

ESTTA Tracking number: **ESTTA748389**

Filing date: **05/25/2016**

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	B Hotel Group, LLC
Granted to Date of previous extension	05/25/2016
Address	910 SE 17th Street, Ste 400 Fort Lauderdale, FL 33316 UNITED STATES
Attorney information	Mark D. Passler Akerman LLP P.O. Box 3188 West Palm Beach, FL 33402-3188 UNITED STATES ip@akerman.com Phone:561-653-5000

Applicant Information

Application No	86745661	Publication date	01/26/2016
Opposition Filing Date	05/25/2016	Opposition Period Ends	05/25/2016
Applicant	Boyd Gaming Corporation Attn: Mr. Lou Nunziata Las Vegas, NV 89118 UNITED STATES		

Goods/Services Affected by Opposition

Class 041. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Conducting and providing facilities for-casino gaming contests and tournaments;Entertainment services, namely, casino gaming; Providing casino facilities; Providing casino services featuring a casino players rewards program; Providing casino services featuring stored value membership cards for redeeming cash, discounts, and other benefits

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3917917	Application Date	11/06/2009
Registration Date	02/08/2011	Foreign Priority Date	NONE

Word Mark	B HOTEL & RESORT
Design Mark	
Description of Mark	NONE
Goods/Services	Class 043. First use: First Use: 2010/09/23 First Use In Commerce: 2010/09/23 hotel, resort lodging and motel services; restaurant, catering, bar and cocktail lounge services; provision of general purpose facilities for meetings, conferences and exhibitions; provision of banquet and social function facilities for special occasions; hotel services for preferred customers; spa services, namely, providing temporary accommodations and meals to clients of a health or beauty spa; and reservation services for hotel accommodations for others

U.S. Registration No.	4739252	Application Date	06/07/2010
Registration Date	05/19/2015	Foreign Priority Date	NONE
Word Mark	B HOTEL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 043. First use: First Use: 2010/09/23 First Use In Commerce: 2015/03/04 hotel, resort lodging and motel services; restaurant, catering, bar and cocktail lounge services; provision of general purpose facilities for meetings, conferences and exhibitions; provision of banquet and social function facilities for special occasions; hotel services for preferred customers; spa services, namely, providing temporary accommodations and meals to clients of a health or beauty spa; and reservation services for hotel accommodations for others		

Related Proceedings	91227973 91227972 91227971 91227970 91227968 91227967 91209627 91209039
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Attachments	10233-92.pdf(322540 bytes)
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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	/Rachel B. Rudensky/
Name	Rachel B. Rudensky
Date	05/25/2016

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

In re: Application Serial No. 86/745,661
Filed: September 2, 2015
For Mark: B EMPOWERED & Design
Published in the Official Gazette: January 26, 2016

B HOTEL GROUP, LLC	:	
	:	
Opposer,	:	Notice of Opposition
	:	
v.	:	Opposition No. _____
	:	
BOYD GAMING CORPORATION	:	
	:	
Applicant.	:	

B Hotel Group, LLC, a Florida limited liability company having its principal place of business at 910 SE 17th Street, Suite 400, Ft. Lauderdale, Florida, 33316 (“B Hotel”) believes it will be damaged by the registration of the trademark shown in Application Serial No. 86/745,661 for the recited services and hereby opposes such application under the provisions of 15 U.S.C. §1063.

Opposer alleges as follows:

1. On or about September 2, 2015, Applicant Boyd Gaming Corporation filed U.S. Trademark Application Serial No. 86/745,661 for B EMPOWERED & Design for “Conducting and providing facilities for casino gaming contests and tournaments; Entertainment services, namely, casino gaming; Providing casino facilities; Providing casino services featuring a casino players rewards program; Providing casino services featuring stored value membership cards for

redeeming cash, discounts, and other benefits” in International Class 41 under Section 1(b) of the Trademark Act. 15 U.S.C. § 1052(b).

2. U.S. Trademark Application Serial No. 86/745,661 is not based on use in commerce, and upon information and belief, Applicant has made no use of the applied-for mark as a service mark in the United States.
3. Since at least as early as 2010, and prior to the constructive date of first use of U.S. Trademark Application Serial No. 86/745,661, B Hotel has owned and maintained a luxury hotel, resort, restaurant, and spa business under the B HOTEL & RESORT house mark, and has also employed numerous additional trademarks and service marks used in close association with B Hotel’s B HOTEL & RESORT house mark, which all contain or are comprised of the dominant use of the initial “B” combined with other words to form catchy and unique imperative statements.
4. To formalize and perfect its rights in its marks, Opposer has registered the following with the United States Patent and Trademark Office:
 - a. U.S. Trademark Reg. No. 3,917,917 for B HOTEL & RESORT for “hotel, resort lodging and motel services; restaurant, catering, bar and cocktail lounge services; provision of general purpose facilities for meetings, conferences and exhibitions; provision of banquet and social function facilities for special occasions; hotel services for preferred customers; spa services, namely, providing temporary accommodations and meals to clients of a health or beauty spa; and reservation services for hotel accommodations for others,” in International Class 43; filed on November 6, 2009, with a date of first use of September 23, 2010;
 - b. U.S. Trademark Reg. No. 4,739,252 for B HOTEL for “hotel, resort lodging and motel services; restaurant, catering, bar and cocktail lounge services; provision of general purpose facilities for meetings, conferences and exhibitions; provision of banquet and social function facilities for special occasions; hotel services for preferred customers; spa services, namely, providing temporary accommodations and meals to clients of a health or beauty

spa; and reservation services for hotel accommodations for others,” in International Class 43, with a filing date of June 7, 2010, and a date of first use of March 4, 2015.

(“Opposer’s Marks”) as well as many others (TSDR copies attached).

5. The services set forth in U.S. Trademark Application Serial No. 86/745,661 are identical, similar, or closely related to the services and goods offered by Opposer under Opposer’s Marks. Furthermore, on information and belief, Applicant’s services will be offered to a similar class of consumers who purchase the services and goods in connection with which Opposer uses Opposer’s Marks, and will be offered through the same channels of trade.
6. The mark represented in U.S. Trademark Application Serial No. 86/745,661 is confusingly similar to Opposer’s Marks in terms of its appearance, sound, meaning, and overall commercial impression. As a result, it is likely to cause confusion, mistake, and deception as to an affiliation, connection, or association between Opposer and Applicant, or as to the sponsorship or approval of Applicant’s services and other commercial activities by Opposer. Potential customers are likely to believe that Applicant’s services originate from, or are sponsored or approved by, Opposer, when such is not the case. All of the foregoing will cause Opposer damage.
7. Applicant is not affiliated with or connected in any way to Opposer, and Opposer has not consented to Applicant’s use of the mark represented in U.S. Trademark Application Serial No. 86/745,661 for any services or products.

WHEREFORE, B Hotel believes that it will be damaged by registration of Applicant’s Mark and requests that the opposition be sustained and the Application be denied.

Authorization is given to charge \$300 for the filing fee for this Opposition to Deposit Account No. 50-0951. Authorization is also given to charge any deficiencies, or credit any overpayments, to Deposit Account No. 50-0951 throughout the pendency of this Opposition.

Respectfully submitted,

AKERMAN LLP

Date: May 25, 2016

By: /Rachel B. Rudensky/
Mark D. Passler
Rachel B. Rudensky
777 South Flagler Drive
Suite 1100, West Tower
West Palm Beach, FL 33401
Telephone: (561) 653-5000
Telefax: (561) 653-5333
Email: ip@akerman.com

ATTORNEYS FOR OPPOSER

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and complete copy of the foregoing OPPOSER'S NOTICE OF OPPOSITION has been served by mailing said true and complete copy on May 25, 2016, via First Class Mail, postage prepaid, to:

W. West Allen, Esq.
Howard & Howard Attorneys PLLC
3800 Howard Hughes Pkwy., Ste. 1000
Las Vegas, NV 89169

/Angela Martin/
Angela Martin

Generated on: This page was generated by TSDR on 2016-05-24 13:20:09 EDT

Mark: B HOTEL & RESORT

B HOTEL & RESORT

US Serial Number: 77867244

Application Filing Date: Nov. 06, 2009

US Registration Number: 3917917

Registration Date: Feb. 08, 2011

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Feb. 08, 2011

Publication Date: Apr. 13, 2010

Notice of Allowance Date: Jun. 08, 2010

Mark Information

Mark Literal Elements: B HOTEL & RESORT

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "HOTEL & RESORT"

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 incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: hotel, resort lodging and motel services; restaurant, catering, bar and cocktail lounge services; provision of general purpose facilities for meetings, conferences and exhibitions; provision of banquet and social function facilities for special occasions; hotel services for preferred customers; spa services, namely, providing temporary accommodations and meals to clients of a health or beauty spa; and reservation services for hotel accommodations for others

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 23, 2010

Use in Commerce: Sep. 23, 2010

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

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: B Hotel Group, LLC

Owner Address: 910 SE 17th Street, Ste 400

Fort Lauderdale, FLORIDA 33316
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country FLORIDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mark D. Passler
Attorney Primary Email Address: jp@akerman.com
Docket Number: 10233-5
Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: MARK D. PASSLER
Akerman LLP
P.O. Box 3188
West Palm Beach, FLORIDA 33402-3188
UNITED STATES
Phone: (561) 653-5000
Correspondent e-mail: jp@akerman.com
Fax: (561) 659-6313
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 08, 2016	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 08, 2016	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Feb. 08, 2016	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Aug. 28, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 08, 2011	REGISTERED-PRINCIPAL REGISTER	
Jan. 07, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 06, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	77976
Jan. 04, 2011	ASSIGNED TO LIE	77976
Dec. 09, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 09, 2010	STATEMENT OF USE PROCESSING COMPLETE	70565
Nov. 19, 2010	USE AMENDMENT FILED	70565
Dec. 09, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Nov. 19, 2010	TEAS STATEMENT OF USE RECEIVED	
Jun. 08, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 13, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 13, 2010	PUBLISHED FOR OPPOSITION	
Mar. 09, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	74215
Mar. 09, 2010	ASSIGNED TO LIE	74215
Feb. 17, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 16, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 16, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 16, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 12, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 12, 2010	NON-FINAL ACTION E-MAILED	6325
Feb. 12, 2010	NON-FINAL ACTION WRITTEN	83179
Feb. 11, 2010	ASSIGNED TO EXAMINER	83179
Nov. 14, 2009	NOTICE OF PSEUDO MARK MAILED	
Nov. 13, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 10, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location**Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Jan. 06, 2011

Proceedings

Summary**Number of Proceedings:** 9**Type of Proceeding: Opposition****Proceeding Number:** [91227967](#)**Filing Date:** May 18, 2016**Status:** Pending**Status Date:** May 18, 2016**Interlocutory Attorney:** YONG OH (RICHARD) KIM**Defendant****Name:** Boyd Gaming Corporation**Correspondent Address:** BOYD GAMING CORPORATION
Boyd Gaming
6465 S Rainbow Blvd
Las Vegas NV , 89118-3287**Correspondent e-mail:** louisnunziata@boydgaming.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
B YOUNG AT HEART	Opposition Pending	86744691	

Plaintiff(s)**Name:** B Hotel Group, LLC**Correspondent Address:** Mark D. Passler
Akerman LLP
P.O. Box 3188
West Palm Beach FL , 33402-3188
UNITED STATES**Correspondent e-mail:** ip@akerman.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B ACTIVE	Registered	85120925	4043147
B HAPPY	Registered	85082390	4207866

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 18, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 18, 2016	Jun 27, 2016
3	PENDING, INSTITUTED	May 18, 2016	

Type of Proceeding: Opposition**Proceeding Number:** [91227968](#)**Filing Date:** May 18, 2016**Status:** Pending**Status Date:** May 18, 2016**Interlocutory Attorney:** MARY CATHERINE FAINT**Defendant****Name:** Boyd Gaming Corporation**Correspondent Address:** BOYD GAMING CORPORATION
Boyd Gaming
6465 S Rainbow Blvd
Las Vegas NV , 89118-3287**Correspondent e-mail:** louisnunziata@boydgaming.com

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 18, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 18, 2016	Jun 27, 2016
3	PENDING, INSTITUTED	May 18, 2016	

Type of Proceeding: Opposition

Proceeding Number: [91227971](#) **Filing Date:** May 18, 2016
Status: Pending **Status Date:** May 18, 2016
Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: Boyd Gaming Corporation
Correspondent Address: BOYD GAMING CORPORATION
 Boyd Gaming
 6465 S Rainbow Blvd
 Las Vegas NV , 89118-3287
Correspondent e-mail: louisnunziata@boydgaming.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B MAHALO	Opposition Pending	86744670	

Plaintiff(s)

Name: B Hotel Group, LLC
Correspondent Address: Mark D. Passler
 Akerman LLP
 P.O. Box 3188
 West Palm Beach FL , 33402-3188
 UNITED STATES
Correspondent e-mail: ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B ON THE BEACH	Registered	85017366	4743805
B OCEAN	Registered	77867248	3917918

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 18, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 18, 2016	Jun 27, 2016
3	PENDING, INSTITUTED	May 18, 2016	

Type of Proceeding: Opposition

Proceeding Number: [91227972](#) **Filing Date:** May 18, 2016
Status: Pending **Status Date:** May 18, 2016
Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Boyd Gaming Corporation
Correspondent Address: BOYD GAMING CORPORATION
 Boyd Gaming
 6465 S Rainbow Blvd
 Las Vegas NV , 89118-3287
Correspondent e-mail: louisnunziata@boydgaming.com; loununziata@boydgaming.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B FAMILY	Opposition Pending	86744582	

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent Address: Mark D. Passler
Akerman LLP
P.O. Box 3188
West Palm Beach FL , 33402-3188
UNITED STATES

Correspondent e-mail: ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B WED	Registered	85124169	4641435
B MINE	Registered	85077310	4855855

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 18, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 18, 2016	Jun 27, 2016
3	PENDING, INSTITUTED	May 18, 2016	

Type of Proceeding: Opposition

Proceeding Number: [91227973](#) **Filing Date:** May 18, 2016
Status: Pending **Status Date:** May 18, 2016
Interlocutory Attorney: WENDY COHEN

Defendant

Name: Boyd Gaming Corporation

Correspondent Address: BOYD GAMING CORPORATION
Boyd Gaming
6465 S Rainbow Blvd
Las Vegas NV , 89118-3287

Correspondent e-mail: louisnunziata@boydgaming.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B A WINNER	Opposition Pending	86744596	

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent Address: Mark D. Passler
Akerman LLP
P.O. Box 3188
West Palm Beach FL , 33402-3188
UNITED STATES

Correspondent e-mail: ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B HOTEL	Registered	85055896	4739252

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 18, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 18, 2016	Jun 27, 2016

Type of Proceeding: Opposition**Proceeding Number:** [91209838](#)**Filing Date:** Mar 18, 2013**Status:** Terminated**Status Date:** Jan 21, 2014**Interlocutory Attorney:** ANDREW P BAXLEY**Defendant****Name:** Baccarat**Correspondent Address:** STEPHEN G JANOSKI
ROYLANCE ABRAMS BERDO GOODMAN LLP
1300 19TH STREET NW, SUITE 600
WASHINGTON DC , 20036 1649
UNITED STATES**Correspondent e-mail:** sgidocketing@roylance.com , sstraub@roylance.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
B BAR BY BACCARAT	Registered	79102652	4492900

Plaintiff(s)**Name:** B Hotel Group, LLC**Correspondent Address:** MARK D PASSLER
AKERMAN SENTERFITT
222 LAKEVIEW AVENUE, 4TH FLOOR
WEST PALM BEACH FL , 33401
UNITED STATES**Correspondent e-mail:** ip@akerman.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B DOWNTOWN	Registered	77867202	4016431
B IN THE CITY	Registered	77867245	4016432
B OCEAN	Registered	77867248	3917918
B OUR GUEST	Registered	77867204	3909087
B INDULGED	Registered	85121579	4150866
B ON THE BEACH	Registered	85017366	4743805
B MAGIC	Registered	85017320	4743804
B IN TOWN	Registered	85017298	4743803
B CAPITAL	Fourth Extension - Granted	85017277	
B NYC	Fourth Extension - Granted	85017353	
B MIAMI	Fourth Extension - Granted	85017334	
B INN	Fourth Extension - Granted	85006030	
B VEGAS	Fourth Extension - Granted	85006004	
B SUITES	Fourth Extension - Granted	85005986	
B SOUTH BEACH	Abandoned - No Statement Of Use Filed	85017881	
B HOTEL	Registered	85055896	4739252
B WIRED	Registered	85068282	4855854
B MINE	Registered	85077310	4855855
B SCENE	Registered	85090254	4143345
B HOTELS & RESORTS	Abandoned - After Ex Parte Appeal	85094013	
B ACTIVE	Registered	85120925	4043147
B IN TOUCH	Registered	85125640	4242503
B GREEN	Registered	85136200	4466759

B NOURISHED Registered [85136196](#) [4238213](#)
 B WED Registered [85124169](#) [4641435](#)

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 18, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 20, 2013	Apr 29, 2013
3	PENDING, INSTITUTED	Mar 20, 2013	
4	ANSWER	Apr 29, 2013	
5	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 26, 2013	
6	SUSPENDED	Jun 26, 2013	
7	STIPULATED WD OF OPP WITHOUT PREJUDICE	Dec 24, 2013	
8	BD DECISION: DISMISSED W/O PREJ	Jan 21, 2014	
9	TERMINATED	Jan 21, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91197389](#) **Filing Date:** Nov 10, 2010
Status: Terminated **Status Date:** Jan 22, 2014
Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Baccarat
Correspondent Address: STEPHEN G JANOSKI
 ROYLANCE ABRAMS BERDO & GOODMAN LLP
 1300 19TH STREET NW, SUITE 600
 WASHINGTON DC , 20036
 UNITED STATES
Correspondent e-mail: sgjdocketing@roylance.com , sstraub@roylance.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B	Registered	79077931	4486667

Plaintiff(s)

Name: B Hotel Group, LLC
Correspondent Address: MARK D PASSLER
 AKERMAN SENTERFITT
 222 LAKEVEIW AVENUE, 4TH FLOOR
 WEST PALM BEACH FL , 33401-6183
 UNITED STATES
Correspondent e-mail: ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B DOWNTOWN	Registered	77867202	4016431
B IN THE CITY	Registered	77867245	4016432
B OCEAN	Registered	77867248	3917918
B OUR GUEST	Registered	77867204	3909087
B PAMPERED	Abandoned - Failure to Respond	85079138	
B INDULGED	Registered	85121579	4150866
B ON THE BEACH	Registered	85017366	4743805
B MAGIC	Registered	85017320	4743804
B IN TOWN	Registered	85017298	4743803
B CAPITAL	Fourth Extension - Granted	85017277	
B NYC	Fourth Extension - Granted	85017353	
B MIAMI	Fourth Extension - Granted	85017334	

B INN	Fourth Extension - Granted	85006030	
B INSPIRED	Abandoned - Failure to Respond	85006018	
B VEGAS	Fourth Extension - Granted	85006004	
B SUITES	Fourth Extension - Granted	85005986	
B SOUTH BEACH	Abandoned - No Statement Of Use Filed	85017881	
B SOCIAL	Abandoned - Failure to Respond	85017876	
B HAPPY	Abandoned - Failure to Respond	85022839	
B HOTEL	Registered	85055896	4739252
B WIRED	Registered	85068282	4855854
B MINE	Registered	85077310	4855855
B SCENE	Registered	85090254	4143345
B HOTELS & RESORTS	Abandoned - After Ex Parte Appeal	85094013	
B ACTIVE	Registered	85120925	4043147
B'STRO	Abandoned - Failure to Respond	85121519	
B EXPRESS	Abandoned - Failure to Respond	85122490	
B IN TOUCH	Registered	85125640	4242503
B GREEN	Registered	85136200	4466759
B NOURISHED	Registered	85136196	4238213
B WED	Registered	85124169	4641435

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 10, 2010	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 15, 2010	Dec 25, 2010
3	PENDING, INSTITUTED	Nov 15, 2010	
4	D APPEARANCE / POWER OF ATTORNEY	Dec 27, 2010	
5	ANSWER	Dec 27, 2010	
6	D MOT FOR EXT W/ CONSENT	Feb 22, 2011	
7	EXTENSION OF TIME GRANTED	Feb 24, 2011	
8	D MOT FOR EXT W/ CONSENT	May 17, 2011	
9	EXTENSION OF TIME GRANTED	May 20, 2011	
10	D MOT FOR EXT W/ CONSENT	Jul 19, 2011	
11	EXTENSION OF TIME GRANTED	Aug 01, 2011	
12	D MOT FOR EXT W/ CONSENT	Aug 30, 2011	
13	EXTENSION OF TIME GRANTED	Sep 06, 2011	
14	D MOT FOR EXT W/ CONSENT	Nov 16, 2011	
15	EXTENSION OF TIME GRANTED	Nov 17, 2011	
16	D MOT TO CONSOLIDATE	Feb 14, 2012	
17	CONSOLIDATED - PARENT	Feb 28, 2012	
18	D CHANGE OF CORRESP ADDRESS	Feb 28, 2012	
19	D MOT FOR EXT W/ CONSENT	Apr 30, 2012	
20	EXTENSION OF TIME GRANTED	Apr 30, 2012	
21	D MOT FOR EXT W/ CONSENT	Jun 26, 2012	
22	EXTENSION OF TIME GRANTED	Jun 26, 2012	
23	D MOT FOR EXT W/ CONSENT	Jul 27, 2012	
24	EXTENSION OF TIME GRANTED	Aug 07, 2012	
25	P MOT FOR EXT W/ CONSENT	Sep 10, 2012	
26	EXTENSION OF TIME GRANTED	Sep 11, 2012	
27	P MOT FOR EXT W/ CONSENT	Nov 06, 2012	
28	EXTENSION OF TIME GRANTED	Dec 06, 2012	
29	D MOT FOR EXT W/ CONSENT	Jan 07, 2013	
30	EXTENSION OF TIME GRANTED	Feb 28, 2013	
31	MOT TO AMEND APPLICATION	Aug 26, 2013	
32	RESPONSE DUE 30 DAYS (DUE DATE)	Oct 04, 2013	Nov 03, 2013
33	PROCEEDINGS RESUMED	Nov 29, 2013	

34	TRIAL DATES REMAIN AS SET	Dec 03, 2013
35	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Dec 03, 2013
36	W/DRAW OF OPPOSITION	Dec 24, 2013
37	BD DECISION: DISMISSED W/O PREJ	Jan 22, 2014
38	TERMINATED	Jan 22, 2014

Type of Proceeding: Opposition

Proceeding Number: [91196813](#) **Filing Date:** Oct 06, 2010
Status: Terminated **Status Date:** Jun 20, 2012
Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: Quoc Le

Correspondent Address: ANTHONY M VERNA III
 KRAVITZ & VERNA LLC
 PO BOX 3620293, PACC
 NEW YORK NY , 10129
 UNITED STATES

Correspondent e-mail: averna@kravitzverna.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE PAMPERED WWW.BEPAMPERED.US	Abandoned - No Statement Of Use Filed	77919259	

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent Address: MARK D PASSLER
 AKERMAN SENTERFITT
 222 LAKEVIEW AVENUE, 4TH FLOOR
 WEST PALM BEACH FL , 33401
 UNITED STATES

Correspondent e-mail: mark.passler@akerman.com , kendra.waterman@akerman.com , rachel.rudensky@akerman.com , ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B DOWNTOWN	Registered	77867202	4016431
B IN THE CITY	Registered	77867245	4016432
B OCEAN	Registered	77867248	3917918
B OUR GUEST	Registered	77867204	3909087
B PAMPERED	Abandoned - Failure to Respond	85079138	
B INDULGED	Registered	85121579	4150866
B ON THE BEACH	Registered	85017366	4743805
B MAGIC	Registered	85017320	4743804
B IN TOWN	Registered	85017298	4743803
B HOTELS AND RESORTS	Abandoned - Express	85096919	
B CAPITAL	Fourth Extension - Granted	85017277	
B NYC	Fourth Extension - Granted	85017353	
B MIAMI	Fourth Extension - Granted	85017334	
B INN	Fourth Extension - Granted	85006030	
B INSPIRED	Abandoned - Failure to Respond	85006018	
B VEGAS	Fourth Extension - Granted	85006004	
B SUITES	Fourth Extension - Granted	85005986	
B SOUTH BEACH	Abandoned - No Statement Of Use Filed	85017881	
B SOCIAL	Abandoned - Failure to Respond	85017876	
B HAPPY	Abandoned - Failure to Respond	85022839	

B HOTEL	Registered	85055896	4739252
B WIRED	Registered	85068282	4855854
B MINE	Registered	85077310	4855855
B SCENE	Registered	85090254	4143345
B HOTELS & RESORTS	Abandoned - After Ex Parte Appeal	85094013	
B ACTIVE	Registered	85120925	4043147
B'STRO	Abandoned - Failure to Respond	85121519	
B EXPRESS	Abandoned - Failure to Respond	85122490	
B IN TOUCH	Registered	85125640	4242503
B GREEN	Registered	85136200	4466759
B NOURISHED	Registered	85136196	4238213

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2010	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2010	Nov 15, 2010
3	PENDING, INSTITUTED	Oct 06, 2010	
4	D'S APPEARANCE OF COUNSEL/POWER OF ATTORNEY	Nov 17, 2010	
5	D'S MOTION FOR AN EXTENSION OF TIME	Nov 17, 2010	
6	ANSWER	Dec 09, 2010	
7	TRIAL DATES RESET	Mar 01, 2011	
8	D'S MOTION TO DISMISS; TM RULE2.132(A)	Apr 10, 2012	
9	SUSPENDED PENDING DISP OF OUTSTNDNG MOT	Apr 23, 2012	
10	BD'S DECISION: DISMISSED W/ PREJUDICE	Jun 20, 2012	
11	TERMINATED	Jun 20, 2012	

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Mark: B HOTEL

B HOTEL

US Serial Number: 85055896

Application Filing Date: Jun. 07, 2010

US Registration Number: 4739252

Registration Date: May 19, 2015

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: May 19, 2015

Publication Date: Apr. 05, 2011

Notice of Allowance Date: Mar. 04, 2014

Mark Information

Mark Literal Elements: B HOTEL

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "HOTEL"

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 incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: hotel, resort lodging and motel services; restaurant, catering, bar and cocktail lounge services; provision of general purpose facilities for meetings, conferences and exhibitions; provision of banquet and social function facilities for special occasions; hotel services for preferred customers; spa services, namely, providing temporary accommodations and meals to clients of a health or beauty spa; and reservation services for hotel accommodations for others

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 23, 2010

Use in Commerce: Mar. 04, 2015

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

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: B Hotel Group, LLC

Owner Address: 910 SE 17th Street, Ste 400

Fort Lauderdale, FLORIDA 33316
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country FLORIDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None Correspondent

Correspondent Name/Address: MARK D PASSLER
AKERMAN SENTERFITT
222 LAKEVIEW AVE
4TH FLOOR
WEST PALM BEACH, FLORIDA 33401-6183
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 08, 2016	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 08, 2016	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 19, 2015	REGISTERED-PRINCIPAL REGISTER	
Apr. 20, 2015	ASSIGNED TO EXAMINER	78352
Apr. 15, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Apr. 14, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 11, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Mar. 04, 2015	USE AMENDMENT FILED	70565
Apr. 07, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Mar. 04, 2015	TEAS STATEMENT OF USE RECEIVED	
Sep. 05, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
Sep. 03, 2014	EXTENSION 1 GRANTED	98765
Sep. 03, 2014	EXTENSION 1 FILED	98765
Sep. 03, 2014	TEAS EXTENSION RECEIVED	
Mar. 04, 2014	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 22, 2014	TTAB RELEASE CASE TO TRADEMARKS	200890
Jan. 22, 2014	OPPOSITION TERMINATED NO. 999999	200890
Jan. 22, 2014	OPPOSITION DISMISSED NO. 999999	200890
Jul. 27, 2011	OPPOSITION INSTITUTED NO. 999999	200890
Apr. 19, 2011	EXTENSION OF TIME TO OPPOSE RECEIVED	
Apr. 05, 2011	PUBLISHED FOR OPPOSITION	
Mar. 16, 2011	NOTICE OF PUBLICATION	
Feb. 25, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
Feb. 23, 2011	ASSIGNED TO LIE	70468
Feb. 19, 2011	ASSIGNED TO LIE	59554
Feb. 18, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 01, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	76869
Feb. 01, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	76869
Jan. 28, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 25, 2011	NOTICE OF UNRESPONSIVE AMENDMENT - MAILED	
Jan. 24, 2011	REPORT UNRESPONSIVE AMENDMENT - COMPLETED	78432
Jan. 24, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	76869
Jan. 24, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	76869
Jan. 21, 2011	ASSIGNED TO LIE	76869
Jan. 10, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 21, 2010	NON-FINAL ACTION MAILED	
Jul. 20, 2010	NON-FINAL ACTION WRITTEN	78432
Jul. 13, 2010	ASSIGNED TO EXAMINER	78432

Jun. 10, 2010 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM

Jun. 10, 2010 NEW APPLICATION ENTERED IN TRAM

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 14, 2015

Proceedings

Summary

Number of Proceedings: 6

Type of Proceeding: Opposition

Proceeding Number: [91227973](#)

Filing Date: May 18, 2016

Status: Pending

Status Date: May 18, 2016

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Boyd Gaming Corporation

Correspondent Address: BOYD GAMING CORPORATION

Boyd Gaming
6465 S Rainbow Blvd
Las Vegas NV , 89118-3287

Correspondent e-mail: louisnunziata@boydgaming.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B A WINNER	Opposition Pending	86744596	

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent Address: Mark D. Passler

Akerman LLP
P.O. Box 3188
West Palm Beach FL , 33402-3188
UNITED STATES

Correspondent e-mail: ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B HOTEL	Registered	85055896	4739252

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 18, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 18, 2016	Jun 27, 2016
3	PENDING, INSTITUTED	May 18, 2016	

Type of Proceeding: Opposition

Proceeding Number: [91209838](#)

Filing Date: Mar 18, 2013

Status: Terminated

Status Date: Jan 21, 2014

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Baccarat

Correspondent STEPHEN G JANOSKI
Address: ROYLANCE ABRAMS BERDO GOODMAN LLP
1300 19TH STREET NW, SUITE 600
WASHINGTON DC , 20036 1649
UNITED STATES

Correspondent e-mail: sgjdocketing@roylance.com , sstraub@roylance.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B BAR BY BACCARAT	Registered	79102652	4492900

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent MARK D PASSLER
Address: AKERMAN SENTERFITT
222 LAKEVIEW AVENUE, 4TH FLOOR
WEST PALM BEACH FL , 33401
UNITED STATES

Correspondent e-mail: ip@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B DOWNTOWN	Registered	77867202	4016431
B IN THE CITY	Registered	77867245	4016432
B OCEAN	Registered	77867248	3917918
B OUR GUEST	Registered	77867204	3909087
B INDULGED	Registered	85121579	4150866
B ON THE BEACH	Registered	85017366	4743805
B MAGIC	Registered	85017320	4743804
B IN TOWN	Registered	85017298	4743803
B CAPITAL	Fourth Extension - Granted	85017277	
B NYC	Fourth Extension - Granted	85017353	
B MIAMI	Fourth Extension - Granted	85017334	
B INN	Fourth Extension - Granted	85006030	
B VEGAS	Fourth Extension - Granted	85006004	
B SUITES	Fourth Extension - Granted	85005986	
B SOUTH BEACH	Abandoned - No Statement Of Use Filed	85017881	
B HOTEL	Registered	85055896	4739252
B WIRED	Registered	85068282	4855854
B MINE	Registered	85077310	4855855
B SCENE	Registered	85090254	4143345
B HOTELS & RESORTS	Abandoned - After Ex Parte Appeal	85094013	
B ACTIVE	Registered	85120925	4043147
B IN TOUCH	Registered	85125640	4242503
B GREEN	Registered	85136200	4466759
B NOURISHED	Registered	85136196	4238213
B WED	Registered	85124169	4641435

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 18, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 20, 2013	Apr 29, 2013
3	PENDING, INSTITUTED	Mar 20, 2013	
4	ANSWER	Apr 29, 2013	

5	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 26, 2013
6	SUSPENDED	Jun 26, 2013
7	STIPULATED WD OF OPP WITHOUT PREJUDICE	Dec 24, 2013
8	BD DECISION: DISMISSED W/O PREJ	Jan 21, 2014
9	TERMINATED	Jan 21, 2014

Type of Proceeding: Opposition

Proceeding Number: [91200890](#) **Filing Date:** Jul 22, 2011
Status: Terminated **Status Date:** Jul 22, 2011
Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: B Hotel Group, LLC

Correspondent Address: MARK D PASSLER
 AKERMAN SENTERFITT
 222 LAKEVIEW AVE, 4TH FLOOR
 WEST PALM BEACH FL , 33401-6183
 UNITED STATES

Correspondent e-mail: rachel.rudensky@akerman.com , mark.passler@akerman.com , jp@akerman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL	Registered	85055896	4739252

Plaintiff(s)

Name: Baccarat

Correspondent Address: STEPHEN G JANOSKI
 ROYLANCE ABRAMS BERDO & GOODMAN LLP
 1300 19TH STREET NW STE 600
 WASHINGTON DC , 20036
 UNITED STATES

Correspondent e-mail: sgjdocketing@roylance.com , sstraub@roylance.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B	Registered	79077931	4486667
B	Renewed	76138318	2898501
BACCARAT HOTEL	Registered	78682026	4649402
BACCARAT	Renewed	73259517	1199343
BACCARAT	Renewed	74191347	1810807
BACCARAT	Renewed	73536926	1406761
BACCARAT	Renewed	74168486	1765572
BACCARAT	Renewed	74801492	1845321
BACCARAT	Renewed	73182634	1130893
BACCARAT	Renewed	73086653	1144212
BACCARAT FRANCE	Renewed	71067650	111089
BACCARAT CRISTAL	Cancelled - Section 8	73279185	1265222
BACCARAT	Renewed	76234854	2642008
BACCARAT	Renewed	73086652	1176006
BACCARAT	Registered	79029621	3639606
BACCARAT	SECTION 71 ACCEPTED	79068264	3778272
BACCARAT	Registered	78795519	4649403
BACCARAT	Registered	78795857	4649404

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 22, 2011	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 27, 2011	Sep 05, 2011
3	PENDING, INSTITUTED	Jul 27, 2011	
4	STIPULATION FOR AN EXTENSION OF TIME	Aug 30, 2011	
5	EXTENSION OF TIME GRANTED	Sep 07, 2011	
6	ANSWER	Nov 04, 2011	
7	STIPULATION FOR AN EXTENSION OF TIME	Nov 16, 2011	
8	CONSOLIDATED - CHILD OF 91197389	Feb 28, 2012	
9	BD DECISION: DISMISSED W/O PREJ	Jan 22, 2014	
10	TERMINATED	Jan 22, 2014	
11	BD DECISION: DISMISSED W/O PREJ	Jan 22, 2014	

Type of Proceeding: Extension of Time

Proceeding Number: [85055896](#) **Filing Date:** Apr 19, 2011
Status: Terminated **Status Date:** Aug 03, 2011
Interlocutory Attorney:

Defendant

Name: B Hotel Group, LLC
Correspondent Address: B HOTEL GROUP, LLC
1825 MAIN ST STE 235
WESTON FL , 33326-3683
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
B HOTEL	Registered	85055896	4739252

Potential Opposer(s)

Name: Baccarat
Correspondent Address: Stephen G. Janoski
Roylance, Abrams, Berdo & Goodman, L.L.P.
1300 19th Street, N.W.Suite 600
Washington DC , 20036
UNITED STATES
Correspondent e-mail: SGJdocketing@roylance.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Apr 19, 2011	
2	EXTENSION OF TIME GRANTED	Apr 19, 2011	

Type of Proceeding: Opposition

Proceeding Number: [91197389](#) **Filing Date:** Nov 10, 2010
Status: Terminated **Status Date:** Jan 22, 2014
Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Baccarat
Correspondent Address: STEPHEN G JANOSKI
ROYLANCE ABRAMS BERDO & GOODMAN LLP
1300 19TH STREET NW, SUITE 600
WASHINGTON DC , 20036
UNITED STATES
Correspondent e-mail: sgjdocketing@roylance.com , sstraub@roylance.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
B	Registered	79077931	4486667

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent MARK D PASSLER
Address: AKERMAN SENTERFITT
 222 LAKEVIEW AVENUE, 4TH FLOOR
 WEST PALM BEACH FL , 33401-6183
 UNITED STATES

Correspondent e-mail: ip@akerman.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B DOWNTOWN	Registered	77867202	4016431
B IN THE CITY	Registered	77867245	4016432
B OCEAN	Registered	77867248	3917918
B OUR GUEST	Registered	77867204	3909087
B PAMPERED	Abandoned - Failure to Respond	85079138	
B INDULGED	Registered	85121579	4150866
B ON THE BEACH	Registered	85017366	4743805
B MAGIC	Registered	85017320	4743804
B IN TOWN	Registered	85017298	4743803
B CAPITAL	Fourth Extension - Granted	85017277	
B NYC	Fourth Extension - Granted	85017353	
B MIAMI	Fourth Extension - Granted	85017334	
B INN	Fourth Extension - Granted	85006030	
B INSPIRED	Abandoned - Failure to Respond	85006018	
B VEGAS	Fourth Extension - Granted	85006004	
B SUITES	Fourth Extension - Granted	85005986	
B SOUTH BEACH	Abandoned - No Statement Of Use Filed	85017881	
B SOCIAL	Abandoned - Failure to Respond	85017876	
B HAPPY	Abandoned - Failure to Respond	85022839	
B HOTEL	Registered	85055896	4739252
B WIRED	Registered	85068282	4855854
B MINE	Registered	85077310	4855855
B SCENE	Registered	85090254	4143345
B HOTELS & RESORTS	Abandoned - After Ex Parte Appeal	85094013	
B ACTIVE	Registered	85120925	4043147
B'STRO	Abandoned - Failure to Respond	85121519	
B EXPRESS	Abandoned - Failure to Respond	85122490	
B IN TOUCH	Registered	85125640	4242503
B GREEN	Registered	85136200	4466759
B NOURISHED	Registered	85136196	4238213
B WED	Registered	85124169	4641435

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 10, 2010	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 15, 2010	Dec 25, 2010
3	PENDING, INSTITUTED	Nov 15, 2010	
4	D APPEARANCE / POWER OF ATTORNEY	Dec 27, 2010	
5	ANSWER	Dec 27, 2010	
6	D MOT FOR EXT W/ CONSENT	Feb 22, 2011	

7	EXTENSION OF TIME GRANTED	Feb 24, 2011	
8	D MOT FOR EXT W/ CONSENT	May 17, 2011	
9	EXTENSION OF TIME GRANTED	May 20, 2011	
10	D MOT FOR EXT W/ CONSENT	Jul 19, 2011	
11	EXTENSION OF TIME GRANTED	Aug 01, 2011	
12	D MOT FOR EXT W/ CONSENT	Aug 30, 2011	
13	EXTENSION OF TIME GRANTED	Sep 06, 2011	
14	D MOT FOR EXT W/ CONSENT	Nov 16, 2011	
15	EXTENSION OF TIME GRANTED	Nov 17, 2011	
16	D MOT TO CONSOLIDATE	Feb 14, 2012	
17	CONSOLIDATED - PARENT	Feb 28, 2012	
18	D CHANGE OF CORRESP ADDRESS	Feb 28, 2012	
19	D MOT FOR EXT W/ CONSENT	Apr 30, 2012	
20	EXTENSION OF TIME GRANTED	Apr 30, 2012	
21	D MOT FOR EXT W/ CONSENT	Jun 26, 2012	
22	EXTENSION OF TIME GRANTED	Jun 26, 2012	
23	D MOT FOR EXT W/ CONSENT	Jul 27, 2012	
24	EXTENSION OF TIME GRANTED	Aug 07, 2012	
25	P MOT FOR EXT W/ CONSENT	Sep 10, 2012	
26	EXTENSION OF TIME GRANTED	Sep 11, 2012	
27	P MOT FOR EXT W/ CONSENT	Nov 06, 2012	
28	EXTENSION OF TIME GRANTED	Dec 06, 2012	
29	D MOT FOR EXT W/ CONSENT	Jan 07, 2013	
30	EXTENSION OF TIME GRANTED	Feb 28, 2013	
31	MOT TO AMEND APPLICATION	Aug 26, 2013	
32	RESPONSE DUE 30 DAYS (DUE DATE)	Oct 04, 2013	Nov 03, 2013
33	PROCEEDINGS RESUMED	Nov 29, 2013	
34	TRIAL DATES REMAIN AS SET	Dec 03, 2013	
35	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Dec 03, 2013	
36	W/DRAW OF OPPOSITION	Dec 24, 2013	
37	BD DECISION: DISMISSED W/O PREJ	Jan 22, 2014	
38	TERMINATED	Jan 22, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91196813](#)

Filing Date: Oct 06, 2010

Status: Terminated

Status Date: Jun 20, 2012

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: Quoc Le

Correspondent Address: ANTHONY M VERNA III
KRAVITZ & VERNA LLC
PO BOX 3620293, PACC
NEW YORK NY , 10129
UNITED STATES

Correspondent e-mail: averna@kravitzverna.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE PAMPERED WWW.BEPAMPERED.US	Abandoned - No Statement Of Use Filed	77919259	

Plaintiff(s)

Name: B Hotel Group, LLC

Correspondent Address: MARK D PASSLER
AKERMAN SENTERFITT
222 LAKEVIEW AVENUE, 4TH FLOOR
WEST PALM BEACH FL , 33401

UNITED STATES

Correspondent e-mail: mark.passler@akerman.com , kendra.waterman@akerman.com , rachel.rudensky@akerman.com , ip@akerman.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
B HOTEL & RESORT	Registered	77867244	3917917
B DOWNTOWN	Registered	77867202	4016431
B IN THE CITY	Registered	77867245	4016432
B OCEAN	Registered	77867248	3917918
B OUR GUEST	Registered	77867204	3909087
B PAMPERED	Abandoned - Failure to Respond	85079138	
B INDULGED	Registered	85121579	4150866
B ON THE BEACH	Registered	85017366	4743805
B MAGIC	Registered	85017320	4743804
B IN TOWN	Registered	85017298	4743803
B HOTELS AND RESORTS	Abandoned - Express	85096919	
B CAPITAL	Fourth Extension - Granted	85017277	
B NYC	Fourth Extension - Granted	85017353	
B MIAMI	Fourth Extension - Granted	85017334	
B INN	Fourth Extension - Granted	85006030	
B INSPIRED	Abandoned - Failure to Respond	85006018	
B VEGAS	Fourth Extension - Granted	85006004	
B SUITES	Fourth Extension - Granted	85005986	
B SOUTH BEACH	Abandoned - No Statement Of Use Filed	85017881	
B SOCIAL	Abandoned - Failure to Respond	85017876	
B HAPPY	Abandoned - Failure to Respond	85022839	
B HOTEL	Registered	85055896	4739252
B WIRED	Registered	85068282	4855854
B MINE	Registered	85077310	4855855
B SCENE	Registered	85090254	4143345
B HOTELS & RESORTS	Abandoned - After Ex Parte Appeal	85094013	
B ACTIVE	Registered	85120925	4043147
B'STRO	Abandoned - Failure to Respond	85121519	
B EXPRESS	Abandoned - Failure to Respond	85122490	
B IN TOUCH	Registered	85125640	4242503
B GREEN	Registered	85136200	4466759
B NOURISHED	Registered	85136196	4238213

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 06, 2010	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2010	Nov 15, 2010
3	PENDING, INSTITUTED	Oct 06, 2010	
4	D'S APPEARANCE OF COUNSEL/POWER OF ATTORNEY	Nov 17, 2010	
5	D'S MOTION FOR AN EXTENSION OF TIME	Nov 17, 2010	
6	ANSWER	Dec 09, 2010	
7	TRIAL DATES RESET	Mar 01, 2011	
8	D'S MOTION TO DISMISS; TM RULE2.132(A)	Apr 10, 2012	
9	SUSPENDED PENDING DISP OF OUTSTNDNG MOT	Apr 23, 2012	
10	BD'S DECISION: DISMISSED W/ PREJUDICE	Jun 20, 2012	
11	TERMINATED	Jun 20, 2012	