

ESTTA Tracking number: **ESTTA628905**

Filing date: **09/24/2014**

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	Trussardi S.p.A.
Granted to Date of previous extension	09/24/2014
Address	2, Piazza Duse, 4 Milano, I-20122 ITALY

Correspondence information	Kenneth F. Florek FLOREK & ENDRES PLLC 1156 Avenue of the Americas New York, NY 10036 UNITED STATES doctet@feiplaw.com, kflorek@feiplaw.com Phone:212-997-1000
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Applicant Information

Application No	86143849	Publication date	05/27/2014
Opposition Filing Date	09/24/2014	Opposition Period Ends	09/24/2014
Applicant	KLOTHO, INC. 754 S. LOS ANGELES STREET #402 LOS ANGELES, CA 90014 UNITED STATES		

Goods/Services Affected by Opposition


Class 025. First Use: 2003/01/15 First Use In Commerce: 2003/04/01 All goods and services in the class are opposed, namely: MEN'S SUITS, JACKETS, PANTS, SWEATERS, SHIRTS, SOCKS, TIES, BELTS, HATS, UNDERWEAR

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
<i>Torres v. Cantine Torresella S.r.l.Fraud</i>	808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986)


Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1037466	Application Date	12/11/1974
Registration Date	04/06/1976	Foreign Priority Date	NONE
Word Mark	TRUSSARDI		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 018. First use: First Use: 0 First Use In Commerce: 0 TRAVELING BAGS, SUITCASES, POCKETBOOKS AND UMBRELLAS</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0 SHOES, GLOVES, BELTS, SCARVES, FOULARDS, AND NECKTIES</p>

U.S. Registration No.	1397598	Application Date	03/28/1985
Registration Date	06/17/1986	Foreign Priority Date	NONE

Word Mark	TRUSSARDI
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Design Mark	
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Description of Mark	NONE
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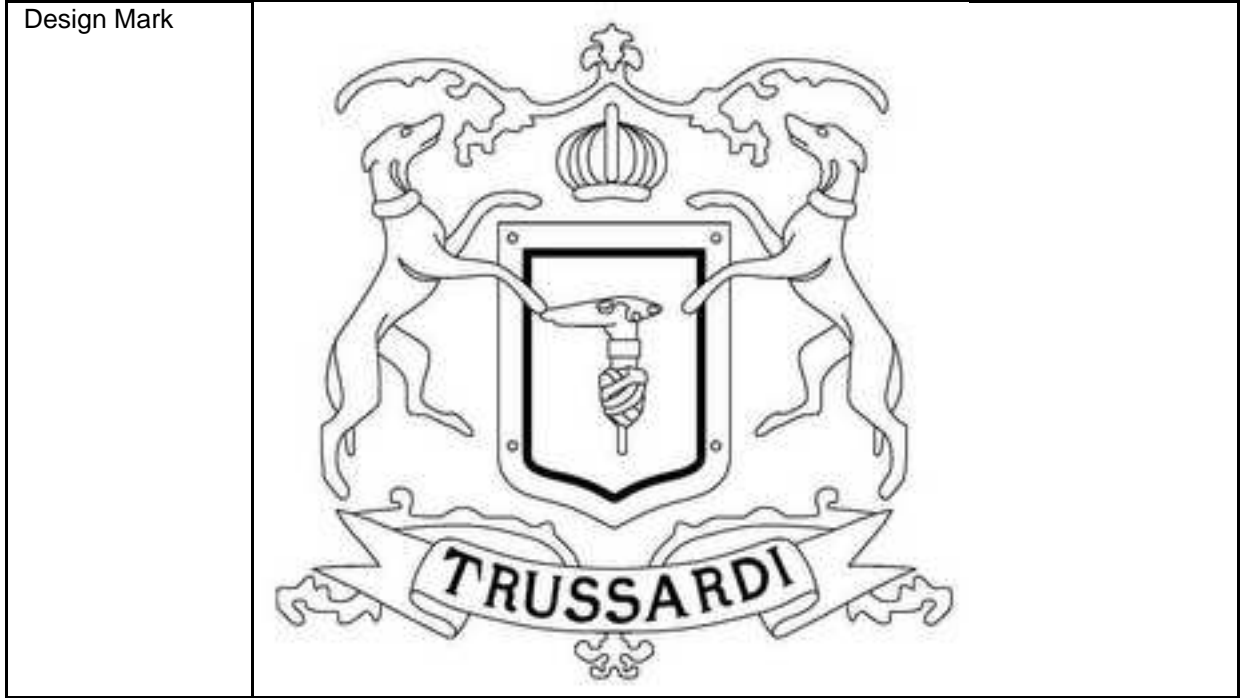
Goods/Services	<p>Class 016. First use: First Use: 1974/06/00 First Use In Commerce: 1978/11/00 STATIONERY ARTICLES, NAMELY; POCKET DIARY COVERS, CHECK-BOOK COVERS, NOTE CASES, STAMP BOOKS, ACCOUNT BOOKS, CASH BOOKS, DAMPING SPONGES FOR ENVELOPES AND POSTAGE STAMPS, PLAYING CARDS, NOTEPAPER HOLDERS, DESK BLOTTERS, LETTER OPENERS, MEMORANDUM BOOKS, AGENDA BOOKS, POCKET NOTEBOOKS, DIARY DAY BOOKS, PAPERHOLDERS AND DECALCOMANIAS</p> <p>Class 018. First use: First Use: 1974/06/00 First Use In Commerce: 1978/11/00 LEATHER AND IMITATIONS OF LEATHER SOLD IN BULK; OTHER ARTICLES AND IMITATION LEATHER ARTICLES, NAMELY; TRUNKS, SUIT-</p>
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CASES, ATTACHE CASES, TRAVELLING BAGS, DUFFLE BAGS, SCHOOL BOOK BAGS, TOTE BAGS, HANDBAGS, COSMETIC CASES SOLD EMPTY, POCKETWALLETS, PURSES, LEATHER KEY FOBBS, POCKET BOOK COVERS, UMBRELLAS, PARASOLS, WALKING STICKS; WHIPS, HARNESS, SADDLERY

Class 025. First use: First Use: 1974/06/00 First Use In Commerce: 1978/11/00 FOOTWEAR, NAMELY; SHOES, BOOTS, BOOTIES, SANDALS, CLOGS AND MULES, SLIPPERS; CLOTHING, NAMELY; HATS, CAPS, BERETS, GLOVES, BELTS, NECKTIES, BOW TIES, SCARVES, FOULARDS, CRAVATS, SOCKS, STOCKINGS, OVERCOATS, HEAVY JACKETS, JACKETS, BERMUDA SHORTS, TROUSERS, SHORTS, SKIRT SLACKS, SHIRTS, DRESSES, VESTS, PULLOVERS, CARDIGANS, SWEATERS, SHIRTS, BLOUSES, JUMPERS, T-SHIRTS, ROBES, BEACH ROBES, SWIMSUITS

U.S. Registration No.	3340122	Application Date	10/28/2005
Registration Date	11/20/2007	Foreign Priority Date	09/13/2005

Word Mark TRUSSARDI



Description of Mark


The mark consists of a figurative element and the word "TRUSSARDI" and the word is framed and in bold fancy capital letters; above it a stylized reproduction of two rampant greyhounds, in profile, one facing the other, and each has a leg poised on the coat of arms containing a representation of a stylized greyhound head; above it a crown is placed and above the crown are horizontal graphic, irregular and curvilinear lines.

Goods/Services


Class 018. First use: First Use: 0 First Use In Commerce: 0
 Leather and imitations of leather, and goods made of these materials, namely, suitcases, tote bags, handbags, satchels, rucksacks, briefcases, cosmetic cases sold empty, wallets, purses, [leather key cases, animal skins,] trunks and traveling bags; [umbrellas, parasols and walking sticks]

Class 024. First use: First Use: 0 First Use In Commerce: 0
 [Textiles, namely, textile fabrics for home and commercial interiors, textile fabrics for the manufacture of clothing; textiles for household use, namely, house-

	<p>hold linen in the nature of bed and table covers; towels and beach towels; textile table cloths, textile curtains, place mats of textile, upholstery fabric, bed blankets, table napkins of textiles, textile fabrics for manufacturing fitted and non-fitted automobile upholstery; textile wall hangings, textile tapestries and arras]</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, [bathrobes, brassieres,] coats, gloves, [gowns,] jackets, jerseys, mantles, blousons, jumpers, cardigans, [shoulder wraps,] overalls, overcoats, [pajamas,] pants, [petticoats,] pullovers, [scarves,] shirts, skirts, suits, sweaters, [stockings, tights,] trousers, [underclothing and underpants,] vests, waistcoats, neckties, bow ties, [foulards, socks,] shorts, dresses, T-shirts, robes, [beach robes,] rain coats; [headwear;] footwear for men and women</p>
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U.S. Registration No.	3427021	Application Date	03/20/2006
Registration Date	05/13/2008	Foreign Priority Date	01/04/2006
Word Mark	TRU TRUSSARDI		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> <p>Leather and imitations of leather, and goods made of these materials, namely, suitcases, tote bags, handbags, satchels, rucksacks, briefcases, cosmetic cases sold empty, wallets, purses, leather key cases, animal skins, trunks and traveling bags; umbrellas, parasols and walking sticks</p> <p>Class 024. First use: First Use: 0 First Use In Commerce: 0</p> <p>Textiles, namely, textile fabrics for home and commercial interiors, textile fabrics for the manufacture of clothing; textiles for household use, namely, textile napkins, curtains made of textile materials, place mats of textile; textile fabrics for manufacturing vehicle interior upholstery; textile wall hangings, textile tapestries and arras; textiles articles such as household linen, namely, bed and table covers, namely, bedspreads, fabric table runners, tablecloths, bed blankets; towels and beach towels</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, bathrobes, brassieres, coats, gloves, gowns, jackets, jerseys, mantles, blousons, jumpers, cardigans, shoulder wraps, overalls, overcoats, pajamas, pants, petticoats, pullovers, scarves, shirts, skirts, suits, sweaters, stockings, tights, trousers, underclothing and underpants, vests, waist coats, neckties, bow ties, foulards, socks, shorts, dresses, T-shirts, robes, beach robes, rain coats; footwear; headwear</p>		

U.S. Registration No.	3860805	Application Date	01/29/2009
Registration Date	10/12/2010	Foreign Priority Date	NONE
Word Mark	TRUSSARDI		

Design Mark	
Description of Mark	<p>The mark consists of a crown and branch-like line segments above a coat of arms, touched by the legs of two greyhound dogs in side profile; two branch-like segments and the wording "TRUSSARDI" in stylized lettering on a banner appear below the coat of arms.</p>
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0 After-shave lotions, antiperspirant soap, bath foam, bath salts, not for medical purposes, beauty masks, blusher, cleansing milk for toilet purposes, cosmetic creams, cosmetic kits comprised of lipstick and blush, cosmetic preparations for skin care, cosmetics for personal hygienic and intimate care, dentifrices, deodorant soap, deodorants for personal use, eau de Cologne, essential oils for personal use, eye shadow, eyebrow cosmetics, eyebrow pencils, face powder, false eyelashes, false nails, hair colorants, hair dyes, hair lotions, hair pomade, hair spray, hair waving preparations, hand creams and lotions, lacquer-removing preparations, lavender water, lip balm, lip pencils, lipsticks, liquid makeup, lotions for cosmetic purposes, make-up powder, make-up preparations, make-up removing preparations, mascara, nail care preparations, nail polish, nail varnish, oils for cosmetic purposes, oils for perfumes and scents, perfumes, polishing rouge, pre- and after-shave lotion and emulsion, scented water, shampoo for human hair, shaving cream, shaving foam, shaving soap, skin cleansing emulsions and lotions, skin moisturizing creams and lotions, sunscreen preparations, sun-tanning preparations talcum powder for toilet use, toilet soaps, toilet water, tooth powder, toothpaste</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Cameras, chronographs in the nature of time recording apparatus, contact lens cases, diving suits, electronic agendas, eyeglass cases, eyeglass chains, eyeglass cords, eyeglass frames, eyeglasses, sunglasses, goggles for sports, magnifying glasses, face masks for diving, pince-nez, pince-nez cases, pince-nez chains, pince-nez cords, pince-nez mountings, portable telephones, spectacle cases, spectacle frames, spectacle glasses, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing tests, data, audio, image, and video files, video telephones, video cameras, portable telephones</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Goods in precious metals or coated therewith, namely, boxes of precious metal, clock cases, key chains, key rings, alarm clocks, bracelets, brooches, chains,</p>

	<p>charms, chronographs for use as watches, chronometers, cuff links, earrings, medallions, necklaces, ornamental pins, rings, shoe ornaments of precious metal, silver ornaments, stopwatches, straps for wristwatches, tie clips, tie pins, watch bands, watch cases, watch chains, watches, wristwatches</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> <p>Goods made of leather and imitations of leather, namely, briefcases, card cases for calling cards, card cases for credit cards, pocket wallets, backpacks, beach bags, briefcases, garment bags for travel, handbags, leather leashes for animals, leather shoulder belts, mesh bags for shopping, leather pouches for packaging, purses, rucksacks, saddlery, school bags, school satchels, shopping bags, sports bags, suitcases, traveling bags, traveling trunks, trunks, valises, vanity cases, not fitted</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Bath robes, beach robes, belts, blouses, brassieres, cardigans, coats, dressing gowns, fur stoles, gloves, gowns, jackets, jerseys, jumpers, mantles, overalls, overcoats, pajamas, pants, petticoats, pullovers, rain coats, rain trousers, scarves, shirts, skirts, stockings, sweaters, swim suits, tights, trousers, T-shirts, underwear, underpants, vests, waistcoats, footwear, shoes, boots, high heel shoes, leather shoes, low heel shoes, rubber shoes, sandals, slippers, headwear, caps, ear muffs, hats</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Sales promotion services for others; advertising, marketing and publicity services, dissemination of advertising matter, advertising and business management consultancy, business management services in the nature of hotel management for others, distribution of samples for advertising purposes, preparing and placing outdoor advertising for others, television advertising for others</p> <p>Class 043. First use: First Use: 0 First Use In Commerce: 0</p> <p>Provisions of food and drinks, namely, restaurant, bar and cocktail lounge services, temporary accommodation services, hotels, motels, boarding houses, guest houses, tourists homes, catering, cafes, restaurants, cafeterias, rental of temporary housing accommodation, temporary accommodation reservation</p>
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U.S. Registration No.	3896507	Application Date	01/29/2009
Registration Date	12/28/2010	Foreign Priority Date	08/12/2008
Word Mark	TRUSSARDI		
Design Mark	TRUSSARDI		
Description of Mark	NONE		
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0</p> <p>After-shave lotions, antiperspirant soap, bath foam, bath salts, not for medical purposes, beauty masks, blusher, cleansing milk for toilet purposes, cosmetic creams, cosmetic kits, non-medicated skin care preparations, namely, cosmetics, cosmetics for personal hygienic and intimate care, dentifrices, deodorant soap, deodorants for personal use, eau de Cologne, essential oils for personal use, eye shadow, eyebrow cosmetics, eyebrow pencils, face powder, false eyelashes, false nails, hair colorants, hair dyes, hairlotions, hair pomade, hair spray, hair waving preparations, hand creams and lotions, lacquer-removing preparations, lavender water, lip balm, lip pencils, lipsticks, liquid makeup, lotions for cosmetic purposes, make-up powder, make-up preparations, make-up removing preparations, mascara, nail care preparations, nail polish, nail varnish, oils for</p>		

cosmetic purposes, oils for perfumes and scents, perfumes, polishing rouge, pre- and after-shave lotion and emulsion, scented water, shampoo for human hair, shaving cream, shaving foam, shaving soap, skin cleansing emulsions and lotions, skin moisturizing creams and lotions, sunscreen preparations, sun-tanning preparations, talcum powder, for toilet use, toilet soaps, toilet water, tooth powder, toothpaste, cosmetics

Class 009. First use: First Use: 0 First Use In Commerce: 0

Cameras, chronographs, containers for contact lenses, diving suits, electronic agendas, eyeglass cases, eyeglass chains, eyeglass cords, eyeglass frames, eyeglasses, sunglasses, goggles for sports, magnifying glasses, divers' masks, pince-nez, pince-nez cases, pince-nez chains, pince-nez cords, pince-nez mountings, portable telephones, spectacle cases, spectacle frames, spectacle glasses, digitalelectronic devices for recording, organizing, transmitting, manipulating, and reviewing tests, data, audio, image, and video files, video telephones, video cameras, portable phones

Class 011. First use: First Use: 0 First Use In Commerce: 0

Air conditioning apparatus, air coolingapparatus, air dryers, barbecues, beverages cooling apparatus, bidets, bread toasters, ceiling lights, coffee roasters,heating dampers; deep fryers, electric,desk lamps, domestic fireplaces, electric coffee machines, electric coffee percolators, electric kettles, electric lamps, electric pressure cooking saucepans, air-conditioning fans, freezers, gas boilers, gas burners, gas lamps, electric griddles, grills, hair dryers, heaters for baths, heating boilers, hot plates, ice machines and apparatus, lamps, microwave ovens, sanitary apparatus and installations, namely, showers, sinks, spotlight electric lighting fixtures for use on ceilings, standard lamps, saunas, facial-saunas, stoves, tanning beds and lamps,faucet taps, toasters, toilets, wall lamps, warming pans for beds, washers for water taps, water heaters, water supply installations

Class 014. First use: First Use: 0 First Use In Commerce: 0

Alarm clocks, boxes of precious metal, bracelets, brooches, chains, charms, chronographs, chronometers, clock cases, cuff links, earrings, key chains, key rings of precious metal, medallions, necklaces, ornamental pins, rings, shoe ornaments of precious metal, silver ornaments, stopwatches, straps for wristwatches, tie clips, tie pins, watch bands, watch cases, watch chains, watches, wristwatches

Class 016. First use: First Use: 0 First Use In Commerce: 0

Agenda books; albums for coins, albums for photographs, albums for stamps, bookends, book covers, booklets in the fieldof fashion advertising, bookmarkers, books in the field of fashion, boxes of cardboard or paper, calendars, catalogues in the field of fashion, clip boards, diaries, greeting cards, illustrated and photographic books, namely, picture books, index books, labels, not of textile, namely, address labels, magazines in the field of fashion, memorandum books, notecases, namely, holders for diaries, printed periodicals in the field of fashion, photograph stands, photographs, plastic film for wrapping and packaging not for commercial or industrial purposes, pocket notebooks, postcards, posters, scrap-books, stamp pads, stickers, table linenof paper, table napkins of paper, tablecloths of paper, tissues of paper for removing make-up, toilet paper, towels of paper; adhesive tapes for stationery or household purposes, boxes for pens, pensand pencils, pen cases, pencil holders,pen and pencil leads, markers, loose-leaf binders, letter openers, letter trays, fountain pens, drawing boards, erasingproducts, namely, rubber erasers, folders for papers; packaging bags of plastics, plastic form bags for packaging

Class 018. First use: First Use: 0 First Use In Commerce: 0

Backpacks, beach bags, briefcases, cardcases, namely, business card and name card cases, garment bags for travel, handbags, leather leashes, leather shoulder belts, net bags for shopping, pocket wallets, pouches, of leather, for packaging, purses, rucksacks, saddlery, school bags, school satchels, shopping

bags, sports bags, suitcases, travelling bags, travelling trunks, trunks, luggage, valises, vanity cases, not fitted

Class 020. First use: First Use: 0 First Use In Commerce: 0

Beds, tables, stools, chairs, cushions, arm chairs, divans, plastic and wood doorknobs, non-metal furniture handles for doors, plastic key chains, folding partition screens, couches, cocktail cabinets, bookshelves, filing cabinets, furniture shelves, sofas, chests of drawers, newspapers display stands, seats, chairs, cupboards, desks, magazine racks, pillows, bookcases, writing tables, desks, sideboards, serving trolleys, clothes racks, hall tables, clothes trees, namely, coat hangers, mirrors; small ornamental figurines of wood, cork, cane, reeds, wicker, bone, whalebone, celluloid and synthetic resins, containers, not of metal for commercial use, namely, wooden containers, shell, amber, mother of pearl, reeds, wicker products, namely, wicker baskets, unprocessed or semi processed horn, unprocessed or semi processed ivory, unprocessed or semi processed whalebone, meerschaum, bamboo, cane

Class 021. First use: First Use: 0 First Use In Commerce: 0

Basins, bread baskets for domestic use, double boilers, bottle openers, bowls, bread boards; serving trays, namely, cabarets not of precious metal or coated therewith; candle rings, candlesticks, candy boxes, cocktail stirrers, coffee services not of precious metal or coated therewith; cooking pots, cruet stands for oil and vinegar, cups, decanters, dishes, drinking glasses, flower pots, glass boxes, household utensils, namely, graters and cooking graters, ice buckets, liqueur sets, namely, decanters, napkin holders, non electric coffee pots, oil and vinegar cruets, perfume atomizers, sold empty, plates, pots, salt and pepper pots, saucers, soap boxes, soap dispensers, spice racks, tea services not of precious metal or coated therewith, vases, wood, wicker and plastic baskets; comb cases, combs for hairs, electric hair combs; facial sponges for applying make-up, sponge holders, sponges for household purposes; nail brushes, brushes for footwear, shaving brushes, shoe brushes, eyebrow brushes, cleaning brushes for personal use, cleaning brushes not for personal use; scouring pads, brooms, dust bins, dustpans, mops, trash cans; containers for household or kitchen use, namely, containers made of glass, containers made of porcelain

Class 024. First use: First Use: 0 First Use In Commerce: 0

Bath linen, except clothing, namely, bed blankets, bed clothes, bed covers, bed-covers of paper, bed linen, bedspreads, canvas for tapestry or embroidery, curtains of textile or plastic, door curtains, face towels of textile, plastic furniture covers, handkerchiefs of textile, textile used as lining for clothing, namely, hat linings, of textile, in the piece, household linen, labels of cloth, mattress covers, pillowcases, place mats, not of paper, quilts, table linen, not of paper, table napkins of textile, tapestries of textile, wall hangings of textile, towels of textile, upholstery fabrics, wall hangings of textile, washing mitts

Class 025. First use: First Use: 0 First Use In Commerce: 0

Bath robes, beach robes, belts, blousons, brassieres, cardigans, coats, dressing gowns, fur stoles, gloves, gowns, jackets, Jerseys, jumpers, mantles, overalls, overcoats, pajamas, pants, petticoats, pullovers, rain coats, rain trousers, scarves, shirts, skirts, stockings, sweaters, swim suits, tights, trousers, T-shirts, underclothing, underpants, vests, waistcoats, footwear, shoes, boots, high heel shoes, leather shoes, low shoes, rubber shoes, sandals, slippers, head-wear, caps, ear muffs, hats

Class 035. First use: First Use: 0 First Use In Commerce: 0

Advertising, marketing and publicity services, dissemination of advertising matter, advertising and business management consultancy, business management services, namely, hotel management for others, consultancy in the field of creation of shops, organization of trade fairs or exhibitions for commercial or advertising purposes, distribution of samples, outdoor advertising, television advertising

Class 041. First use: First Use: 0 First Use In Commerce: 0

	<p>Education services, namely, providing classes, seminars and workshops in the fields of recreation, sports, exercise and physical fitness, sports clubs, skill training; providing of entertainment information, cinema theaters, organization and arrangement of cultural or educational exhibitions, organization and arrangement of sports competitions, arranging and conducting of concerts, educational conferences, conducting training workshops in the field of fashion, health club services, namely, providing instruction and equipment in the field of physical exercise</p> <p>Class 043. First use: First Use: 0 First Use In Commerce: 0</p> <p>Provision of food and drinks, namely, restaurant, bar and cocktail lounge services, temporary accommodation services, hotels, motels, boarding houses, guest houses, tourists homes, catering, cafes, restaurants, cafeterias, rental of temporary accommodation, accommodation reservation, namely, agency services for the reservation of temporary accommodation</p>
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U.S. Registration No.	4144753	Application Date	01/21/2011
Registration Date	05/22/2012	Foreign Priority Date	01/14/2011

Word Mark	TRUSSARDI 100 YEARS
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Description of Mark	The mark consists of the graphic stylized representation of a greyhound running; at the back of the greyhound appears the number "100"; at the left side there is the wording "TRUSSARDI" whereas the right side it appears the wording "YEARS".
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Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0</p> <p>Perfumes, toilet soaps; cosmetics, deodorants for personal use; creams, lotion-sand oils for the face and the body; cleansing milks and creams; cosmetic oils for cleansing; make-up creams; beauty masks; make-up removers; eye shadows; lipsticks; mascara; rouge; lip and eye liners; powders, creams, oils and lotions for sun-tanning and after-sun exposure; pre-shave and after-shave creams and lotions; talcum powders; bath salts, bath foamsand oils; after-bath creams and lotions; hair shampoos; depilatory preparations; nail polishes; hair lotions; dentifrices</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Spectacles; sunglasses; lenses, frames,cases and chains for spectacles and sunglasses</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0</p> <p>Paper, art paper, bond paper, copier paper, carbon paper, blotting paper; cardboard; goods made of paper and cardboard,namely, agendas; albums for coins, albums for photographs, albums for stamps, bookends, book covers, booklets in the field of fashion advertising, bookmarkers,books in the field of fashion, boxes ofcardboard or paper, calendars and almanacs; printed matter, namely, newspapers,magazines and books pertaining to fashion; catalogues pertaining to fashion; bookbinding material, book bindings, bookbinding tape, bookbinding wire; photographs; stationery; adhesives for stationeryor household purposes; artists' supplies, namely, artists' pastels, oil pastels, pastel crayons, artists' pens, ball point pens, coloured pens, fountain pens, notepad holders, paper holders, paper</p>
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	<p>stands, pencil holders, pencil stands, pencil cases; paint brushes; printing blocks; passport cases</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> <p>Leather and imitation leather sold in bulk; goods made of leather and imitation-leather, namely, handbags, suitcases, clutch bags, vanity cases sold empty, purses, billfolds, attache cases, wallets, briefcases, key cases, business and credit card cases of leather; animal skins and hides; trunks and suitcases; umbrellas and parasols; walking sticks and whips and saddlery</p> <p>Class 024. First use: First Use: 0 First Use In Commerce: 0</p> <p>Textiles and textile goods, namely, canvas for tapestry or embroidery, curtains of textile or plastic, door curtains, face towels of textile, unfitted furniture covers not of paper, handkerchiefs of textile, oven mitts; fabrics for upholstery, fabrics for making clothes; bed and table covers, bed spreads, bed sheets, comforters, duvets, duvet covers, blankets, table cloths not of paper, textile napkins</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, pullovers, cardigans, sweaters, trousers, skirts, jackets, blouses, shirts, jeans, sweatpants, shorts, sweatshirts, suits, dresses, overcoats, coats, raincoats, belts, jerseys, neckwear, scarves, socks and stockings, tights, vests, waistcoats, jumpers, tracksuits, blousons, gym suits, knickers, T-shirts, anoraks, suspenders, loungewear, underwear, brassieres, corsets, petticoats, nightgowns, dressing gowns, bath robes, beachwear, sleepwear, headwear, overalls, hats and caps, gloves, shoes, sandals, boots and slippers</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Advertising agencies; business management; business administration and management; providing office functions</p>
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	TRUSSARDI		
Goods/Services	MEN'S AND WOMEN'S CLOTHING, ACCESSORIES AND RELATED GOODS AND SERVICES		

Attachments	<p>73039324#TMSN.png(bytes)</p> <p>73529355#TMSN.png(bytes)</p> <p>79021388#TMSN.png(bytes)</p> <p>79028569#TMSN.png(bytes)</p> <p>79066797#TMSN.png(bytes)</p> <p>79068702#TMSN.png(bytes)</p> <p>79097858#TMSN.png(bytes)</p> <p>2048-X-022 Notice of Opposition 9-24-14.pdf(875337 bytes)</p>
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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	/kenneth f. florek/
Name	Kenneth F. Florek
Date	09/24/2014

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

U.S. Application Serial No.: 86/143,849
For the Mark: TESTARDI
Published in the OG dated: May 27, 2014

Attorney Docket No.: 2048-X-022

Trussardi S.p.A.,

Opposer,

v.

Klotho, Inc.,

Applicant.

Opposition No.:

NOTICE OF OPPOSITION

Trussardi S.p.A., a joint stock company duly organized and existing under the laws of Italy, whose address is 2 Piazza Duse, 4, Milano, I-20122, Italy (hereinafter “Trussardi” or “Opposer”), avers that it will be damaged by the registration of the mark “TESTARDI” by Klotho, Inc. (hereinafter “Klotho” or “Applicant”) shown in Application Serial No. 86/143,849 (“Applicant’s Application”), and hereby opposes the same.

As grounds for this opposition, Opposer, through its attorneys, alleges that:

1. Opposer is the owner of the trademark TRUSSARDI, including a number of trademarks including the TRUSSARDI formative and design elements (hereinafter individually and collectively “the TRUSSARDI trademark”), as used on and in connection with a wide variety of goods and services, including but not limited to men’s and women’s clothing, accessories and related goods and services.

2. Related to Opposer's use of the TRUSSARDI Trademark, Opposer is the owner of, *inter alia*, United States Trademark Registration Nos. 1037466, 1397598, 3340122, 3427021, 3860805, 3896507, 4144753 therefor ("Opposer's Registrations"), which are valid and in full force and effect. Copies of Opposer's Registrations are attached as Exhibit A hereto.

3. Opposer's rights to the TRUSSARDI Trademark are based on, *inter alia*, Opposer's actual use of the TRUSSARDI Trademark in the United States on one or more of Opposer's listed goods and/or services, including clothing items in Class 25, since at least as early as 1978.

4. Since its adoption of the TRUSSARDI Trademark, Opposer has extensively used the TRUSSARDI Trademark on and in connection with, *inter alia*, its men's and women's clothing, accessories and related goods and services in the United States. These goods and services have been advertised, promoted and sold in the United States by Opposer under the TRUSSARDI Trademark.

5. Opposer has devoted substantial time, money and effort in the marketing, promotion and sales of its goods and services and has consistently employed its TRUSSARDI Trademark in the identification thereof.

6. Opposer's TRUSSARDI Trademark has become widely and favorably known to the relevant purchasing public, and in particular to purchasers of fashion clothing and accessories in the United States, as a designation of the source of Opposer's goods. As such, Opposer enjoys the benefit of valuable goodwill by virtue of the purchasing public's recognition of its TRUSSARDI Trademark as developed by Opposer.

7. On information and belief, Applicant had obtained a registration for the mark TESTARDI (stylized with design), U.S. Registration No. 3055407, which was cancelled on September 21, 2012 for failure to file a Declaration of Use under Section 8.

8. Applicant's Application is based on Section 1(a), specifically alleging actual use of the TESTARDI mark in commerce on each of the items listed in the identification and is supported by a Declaration that all statements made in the application are true.

9. On information and belief, Applicant has not sold any goods in the United States bearing the trademark TESTARDI since the early days of U.S. Registration No.

3055407, which issued on January 31, 2006, and Applicant has no evidence of sales of goods under the TESTARDI mark. See letter from Applicant to Opposer's counsel dated September 16, 2014, attached as Exhibit B hereto.

10. On information and belief, goods bearing the TESTARDI trademark were not being sold at the time Applicant's Application was filed, i.e., December 14, 2013.

11. Applicant's Application was published for opposition on May 27, 2014, and Opposer has obtained extensions of time to oppose while attempting to negotiate a settlement with Applicant. The filing of the present Notice of Opposition is timely under the rules.

COUNT I - LIKELIHOOD OF CONFUSION

12. The mark TESTARDI of Applicant's Application is highly similar to Opposer's TRUSSARDI Trademark, in that it creates a virtually identical visual, aural and commercial impression on the consumer.

13. The goods which Applicant lists in Applicant's Application are highly related, if not identical, to Opposer's goods sold and services offered under the TRUSSARDI Trademark.

14. On information and belief, consumers for Applicant's goods and consumers for Opposer's goods will be the same or overlapping, both being purchasers of men's clothing.

15. On information and belief, Applicant's use of the TESTARDI mark of Applicant's Application on the goods recited therein is likely to cause confusion, mistake and/or deception to consumers in the marketplace, and create an association in the minds of consumers between the goods offered by Applicant under the TESTARDI mark with the goods being offered by Opposer under the TRUSSARDI Trademark. Opposer's reputation and goodwill will be damaged, in that purchasers will falsely attribute the source of Applicant's goods to Opposer.

16. Based on the above, Opposer will be damaged if Applicant is permitted registration of the TESTARDI mark opposed herein.

COUNT II - NON-USE IN SECTION 1(a) APPLICATION

17. Applicant executed Applicant's Application containing an allegation of actual use of the TESTARDI mark on the listed goods, including a Declaration that the statements contained therein were true.

18. On information and belief, Applicant was not selling goods bearing the TESTARDI trademark at the time of filing Applicant's Application, and Applicant had actual knowledge that it had not made any such sales under the mark.

19. In keeping, the verified allegation in Applicant's Application that the TESTARDI trademark "is now in use in such commerce" is false, material, with deceptive intent and relied on by the United States Patent and Trademark Office in allowing the application for publication.

20. Opposer will be damaged if Applicant is permitted registration of the TESTARDI trademark as applied for in Applicant's Application.

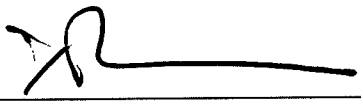
WHEREFORE, Opposer prays that this opposition be sustained and that the application of Klotho, Inc. for registration of the trademark TESTARDI shown in application Serial No. 86/143,849 be denied and refused.

This Notice of Opposition is being electronically filed with the filing fee of \$300.00 and a Certificate of Service on Applicant.

Respectfully submitted,

Trussardi S.p.A.

Dated: September 24, 2014

By: 
Kenneth F. Florek, Reg. No. 33,173
FLOREK & ENDRES, PLLC
1156 Avenue of the Americas
New York, NY 10036
(212) 997-1000
Attorneys for Opposer

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing NOTICE OF OPPOSITION was served upon Applicant pursuant to 37 C.F.R. § 2.119(b)(4) and (5), by depositing the same with the United States Postal Service, postage prepaid, on September 24, 2014, in an envelope addressed to:

Klotho, Inc.
754 S. Los Angeles Street #402
Los Angeles, CA 90014



Kenneth F. Florek

EXHIBIT A

Int. Cl.: 18, 25

Prior U.S. Cl.: 3, 39

United States Patent Office

Reg. No. 1,037,466
Registered Apr. 6, 1976

TRADEMARK
Principal Register



TRUSSARDI

Trussardi S.R.I. (Italian limited liability company)
Via Milano 40, 24011 Alme
(Bergamo), Italy

For: TRAVELING BAGS, SUITCASES, POCKET-
BOOKS AND UMBRELLAS, in CLASS 18 (U.S. CL. 3).

For: SHOES, GLOVES, BELTS, SCARVES, FOUL-
ARDS, AND NECKTIES, in CLASS 25 (U.S. CL. 39).

Priority claimed under Sec. 44(d) on Italian application
filed June 11, 1974: Reg. No. 284,023, dated July 22,
1974.

Ser. No. 39,324, filed Dec. 11, 1974.

B. DENNISON, Examiner

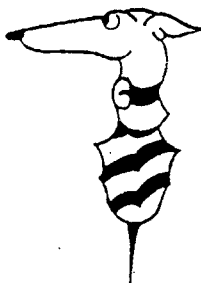
Int. Cls.: 16, 18 and 25

Prior U.S. Cls.: 1, 3, 22, 37, 38, 39 and 41

Reg. No. 1,397,598

United States Patent and Trademark Office Registered June 17, 1986

**TRADEMARK
PRINCIPAL REGISTER**



TRUSSARDI

TRUSSARDI S.R.L. (ITALY LIMITED LIABILITY COMPANY)
PIAZZA DUSE, 4
MILANO, ITALY 20121

FOR: STATIONERY ARTICLES, NAMELY; POCKET DIARY COVERS, CHECKBOOK COVERS, NOTE CASES, STAMP BOOKS, ACCOUNT BOOKS, CASH BOOKS, DAMPING SPONGES FOR ENVELOPES AND POSTAGE STAMPS, PLAYING CARDS, NOTEPAPER HOLDERS, DESK BLOTTERS, LETTER OPENERS, MEMORANDUM BOOKS, AGENDA BOOKS, POCKET NOTEBOOKS, DIARY DAY BOOKS, PAPERHOLDERS AND DECALCOMANIAS, IN CLASS 16 (U.S. CLS. 22, 37 AND 38).

FIRST USE 6-0-1974; IN COMMERCE 11-0-1978.

FOR: LEATHER AND IMITATIONS OF LEATHER SOLD IN BULK; OTHER ARTICLES AND IMITATION LEATHER ARTICLES, NAMELY; TRUNKS, SUITCASES, ATTACHE CASES, TRAVELLING BAGS, DUFFLE BAGS, SCHOOL BOOK BAGS, TOTE BAGS, HANDBAGS, COSMETIC CASES SOLD EMPTY, POCKET WALLETS, PURSES, LEATHER KEY

FOBS, POCKET BOOK COVERS, UMBRELLAS, PARASOLS, WALKING STICKS; WHIPS, HARNESS, SADDLERY, IN CLASS 18 (U.S. CLS. 1, 3 AND 41).

FIRST USE 6-0-1974; IN COMMERCE 11-0-1978.

FOR: FOOTWEAR, NAMELY; SHOES, BOOTS, BOOTIES, SANDALS, CLOGS AND MULES, SLIPPERS; CLOTHING, NAMELY; HATS, CAPS, BERETS, GLOVES, BELTS, NECKTIES, BOW TIES, SCARVES, FOULARDS, CRAVATS, SOCKS, STOCKINGS, OVERCOATS, HEAVY JACKETS, JACKETS, BERMUDA SHORTS, TROUSERS, SHORTS, SKIRT SLACKS, SHIRTS, DRESSES, VESTS, PULLOVERS, CARDIGANS, SWEATERS, SHIRTS, BLOUSES, JUMPERS, T-SHIRTS, ROBES, BEACH ROBES, SWIMSUITS, IN CLASS 25 (U.S. CL. 39).

FIRST USE 6-0-1974; IN COMMERCE 11-0-1978.

OWNER OF U.S. REG. NOS. 1,037,466 AND 1,203,497.

SER. NO. 529,355, FILED 3-28-1985.

HELEN ROBERTS WENDEL, EXAMINING ATTORNEY

Int. Cls.: 18, 24 and 25

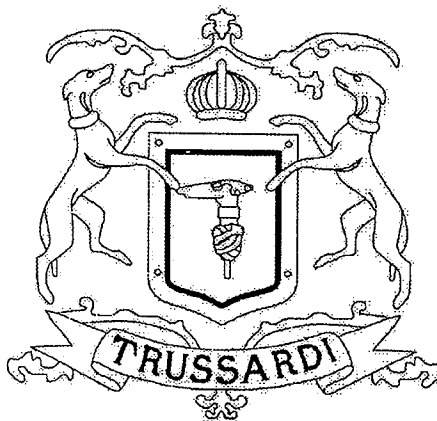
Prior U.S. Cls.: 1, 2, 3, 22, 39, 41, 42 and 50

United States Patent and Trademark Office

Reg. No. 3,340,122

Registered Nov. 20, 2007

TRADEMARK
PRINCIPAL REGISTER



TRUSSARDI S.P.A. (ITALY JOINT STOCK COMPANY)
PIAZZA DUSE, 4
I-20122 MILANO, ITALY

FOR: LEATHER AND IMITATIONS OF LEATHER, AND GOODS MADE OF THESE MATERIALS, NAMELY, SUITCASES, TOTE BAGS, HANDBAGS, SACHELS, RUCKSACKS, BRIEFCASES, COSMETIC CASES SOLD EMPTY, WALLETS, PURSES, LEATHER KEY CASES, ANIMAL SKINS, TRUNKS AND TRAVELING BAGS; UMBRELLAS, PARASOLS AND WALKING STICKS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FOR: TEXTILES, NAMELY, TEXTILE FABRICS FOR HOME AND COMMERCIAL INTERIORS, TEXTILE FABRICS FOR THE MANUFACTURE OF CLOTHING; TEXTILES FOR HOUSEHOLD USE, NAMELY, HOUSEHOLD LINEN IN THE NATURE OF BED AND TABLE COVERS; TOWELS AND BEACH TOWELS; TEXTILE TABLE CLOTHS, TEXTILE CURTAINS, PLACE MATS OF TEXTILE, UPHOLSTERY FABRIC, BED BLANKETS, TABLE NAPKINS OF TEXTILES, TEXTILE FABRICS FOR MANUFACTURING FITTED AND NON-FITTED AUTOMOBILE UPHOLSTERY; TEXTILE WALL HANGINGS, TEXTILE TAPESTRIES AND ARRAS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FOR: CLOTHING, NAMELY, BATHROBES, BRASSIERES, COATS, GLOVES, GOWNS, JACKETS, JERSEYS, MANTLES, BLOUSONS, JUMPERS, CARDIGANS, SHOULDER WRAPS, OVERALLS, OVER-

COATS, PAJAMAS, PANTS, PETTICOATS, PULLOVERS, SCARVES, SHIRTS, SKIRTS, SUITS, SWEATERS, STOCKINGS, TIGHTS, TROUSERS, UNDERCLOTHING AND UNDERPANTS, VESTS, WAISTCOATS, NECKTIES, BOW TIES, FOULARDS, SOCKS, SHORTS, DRESSES, T-SHIRTS, ROBES, BEACH ROBES, RAIN COATS; HEADWEAR; FOOTWEAR FOR MEN AND WOMEN, IN CLASS 25 (U.S. CLS. 22 AND 39).

PRIORITY DATE OF 9-13-2005 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0878273 DATED 10-28-2005, EXPIRES 10-28-2015.

OWNER OF U.S. REG. NOS. 1,037,466, 1,450,820
AND OTHERS.

THE MARK CONSISTS OF A FIGURATIVE ELEMENT AND THE WORD "TRUSSARDI" AND THE WORD IS FRAMED AND IN BOLD FANCY CAPITAL LETTERS; ABOVE IT A STYLIZED REPRODUCTION OF TWO RAMPANT GREYHOUNDS, IN PROFILE, ONE FACING THE OTHER, AND EACH HAS A LEG POISED ON THE COAT OF ARMS CONTAINING A REPRESENTATION OF A STYLIZED GREYHOUND HEAD; ABOVE IT A CROWN IS PLACED AND ABOVE THE CROWN ARE HORIZONTAL GRAPHIC, IRREGULAR AND CURVILINEAR LINES.

Int. Cls.: 18, 24 and 25

Prior U.S. Cls.: 1, 2, 3, 22, 39, 41, 42 and 50

United States Patent and Trademark Office

Reg. No. 3,427,021

Registered May 13, 2008

TRADEMARK
PRINCIPAL REGISTER

TRU  TRUSSARDI

TRUSSARDI S.P.A. (ITALY JOINT STOCK COMPANY)
PIAZZA DUSE, 4
I-20122 MILANO
ITALY

FOR: LEATHER AND IMITATIONS OF LEATHER, AND GOODS MADE OF THESE MATERIALS, NAMELY, SUITCASES, TOTE BAGS, HANDBAGS, SACHELS, RUCKSACKS, BRIEFCASES, COSMETIC CASES SOLD EMPTY, WALLETS, PURSES, LEATHER KEY CASES, ANIMAL SKINS, TRUNKS AND TRAVELING BAGS; UMBRELLAS, PARASOLS AND WALKING STICKS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FOR: TEXTILES, NAMELY, TEXTILE FABRICS FOR HOME AND COMMERCIAL INTERIORS, TEXTILE FABRICS FOR THE MANUFACTURE OF CLOTHING; TEXTILES FOR HOUSEHOLD USE, NAMELY, TEXTILE NAPKINS, CURTAINS MADE OF TEXTILE MATERIALS, PLACE MATS OF TEXTILE; TEXTILE FABRICS FOR MANUFACTURING VEHICLE INTERIOR UPHOLSTERY; TEXTILE WALL HANGINGS, TEXTILE TAPESTRIES AND ARRAS; TEXTILES ARTICLES SUCH AS HOUSEHOLD LINEN, NAMELY, BED AND TABLE COVERS, NAMELY, BEDSPREADS, FABRIC TABLE RUNNERS, TABLECLOTHS, BED BLANKETS; TOWELS AND BEACH TOWELS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FOR: CLOTHING, NAMELY, BATHROBES, BRASSIERES, COATS, GLOVES, GOWNS, JACKETS, JERSEYS, MANTLES, BLOUSONS, JUMPERS, CARDIGANS, SHOULDER WRAPS, OVERALLS, OVERCOATS, PAJAMAS, PANTS, PETTICOATS, PULLOVERS, SCARVES, SHIRTS, SKIRTS, SUITS, SWEATERS, STOCKINGS, TIGHTS, TROUSERS, UNDERCLOTHING AND UNDERPANTS, VESTS, WAIST COATS, NECKTIES, BOW TIES, FOULARDS, SOCKS, SHORTS, DRESSES, T-SHIRTS, ROBES, BEACH ROBES, RAIN COATS; FOOTWEAR; HEADWEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

PRIORITY DATE OF 1-4-2006 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION 0897756 DATED 3-20-2006, EXPIRES 3-20-2016.

OWNER OF U.S. REG. NOS. 1,037,466, 1,450,820 AND OTHERS.

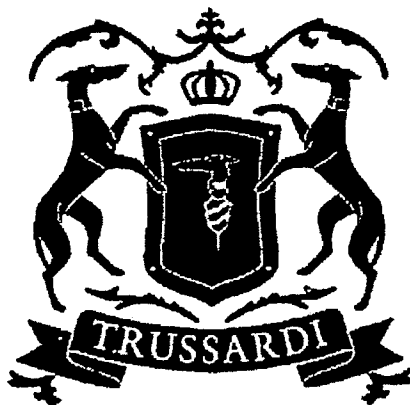
THE MARK DOES NOT IDENTIFY A LIVING INDIVIDUAL.

SER. NO. 79-028,569, FILED 3-20-2006.

LEIGH LOWRY, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office



Reg. No. 3,860,805

Registered Oct. 12, 2010

Int. Cls.: 3, 9, 14, 18, 25,
35 and 43

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

TRUSSARDI S.P.A. (ITALY JOINT STOCK COMPANY)
PIAZZA DUSE, 4
I-20122 MILANO
ITALY

FOR: AFTER-SHAVE LOTIONS, ANTIPERSPIRANT SOAP, BATH FOAM, BATH SALTS, NOT FOR MEDICAL PURPOSES, BEAUTY MASKS, BLUSHER, CLEANSING MILK FOR TOILET PURPOSES, COSMETIC CREAMS, COSMETIC KITS COMPRISED OF LIPSTICK AND BLUSH, COSMETIC PREPARATIONS FOR SKIN CARE, COSMETICS FOR PERSONAL HYGIENIC AND INTIMATE CARE, DENTIFRICES, DEODORANT SOAP, DEODORANTS FOR PERSONAL USE, EAU DE COLOGNE, ESSENTIAL OILS FOR PERSONAL USE, EYE SHADOW, EYEBROW COSMETICS, EYEBROW PENCILS, FACE POWDER, FALSE EYELASHES, FALSE NAILS, HAIR COLORANTS, HAIR DYES, HAIR LOTIONS, HAIR POMADE, HAIR SPRAY, HAIR WAVING PREPARATIONS, HAND CREAMS AND LOTIONS, LACQUER-REMOVING PREPARATIONS, LAVENDER WATER, LIP BALM, LIP PENCILS, LIPSTICKS, LIQUID MAKEUP, LOTIONS FOR COSMETIC PURPOSES, MAKE-UP POWDER, MAKE-UP PREPARATIONS, MAKE-UP REMOVING PREPARATIONS, MASCARA, NAIL CARE PREPARATIONS, NAIL POLISH, NAIL VARNISH, OILS FOR COSMETIC PURPOSES, OILS FOR PERFUMES AND SCENTS, PERFUMES, POLISHING ROUGE, PRE- AND AFTER-SHAVE LOTION AND EMULSION, SCENTED WATER, SHAMPOO FOR HUMAN HAIR, SHAVING CREAM, SHAVING FOAM, SHAVING SOAP, SKIN CLEANSING EMULSIONS AND LOTIONS, SKIN MOISTURIZING CREAMS AND LOTIONS, SUNSCREEN PREPARATIONS, SUN-TANNING PREPARATIONS TALCUM POWDER FOR TOILET USE, TOILET SOAPS, TOILET WATER, TOOTH POWDER, TOOTHPASTE, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).



David J. Kyjars

Director of the United States Patent and Trademark Office

FOR: CAMERAS, CHRONOGRAPHS IN THE NATURE OF TIME RECORDING APPARATUS, CONTACT LENSES CASES, DIVING SUITS, ELECTRONIC AGENDAS, EYEGLOSS CASES, EYEGLOSS CHAINS, EYEGLOSS CORDS, EYEGLOSS FRAMES, EYEGASSES, SUNGLASSES, GOGGLES FOR SPORTS, MAGNIFYING GLASSES, FACE MASKS FOR DIVING, PINCE-NEZ, PINCE-NEZ CASES, PINCE-NEZ CHAINS, PINCE-NEZ CORDS, PINCE-NEZ MOUNTINGS, PORTABLE TELEPHONES, SPECTACLE CASES, SPECTACLE FRAMES, SPECTACLE GLASSES, PORTABLE AND HANDHELD DIGITAL ELECTRONIC DEVICES FOR RECORDING, ORGANIZING, TRANSMITTING, MANIPULATING, AND REVIEWING

Reg. No. 3,860,805 TESTS, DATA, AUDIO, IMAGE, AND VIDEO FILES, VIDEO TELEPHONES, VIDEO CAMERAS, PORTABLE TELEPHONES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: GOODS IN PRECIOUS METALS OR COATED THEREWITH, NAMELY, BOXES OF PRECIOUS METAL, CLOCK CASES, KEY CHAINS, KEY RINGS, ALARM CLOCKS, BRACELETS, BROOCHES, CHAINS, CHARMS, CHRONOGRAPHS FOR USE AS WATCHES, CHRONOMETERS, CUFF LINKS, EARRINGS, MEDALLIONS, NECKLACES, ORNAMENTAL PINS, RINGS, SHOE ORNAMENTS OF PRECIOUS METAL, SILVER ORNAMENTS, STOPWATCHES, STRAPS FOR WRISTWATCHES, TIE CLIPS, TIE PINS, WATCH BANDS, WATCH CASES, WATCH CHAINS, WATCHES, WRISTWATCHES, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

FOR: GOODS MADE OF LEATHER AND IMITATIONS OF LEATHER, NAMELY, BRIEFCASES, CARD CASES FOR CALLING CARDS, CARD CASES FOR CREDIT CARDS, POCKET WALLETS, BACKPACKS, BEACH BAGS, BRIEFCASES, GARMENT BAGS FOR TRAVEL, HANDBAGS, LEATHER LEASHES FOR ANIMALS, LEATHER SHOULDER BELTS, MESH BAGS FOR SHOPPING, LEATHER POUCHES FOR PACKAGING, PURSES, RUCKSACKS, SADDLERY, SCHOOL BAGS, SCHOOL SATCHELS, SHOPPING BAGS, SPORTS BAGS, SUITCASES, TRAVELING BAGS, TRAVELING TRUNKS, TRUNKS, VALISES, VANITY CASES, NOT FITTED , IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FOR: BATH ROBES, BEACH ROBES, BELTS, BLOUSONS, BRASSIERES, CARDIGANS, COATS, DRESSING GOWNS, FUR STOLEES, GLOVES, GOWNS, JACKETS, JERSEYS, JUMPERS, MANTLES, OVERALLS, OVERCOATS, PAJAMAS, PANTS, PETTICOATS, PULLOVERS, RAIN COATS, RAIN TROUSERS, SCARVES, SHIRTS, SKIRTS, STOCKINGS, SWEATERS, SWIM SUITS, TIGHTS, TROUSERS, T-SHIRTS, UNDERWEAR, UNDERPANTS, VESTS, WAISTCOATS, FOOTWEAR, SHOES, BOOTS, HIGH HEEL SHOES, LEATHER SHOES, LOW HEEL SHOES, RUBBER SHOES, SANDALS, SLIPPERS, HEADWEAR, CAPS, EAR MUFFS, HATS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FOR: SALES PROMOTION SERVICES FOR OTHERS; ADVERTISING, MARKETING AND PUBLICITY SERVICES, DISSEMINATION OF ADVERTISING MATTER, ADVERTISING AND BUSINESS MANAGEMENT CONSULTANCY, BUSINESS MANAGEMENT SERVICES IN THE NATURE OF HOTEL MANAGEMENT FOR OTHERS, DISTRIBUTION OF SAMPLES FOR ADVERTISING PURPOSES, PREPARING AND PLACING OUTDOOR ADVERTISING FOR OTHERS, TELEVISION ADVERTISING FOR OTHERS , IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FOR: PROVISIONS OF FOOD AND DRINKS, NAMELY, RESTAURANT, BAR AND COCKTAIL LOUNGE SERVICES, TEMPORARY ACCOMMODATION SERVICES, HOTELS, MOTELS, BOARDING HOUSES, GUEST HOUSES, TOURISTS HOMES, CATERING, CAFES, RESTAURANTS, CAFETERIAS, RENTAL OF TEMPORARY HOUSING ACCOMMODATION, TEMPORARY ACCOMMODATION RESERVATION, IN CLASS 43 (U.S. CLS. 100 AND 101).

OWNER OF U.S. REG. NOS. 1,037,466, 1,450,820 AND OTHERS.

OWNER OF INTERNATIONAL REGISTRATION 0997482 DATED 1-29-2009, EXPIRES 1-29-2019.

THE MARK CONSISTS OF A CROWN AND BRANCH-LIKE LINE SEGMENTS ABOVE A COAT OF ARMS, TOUCHED BY THE LEGS OF TWO GREYHOUND DOGS IN SIDE PROFILE; TWO BRANCH-LIKE SEGMENTS AND THE WORDING "TRUSSARDI" IN STYLIZED LETTERING ON A BANNER APPEAR BELOW THE COAT OF ARMS.

SER. NO. 79-066,797, FILED 1-29-2009.

JULIE VEPPUMTHARA, EXAMINING ATTORNEY

United States of America
United States Patent and Trademark Office

TRUSSARDI

Reg. No. 3,896,507

Registered Dec. 28, 2010

Int. Cls.: 3, 9, 11, 14, 16,
18, 20, 21, 24, 25, 35, 41
and 43

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

TRUSSARDI S.P.A.
PIAZZA DUSE, 4
I-20122 MILANO
ITALY

FOR: AFTER-SHAVE LOTIONS, ANTIPERSPIRANT SOAP, BATH FOAM, BATH SALTS, NOT FOR MEDICAL PURPOSES, BEAUTY MASKS, BLUSHER, CLEANSING MILK FOR TOILET PURPOSES, COSMETIC CREAMS, COSMETIC KITS, NON-MEDICATED SKIN CARE PREPARATIONS, NAMELY, COSMETICS, COSMETICS FOR PERSONAL HYGIENIC AND INTIMATE CARE, DENTIFRICES, DEODORANT SOAP, DEODORANTS FOR PERSONAL USE, EAU DE COLOGNE, ESSENTIAL OILS FOR PERSONAL USE, EYE SHADOW, EYEBROW COSMETICS, EYEBROW PENCILS, FACE POWDER, FALSE EYELASHES, FALSE NAILS, HAIR COLORANTS, HAIR DYES, HAIR LOTIONS, HAIR POMADE, HAIR SPRAY, HAIR WAVING PREPARATIONS, HAND CREAMS AND LOTIONS, LACQUER-REMOVING PREPARATIONS, LAVENDER WATER, LIP BALM, LIP PENCILS, LIPSTICKS, LIQUID MAKEUP, LOTIONS FOR COSMETIC PURPOSES, MAKE-UP POWDER, MAKE-UP PREPARATIONS, MAKE-UP REMOVING PREPARATIONS, MASCARA, NAIL CARE PREPARATIONS, NAIL POLISH, NAIL VARNISH, OILS FOR COSMETIC PURPOSES, OILS FOR PERFUMES AND SCENTS, PERFUMES, POLISHING ROUGE, PRE- AND AFTER-SHAVE LOTION AND EMULSION, SCENTED WATER, SHAMPOO FOR HUMAN HAIR, SHAVING CREAM, SHAVING FOAM, SHAVING SOAP, SKIN CLEANSING EMULSIONS AND LOTIONS, SKIN MOISTURIZING CREAMS AND LOTIONS, SUNSCREEN PREPARATIONS, SUN-TANNING PREPARATIONS, TALCUM POWDER, FOR TOILET USE, TOILET SOAPS, TOILET WATER, TOOTH POWDER, TOOTHPASTE, COSMETICS, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FOR: CAMERAS, CHRONOGRAPHS, CONTAINERS FOR CONTACT LENSES, DIVING SUITS, ELECTRONIC AGENDAS, EYEGLASS CASES, EYEGLASS CHAINS, EYEGLASS CORDS, EYEGLASS FRAMES, EYEGLASSES, SUNGLASSES, GOGGLES FOR SPORTS, MAGNIFYING GLASSES, DIVERS' MASKS, PINCE-NEZ, PINCE-NEZ CASES, PINCE-NEZ CHAINS, PINCE-NEZ CORDS, PINCE-NEZ MOUNTINGS, PORTABLE TELEPHONES, SPECTACLE CASES, SPECTACLE FRAMES, SPECTACLE GLASSES, DIGITAL ELECTRONIC DEVICES FOR RECORDING, ORGANIZING, TRANSMITTING, MANIPULATING, AND REVIEWING TESTS, DATA, AUDIO, IMAGE, AND VIDEO FILES, VIDEO TELEPHONES, VIDEO CAMERAS, PORTABLE PHONES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: AIR CONDITIONING APPARATUS, AIR COOLING APPARATUS, AIR DRYERS, BARBECUES, BEVERAGES COOLING APPARATUS, BIDETS, BREAD TOASTERS, CEILING LIGHTS, COFFEE ROASTERS, HEATING DAMPERS, DEEP FRYERS, ELECTRIC, DESK LAMPS, DOMESTIC FIREPLACES, ELECTRIC COFFEE MACHINES, ELECTRIC COFFEE PERCOLATORS, ELECTRIC KETTLES, ELECTRIC LAMPS, ELECTRIC PRESSURE COOKING SAUCEPANS, AIR-CONDITIONING FANS, FREEZERS, GAS BOILERS, GAS BURNERS, GAS LAMPS, ELECTRIC GRIDDLES, GRILLS, HAIR DRYERS, HEATERS FOR BATHS, HEATING BOILERS, HOT PLATES, ICE MACHINES AND APPARATUS, LAMPS, MICROWAVE OVENS, SANITARY APPARATUS AND INSTALLATIONS, NAMELY, SHOWERS, SINKS, SPOTLIGHT ELECTRIC LIGHTING FIXTURES FOR USE ON CEILINGS,



David J. Kappas

Director of the United States Patent and Trademark Office

Reg. No. 3,896,507 STANDARD LAMPS, SAUNAS, FACIAL SAUNAS, STOVES, TANNING BEDS AND LAMPS, FAUCET TAPS, TOASTERS, TOILETS, WALL LAMPS, WARMING PANS FOR BEDS, WASHERS FOR WATER TAPS, WATER HEATERS, WATER SUPPLY INSTALLATIONS, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

FOR: ALARM CLOCKS, BOXES OF PRECIOUS METAL, BRACELETS, BROOCHES, CHAINS, CHARMS, CHRONOGRAPHS, CHRONOMETERS, CLOCK CASES, CUFF LINKS, EARRINGS, KEY CHAINS, KEY RINGS OF PRECIOUS METAL, MEDALLIONS, NECKLACES, ORNAMENTAL PINS, RINGS, SHOE ORNAMENTS OF PRECIOUS METAL, SILVER ORNAMENTS, STOPWATCHES, STRAPS FOR WRISTWATCHES, TIE CLIPS, TIE PINS, WATCH BANDS, WATCH CASES, WATCH CHAINS, WATCHES, WRISTWATCHES, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

FOR: AGENDA BOOKS; ALBUMS FOR COINS, ALBUMS FOR PHOTOGRAPHS, ALBUMS FOR STAMPS, BOOKENDS, BOOK COVERS, BOOKLETS IN THE FIELD OF FASHION ADVERTISING, BOOKMARKERS, BOOKS IN THE FIELD OF FASHION, BOXES OF CARDBOARD OR PAPER, CALENDARS, CATALOGUES IN THE FIELD OF FASHION, CLIP BOARDS, DIARIES, GREETING CARDS, ILLUSTRATED AND PHOTOGRAPHIC BOOKS, NAMELY, PICTURE BOOKS, INDEX BOOKS, LABELS, NOT OF TEXTILE, NAMELY, ADDRESS LABELS, MAGAZINES IN THE FIELD OF FASHION, MEMORANDUM BOOKS, NOTE CASES, NAMELY, HOLDERS FOR DIARIES, PRINTED PERIODICALS IN THE FIELD OF FASHION, PHOTOGRAPH STANDS, PHOTOGRAPHS, PLASTIC FILM FOR WRAPPING AND PACKAGING NOT FOR COMMERCIAL OR INDUSTRIAL PURPOSES, POCKET NOTEBOOKS, POSTCARDS, POSTERS, SCRAPBOOKS, STAMP PADS, STICKERS, TABLE LINEN OF PAPER, TABLE NAPKINS OF PAPER, TABLECLOTHS OF PAPER, TISSUES OF PAPER FOR REMOVING MAKE-UP, TOILET PAPER, TOWELS OF PAPER; ADHESIVE TAPES FOR STATIONERY OR HOUSEHOLD PURPOSES, BOXES FOR PENS, PENS AND PENCILS, PEN CASES, PENCIL HOLDERS, PEN AND PENCIL LEADS, MARKERS, LOOSE-LEAF BINDERS, LETTER OPENERS, LETTER TRAYS, FOUNTAIN PENS, DRAWING BOARDS, ERASING PRODUCTS, NAMELY, RUBBER ERASERS, FOLDERS FOR PAPERS; PACKAGING BAGS OF PLASTICS, PLASTIC FORM BAGS FOR PACKAGING, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FOR: BACKPACKS, BEACH BAGS, BRIEFCASES, CARD CASES, NAMELY, BUSINESS CARD AND NAME CARD CASES, GARMENT BAGS FOR TRAVEL, HANDBAGS, LEATHER LEASHES, LEATHER SHOULDER BELTS, NET BAGS FOR SHOPPING, POCKET WALLETS, POUCHES, OF LEATHER, FOR PACKAGING, PURSES, RUCKSACKS, SADDLERY, SCHOOL BAGS, SCHOOL SATCHELS, SHOPPING BAGS, SPORTS BAGS, SUITCASES, TRAVELLING BAGS, TRAVELLING TRUNKS, TRUNKS, LUGGAGE, VALISES, VANITY CASES, NOT FITTED, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FOR: BEDS, TABLES, STOOLS, CHAIRS, CUSHIONS, ARM CHAIRS, DIVANS, PLASTIC AND WOOD DOORKNOBS, NON-METAL FURNITURE HANDLES FOR DOORS, PLASTIC KEY CHAINS, FOLDING PARTITION SCREENS, COUCHES, COCKTAIL CABINETS, BOOKSHELVES, FILING CABINETS, FURNITURE SHELVES, SOFAS, CHESTS OF DRAWERS, NEWSPAPERS DISPLAY STANDS, SEATS, CHAIRS, CUPBOARDS, DESKS, MAGAZINE RACKS, PILLOWS, BOOKCASES, WRITING TABLES, DESKS, SIDEBOARDS, SERVING TROLLEYS, CLOTHES RACKS, HALL TABLES, CLOTHES TREES, NAMELY, COAT HANGERS, MIRRORS; SMALL ORNAMENTAL FIGURINES OF WOOD, CORK, CANE, REEDS, WICKER, BONE, WHALEBONE, CELLULOID AND SYNTHETIC RESINS, CONTAINERS, NOT OF METAL FOR COMMERCIAL USE, NAMELY, WOODEN CONTAINERS, SHELL, AMBER, MOTHER OF PEARL, REEDS, WICKER PRODUCTS, NAMELY, WICKER BASKETS, UNPROCESSED OR SEMI PROCESSED HORN, UNPROCESSED OR SEMI PROCESSED IVORY, UNPROCESSED OR SEMI PROCESSED WHALEBONE, MEERSCHAUM, BAMBOO, CANE, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FOR: BASINS, BREAD BASKETS FOR DOMESTIC USE, DOUBLE BOILERS, BOTTLE OPENERS, BOWLS, BREAD BOARDS; SERVING TRAYS, NAMELY, CABARETS NOT OF

Reg. No. 3,896,507 PRECIOUS METAL OR COATED THEREWITH; CANDLE RINGS, CANDLESTICKS, CANDY BOXES, COCKTAIL STIRRERS, COFFEE SERVICES NOT OF PRECIOUS METAL OR COATED THEREWITH; COOKING POTS, CRUET STANDS FOR OIL AND VINEGAR, CUPS, DECANTERS, DISHES, DRINKING GLASSES, FLOWER POTS, GLASS BOXES, HOUSEHOLD UTENSILS, NAMELY, GRATERS AND COOKING GRATERS, ICE BUCKETS, LIQUEUR SETS, NAMELY, DECANTERS, NAPKIN HOLDERS, NON ELECTRIC COFFEE POTS, OIL AND VINEGAR CRUETS, PERFUME ATOMIZERS, SOLD EMPTY, PLATES, POTS, SALT AND PEPPER POTS, SAUCERS, SOAP BOXES, SOAP DISPENSERS, SPICE RACKS, TEA SERVICES NOT OF PRECIOUS METAL OR COATED THEREWITH, VASES, WOOD, WICKER AND PLASTIC BASKETS; COMB CASES, COMBS FOR HAIRS, ELECTRIC HAIR COMBS; FACIAL SPONGES FOR APPLYING MAKE-UP, SPONGE HOLDERS, SPONGES FOR HOUSEHOLD PURPOSES; NAIL BRUSHES, BRUSHES FOR FOOTWEAR, SHAVING BRUSHES, SHOE BRUSHES, EYEBROW BRUSHES, CLEANING BRUSHES FOR PERSONAL USE, CLEANING BRUSHES NOT FOR PERSONAL USE; SCOURING PADS, BROOMS, DUST BINS, DUST PANS, MOPS, TRASH CANS; CONTAINERS FOR HOUSEHOLD OR KITCHEN USE, NAMELY, CONTAINERS MADE OF GLASS, CONTAINERS MADE OF PORCELAIN, IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

FOR: BATH LINEN, EXCEPT CLOTHING, NAMELY, BED BLANKETS, BED CLOTHES, BED COVERS, BED COVERS OF PAPER, BED LINEN, BEDSPREADS, CANVAS FOR TAPESTRY OR EMBROIDERY, CURTAINS OF TEXTILE OR PLASTIC, DOOR CURTAINS, FACE TOWELS OF TEXTILE, PLASTIC FURNITURE COVERS, HANDKERCHIEFS OF TEXTILE, TEXTILE USED AS LINING FOR CLOTHING, NAMELY, HAT LININGS, OF TEXTILE, IN THE PIECE, HOUSEHOLD LINEN, LABELS OF CLOTH, MATTRESS COVERS, PILLOWCASES, PLACE MATS, NOT OF PAPER, QUILTS, TABLE LINEN, NOT OF PAPER, TABLE NAPKINS OF TEXTILE, TAPESTRIES OF TEXTILE, WALL HANGINGS OF TEXTILE, TOWELS OF TEXTILE, UPHOLSTERY FABRICS, WALL HANGINGS OF TEXTILE, WASHING MITTS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FOR: BATH ROBES, BEACH ROBES, BELTS, BLOUSONS, BRASSIERES, CARDIGANS, COATS, DRESSING GOWNS, FUR STOLEES, GLOVES, GOWNS, JACKETS, JERSEYS, JUMPERS, MANTLES, OVERALLS, OVERCOATS, PAJAMAS, PANTS, PETTICOATS, PULLOVERS, RAIN COATS, RAIN TROUSERS, SCARVES, SHIRTS, SKIRTS, STOCKINGS, SWEATERS, SWIM SUITS, TIGHTS, TROUSERS, T-SHIRTS, UNDERCLOTHING, UNDERPANTS, VESTS, WAISTCOATS, FOOTWEAR, SHOES, BOOTS, HIGH HEEL SHOES, LEATHER SHOES, LOW SHOES, RUBBER SHOES, SANDALS, SLIPPERS, HEADWEAR, CAPS, EAR MUFFS, HATS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FOR: ADVERTISING, MARKETING AND PUBLICITY SERVICES, DISSEMINATION OF ADVERTISING MATTER, ADVERTISING AND BUSINESS MANAGEMENT CONSULTANCY, BUSINESS MANAGEMENT SERVICES, NAMELY, HOTEL MANAGEMENT FOR OTHERS, CONSULTANCY IN THE FIELD OF CREATION OF SHOPS, ORGANIZATION OF TRADE FAIRS OR EXHIBITIONS FOR COMMERCIAL OR ADVERTISING PURPOSES, DISTRIBUTION OF SAMPLES, OUTDOOR ADVERTISING, TELEVISION ADVERTISING, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FOR: EDUCATION SERVICES, NAMELY, PROVIDING CLASSES, SEMINARS AND WORKSHOPS IN THE FIELDS OF RECREATION, SPORTS, EXERCISE AND PHYSICAL FITNESS, SPORTS CLUBS, SKILL TRAINING; PROVIDING OF ENTERTAINMENT INFORMATION, CINEMA THEATERS, ORGANIZATION AND ARRANGEMENT OF CULTURAL OR EDUCATIONAL EXHIBITIONS, ORGANIZATION AND ARRANGEMENT OF SPORTS COMPETITIONS, ARRANGING AND CONDUCTING OF CONCERTS, EDUCATIONAL CONFERENCES, CONDUCTING TRAINING WORKSHOPS IN THE FIELD OF FASHION, HEALTH CLUB SERVICES, NAMELY, PROVIDING INSTRUCTION AND EQUIPMENT IN THE FIELD OF PHYSICAL EXERCISE, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FOR: PROVISION OF FOOD AND DRINKS, NAMELY, RESTAURANT, BAR AND COCKTAIL LOUNGE SERVICES, TEMPORARY ACCOMMODATION SERVICES, HOTELS, MOTELS,

Reg. No. 3,896,507 BOARDING HOUSES, GUEST HOUSES, TOURISTS HOMES, CATERING, CAFES, RESTAURANTS, CAFETERIAS, RENTAL OF TEMPORARY ACCOMMODATION, ACCOMMODATION RESERVATION, NAMELY, AGENCY SERVICES FOR THE RESERVATION OF TEMPORARY ACCOMMODATION, IN CLASS 43 (U.S. CLS. 100 AND 101).

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 8-12-2008 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION 1002480 DATED 1-29-2009, EXPIRES 1-29-2019.

OWNER OF U.S. REG. NOS. 1,037,466, 1,329,303 AND OTHERS.

SER. NO. 79-068,702, FILED 1-29-2009.

SCOTT BIBB, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office



Reg. No. 4,144,753

Registered May 22, 2012

Int. Cls.: 3, 9, 16, 18, 24,
25 and 35

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

TRUSSARDI S.P.A. (ITALY JOINT STOCK COMPANY)
PIAZZA ELEONORA DUSE, 4
I-20122 MILANO
ITALY

FOR: PERFUMES, TOILET SOAPS; COSMETICS, DEODORANTS FOR PERSONAL USE; CREAMS, LOTIONS AND OILS FOR THE FACE AND THE BODY; CLEANSING MILKS AND CREAMS; COSMETIC OILS FOR CLEANSING; MAKE-UP CREAMS; BEAUTY MASKS; MAKE-UP REMOVERS; EYE SHADOWS; LIPSTICKS; MASCARA; ROUGE; LIP AND EYE LINERS; POWDERS, CREAMS, OILS AND LOTIONS FOR SUN-TANNING AND AFTER-SUN EXPOSURE; PRE-SHAVE AND AFTER-SHAVE CREAMS AND LOTIONS; TALCUM POWDERS; BATH SALTS, BATH FOAMS AND OILS; AFTER-BATH CREAMS AND LOTIONS; HAIR SHAMPOOS; DEPILATORY PREPARATIONS; NAIL POLISHES; HAIR LOTIONS; DENTIFRICES, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FOR: SPECTACLES; SUNGLASSES; LENSES, FRAMES, CASES AND CHAINS FOR SPECTACLES AND SUNGLASSES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: PAPER, ART PAPER, BOND PAPER, COPIER PAPER, CARBON PAPER, BLOTTING PAPER; CARDBOARD; GOODS MADE OF PAPER AND CARDBOARD, NAMELY, AGENDAS; ALBUMS FOR COINS, ALBUMS FOR PHOTOGRAPHS, ALBUMS FOR STAMPS, BOOKENDS, BOOK COVERS, BOOKLETS IN THE FIELD OF FASHION ADVERTISING, BOOKMARKERS, BOOKS IN THE FIELD OF FASHION, BOXES OF CARDBOARD OR PAPER, CALENDARS AND ALMANACS; PRINTED MATTER, NAMELY, NEWSPAPERS, MAGAZINES AND BOOKS PERTAINING TO FASHION; CATALOGUES PERTAINING TO FASHION; BOOKBINDING MATERIAL, BOOK BINDINGS, BOOKBINDING TAPE, BOOKBINDING WIRE; PHOTOGRAPHS; STATIONERY; ADHESIVES FOR STATIONERY OR HOUSEHOLD PURPOSES; ARTISTS' SUPPLIES, NAMELY, ARTISTS' PASTELS, OIL PASTELS, PASTEL CRAYONS, ARTISTS' PENS, BALL POINT PENS, COLOURED PENS, FOUNTAIN PENS, NOTEPAD HOLDERS, PAPER HOLDERS, PAPER STANDS, PENCIL HOLDERS, PENCIL STANDS, PENCIL CASES; PAINT BRUSHES; PRINTING BLOCKS; PASSPORT CASES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).



David J. Kybas

Director of the United States Patent and Trademark Office

FOR: LEATHER AND IMITATION LEATHER SOLD IN BULK; GOODS MADE OF LEATHER AND IMITATION LEATHER, NAMELY, HANDBAGS, SUITCASES, CLUTCH BAGS, VANITY CASES SOLD EMPTY, PURSES, BILLFOLDS, ATTACHE CASES, WALLETS, BRIEFCASES, KEY CASES, BUSINESS AND CREDIT CARD CASES OF LEATHER; ANIMAL SKINS AND

Reg. No. 4,144,753 HIDES; TRUNKS AND SUITCASES; UMBRELLAS AND PARASOLS; WALKING STICKS AND WHIPS AND SADDLERY, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FOR: TEXTILES AND TEXTILE GOODS, NAMELY, CANVAS FOR TAPESTRY OR EMBROIDERY, CURTAINS OF TEXTILE OR PLASTIC, DOOR CURTAINS, FACE TOWELS OF TEXTILE, UNFITTED FURNITURE COVERS NOT OF PAPER, HANDKERCHIEFS OF TEXTILE, OVEN MITTS; FABRICS FOR UPHOLSTERY, FABRICS FOR MAKING CLOTHES; BED AND TABLE COVERS, BED SPREADS, BED SHEETS, COMFORTERS, DUVETS, DUVET COVERS, BLANKETS, TABLE CLOTHS NOT OF PAPER, TEXTILE NAPKINS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FOR: CLOTHING, NAMELY, PULLOVERS, CARDIGANS, SWEATERS, TROUSERS, SKIRTS, JACKETS, BLOUSES, SHIRTS, JEANS, SWEATPANTS, SHORTS, SWEATSHIRTS, SUITS, DRESSES, OVERCOATS, COATS, RAINCOATS, BELTS, JERSEYS, NECKWEAR, SCARVES, SOCKS AND STOCKINGS, TIGHTS, VESTS, WAISTCOATS, JUMPERS, TRACKSUITS, BLOUSONS, GYM SUITS, KNICKERS, T-SHIRTS, ANORAKS, SUSPENDERS, LOUNGEWEAR, UNDERWEAR, BRASSIERES, CORSETS, PETTICOATS, NIGHTGOWNS, DRESSING GOWNS, BATH ROBES, BEACHWEAR, SLEEPWEAR, HEADWEAR, OVERALLS, HATS AND CAPS, GLOVES, SHOES, SANDALS, BOOTS AND SLIPPERS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FOR: ADVERTISING AGENCIES; BUSINESS MANAGEMENT; BUSINESS ADMINISTRATION AND MANAGEMENT; PROVIDING OFFICE FUNCTIONS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

OWNER OF U.S. REG. NOS. 3,154,301 AND 3,896,507.

PRIORITY DATE OF 1-14-2011 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION 1078598 DATED 1-21-2011, EXPIRES 1-21-2021.

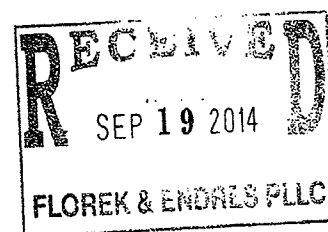
THE MARK CONSISTS OF THE GRAPHIC STYLIZED REPRESENTATION OF A GREYHOUND RUNNING; AT THE BACK OF THE GREYHOUND APPEARS THE NUMBER "100"; AT THE LEFT SIDE THERE IS THE WORDING "TRUSSARDI" WHEREAS THE RIGHT SIDE IT APPEARS THE WORDING "YEARS".

SER. NO. 79-097,858, FILED 1-21-2011.

LINDA MICKLEBURGH, EXAMINING ATTORNEY

EXHIBIT B

KLOTHO, INC.
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September 16, 2014

To: Forek & Endres PLLC
1156 Avenue of the Americas
New York, New York 10036-2702

RE: TESTARDI Trademark

Dear Sir,

The Testardi mark was registered in the United States Patent and Trademark Office to Klotho Inc. dated January 31, 2006. (Reg. NO. 3,055,407).

The application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Director of the USPTO; and that the Klotho, Inc. was entitled to registration of the Mark under the Trademark Act of 1946, as amended.

There was no opposition to this registration.

The registration of the Mark was lapsed in 2011, and a new registration was filed in 2013 and approved by USPTO and is now on hold due to your opposition.

The extend of use of the Mark is limited to the early days of the original registration: the particulars of which cannot be reported due to record keeping limitations.

We do not believe that our trade mark has any bearings on your clients trade mark. However we may consider withdrawing our application if your client would compensate us with new name and design development and the registration costs.

Very truly yours

A handwritten signature in black ink, appearing to read "Hamid Vaghar".

Hamid Vaghar
President