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Filing date: **04/07/2015**

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

Proceeding	91214495
Party	Defendant Caffe Vita, Inc.
Correspondence Address	LESLIE C RUITER STOKES LAWRENCE PS 1420 FIFTH AVENUE, SUITE 3000 SEATTLE, WA 98101-2393 UNITED STATES ttab@stokeslaw.com
Submission	Defendant's Notice of Reliance
Filer's Name	Theresa H. Wang
Filer's e-mail	TTAB@stokeslaw.com
Signature	/Theresa H. Wang/
Date	04/07/2015
Attachments	Caffe Vita Supplemental Notice of Reliance.pdf(100724 bytes)

TRADEMARK

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

In Re Application No.: 85/643,555
For the mark: VITA
Published on: September 17, 2013

VITASOY INTERNATIONAL HOLDINGS
LIMITED,

Opposer,

v.

CAFFE VITA, INC.,

Applicant.

Opposition No. 91214495

CAFFE VITA, INC.'S SUPPLEMENTAL NOTICE OF RELIANCE

Applicant, Caffe Vita, Inc., by and through its attorneys of record, hereby submits this Supplemental Notice of Reliance to make of record in the above-captioned matter one additional exhibit consisting of internet materials, annexed hereto and incorporated herein as Exhibit No.

17. Caffe Vita only recently discovered its ability to access this historical document. The attached internet material identified below is relevant to issues in this proceeding which include, without limitation, the registrability of the VITA mark and the lack of any likelihood of confusion between the parties' respective marks:

14. Caffe Vita will rely on and introduce a printout from Caffe Vita's website from November 11, 1998, which can be found at:

<<http://web.archive.org/web/19981111190344/http://caffevita.com/>> . This evidence is relevant

to show Caffè Vita's long-term and continuous use of the stand-alone mark "VITA" to promote its coffee products. Exhibit No. 17.

A true and correct copy of the foregoing is submitted along with this supplemental notice of reliance.

Dated this 7th day of April, 2015.

Respectfully submitted,

STOKES LAWRENCE, P.S.

By: /s/ Theresa H. Wang

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Attorneys for Applicant

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that the foregoing CAFFE VITA, INC.'S SUPPLEMENTAL NOTICE OF RELIANCE PURSUANT is being electronically filed using the Electronic System for Trademark Trials and Appeals (ESTTA) on this 7th day of April, 2015.

Signature: /s/ Alicia Cason Express Mail No.: N/A
Alicia Cason (if applicable)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing CAFFE VITA, INC.'S SUPPLEMENTAL NOTICE OF RELIANCE has been served upon Opposer by emailing and depositing one copy thereof in the U.S. Mail, First Class, on this 7th day of April, 2015, addressed as follows:

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/s/ Alicia Cason
Alicia Cason, Practice Assistant

EXHIBIT 17



Wholesale
Coffee

Order
Coffee

Retail
Locations

Wholesale
F.A.Q.

Vita in
the News

Email
Caffe Vita



CAFFÈ VITA Coffee Roasting Co.

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