

ESTTA Tracking number: **ESTTA958123**

Filing date: **03/05/2019**

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	Banded Brands, LLC
Granted to Date of previous extension	03/09/2019
Address	1710 Powell Street Springdale, AR 72764 UNITED STATES

Correspondence information	Meredith Lowry Wright Lindsey & Jennings LLP 3333 Pinnacle Hills Parkway Suite 510 Rogers, AR 72758 UNITED STATES mlowry@wlj.com, bcole@wlj.com, aelliott@wlj.com 4796313282
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**Applicant Information**

Application No	87665935	Publication date	01/08/2019
Opposition Filing Date	03/05/2019	Opposition Period Ends	03/09/2019
Applicant	Searcy, Jake 120 Graham Lane Bullard, TX 75757 UNITED STATES		

**Goods/Services Affected by Opposition**

Class 025. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Clothing, namely, hunting gear, namely, hats, jackets and shirts
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**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.	4022839	Application Date	02/25/2011
Registration Date	09/06/2011	Foreign Priority Date	NONE
Word Mark	BANDED GEAR		

Design Mark	<b>BANDED GEAR</b>
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2008/08/15 First Use In Commerce: 2008/08/15 Wearing apparel, namely, men's, women's, and children's headwear, long and short sleeved shirts and hooded pullovers and sweatshirts

U.S. Registration No.	4405887	Application Date	10/18/2012
Registration Date	09/24/2013	Foreign Priority Date	NONE
Word Mark	BANDED		
Design Mark			
Description of Mark	The mark consists of The term "banded" appears in all lowercase letters which are in a stylized font.		
Goods/Services	Class 013. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 Gun case Class 018. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 Hunting bags Class 025. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 Fleece pullovers; Headwear, namely hatsand caps; Hooded sweatshirts; Outdoor gloves; T-shirts for hunting, outdoor andcasual use; Hunting Waders Class 028. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 Hunting game calls		

U.S. Registration No.	5381411	Application Date	04/29/2016
Registration Date	01/16/2018	Foreign Priority Date	NONE
Word Mark	BANDED BLACK LABEL		
Design Mark			
Description of Mark	The mark consists of the word "BANDED" in a stylized font over the words "BLACKLABEL".		

Goods/Services	Class 025. First use: First Use: 2017/11/08 First Use In Commerce: 2017/11/08 Hunting pants, hunting shirts, and hunting jackets; bib overalls for hunting; boots; and waders
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U.S. Registration No.	5417706	Application Date	08/09/2017
Registration Date	03/06/2018	Foreign Priority Date	NONE

Word Mark	BANDED
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 013. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 gun and rifle cases</p> <p>Class 018. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 hunting bags</p> <p>Class 025. First use: First Use: 2012/03/01 First Use In Commerce: 2012/03/01 pullovers; jackets; hunting pants and waders; headwear, namely, hats, headbands, balaclavas, face masks, and caps; hooded sweatshirts; gloves; shirts; pants; t-shirts; hunting shirts; thermal underwear; clothing, namely, hand-warmers; belts; chaps; vests</p> <p>Class 028. First use: First Use: 2017/08/03 First Use In Commerce: 2017/08/03 hunting decoy bags; hunting game calls; hunting blinds; duck blinds; field blinds used in hunting; waterfowl blind bags</p>
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Attachments	85252373#TMSN.png( bytes ) 85757949#TMSN.png( bytes ) 87019187#TMSN.png( bytes ) 87562612#TMSN.png( bytes ) Notice.pdf(86019 bytes ) Exhibit A.pdf(120159 bytes )
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Signature	/Meredith Lowry/
Name	Meredith Lowry
Date	03/05/2019

**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

<b>BANDED BRANDS, LLC,</b>	)	
	)	
<b>Opposer,</b>	)	<b>Opposition No. _____</b>
	)	
v.	)	<b>Serial No. 87/665,935</b>
<b>JAKE SEARCY,</b>	)	
	)	<b>Mark: BANDED BROTHERS</b>
<b>Applicant.</b>	)	
	)	<b>Published: January 8, 2019</b>
	)	
	)	

**NOTICE OF OPPOSITION**

Opposer, Banded Brands, LLC (hereinafter “Opposer” or “Banded”), an Arkansas limited liability company with its principal place of business at 1710 Powell Street, Springdale, Arkansas 72764, believes that it will be damaged by the registration of the mark shown in Application Serial No. 87/665,935, and therefore opposes registration of the same under Section 13 of the Trademark Act of 1946, 15 U.S.C. § 1063.

The grounds for opposition are as follows:

1. Application Serial No. 87/665,935 filed by Jake Searcy (hereinafter “Applicant”) seeks registration of the mark BANDED BROTHERS (the “Opposed Application”). Application Serial No. 87/665,935 seeks registration for “Clothing, namely, hunting gear, namely, hats, jackets and shirts” in International Class 25.

2. Application Serial No. 87/665,935 was filed on October 31, 2017, based on Applicant’s alleged intent-to-use the mark in commerce, and was published for opposition in the *Trademark Official Gazette* on January 8, 2019. Banded timely filed an extension of the opposition period to March 8, 2019.

3. Opposer Banded is engaged in the business of designing, developing, manufacturing, distributing, and selling hunting gear and hunting apparel, as well as selling lifestyle products including clothing under its BANDED mark and BANDED-formative marks (collectively, the “BANDED Marks”).

4. Banded has used its BANDED Marks in commerce in the United States continuously since at least as early as 2012, and long prior to the filing of the Opposed Application, in connection with hunting gear and clothing.

5. Banded is the owner of numerous U.S. trademark registrations for the BANDED Marks including the following (TSDR print-outs attached as Exhibit A):

<b>Mark</b>	<b>Reg. No.</b>	<b>Reg. Date</b>	<b>Goods</b>	<b>First Use Date</b>
BANDED GEAR	4,022,839	9/6/2011	25: Wearing apparel, namely, men's, women's, and children's headwear, long and short sleeved shirts and hooded pullovers and sweatshirts in International Class 25	8/15/2008
BANDED (stylized)	4,405,887	9/24/2013	13: Gun case in International Class 13  18: Hunting bags in International Class 18  25: Fleece pullovers; Headwear, namely hats and caps; Hooded sweatshirts;	3/1/2012

			Outdoor gloves; T-shirts for hunting, outdoor and casual use; Hunting Waders in International Class 25	
BANDED BLACK LABEL (stylized)	5,381,411	1/16/2018	25: Hunting pants, hunting shirts, and hunting jackets; bib overalls for hunting; boots; and waders	11/8/2017
BANDED	5,417,706	3/6/2018	13: Gun and rifle cases in International Class 13	3/1/2012
			18: Hunting bags in International Class 18	3/1/2012
			25: Pullovers; jackets; hunting pants and waders; headwear, namely, hats, headbands, balaclavas, face masks, and caps; hooded sweatshirts; gloves; shirts; pants; t-shirts; hunting shirts; thermal underwear; clothing, namely, hand-warmers; belts; chaps; vests in International Class 25	3/1/2012
			28: Hunting decoy	8/3/2017

			bags; hunting game calls; hunting blinds; duck blinds; field blinds used in hunting; waterfowl blind bags in International Class 28	
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All of Banded’s registrations identified in the chart above are valid and subsisting and *prima facie* evidence of the validity thereof and Banded’s ownership and exclusive right to use the BANDED Marks in commerce, and are constructive notice of Banded’s ownership thereof, all as provided by §§ 7(b) and 22 of the Federal Trademark Act of 1946, as amended. Additionally, Reg. Nos. 4,022,839 and 4,405,887 are incontestable under 15 U.S.C. §1065, and are therefore conclusive evidence of the validity of the registered mark, of Banded’s ownership of the mark and of Banded’s exclusive right to use the mark with the covered goods and services.

6. Applicant’s clothing products are identical and/or closely related to the goods sold and rendered by Banded under its BANDED Marks. Therefore, consumers are likely to be confused, mistaken or deceived into the belief, contrary to fact, that the goods offered by Applicant under the Opposed Application emanate from and/or are in some way sponsored or approved by Banded, and/or that Applicant is somehow affiliated with Banded, thereby damaging Banded.

7. Registration of the Opposed Application will lessen the capacity of Banded’s BANDED Marks to identify and distinguish Banded’s goods.

8. If Applicant's mark is registered, Applicant will receive *prima facie* nationwide exclusive right to use a mark that is likely to cause confusion as to source, sponsorship and affiliation with Opposer's BANDED Marks in commerce and, as such, would be inconsistent with Banded's rights.

WHEREFORE, for the foregoing reasons, Opposer respectfully requests that the present opposition be sustained in favor of Banded and Application Serial No. 87/665,935 be refused registration.

Respectfully submitted,

By: Meredith Lowry

Meredith Lowry

WRIGHT, LINDSEY & JENNINGS LLP

3333 Pinnacle Hills Parkway, Suite 510

Rogers, Arkansas 72758-8960

(479) 986-0888

FAX: (479) 986-8932

E-MAIL: mlowry@wlj.com

Attorneys for Opposer

Banded Brands, LLC

# EXHIBIT A

Generated on: This page was generated by TSDR on 2019-03-05 13:57:48 EST

Mark: BANDED GEAR

BANDED GEAR

US Serial Number: 85252373

Application Filing Date: Feb. 25, 2011

US Registration Number: 4022839

Registration Date: Sep. 06, 2011

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Oct. 05, 2017

Publication Date: Jun. 21, 2011

## Mark Information

Mark Literal Elements: BANDED GEAR

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: "GEAR"

## 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: Wearing apparel, namely, men's, women's, and children's headwear, long and short sleeved shirts and hooded pullovers and sweatshirts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 15, 2008

Use in Commerce: Aug. 15, 2008

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

## Current Owner(s) Information

Owner Name: BANDED BRANDS, LLC

Owner Address: 1710 POWELL STREET  
SPRINGDALE, ARKANSAS 72764  
UNITED STATES

Legal Entity Type: CORPORATION

State or Country ARKANSAS  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Meredith Lowry

Attorney Primary Email Address: [mlowry@wlj.com](mailto:mlowry@wlj.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Meredith Lowry  
Wright, Lindsey & Jennings, LLP  
3333 Pinnacle Hills Parkway, Suite 510  
Rogers, ARKANSAS 72758  
UNITED STATES

Phone: 479-631-3282

Correspondent e-mail: [mlowry@wlj.com](mailto:mlowry@wlj.com) [bcole@wlj.com](mailto:bcole@wlj.com) [aelliott@wlj.com](mailto:aelliott@wlj.com)

Correspondent e-mail Authorized: Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 10, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 05, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Oct. 05, 2017	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76874
Oct. 05, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Sep. 06, 2017	TEAS SECTION 8 & 15 RECEIVED	
May 10, 2017	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Dec. 21, 2016	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 06, 2016	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Feb. 09, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 09, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 03, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 06, 2011	REGISTERED-PRINCIPAL REGISTER	
Jun. 21, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 21, 2011	PUBLISHED FOR OPPOSITION	
May 13, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
May 13, 2011	ASSIGNED TO LIE	74221
Apr. 27, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 26, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Apr. 26, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Apr. 26, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 22, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Apr. 22, 2011	NON-FINAL ACTION E-MAILED	6325
Apr. 22, 2011	NON-FINAL ACTION WRITTEN	74301
Apr. 22, 2011	ASSIGNED TO EXAMINER	74301
Mar. 02, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 01, 2011	NEW APPLICATION ENTERED IN TRAM	

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

## TM Staff and Location Information

**TM Staff Information - None****File Location**

Current Location: TMEG LAW OFFICE 101

Date in Location: Oct. 05, 2017

**Assignment Abstract Of Title Information****Summary**

Total Assignments: 3

Registrant: BANDED BRANDS, LLC

**Assignment 1 of 3**

Conveyance: SECURITY INTEREST

Reel/Frame: [5618/0545](#)

Pages: 32

Date Recorded: Sep. 08, 2015

Supporting Documents: [assignment-tm-5618-0545.pdf](#)**Assignor**Name: [BANDED BRANDS, LLC](#)

Execution Date: Jul. 31, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: NEVADA  
Where Organized:**Assignee**Name: [CENTENNIAL BANK](#)

Legal Entity Type: BANKING CORPORATION

State or Country: ARKANSAS  
Where Organized:Address: 1400 E. JOYCE BLVD.  
FAYETTEVILLE, ARKANSAS 72703**Correspondent**

Correspondent Name: KATHRYN BENNETT PERKINS

Correspondent Address: 120 EAST FOURTH STREET  
LITTLE ROCK, AR 72201**Domestic Representative - Not Found****Assignment 2 of 3**

Conveyance: ENTITY CONVERSION

Reel/Frame: [5939/0589](#)

Pages: 10

Date Recorded: Dec. 19, 2016

Supporting Documents: [assignment-tm-5939-0589.pdf](#)**Assignor**Name: [BANDED BRANDS, LLC](#)

Execution Date: Mar. 01, 2016

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: NEVADA  
Where Organized:**Assignee**Name: [BANDED BRANDS, LLC](#)

Legal Entity Type: CORPORATION

State or Country: ARKANSAS  
Where Organized:Address: 1710 POWELL STREET  
SPRINGDALE, ARKANSAS 72764**Correspondent**

Correspondent Name: MEREDITH LOWRY

Correspondent Address: 3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, AR 72758**Domestic Representative - Not Found****Assignment 3 of 3**

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE ENTITY OF RECEIVING PARTY PREVIOUSLY RECORDED ON REEL 005939 FRAME 0589. ASSIGNOR(S) HEREBY CONFIRMS THE ENTITY CONVERSION.

Reel/Frame: [6048/0807](#)

Pages: 12

**Date Recorded:** Apr. 10, 2017

**Supporting Documents:** [assignment-tm-6048-0807.pdf](#)

**Assignor**

**Name:** [BANDED BRANDS, LLC](#)      **Execution Date:** Mar. 01, 2016  
**Legal Entity Type:** LIMITED LIABILITY COMPANY      **State or Country Where Organized:** NEVADA

**Assignee**

**Name:** [BANDED BRANDS, LLC](#)      **State or Country Where Organized:** ARKANSAS  
**Legal Entity Type:** LIMITED LIABILITY COMPANY  
**Address:** 1710 POWELL STREET  
SPRINGDALE, ARKANSAS 72764

**Correspondent**

**Correspondent Name:** MEREDITH LOWRY  
**Correspondent Address:** 3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, AR 72758

**Domestic Representative - Not Found**

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Mark: BANDED

banded

US Serial Number: 85757949

Application Filing Date: Oct. 18, 2012

US Registration Number: 4405887

Registration Date: Sep. 24, 2013

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Sep. 24, 2013

Publication Date: Jul. 09, 2013

## Mark Information

Mark Literal Elements: BANDED

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of The term "banded" appears in all lowercase letters which are in a stylized font.

Color(s) Claimed: Color is not claimed as a feature of the mark.

## Related Properties Information

Claimed Ownership of US Registrations: 4022231, 4022839

## 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: Hunting game calls

International Class(es): 028 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2012

Use in Commerce: Mar. 01, 2012

For: Fleece pullovers; Headwear, namely hats and caps; Hooded sweatshirts; Outdoor gloves; T-shirts for hunting, outdoor and casual use; Hunting Waders

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2012

Use in Commerce: Mar. 01, 2012

**For:** Hunting bags

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Mar. 01, 2012

**Use in Commerce:** Mar. 01, 2012

**For:** Gun case

**International Class(es):** 013 - Primary Class

**U.S Class(es):** 002, 009

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Mar. 01, 2012

**Use in Commerce:** Mar. 01, 2012

## Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Filed ITU:** No

**Currently ITU:** No

**Filed 44D:** No

**Currently 44E:** No

**Filed 44E:** No

**Currently 66A:** No

**Filed 66A:** No

**Currently No Basis:** No

**Filed No Basis:** No

## Current Owner(s) Information

**Owner Name:** BANDED BRANDS, LLC

**Owner Address:** 1710 POWELL STREET  
SPRINGDALE, ARKANSAS UNITED STATES 72764

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** ARKANSAS

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Meredith Lowry

**Attorney Primary Email Address:** [mlowry@wlj.com](mailto:mlowry@wlj.com)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** Meredith Lowry  
WRIGHT, LINDSEY & JENNINGS LLP  
3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, ARKANSAS UNITED STATES 72758

**Phone:** 4796313282

**Correspondent e-mail:** [mlowry@wlj.com](mailto:mlowry@wlj.com) [bcole@wlj.com](mailto:bcole@wlj.com) [aelliott@wlj.com](mailto:aelliott@wlj.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Feb. 21, 2019	TEAS SECTION 8 & 15 RECEIVED	
Sep. 24, 2018	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jan. 10, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 10, 2017	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Dec. 21, 2016	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 09, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 09, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	

Sep. 24, 2013	REGISTERED-PRINCIPAL REGISTER	
Jul. 09, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 09, 2013	PUBLISHED FOR OPPOSITION	
Jun. 19, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 05, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
May 31, 2013	ASSIGNED TO LIE	68123
May 15, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 15, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 14, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 14, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 17, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Nov. 17, 2012	NON-FINAL ACTION E-MAILED	6325
Nov. 17, 2012	NON-FINAL ACTION WRITTEN	77979
Nov. 17, 2012	ASSIGNED TO EXAMINER	77979
Oct. 23, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 22, 2012	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:** Sep. 24, 2013

## Assignment Abstract Of Title Information

### Summary

**Total Assignments:** 3

**Registrant:** Banded Brands, LLC

### Assignment 1 of 3

**Conveyance:** SECURITY INTEREST

**Reel/Frame:** [5618/0545](#)

**Pages:** 32

**Date Recorded:** Sep. 08, 2015

**Supporting Documents:** [assignment-tm-5618-0545.pdf](#)

### Assignor

**Name:** [BANDED BRANDS, LLC](#)

**Execution Date:** Jul. 31, 2015

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** NEVADA

### Assignee

**Name:** [CENTENNIAL BANK](#)

**Legal Entity Type:** BANKING CORPORATION

**State or Country Where Organized:** ARKANSAS

**Address:** 1400 E. JOYCE BLVD.  
FAYETTEVILLE, ARKANSAS 72703

### Correspondent

**Correspondent Name:** KATHRYN BENNETT PERKINS

**Correspondent Address:** 120 EAST FOURTH STREET  
LITTLE ROCK, AR 72201

### Domestic Representative - Not Found

### Assignment 2 of 3

**Conveyance:** ENTITY CONVERSION

**Reel/Frame:** [5939/0589](#)

**Pages:** 10

**Date Recorded:** Dec. 19, 2016

**Supporting Documents:** [assignment-tm-5939-0589.pdf](#)

### Assignor

Name: [BANDED BRANDS, LLC](#)

Execution Date: Mar. 01, 2016

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: NEVADA  
Where Organized:

**Assignee**

Name: [BANDED BRANDS, LLC](#)

Legal Entity Type: CORPORATION

State or Country: ARKANSAS  
Where Organized:

Address: 1710 POWELL STREET  
SPRINGDALE, ARKANSAS 72764

**Correspondent**

Correspondent Name: MEREDITH LOWRY

Correspondent Address: 3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, AR 72758

**Domestic Representative - Not Found**

**Assignment 3 of 3**

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE ENTITY OF RECEIVING PARTY PREVIOUSLY RECORDED ON REEL 005939 FRAME 0589. ASSIGNOR(S) HEREBY CONFIRMS THE ENTITY CONVERSION.

Reel/Frame: [6048/0807](#)

Pages: 12

Date Recorded: Apr. 10, 2017

Supporting Documents: [assignment-tm-6048-0807.pdf](#)

**Assignor**

Name: [BANDED BRANDS, LLC](#)

Execution Date: Mar. 01, 2016

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: NEVADA  
Where Organized:

**Assignee**

Name: [BANDED BRANDS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: ARKANSAS  
Where Organized:

Address: 1710 POWELL STREET  
SPRINGDALE, ARKANSAS 72764

**Correspondent**

Correspondent Name: MEREDITH LOWRY

Correspondent Address: 3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, AR 72758

**Domestic Representative - Not Found**

Generated on: This page was generated by TSDR on 2019-03-05 13:58:43 EST

Mark: BANDED BLACK LABEL



US Serial Number: 87019187

Application Filing Date: Apr. 29, 2016

US Registration Number: 5381411

Registration Date: Jan. 16, 2018

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Jan. 16, 2018

Publication Date: Mar. 21, 2017

Notice of Allowance Date: May 16, 2017

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## Mark Information

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Mark Literal Elements: BANDED BLACK LABEL

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of the word "BANDED" in a stylized font over the words "BLACK LABEL".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "BLACK LABEL"

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## Related Properties Information

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Claimed Ownership of US Registrations: 4022839, 4405887

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## Goods and Services

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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: Hunting pants, hunting shirts, and hunting jackets; bib overalls for hunting; boots; and waders

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 08, 2017

Use in Commerce: Nov. 08, 2017

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## Basis Information (Case Level)

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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:** Banded Brands, LLC

**Owner Address:** 1710 Powell Street  
Springdale, ARKANSAS 72764  
UNITED STATES

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country** ARKANSAS  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Meredith Lowry

**Attorney Primary**  
**Email Address:** [mlowry@wj.com](mailto:mlowry@wj.com)

**Attorney Email** Yes  
**Authorized:**

### Correspondent

**Correspondent**  
**Name/Address:** MEREDITH LOWRY  
WRIGHT, LINDSEY & JENNINGS LLP  
3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, ARKANSAS 72758  
UNITED STATES

**Phone:** 4796313282

**Correspondent e-**  
**mail:** [mlowry@wj.com](mailto:mlowry@wj.com) [bcole@wj.com](mailto:bcole@wj.com) [aelliott@wj.com](mailto:aelliott@wj.com)

**Correspondent e-**  
**mail Authorized:** Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 16, 2018	REGISTERED-PRINCIPAL REGISTER	
Jan. 10, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 13, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Dec. 12, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 28, 2017	STATEMENT OF USE PROCESSING COMPLETE	71906
Nov. 13, 2017	USE AMENDMENT FILED	71906
Nov. 27, 2017	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71906
Nov. 13, 2017	TEAS STATEMENT OF USE RECEIVED	
May 16, 2017	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 21, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 21, 2017	PUBLISHED FOR OPPOSITION	
Mar. 01, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 10, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 08, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 07, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 07, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 17, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 17, 2016	NON-FINAL ACTION E-MAILED	6325
Aug. 17, 2016	NON-FINAL ACTION WRITTEN	92571
Aug. 16, 2016	ASSIGNED TO EXAMINER	92571
May 03, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 03, 2016	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:** Dec. 12, 2017

Generated on: This page was generated by TSDR on 2019-03-05 13:58:53 EST

Mark: BANDED

BANDED

US Serial Number: 87562612

Application Filing Date: Aug. 09, 2017

US Registration Number: 5417706

Registration Date: Mar. 06, 2018

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Mar. 06, 2018

Publication Date: Dec. 19, 2017

## Mark Information

Mark Literal Elements: BANDED

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

## Related Properties Information

Claimed Ownership of US Registrations: 4022231, 4022839, 4405887

## 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: hunting decoy bags; hunting game calls; hunting blinds; duck blinds; field blinds used in hunting; waterfowl blind bags

International Class(es): 028 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 03, 2017

Use in Commerce: Aug. 03, 2017

For: pullovers; jackets; hunting pants and waders; headwear, namely, hats, headbands, balaclavas, face masks, and caps; hooded sweatshirts; gloves; shirts; pants; t-shirts; hunting shirts; thermal underwear; clothing, namely, hand-warmers; belts; chaps; vests

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2012

Use in Commerce: Mar. 01, 2012

**For:** hunting bags  
**International Class(es):** 018 - Primary Class  
**U.S Class(es):** 001, 002, 003, 022, 041  
**Class Status:** ACTIVE  
**Basis:** 1(a)  
**First Use:** Mar. 01, 2012  
**Use in Commerce:** Mar. 01, 2012

**For:** gun and rifle cases  
**International Class(es):** 013 - Primary Class  
**U.S Class(es):** 002, 009  
**Class Status:** ACTIVE  
**Basis:** 1(a)  
**First Use:** Mar. 01, 2012  
**Use in Commerce:** Mar. 01, 2012

## Basis Information (Case Level)

**Filed Use:** Yes  
**Currently Use:** Yes  
**Filed ITU:** No  
**Currently ITU:** No  
**Filed 44D:** No  
**Currently 44E:** No  
**Filed 44E:** No  
**Currently 66A:** No  
**Filed 66A:** No  
**Currently No Basis:** No  
**Filed No Basis:** No

## Current Owner(s) Information

**Owner Name:** Banded Brands, LLC  
**Owner Address:** 1710 Powell Street  
Springdale, ARKANSAS UNITED STATES 72764  
**Legal Entity Type:** LIMITED LIABILITY COMPANY  
**State or Country Where Organized:** ARKANSAS

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Meredith Lowry  
**Attorney Primary Email Address:** [mlowry@wj.com](mailto:mlowry@wj.com)  
**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** MEREDITH LOWRY  
WRIGHT, LINDSEY & JENNINGS LLP  
3333 PINNACLE HILLS PARKWAY SUITE 510  
ROGERS, ARKANSAS UNITED STATES 72758  
**Phone:** 4796313282  
**Correspondent e-mail:** [mlowry@wj.com](mailto:mlowry@wj.com) [bcole@wj.com](mailto:bcole@wj.com) [aelliott@wj.com](mailto:aelliott@wj.com)  
**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Mar. 06, 2018	REGISTERED-PRINCIPAL REGISTER	
Jan. 10, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 19, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 19, 2017	PUBLISHED FOR OPPOSITION	
Nov. 29, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 11, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 10, 2017	ASSIGNED TO EXAMINER	80797

Aug. 15, 2017 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM

Aug. 12, 2017 NEW APPLICATION ENTERED IN TRAM

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## TM Staff and Location Information

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**TM Staff Information - None**

**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Mar. 06, 2018