, LLC, THE LTD LIAB CO DELAWARE 915 SECAUCUS ROAD SECAUCUS NEW JERSEY 07094
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	J ALLISON STRICKLAND
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SHOE" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead	

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