

ESTTA Tracking number: **ESTTA561068**

Filing date: **09/24/2013**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

| | |
|---------------------------------------|----------------------------------------------------------|
| Name | Wright & McGill Co. |
| Granted to Date of previous extension | 09/25/2013 |
| Address | 4245 E. 46th Avenue Denver, CO 80216 UNITED STATES |

| | |
|----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Attorney information | Sabrina C. Stavish SHERIDAN ROSS P.C. 1560 Broadway, Suite 1200 Denver, CO 80202 UNITED STATES sstavish@sheridanross.com, dgonzales@sheridanross.com Phone:303-863-9700 |
|----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Applicant Information

| | | | |
|------------------------|------------------------------------------------------------------------|------------------------|------------|
| Application No | 85799153 | Publication date | 05/28/2013 |
| Opposition Filing Date | 09/24/2013 | Opposition Period Ends | 09/25/2013 |
| Applicant | Dohitomi & Co., Ltd. 382-3, Shinjo Kato-shi, Hyogo-ken, JAPAN | | |

Goods/Services Affected by Opposition

| |
|---------------------------------------------------------------------------------------------------------|
| Class 028. All goods and services in the class are opposed, namely: Fishing hooks and fishing tackle |
|---------------------------------------------------------------------------------------------------------|

Grounds for Opposition

| | |
|--------------------------------------|----------------------------|
| Priority and likelihood of confusion | Trademark Act section 2(d) |
|--------------------------------------|----------------------------|

Marks Cited by Opposer as Basis for Opposition

| | | | |
|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 568797 | Application Date | 07/16/1951 |
| Registration Date | 01/06/1953 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark | | | |
| Description of | NONE | | |

| | |
|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------|
| Mark | |
| Goods/Services | Class U022 (International Class 028). First use: First Use: 1927/09/27 First Use In Commerce: 1927/09/27 BULK FISH HOOKS, SNELLED FISH HOOKS |

| | | | |
|-----------------------|-------------------------------------------------------------------------------------------------------------------|-----------------------|------------|
| U.S. Registration No. | 1900783 | Application Date | 06/09/1994 |
| Registration Date | 06/20/1995 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 028. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 fishing tackle, namely fishing rods | | |

| | | | |
|-----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|------------|
| U.S. Registration No. | 1894189 | Application Date | 05/16/1994 |
| Registration Date | 05/16/1995 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 028. First use: First Use: 1990/01/00 First Use In Commerce: 1990/01/00 fish hooks, snelled fish hooks, fishing rods, fishing reels, bobbers, floats and rigs | | |

| | | | |
|-----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|------------|
| U.S. Registration No. | 1894190 | Application Date | 05/16/1994 |
| Registration Date | 05/16/1995 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 028. First use: First Use: 1990/01/00 First Use In Commerce: 1990/01/00 fishing tackle, namely fishing line, bobber stops, leaders, swivels, sinkers, stringers, fish weighing scales, fish scalers, nets, fishing rod cases, fishing rod racks, tackle boxes, minnow buckets, pole bells, fishing creels, fishing satchels, fishing vests, fisherman pliers, scissors and clippers, reel oil, fillet boards and gloves, trolling bucket boom and lures | | |

| | |
|-------------|-------------------------------------------------------------------------|
| Attachments | Notice of Opposition.pdf(358454 bytes) Exhibit 1.pdf(834133 bytes) |
|-------------|-------------------------------------------------------------------------|

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.

| | |
|-----------|---------------------|
| Signature | /Donna P. Gonzales/ |
| Name | Donna P. Gonzales |
| Date | 09/24/2013 |

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEALS BOARD

In the Matter of Trademark Application
Serial No. 85/799,153
Filed December 10, 2012



For the mark
Published in the *Official Gazette* on May 28, 2013

| | | |
|-----------------------|---|----------------------|
| WRIGHT & MCGILL CO., |) | |
| |) | |
| Opposer, |) | |
| |) | |
| v. |) | Opposition No. _____ |
| |) | |
| DOHITOMI & CO., LTD., |) | |
| |) | |
| Applicant. |) | |

NOTICE OF OPPOSITION

Opposer Wright & McGill Co. believes it will be damaged by registration on the



Principal Register of the mark _____, Trademark Application Serial No. 85/799,153,
which was published for opposition on May 28, 2013, and, by and through its undersigned
attorneys, hereby oppose the registration of said application, and avers as follows:

THE PARTIES

1. Dohitomi & Co., Ltd. (“Applicant”) is a Japanese corporation, having an address of 382-3, Shinjo Kato-shi, Hyogo-ken, Japan.
2. Wright & McGill Co. (“Opposer”) is a Colorado corporation, having an address of 4245 East 46th Avenue, Denver, Colorado 80216.

APPLICATION PROCEEDINGS

3. Upon information and belief, Applicant filed U.S. Trademark Application Serial No. 85/799,153 in the United States Patent and Trademark Office on December 10, 2012 for use in connection with “fishing hooks and fishing tackle” in Class 28.

4. U.S. Trademark Application Serial No. 85/799,153 was filed on the basis of intent to use the mark in commerce under Section 1(b).


5. Upon information and belief, Applicant is not using the mark in U.S. Trademark Application Serial No. 85/799,153 in the U.S.




6. U.S. Trademark Application Serial No. 85/799,153 was published for opposition in the *Official Gazette* on May 28, 2013.

7. On June 6, 2013, Opposer timely filed a request for a 90-day extension of time to oppose U.S. Trademark Application Serial No. 85/799,153, which was granted until September 25, 2013, and this document is being filed by the present deadline.

GROUND FOR OPPOSITION

8. Opposer is the owner of the following U.S. Trademark Registrations (collectively, “Wright & McGill Eagle Marks”). (Registration Certificates and TSDR status reports attached at Exhibit 1.)

| No. | Mark | Reg. No. & Reg. Date | Goods | First Use Date in Commerce |
|-----|-------------------------------------------------------------------------------------|-----------------------|-----------------------------------------------|----------------------------|
| 1 |  | 568,797 01/06/1953 | Class 28: Bulk fish hooks, snelled fish hooks | 09/27/1927 |

| | | | | |
|---|------------------------------------------------------------------------------------|-------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 2 |  | 1,900,783 06/20/1995 | <u>Class 28</u> : Fishing tackle, namely, fishing rods | 1965 |
| 3 |  | 1,894,189 05/16/1995 | <u>Class 28</u> : Fish hooks, snelled fish hooks, fishing rods, fishing reels, bobbers, floats and rigs | 01/1990 |
| 4 |  | 1,894,190 05/16/1995 | <u>Class 28</u> : Fishing tackle, namely, fishing line, bobber stops, leaders, swivels, sinkers, stringers, fish weighing scales, fish scalers, nets, fishing rod cases, fishing rod racks, tackle boxes, minnow buckets, pole bells, fishing creels, fishing satchels, fishing vests, fisherman pliers, scissors and clippers, reel oil, fillet boards and gloves, trolling bucket boom and lures | 01/1990 |

9. Opposer has used the down-wing flying eagle design, shown in the table above at Nos. 1 and 2, and the up-wing flying eagle design, as shown in the table above at Nos. 3 and 4, in the U.S. since prior to Applicant's mark in U.S. Trademark Application Serial No. 85/799,153.

10. Opposer has devoted substantial time, money, and effort in establishing and maintaining a high standard of quality for all goods provided under its Wright & McGill Eagle Marks. As a result, Opposer's Wright & McGill Eagle Marks have become widely and favorably known to the public in connection with fishing products, especially in connection with fishing hooks and fishing tackles. In view of this public recognition, Opposer has developed substantial goodwill and name recognition in its Wright & McGill Eagle Marks.

11. As a result of the public's association of the Wright & McGill Eagle Marks with Opposer, as well as Opposer's prior rights in the Wright & McGill Eagle Marks, Applicant's use and registration of the confusingly similar mark in U.S. Trademark Application Serial No. 85/799,153 in connection with fishing hooks and fishing tackles is likely to cause confusion, mistake or deception as to the source, origin or affiliation of Applicant's fishing products.

12. If U.S. Trademark Application Serial No. 85/799,153 for Eagle & Wave Design is permitted to issue despite this likelihood of confusion, Opposer's right to use its Wright & McGill Eagle Marks in connection with Opposer's goods will be impaired, and Opposer will be damaged.

WHEREFORE, Opposer prays that registration of the mark in U.S. Trademark Application Serial No. 85/799,153 be refused, and that this Opposition be sustained in favor of Opposer.

Dated: September 24, 2013

Respectfully submitted,

By: 

SABRINA C. STAVISH

SARAH J. SCHNEIDER

DONNA P. GONZALES

SHERIDAN ROSS P.C.

1560 Broadway, Suite 1200

Denver, CO 80202

303-863-9700

[sstavish@sheridanross.com](mailto:ssstavish@sheridanross.com)

sschneider@sheridanross.com

dgonzales@sheridanross.com

Attorneys for Wright & McGill Co.

CERTIFICATE OF SERVICE

I hereby certify that on September 24, 2013, a true and correct copy of the foregoing Notice of Opposition was placed in the United States Mail, postage prepaid, addressed to the following:

APPLICANT'S ATTORNEY OF RECORD

William L. Androlia, Esq.
DLA Piper LLP
2000 Avenue of the Stars, Suite 400N.T
Los Angeles, CA 90067-4700

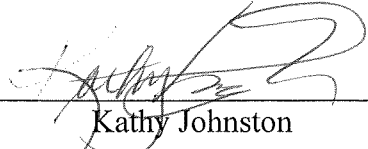

Kathy Johnston

EXHIBIT 1

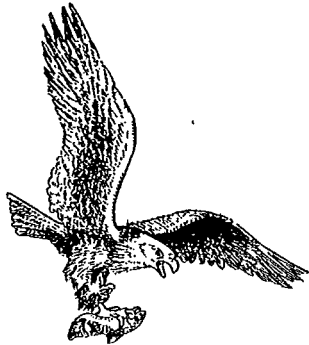
Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office
10 Year Renewal

Reg. No. 568,797
Registered Jan. 6, 1953
Renewal Term Begins Jan. 6, 1993

**TRADEMARK
PRINCIPAL REGISTER**



WRIGHT & MCGILL CO. (COLORADO
CORPORATION)
4245 EAST 46TH AVENUE
DENVER, CO 80216

OWNER OF U.S. REG. NOS. 279,747
AND 557,985.

FOR: BULK FISH HOOKS, SNELED
FISH HOOKS, IN CLASS 22 (INT. CL. 28).
FIRST USE 9-27-1927; IN COMMERCE
9-27-1927.

SER. NO. 71-616,576, FILED 7-16-1951.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on May 11, 1993.*

COMMISSIONER OF PATENTS AND TRADEMARKS

Registered Jan. 6, 1953

Registration No. 568,797

PRINCIPAL REGISTER
Trade-Mark

UNITED STATES PATENT OFFICE

Wright & McGill Co., Denver, Colo.

Act of 1946

Application July 16, 1951, Serial No. 616,576



STATEMENT

Wright & McGill Co., a corporation duly organized under the laws of the State of Colorado, located at Denver, in the county of Denver and State of Colorado, and doing business at 1463 York Street, Denver, Colorado, has adopted and is using the trade-mark shown in the accompanying drawing, for **BULK FISH HOOKS, SNElLED FISH HOOKS**, in Class 22, Games, toys and sporting goods, and presents herewith five specimens showing the trade-mark as actually used in connection with such goods, the trade-mark being applied by attaching the goods to cards and folders carrying the trade-mark, by attaching labels carrying the trade-mark to containers for the goods, and in

other ways common to the trade, and requests that the same be registered in the United States Patent Office on the Principal Register in accordance with the act of July 5, 1946.

Applicant is the owner of the mark shown in Trade-Mark Registration No. 279,747, now expired, and Registration No. 557,985.

The trade-mark was first used on or about September 27, 1927, and first used in commerce among the several States which may lawfully be regulated by Congress on or about September 27, 1927.

WRIGHT & MCGILL CO.,
By **STANLEY M. WRIGHT,**
President.

Generated on: This page was generated by TSDR on 2013-08-08 15:37:20 EDT

Mark:



US Serial Number: 71616576
US Registration Number: 568797
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Feb. 27, 2012

Application Filing Date: Jul. 16, 1951
Registration Date: Jan. 06, 1953

Mark Information

Mark Literal Elements: None
Standard Character Claim: No
Mark Drawing Type: 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)
Color(s) Claimed: Color is not claimed as a feature of the mark.
Design Search Code(s): 03.15.01 - Eagles
03.15.19 - Birds or bats in flight or with outspread wings
03.19.25 - Piranhas; Tuna; Other fish (this section includes basic fish); Catfish; Salmon

Related Properties Information

Claimed Ownership of US Registrations: 0279747, 0557985

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (...) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *.* identify additional (new) wording in the goods/services.

For: BULK FISH HOOKS, SNELLED FISH HOOKS

International Class(es): 028

U.S Class(es): 022 - Primary Class

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 27, 1927

Use in Commerce: Sep. 27, 1927

Basis Information (Case Level)

| | | |
|--------------------|------------------------|-----------------|
| Filed Use: Yes | Currently Use: Yes | Amended Use: No |
| Filed ITU: No | Currently ITU: No | Amended ITU: No |
| Filed 44D: No | Currently 44D: No | Amended 44D: No |
| Filed 44E: No | Currently 44E: No | Amended 44E: No |
| Filed 66A: No | Currently 66A: No | |
| Filed No Basis: No | Currently No Basis: No | |

Current Owner(s) Information

Owner Name: WRIGHT & MCGILL CO.
Owner Address: 4245 EAST 46TH AVENUE
DENVER, COLORADO 80216
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney of Record
Attorney Name: Sabrina C. Stavish
Attorney Primary Email Address: ssstavish@sheridanross.com
Docket Number: 1162-2-2
Attorney Email Authorized: Yes

Correspondent
Correspondent Name/Address: Sabrina C. Stavish
SHERIDAN ROSS P.C.
1560 BROADWAY, SUITE 1200
DENVER, COLORADO 80202
UNITED STATES
Phone: 303-863-9700
Correspondent e-mail: ssstavish@sheridanross.com
Fax: 303-863-0223
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

| Date | Description | Proceeding Number |
|---------------|--------------------------------------------------------|-------------------|
| Feb. 27, 2012 | NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED | |
| Feb. 27, 2012 | REGISTERED AND RENEWED (FOURTH RENEWAL - 10 YRS) | 77315 |
| Feb. 27, 2012 | REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED | 77315 |
| Feb. 27, 2012 | CASE ASSIGNED TO POST REGISTRATION PARALEGAL | 77315 |
| Jan. 18, 2012 | TEAS SECTION 8 & 9 RECEIVED | |
| Oct. 10, 2008 | CASE FILE IN TICRS | |
| Mar. 22, 2003 | REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS) | |
| Mar. 22, 2003 | REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED | |
| Jan. 06, 2003 | REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED | |
| Jan. 06, 2003 | PAPER RECEIVED | |
| Mar. 31, 1993 | REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS) | |
| Dec. 18, 1992 | REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8 | |
| Dec. 18, 1992 | REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8 | |
| Jan. 06, 1973 | REGISTERED AND RENEWED (FIRST RENEWAL - 20 YRS) | |

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted
Affidavit of Incontestability: Section 15 - Accepted
Renewal Date: Jan. 06, 2013

TM Staff and Location Information

TM Staff Information - None
File Location
Current Location: Not Found
Date in Location: Feb. 27, 2012

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: WRIGHT & MCGILL CO.

Assignment 1 of 3

Conveyance: SECURITY INTEREST
Reel/Frame: [1679/0554](#)
Date Recorded: Jan. 21, 1998
Pages: 15
Supporting Documents: No Supporting Documents Available

Assignor

Name: WRIGHT & MCGILL CO.
Legal Entity Type: CORPORATION

Execution Date: Jan. 14, 1998

State or Country Where Organized: COLORADO

Assignee

Name: NORWEST BANK COLORADO, NATIONAL ASSOCIATION
Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: COLORADO

Address: C/O NORWEST CREDIT, INC.
1740 BROADWAY
DENVER, COLORADO 80274-8265

Correspondent

Correspondent Name: FAEGRE & BENSON, LLP
Correspondent Address: NATALIE HANLON-LEH, ESQ.
2500 REPUBLIC PLAZA
370 17TH STREET
DENVER, CO 80202

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 2464/0809

Pages: 18

Date Recorded: Mar. 06, 2002

Supporting Documents: assignment-tm-2464-0809.pdf

Assignor

Name: WRIGHT & MCGILL CO.
Legal Entity Type: CORPORATION

Execution Date: Jan. 16, 2002

State or Country Where Organized: COLORADO

Assignee

Name: JADICO, INC.
Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

Address: 580 WEST HIGHWAY 54
CAMDENTON, MISSOURI 65020

Correspondent

Correspondent Name: THOMPSON COBURN LLP
Correspondent Address: GREGORY E. UPCHURCH
ONE FIRSTAR PLAZA
ST. LOUIS MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 3704/0220

Pages: 22

Date Recorded: Jan. 25, 2008

Supporting Documents: assignment-tm-3704-0220.pdf

Assignor

Name: WRIGHT & MCGILL CO.
Legal Entity Type: CORPORATION

Execution Date: Jan. 04, 2008

State or Country Where Organized: COLORADO

Assignee

Name: WELLS FARGO CREDIT, INC.
Legal Entity Type: CORPORATION

State or Country Where Organized: MINNESOTA

Address: 1740 BROADWAY
DENVER, COLORADO 80274-8625

Correspondent

Correspondent Name: JENNIFER D. COLLINS
Correspondent Address: 1700 LINCOLN STREET
3200 WELLS FARGO CENTER
DENVER, CO 80203-4532

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: 91206675

Filing Date: Aug 21, 2012

Status: Terminated

Status Date: Dec 04, 2012

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Zhang Chao

Correspondent Address: JOHN ALUMIT
ALUMIT IP
135 SOUTH JACKSON STREET, SUITE 200
GLENDALE CA , 91205
UNITED STATES

Correspondent e-mail: john@alumitip.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|-----------|-----------------------------------------|-----------------|---------------------|
| JULIA ROD | Abandoned - After Inter-Partes Decision | <u>79104846</u> | |

Plaintiff(s)

Name: Wright & McGill Co.

Correspondent Address: SARAH J SCHNEIDER
SHERIDAN ROSS PC
1560 BROADWAY, SUITE 1200
DENVER CO , 80202-5141
UNITED STATES

Correspondent e-mail: sstavish@sheridanross.com , sschneider@sheridanross.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|------|--------------------|-----------------|---------------------|
| | Renewed | <u>71616576</u> | <u>568797</u> |
| | Renewed | <u>74524644</u> | <u>1894189</u> |
| | Renewed | <u>74524646</u> | <u>1894190</u> |
| | Renewed | <u>74535491</u> | <u>1900783</u> |

Prosecution History

| Entry Number | History Text | Date | Due Date |
|--------------|------------------------------------------|--------------|--------------|
| 1 | FILED AND FEE | Aug 21, 2012 | |
| 2 | NOTICE AND TRIAL DATES SENT; ANSWER DUE: | Aug 23, 2012 | Oct 02, 2012 |
| 3 | PENDING, INSTITUTED | Aug 23, 2012 | |
| 4 | NOTICE OF DEFAULT | Oct 17, 2012 | |
| 5 | BOARD'S DECISION: SUSTAINED | Dec 04, 2012 | |
| 6 | TERMINATED | Dec 04, 2012 | |

Type of Proceeding: Opposition

Proceeding Number: 91073479

Filing Date: Jan 31, 1986

Status: Terminated

Status Date: Mar 28, 1995

Interlocutory Attorney:

Defendant

Name: LOWRANCE ELECTRONICS, INC.

Correspondent Address: HEAD, JOHNSON & STEVENSON AND PAUL H.
JOHNSON, AND/OR JAMES R. HEAD, AND/OR
ROBERT B. STEVENSON 228 WEST 17TH PLACE
TULSA OK , 74119

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|-------|--------------------|-----------------|---------------------|
| EAGLE | Renewed | <u>73387462</u> | <u>1893938</u> |

Plaintiff(s)

Name: WRIGHT & MCGILL COMPANY

Correspondent Address: SHERIDAN, ROSS & MCINTOSH
ATTN: ELLEN P. WINNER

4155 EAST JEWELL AVENUE SUITE 714
DENVER CO , 80222

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|------|--------------------|-----------------|---------------------|
| | Renewed | <u>71616576</u> | <u>568797</u> |

| Entry Number | History Text | Prosecution History Date | Due Date |
|--------------|-----------------------------------------|--------------------------|--------------|
| 1 | FILED AND FEE | Jan 31, 1986 | |
| 2 | NOTICE SENT; ANSWER DUE (DUE DATE) | Mar 24, 1986 | May 05, 1986 |
| 3 | PENDING, INSTITUTED | Mar 24, 1986 | |
| 4 | ANSWER | Apr 28, 1986 | |
| 5 | TRIAL DATES SET | May 09, 1986 | |
| 6 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Jul 25, 1986 | |
| 7 | TRIAL DATES RESET | Aug 18, 1986 | |
| 8 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Aug 25, 1986 | |
| 9 | TRIAL DATES RESET | Sep 18, 1986 | |
| 10 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Sep 08, 1986 | |
| 11 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Nov 10, 1986 | |
| 12 | TRIAL DATES RESET | Nov 26, 1986 | |
| 13 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Jan 12, 1987 | |
| 14 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Feb 05, 1987 | |
| 15 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Feb 24, 1987 | |
| 16 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Apr 09, 1987 | |
| 17 | TRIAL DATES RESET | May 07, 1987 | |
| 18 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Aug 28, 1987 | |
| 19 | TRIAL DATES RESET | Sep 29, 1987 | |
| 20 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Oct 08, 1987 | |
| 21 | TRIAL DATES RESET | Oct 30, 1987 | |
| 22 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Dec 07, 1987 | |
| 23 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Feb 08, 1988 | |
| 24 | TRIAL DATES RESET | Mar 18, 1988 | |
| 25 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Apr 07, 1988 | |
| 26 | TRIAL DATES RESET | May 26, 1988 | |
| 27 | STIPULATION OF FACTS | Jun 09, 1988 | |
| 28 | PLAINTIFF'S NOTICE OF RELIANCE | Jul 18, 1988 | |
| 29 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Jul 25, 1988 | |
| 30 | TRIAL DATES RESET | Aug 10, 1988 | |
| 31 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Sep 26, 1988 | |
| 32 | TRIAL DATES RESET | Oct 20, 1988 | |
| 33 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Nov 14, 1988 | |
| 34 | TESTIMONY FOR PLAINTIFF | Oct 27, 1988 | |
| 35 | TESTIMONY FOR PLAINTIFF | Oct 27, 1988 | |
| 36 | TESTIMONY FOR PLAINTIFF | Oct 27, 1988 | |
| 37 | TESTIMONY FOR PLAINTIFF | Oct 27, 1988 | |
| 38 | EXHIBITS FOR PLAINTIFF | Oct 27, 1988 | |
| 39 | TRIAL DATES RESET | Dec 01, 1988 | |
| 40 | D'S MOTION FOR AN EXTENSION OF TIME | Jan 26, 1989 | |
| 41 | PLAINTIFF REQUEST DENIAL OF # 40 | Feb 14, 1989 | |
| 42 | PL MOT TO CONSOL PROCEEDINGS & CONSIDER | Feb 23, 1989 | |

INTERRELATIONS

| | | |
|----|------------------------------------------------------------------------------------|--------------|
| 43 | DEF'S BRIEF IN OPP TO CONSOL & DEF'S MOT TO SUSPEND OPP 73,479 & CANC. 15,741 | Mar 08, 1989 |
| 44 | PL'S OPP TO DEF'S BRIEF IN OPP TO CONSOLIDATION | Mar 22, 1989 |
| 45 | PL'S MOT FOR LEAVE TO FILE REPLY BRIEF, RESPONSE TO BRIEF IN OPP TO CONSOL | Mar 22, 1989 |
| 46 | D'S BRIEF IN OPP TO #45 W/SUPPORT; MOT TO CONSOL 15,741/16,606/16,610/16,611&77796 | Apr 10, 1989 |
| 47 | PL OPPOS TO CONSOLIDATE | Apr 28, 1989 |
| 48 | CONSOLIDATED WITH 77796, 15741, 16606, & 16611 | Jun 28, 1989 |
| 49 | TRIAL DATES RESET | Jun 28, 1989 |
| 50 | AMENDED ANSWER | Aug 16, 1989 |
| 51 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Aug 21, 1989 |
| 52 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Sep 05, 1989 |
| 53 | P'S BRIEF IN OPPOSITION RO #52 | Sep 11, 1989 |
| 54 | DEF REPLY TO BRIEF IN OPP TO MOTION TO AMEND | Sep 15, 1989 |
| 55 | PLAINTIFF'S NOTICE OF TAKING DEPOSITION | Sep 19, 1989 |
| 56 | TESTIMONY FOR PLAINTIFF | Oct 02, 1989 |
| 57 | PLS NOTICE OF RELIANCE | Oct 02, 1989 |
| 58 | DEFS MOT FOR AN ORDER TO COMPEL & MEMO IN SUPPORT | Oct 27, 1989 |
| 59 | D'S MOT TO SUSP PEND SETLMT NEGOTIATIONS | Oct 27, 1989 |
| 60 | TESTIMONY FOR PLAINTIFF | Oct 30, 1989 |
| 61 | PL OPP TO MOT TO COMPEL DISC & SUSPEND PROCEEDINGS | Nov 20, 1989 |
| 62 | DEF REPLY TO BRIEF IN OPP TO MOT COMPEL DISC & SUSPEND PROCEEDINGS | Nov 22, 1989 |
| 63 | MOTION TO AMEND GRTD/DENIED IN PART; MOTION TO COMPEL DENIED W/O PREJ | Feb 20, 1990 |
| 64 | MOTION TO SUSPEND & MOTION TO EXTEND GRTD | Feb 20, 1990 |
| 65 | DISCOVERY OPENED FOR PL ONLY RE LACHES & ACQUIESCENCE | Feb 20, 1990 |
| 66 | D'S REQUEST FOR RECONSIDERATION | Mar 21, 1990 |
| 67 | STIPULATION OF DEPOSITIONS | Mar 21, 1990 |
| 68 | D'S REPLY TO BRIEF IN OPP TO REQUEST FOR RECON | Apr 11, 1990 |
| 69 | PLS BRIEF IN OPP TO # 66 | Apr 09, 1990 |
| 70 | DEF NOTICE OF DEPOSITION | Jul 17, 1990 |
| 71 | TESTIMONY FOR PLAINTIFF | Aug 17, 1990 |
| 72 | TESTIMONY FOR DEFENDANT | Aug 23, 1990 |
| 73 | TESTIMONY FOR DEFENDANT | Sep 05, 1990 |
| 74 | TRIAL AND BRIEF DATED RESET | Sep 25, 1990 |
| 75 | TESTIMONY FOR DEFENDANT | Oct 24, 1990 |
| 76 | DEF MOT TO STRIKE MATERIALS SUBMITTED WITH NOTICE OF RELIANCE | Dec 07, 1990 |
| 77 | PL'S RESPONSE TO MOTION TO STRIKE | Dec 31, 1990 |
| 78 | DECISION ON PARTIAL MOTION TO STRIKE DEFERRED; BRIEF DATES RESET | Jan 24, 1991 |
| 79 | PL'S BRIEF | Mar 05, 1991 |
| 80 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Mar 25, 1991 |
| 81 | DEFENDANTS LETTER RE-EVIDENCE | Apr 01, 1991 |
| 82 | PL'S LETTER OF EVIDENCE | Apr 15, 1991 |
| 83 | DEF'S MOT FOR EXT OF TIME W/CONSENT | Apr 29, 1991 |
| 84 | P'S MOT FOR EXTEN. OF TIME W/ CONSENT | Jun 12, 1991 |
| 85 | PL'S REPLY BRIEF | Jul 29, 1991 |
| 86 | SUBMITTED ON BRIEF | Aug 09, 1991 |
| 87 | PENDING (AWAITING DECISION) | Aug 09, 1991 |
| 88 | SUBMITTED ON BRIEF | Aug 09, 1991 |

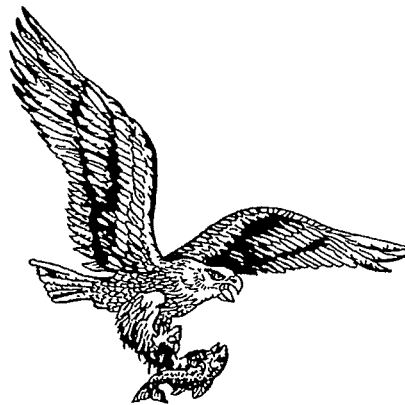
| | | |
|-----|--------------------------------------------------------------------------------------|--------------|
| 89 | PENDING (AWAITING DECISION) | Aug 09, 1991 |
| 90 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Aug 09, 1991 |
| 91 | MOTION TO STRIKE DENIED; LOWRANCE'S RESPONSE DUE 11-27-91 | Nov 07, 1991 |
| 92 | PLS RESP TO MOT TO STRIKE | Oct 29, 1991 |
| 93 | D'S MOT FOR EXTEN. OF TIME W/ CONSENT | Nov 27, 1991 |
| 94 | DEF RESPONSE TO MOT TO STRIKE | Dec 11, 1991 |
| 95 | HEARING SCHEDULED FOR (4-30-92) | Feb 21, 1992 |
| 96 | HEARING SCHEDULED FOR 4-29-92 | Apr 09, 1992 |
| 97 | MOT TO EXT TIME FOR HEARING IS DENIED; DATES REMAIN AS SET | Apr 21, 1992 |
| 98 | PENDING (AWAITING DECISION) | Apr 29, 1992 |
| 99 | BD'S DECISION; CAN NOS. 16,606; 16,610 & 16,611 GRANTED; CAN NO. 15,741 DENIED; O | Sep 21, 1992 |
| 100 | P NOS. 73,479 & 77,796 DISMISSED | Sep 21, 1992 |
| 101 | PL'S REQUEST FOR MODIFICATION | Oct 13, 1992 |
| 102 | OPINION MODIFIED TO REFLECT MILLER AS PR ESIDENT OF WRIGHT; REQUEST TO MODIFY | Feb 01, 1993 |
| 103 | REGISTRATIONS DENIED & DECISION TO CANCE L STANDS | Feb 01, 1993 |
| 104 | TERMINATED | Mar 28, 1995 |

Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office Reg. No. 1,900,783
Registered June 20, 1995

**TRADEMARK
PRINCIPAL REGISTER**



WRIGHT & MCGILL CO. (COLORADO CORPORATION)
4245 E. 46TH AVE.
DENVER, CO 80216

FOR: FISHING TACKLE, NAMELY FISHING
RODS, IN CLASS 28 (U.S. CL. 22).

FIRST USE 0-0-1965; IN COMMERCE
0-0-1965.

OWNER OF U.S. REG. NO. 568,797.

SER. NO. 74-535,491, FILED 6-9-1994.

JENNIFER BRUST, EXAMINING ATTORNEY

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Mark:



US Serial Number: 74535491 Application Filing Date: Jun. 09, 1994
US Registration Number: 1900783 Registration Date: Jun. 20, 1995
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Mar. 15, 2005
Publication Date: Mar. 28, 1995

Mark Information

Mark Literal Elements: None
Standard Character Claim: No
Mark Drawing Type: 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)
Design Search Code(s): 03.15.01 - Eagles
03.15.19 - Birds or bats in flight or with outspread wings
03.19.25 - Piranhas; Tuna; Other fish (this section includes basic fish); Catfish; Salmon

Related Properties Information

Claimed Ownership of US Registrations: 0568797

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: fishing tackle, namely fishing rods

International Class(es): 028 - Primary Class

U.S Class(es): 022

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

Basis Information (Case Level)

| | | |
|--------------------|------------------------|-----------------|
| Filed Use: Yes | Currently Use: Yes | Amended Use: No |
| Filed ITU: No | Currently ITU: No | Amended ITU: No |
| Filed 44D: No | Currently 44D: No | Amended 44D: No |
| Filed 44E: No | Currently 44E: No | Amended 44E: No |
| Filed 66A: No | Currently 66A: No | |
| Filed No Basis: No | Currently No Basis: No | |

Current Owner(s) Information

Owner Name: Wright & McGill Co.
Owner Address: 4245 E. 46th Ave.
Denver, COLORADO 80216
UNITED STATES
Legal Entity Type: CORPORATION State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney Name: SABRINA STAVISH
Attorney of Record
Docket Number: 1162.175
Correspondent
Correspondent Name/Address: SABRINA STAVISH
SHERIDAN ROSS PC
1560 BROADWAY STE 1200
DENVER, COLORADO 80202-5141
UNITED STATES

Domestic Representative - Not Found

Prosecution History

| Date | Description | Proceeding Number |
|---------------|--------------------------------------------------------|-------------------|
| Mar. 15, 2005 | REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS) | |
| Mar. 15, 2005 | REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED | |
| Feb. 10, 2005 | REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED | |
| Feb. 10, 2005 | TEAS SECTION 8 & 9 RECEIVED | |
| Jul. 30, 2001 | REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK. | |
| May 31, 2001 | REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED | |
| Jun. 20, 1995 | REGISTERED-PRINCIPAL REGISTER | |
| Mar. 28, 1995 | PUBLISHED FOR OPPOSITION | |
| Feb. 24, 1995 | NOTICE OF PUBLICATION | |
| Nov. 09, 1994 | APPROVED FOR PUB - PRINCIPAL REGISTER | |
| Nov. 04, 1994 | ASSIGNED TO EXAMINER | 68309 |
| Nov. 02, 1994 | ASSIGNED TO EXAMINER | 69566 |

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jun. 20, 2005

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Mar. 15, 2005

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: Wright & McGill Co.

Assignment 1 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 1679/0554

Pages: 15

Date Recorded: Jan. 21, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 14, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: NORWEST BANK COLORADO, NATIONAL ASSOCIATION

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: COLORADO

Address: C/O NORWEST CREDIT, INC.
1740 BROADWAY
DENVER, COLORADO 80274-8265

Correspondent

Correspondent Name: FAEGRE & BENSON, LLP
Correspondent Address: NATALIE HANLON-LEH, ESQ.
2500 REPUBLIC PLAZA
370 17TH STREET
DENVER, CO 80202

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST
Reel/Frame: 2464/0809 Pages: 18
Date Recorded: Mar. 06, 2002
Supporting Documents: assignment-tm-2464-0809.pdf

Assignor

Name: WRIGHT & MCGILL CO. Execution Date: Jan. 16, 2002
Legal Entity Type: CORPORATION State or Country Where Organized: COLORADO

Assignee

Name: JADICO, INC. State or Country Where Organized: MISSOURI
Legal Entity Type: CORPORATION
Address: 580 WEST HIGHWAY 54
CAMDENTON, MISSOURI 65020

Correspondent

Correspondent Name: THOMPSON COBURN LLP
Correspondent Address: GREGORY E. UPCHURCH
ONE FIRSTAR PLAZA
ST. LOUIS MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST
Reel/Frame: 3704/0220 Pages: 22
Date Recorded: Jan. 25, 2008
Supporting Documents: assignment-tm-3704-0220.pdf

Assignor

Name: WRIGHT & MCGILL CO. Execution Date: Jan. 04, 2008
Legal Entity Type: CORPORATION State or Country Where Organized: COLORADO

Assignee

Name: WELLS FARGO CREDIT, INC. State or Country Where Organized: MINNESOTA
Legal Entity Type: CORPORATION
Address: 1740 BROADWAY
DENVER, COLORADO 80274-8625

Correspondent

Correspondent Name: JENNIFER D. COLLINS
Correspondent Address: 1700 LINCOLN STREET
3200 WELLS FARGO CENTER
DENVER, CO 80203-4532

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: 91206675 Filing Date: Aug 21, 2012
Status: Terminated Status Date: Dec 04, 2012
Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Zhang Chao

Correspondent Address: JOHN ALUMIT
ALUMIT IP
135 SOUTH JACKSON STREET, SUITE 200
GLENDALE CA , 91205
UNITED STATES

Correspondent e-mail: john@alumitip.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|-----------|---------------------------------------------------------|-----------------|---------------------|
| JULIA ROD | Abandoned - After Inter-Partes Decision Plaintiff(s) | <u>79104846</u> | |

Name: Wright & McGill Co.

Correspondent Address: SARAH J SCHNEIDER
SHERIDAN ROSS PC
1560 BROADWAY, SUITE 1200
DENVER CO , 80202-5141
UNITED STATES

Correspondent e-mail: stavish@sheridanross.com , sschneider@sheridanross.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|------|--------------------|-----------------|---------------------|
| | Renewed | <u>71616576</u> | <u>568797</u> |
| | Renewed | <u>74524644</u> | <u>1894189</u> |
| | Renewed | <u>74524646</u> | <u>1894190</u> |
| | Renewed | <u>74535491</u> | <u>1900783</u> |

Prosecution History

| Entry Number | History Text | Date | Due Date |
|--------------|------------------------------------------|--------------|--------------|
| 1 | FILED AND FEE | Aug 21, 2012 | |
| 2 | NOTICE AND TRIAL DATES SENT; ANSWER DUE: | Aug 23, 2012 | Oct 02, 2012 |
| 3 | PENDING, INSTITUTED | Aug 23, 2012 | |
| 4 | NOTICE OF DEFAULT | Oct 17, 2012 | |
| 5 | BOARD'S DECISION: SUSTAINED | Dec 04, 2012 | |
| 6 | TERMINATED | Dec 04, 2012 | |

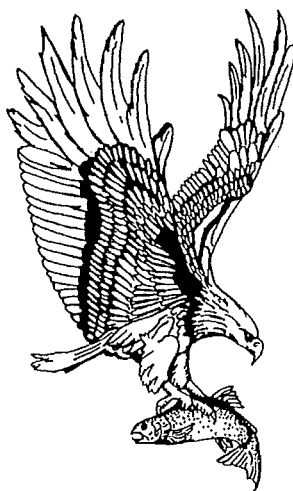
Int. Cl.: 28

Prior U.S. Cl.: 22

Reg. No. 1,894,189

United States Patent and Trademark Office Registered May 16, 1995

**TRADEMARK
PRINCIPAL REGISTER**



WRIGHT & MCGILL CO. (COLORADO CORPORATION)
4245 E. 46TH AVE.
DENVER, CO 80216

FOR: FISH HOOKS, SNELLED FISH HOOKS,
FISHING RODS, FISHING REELS, BOBBERS,
FLOATS AND RIGS, IN CLASS 28 (U.S. CL. 22).
FIRST USE 0-0-1927; IN COMMERCE
0-0-1927.

OWNER OF U.S. REG. NO. 568,797.

THE LINING AND THE STIPPLING ARE
FEATURES OF THE MARK AND DO NOT IN-
DICATE COLOR.

SER. NO. 74-524,644, FILED 5-16-1994.

JENNIFER BRUST, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2013-08-08 15:35:02 EDT

Mark:



US Serial Number: 74524644
US Registration Number: 1894189
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Mar. 15, 2005
Publication Date: Feb. 21, 1995

Application Filing Date: May 16, 1994
Registration Date: May 16, 1995

Mark Information

Mark Literal Elements: None
Standard Character Claim: No
Mark Drawing Type: 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)
Lining and Stippling Statement: The lining and the stippling are features of the mark and do not indicate color.
Design Search Code(s): 03.15.01 - Eagles
03.15.19 - Birds or bats in flight or with outspread wings
03.19.25 - Piranhas; Tuna; Other fish (this section includes basic fish); Catfish; Salmon

Related Properties Information

Claimed Ownership of US Registrations: 0568797

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *.* identify additional (new) wording in the goods/services.

For: fish hooks, snelled fish hooks, fishing rods, fishing reels, bobbers, floats and rigs

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1990

Use in Commerce: Jan. 1990

Basis Information (Case Level)

| | | |
|--------------------|------------------------|-----------------|
| Filed Use: Yes | Currently Use: Yes | Amended Use: No |
| Filed ITU: No | Currently ITU: No | Amended ITU: No |
| Filed 44D: No | Currently 44D: No | Amended 44D: No |
| Filed 44E: No | Currently 44E: No | Amended 44E: No |
| Filed 66A: No | Currently 66A: No | |
| Filed No Basis: No | Currently No Basis: No | |

Current Owner(s) Information

Owner Name: Wright & McGill Co.
Owner Address: 4245 E. 46th Ave.

Denver, COLORADO 80216
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MARIAM D TRUDELL

Docket Number: 1162.169

Correspondent

Correspondent Name/Address: MARIAM D TRUDELL
SHERIDAN ROSS PC
1560 BROADWAY STE 1200
DENVER, COLORADO 80202-5141
UNITED STATES

Domestic Representative - Not Found

Prosecution History

| Date | Description | Proceeding Number |
|---------------|--------------------------------------------------------|-------------------|
| Nov. 06, 2008 | NOTICE OF DESIGN SEARCH CODE MAILED | |
| Dec. 28, 2006 | AMENDMENT UNDER SECTION 7 - ISSUED | |
| May 12, 2006 | ASSIGNED TO PARALEGAL | 68335 |
| Mar. 07, 2006 | SEC 7 REQUEST FILED | |
| Mar. 07, 2006 | PAPER RECEIVED | |
| Mar. 15, 2005 | REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS) | |
| Mar. 15, 2005 | REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED | |
| Feb. 10, 2005 | REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED | |
| Feb. 10, 2005 | TEAS SECTION 8 & 9 RECEIVED | |
| Jul. 14, 2001 | REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK. | |
| May 15, 2001 | REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED | |
| May 16, 1995 | REGISTERED-PRINCIPAL REGISTER | |
| Feb. 21, 1995 | PUBLISHED FOR OPPOSITION | |
| Jan. 23, 1995 | NOTICE OF PUBLICATION | |
| Oct. 07, 1994 | APPROVED FOR PUB - PRINCIPAL REGISTER | |
| Sep. 30, 1994 | EXAMINER'S AMENDMENT MAILED | |
| Sep. 28, 1994 | ASSIGNED TO EXAMINER | 68309 |

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 16, 2005

Change in Registration: Yes

Amendment to a Registration/Renewal Certificate: In the statement, Column 1, line 8 AND 9, "FIRST USE 0-0-1927; IN COMMERCE 0-0-1927. " is deleted, and FIRST USE 1-0-1990; IN COMMERCE 1-0-1990 is inserted.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Feb. 01, 2007

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: Wright & McGill Co.

Assignment 1 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 1679/0554

Pages: 15

Date Recorded: Jan. 21, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 14, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: NORWEST BANK COLORADO, NATIONAL ASSOCIATION

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: COLORADO

Address: C/O NORWEST CREDIT, INC.
1740 BROADWAY
DENVER, COLORADO 80274-8265

Correspondent

Correspondent Name: FAEGRE & BENSON, LLP

Correspondent Address: NATALIE HANLON-LEH, ESQ.
2500 REPUBLIC PLAZA
370 17TH STREET
DENVER, CO 80202

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 2464/0809

Pages: 18

Date Recorded: Mar. 06, 2002

Supporting Documents: [assignment-tm-2464-0809.pdf](#)

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 16, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: JADICO, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

Address: 580 WEST HIGHWAY 54
CAMDENTON, MISSOURI 65020

Correspondent

Correspondent Name: THOMPSON COBURN LLP

Correspondent Address: GREGORY E. UPCHURCH
ONE FIRSTAR PLAZA
ST. LOUIS MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 3704/0220

Pages: 22

Date Recorded: Jan. 25, 2008

Supporting Documents: [assignment-tm-3704-0220.pdf](#)

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 04, 2008

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: WELLS FARGO CREDIT, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: MINNESOTA

Address: 1740 BROADWAY
DENVER, COLORADO 80274-8625

Correspondent

Correspondent Name: JENNIFER D. COLLINS

Correspondent Address: 1700 LINCOLN STREET
3200 WELLS FARGO CENTER
DENVER, CO 80203-4532

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: 91206675

Filing Date: Aug 21, 2012

Status: Terminated

Status Date: Dec 04, 2012

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Zhang Chao

Correspondent Address: JOHN ALUMIT
ALUMIT IP
135 SOUTH JACKSON STREET, SUITE 200
GLENDALE CA , 91205
UNITED STATES

Correspondent e-mail: john@alumitip.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|-----------|-----------------------------------------|-----------------|---------------------|
| JULIA ROD | Abandoned - After Inter-Partes Decision | <u>79104846</u> | |

Plaintiff(s)

Name: Wright & McGill Co.

Correspondent Address: SARAH J SCHNEIDER
SHERIDAN ROSS PC
1560 BROADWAY, SUITE 1200
DENVER CO , 80202-5141
UNITED STATES

Correspondent e-mail: stavish@sheridanross.com , sschneider@sheridanross.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|------|--------------------|-----------------|---------------------|
| | Renewed | <u>71616576</u> | <u>568797</u> |
| | Renewed | <u>74524644</u> | <u>1894189</u> |
| | Renewed | <u>74524646</u> | <u>1894190</u> |
| | Renewed | <u>74535491</u> | <u>1900783</u> |

Prosecution History

| Entry Number | History Text | Date | Due Date |
|--------------|------------------------------------------|--------------|--------------|
| 1 | FILED AND FEE | Aug 21, 2012 | |
| 2 | NOTICE AND TRIAL DATES SENT; ANSWER DUE: | Aug 23, 2012 | Oct 02, 2012 |
| 3 | PENDING, INSTITUTED | Aug 23, 2012 | |
| 4 | NOTICE OF DEFAULT | Oct 17, 2012 | |
| 5 | BOARD'S DECISION: SUSTAINED | Dec 04, 2012 | |
| 6 | TERMINATED | Dec 04, 2012 | |

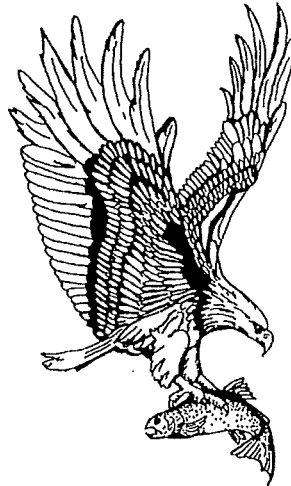
Int. Cl.: 28

Prior U.S. Cl.: 22

Reg. No. 1,894,190

United States Patent and Trademark Office Registered May 16, 1995

**TRADEMARK
PRINCIPAL REGISTER**



WRIGHT & MCGILL CO. (COLORADO CORPORATION)
4245 E. 46TH AVE.
DENVER, CO 80216

FOR: FISHING TACKLE, NAMELY FISHING LINE, BOBBER STOPS, LEADERS, SWIVELS, SINKERS, STRINGERS, FISH WEIGHING SCALES, FISH SCALERS, NETS, FISHING ROD CASES, FISHING ROD RACKS, TACKLE BOXES, MINNOW BUCKETS, POLE BELLS, FISHING CREELS, FISHING SATCHELS, FISHING VESTS, FISHERMAN PLIERS, SCISSORS

AND CLIPPERS, REEL OIL, FILLET BOARDS AND GLOVES, TROLLING BUCKET BOOM AND LURES, IN CLASS 28 (U.S. CL. 22).

FIRST USE 1-0-1990; IN COMMERCE 1-0-1990.

OWNER OF U.S. REG. NO. 568,797.

THE LINING AND THE STIPPLING ARE FEATURES OF THE MARK AND DO NOT INDICATE COLOR.

SER. NO. 74-524,646, FILED 5-16-1994.

JENNIFER BRUST, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2013-08-08 15:35:57 EDT

Mark:



US Serial Number: 74524646 **Application Filing Date:** May 16, 1994
US Registration Number: 1894190 **Registration Date:** May 16, 1995
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Apr. 19, 2005
Publication Date: Feb. 21, 1995

Mark Information

Mark Literal Elements: None
Standard Character Claim: No
Mark Drawing Type: 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)
Lining and Stippling Statement: The lining and the stippling are features of the mark and do not indicate color.
Design Search Code(s): 03.15.01 - Eagles
03.15.19 - Birds or bats in flight or with outspread wings
03.15.24 - Stylized birds and bats
03.19.24 - Stylized fish, whales, seals, sea lions
03.19.25 - Tuna; Piranhas; Other fish (this section includes basic fish); Catfish; Salmon

Related Properties Information

Claimed Ownership of US Registrations: 0568797

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *.* identify additional (new) wording in the goods/services.

For: fishing tackle, namely fishing line, bobber stops, leaders, swivels, sinkers, stringers, fish weighing scales, fish scalers, nets, fishing rod cases, fishing rod racks, tackle boxes, minnow buckets, pole bells, fishing creels, fishing satchels, fishing vests, fisherman pliers, scissors and clippers, reel oil, fillet boards and gloves, trolling bucket boom and lures

International Class(es): 028 - Primary Class **U.S Class(es):** 022

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1990

Use in Commerce: Jan. 1990

Basis Information (Case Level)

| | | |
|---------------------------|-------------------------------|------------------------|
| Filed Use: Yes | Currently Use: Yes | Amended Use: No |
| Filed ITU: No | Currently ITU: No | Amended ITU: No |
| Filed 44D: No | Currently 44D: No | Amended 44D: No |
| Filed 44E: No | Currently 44E: No | Amended 44E: No |
| Filed 66A: No | Currently 66A: No | |
| Filed No Basis: No | Currently No Basis: No | |

Current Owner(s) Information

Owner Name: Wright & McGill Co.
Owner Address: 4245 E. 46th Ave.
Denver, COLORADO 80216
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney of Record
Attorney Name: SABRINA STAVISH
Docket Number: 1162.171
Correspondent
Correspondent Name/Address: SABRINA STAVISH
SHERIDAN ROSS & MCINTOSH
1560 BRDWAY STE 1200
DENVER, COLORADO 80202-5141
UNITED STATES

Domestic Representative - Not Found

Prosecution History

| Date | Description | Proceeding Number |
|---------------|--------------------------------------------------------|-------------------|
| Apr. 19, 2005 | REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS) | |
| Apr. 19, 2005 | REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED | |
| Apr. 19, 2005 | ASSIGNED TO PARALEGAL | 59136 |
| Feb. 10, 2005 | REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED | |
| Feb. 10, 2005 | TEAS SECTION 8 & 9 RECEIVED | |
| Jul. 14, 2001 | REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK. | |
| May 15, 2001 | REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED | |
| May 16, 1995 | REGISTERED-PRINCIPAL REGISTER | |
| Feb. 21, 1995 | PUBLISHED FOR OPPOSITION | |
| Jan. 23, 1995 | NOTICE OF PUBLICATION | |
| Oct. 07, 1994 | APPROVED FOR PUB - PRINCIPAL REGISTER | |
| Sep. 30, 1994 | EXAMINER'S AMENDMENT MAILED | |
| Sep. 28, 1994 | ASSIGNED TO EXAMINER | 68309 |

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: May 16, 2005

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Apr. 19, 2005

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: Wright & McGill Co.

Assignment 1 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 1679/0554

Pages: 15

Date Recorded: Jan. 21, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: WRIGHT & MCGILL CO.
Legal Entity Type: CORPORATION

Execution Date: Jan. 14, 1998
State or Country Where Organized: COLORADO

Assignee

Name: NORWEST BANK COLORADO, NATIONAL ASSOCIATION
Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: COLORADO

Address: C/O NORWEST CREDIT, INC.
1740 BROADWAY
DENVER, COLORADO 80274-8265

Correspondent

Correspondent Name: FAEGRE & BENSON, LLP
Correspondent Address: NATALIE HANLON-LEH, ESQ.
2500 REPUBLIC PLAZA
370 17TH STREET
DENVER, CO 80202

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 2464/0809

Pages: 18

Date Recorded: Mar. 06, 2002

Supporting Documents: [assignment-tm-2464-0809.pdf](#)

Assignor

Name: WRIGHT & MCGILL CO.
Legal Entity Type: CORPORATION

Execution Date: Jan. 16, 2002
State or Country Where Organized: COLORADO

Assignee

Name: JADICO, INC.
Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

Address: 580 WEST HIGHWAY 54
CAMDENTON, MISSOURI 65020

Correspondent

Correspondent Name: THOMPSON COBURN LLP
Correspondent Address: GREGORY E. UPCHURCH
ONE FIRSTAR PLAZA
ST. LOUIS MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 3704/0220

Pages: 22

Date Recorded: Jan. 25, 2008

Supporting Documents: [assignment-tm-3704-0220.pdf](#)

Assignor

Name: WRIGHT & MCGILL CO.
Legal Entity Type: CORPORATION

Execution Date: Jan. 04, 2008
State or Country Where Organized: COLORADO

Assignee

Name: WELLS FARGO CREDIT, INC.
Legal Entity Type: CORPORATION

State or Country Where Organized: MINNESOTA

Address: 1740 BROADWAY
DENVER, COLORADO 80274-8625

Correspondent

Correspondent Name: JENNIFER D. COLLINS
Correspondent Address: 1700 LINCOLN STREET
3200 WELLS FARGO CENTER
DENVER, CO 80203-4532

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: 91206675

Filing Date: Aug 21, 2012

Status: Terminated

Status Date: Dec 04, 2012

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Zhang Chao

Correspondent Address: JOHN ALUMIT
ALUMIT IP
135 SOUTH JACKSON STREET, SUITE 200
GLENDALE CA , 91205
UNITED STATES

Correspondent e-mail: john@alumitip.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|-----------|---------------------------------------------------------|-----------------|---------------------|
| JULIA ROD | Abandoned - After Inter-Partes Decision Plaintiff(s) | <u>79104846</u> | |

Name: Wright & McGill Co.

Correspondent Address: SARAH J SCHNEIDER
SHERIDAN ROSS PC
1560 BROADWAY, SUITE 1200
DENVER CO , 80202-5141
UNITED STATES

Correspondent e-mail: stavish@sheridanross.com , sschneider@sheridanross.com

Associated marks

| Mark | Application Status | Serial Number | Registration Number |
|------|--------------------|-----------------|---------------------|
| | Renewed | <u>71616576</u> | <u>568797</u> |
| | Renewed | <u>74524644</u> | <u>1894189</u> |
| | Renewed | <u>74524646</u> | <u>1894190</u> |
| | Renewed | <u>74535491</u> | <u>1900783</u> |

Prosecution History

| Entry Number | History Text | Date | Due Date |
|--------------|------------------------------------------|--------------|--------------|
| 1 | FILED AND FEE | Aug 21, 2012 | |
| 2 | NOTICE AND TRIAL DATES SENT; ANSWER DUE: | Aug 23, 2012 | Oct 02, 2012 |
| 3 | PENDING, INSTITUTED | Aug 23, 2012 | |
| 4 | NOTICE OF DEFAULT | Oct 17, 2012 | |
| 5 | BOARD'S DECISION: SUSTAINED | Dec 04, 2012 | |
| 6 | TERMINATED | Dec 04, 2012 | |