

ESTTA Tracking number: **ESTTA986041**

Filing date: **07/08/2019**

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	Retail Royalty Company		
Entity	Corporation	Citizenship	Nevada
Address	101 Convention Center Drive Las Vegas, NV 89109 UNITED STATES		

Correspondence information	Seth A. Walters Saunders & Silverstein LLP 14 Cedar Street, Suite 224 Amesbury, MA 01913 UNITED STATES trademarks@sandsip.com, swalters@sandsip.com, asilverstein@sandsip.com +1.978.463.0110
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Applicant Information

Application No	88309108	Publication date	06/11/2019
Opposition Filing Date	07/08/2019	Opposition Period Ends	07/11/2019
Applicant	AromaKnowledge, LLC 251 Franklin Turnpike Allendale, NJ 07401 UNITED STATES		

Goods/Services Affected by Opposition


Class 004. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Candles, wax melts


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.	3584874	Application Date	03/17/2006
Registration Date	03/03/2009	Foreign Priority Date	NONE
Word Mark	AERIE		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2008/04/01 First Use In Commerce: 2008/04/01 Personal care products, namely, body cream, body powder, cosmetic compacts, [sun screen preparations;] and fragrances, namely, perfume

U.S. Registration No.	3503212	Application Date	03/17/2006
Registration Date	09/16/2008	Foreign Priority Date	NONE
Word Mark	AERIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2007/11/23 First Use In Commerce: 2007/11/23 skin cream, fragrances for personal use, and liquid soaps for hands, face and body		


U.S. Registration No.	3419683	Application Date	03/13/2003
Registration Date	04/29/2008	Foreign Priority Date	NONE
Word Mark	AERIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2007/11/23 First Use In Commerce: 2007/11/23 Cosmetics, scented lotions and moisturizers for the body and skin and bath gels		


U.S. Registration No.	3776357	Application Date	03/17/2006
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Registration Date	04/13/2010	Foreign Priority Date	NONE
Word Mark	AERIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2008/10/00 First Use In Commerce: 2008/10/00 Personal care products, namely, [shaving cream,] bath powder, [deodorants and antiperspirants, emery boards,] nail polish [, sun block preparations]; fragrances, namely, cologne, eau de toilette, and eau de parfum		


U.S. Registration No.	3788744	Application Date	08/19/2005
Registration Date	05/11/2010	Foreign Priority Date	NONE
Word Mark	AERIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 2008/11/00 First Use In Commerce: 2008/11/00 Beach bags, purses, and wallets Class 025. First use: First Use: 2006/09/00 First Use In Commerce: 2006/09/00 Wearing apparel, clothing, and clothing accessories, namely, beachwear, foul weather gear, jackets, sweatshirts, and swimwear Class 035. First use: First Use: 2008/04/00 First Use In Commerce: 2008/04/00 Retail store services, mail order services, and electronic retail store services using a global computer and/or communications network, all in the field of waist-packs, wallets, perfume and fragrances, toiletries, sunglasses, and sporting goods		


U.S. Registration No.	3486591	Application Date	08/19/2005
Registration Date	08/12/2008	Foreign Priority	NONE

		Date	
Word Mark	AERIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 014. First use: First Use: 2007/07/00 First Use In Commerce: 2007/07/00 Jewelry, namely, jewelry</p> <p>Class 018. First use: First Use: 2006/10/00 First Use In Commerce: 2006/10/00 Gym bags, tote bags, and toiletry cases sold empty</p> <p>Class 025. First use: First Use: 2006/09/06 First Use In Commerce: 2006/09/06 Clothing, and clothing accessories, namely, belts, bottoms, gym suits, tops, lingerie, loungewear, pants, robes, scarves, shirts, shorts, skirts, sleep wear, slippers, sweaters, underwear, footwear, socks, namely, shoes, sandals, headwear, namely, headbands, hats [, sweatbands]</p> <p>Class 035. First use: First Use: 2006/09/06 First Use In Commerce: 2006/09/06 Retail store services, [mail order services, catalog ordering services,] and electronic retail store services using a global computer and/or communications network, all in the field of wearing apparel, clothing, clothing accessories, footwear, headwear, athletic bags, purses, cosmetics, personal care products, candles, and jewelry</p>		

U.S. Registration No.	4430747	Application Date	06/13/2011
Registration Date	11/12/2013	Foreign Priority Date	NONE
Word Mark	AERIE WINK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2012/01/00 First Use In Commerce: 2012/01/00 Fragrances and body creams		

U.S. Registration	4508206	Application Date	05/07/2013
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No.			
Registration Date	04/01/2014	Foreign Priority Date	NONE
Word Mark	AERIE WHOA!!		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2013/10/00 First Use In Commerce: 2013/10/00 Fragrances		

U.S. Registration No.	4610683	Application Date	05/07/2013
Registration Date	09/23/2014	Foreign Priority Date	NONE
Word Mark	AERIE WHOA!!		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2014/07/31 First Use In Commerce: 2014/07/31 Body lotions		

U.S. Registration No.	3908184	Application Date	08/03/2010
Registration Date	01/18/2011	Foreign Priority Date	NONE
Word Mark	AERIE BY AMERICAN EAGLE		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 014. First use: First Use: 2007/07/00 First Use In Commerce: 2007/07/00 [Jewelry] Class 035. First use: First Use: 2006/09/00 First Use In Commerce: 2006/09/00 Retail and on-line retail store services for a wide variety of goods, namely, clothing, clothing accessories, footwear, headwear, jewelry, bags, purses, wallets, cosmetics, toiletries, fragrance and personal care products

Attachments	78980845#TMSN.png(bytes) 78980489#TMSN.png(bytes) 78840084#TMSN.png(bytes) 78696571#TMSN.png(bytes) 78980065#TMSN.png(bytes) 85344197#TMSN.png(bytes) 85981043#TMSN.png(bytes) 85924884#TMSN.png(bytes) 85098841#TMSN.png(bytes) 20190708 Aerious NoO.pdf(88739 bytes) EXHIBIT A.pdf(1292061 bytes)
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Signature	/Seth A. Walters/
Name	Seth A. Walters
Date	07/08/2019

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

RETAIL ROYALTY COMPANY,

Opposer,

v.

AROMAKNOWLEDGE, LLC,

Applicant.

Opposition No. _____

Mark: AERIOUS

Serial No.: 88309108

Filing Date: February 20, 2019

NOTICE OF OPPOSITION

Opposer Retail Royalty Company, a Nevada corporation with an address at 101 Convention Center Drive, Las Vegas, Nevada 89109 (“Opposer”), believes that it will be damaged by the registration of the mark AERIOUS that is the subject of Application Serial No. 88309108, filed by AromaKnowledge, LLC (“Applicant”).

As grounds for its Opposition, Opposer alleges the following, upon actual knowledge with respect to itself and its own acts, and upon information and belief as to other matters:

Opposer and Opposer’s AERIOUS Mark

1. Opposer, together with its affiliated companies, owns the well-known and highly respected lifestyle brand AERIE. Opposer is a leading retailer that operates retail stores and designs, markets, and sells a variety of products, including fragrances, essential oils, and other personal care products under various trademarks and services marks, including its AERIE trademark (the “AERIE Mark”).

2. Since at least as early as 2007, Opposer has used the AERIE Mark extensively as a trademark to identify its personal care products, fragrances, and related retail store services, including

in Opposer's more than 140 standalone brick-and-mortar AERIE stores and on its website www.aerie.com.

3. Opposer has spent substantial sums of money promoting its goods and services offered in connection with the AERIE Mark and AERIE-formative marks (collectively, the "AERIE Marks"). Through extensive advertising, promotion, and use, Opposer's AERIE Marks have come to embody substantial goodwill associated with Opposer, and consumers immediately identify the AERIE Marks with Opposer.

4. In addition to the common law rights which Opposer has developed through extensive use of the AERIE Marks, Opposer owns the following valid and subsisting registrations for its AERIE Marks for goods and services closely related to the goods identified in Application Serial No. 88309108 (the "AERIE Registrations"):

Mark	Reg. No.	Registration Date	Relevant Goods/Services
AERIE	3584874	March 3, 2009	"Personal care products, namely, body cream, body powder, cosmetic compacts, and fragrances, namely, perfume" in Class 3.
AERIE	3503212	September 16, 2008	"Skin cream, fragrances for personal use, and liquid soaps for hands, face and body" in Class 3.
AERIE	3419683	April 29, 2008	"Cosmetics, scented lotions and moisturizers for the body and skin and bath gels" in Class 3.
AERIE	3776357	April 13, 2010	"Personal care products, namely, bath powder, nail polish; fragrances, namely, cologne, eau de toilette, and eau de parfum" in Class 3.
AERIE	3788744	May 11, 2010	"Retail store services, mail order services, and electronic retail store services using a global computer and/or communications network, all in the field of waistpacks,

			wallets, perfume and fragrances, toiletries, sunglasses, and sporting goods” in Class 35.
AERIE	3486591	August 12, 2008	“Retail store services, and electronic retail store services using a global computer and/or communications network, all in the field of wearing apparel, clothing, clothing accessories, footwear, headwear, athletic bags, purses, cosmetics, personal care products, candles, and jewelry” in Class 35.
AERIE WINK	4430747	November 12, 2013	“Fragrances and body creams” in Class 3.
AERIE WHOA!!	4508206	April 1, 2014	“Fragrances” in Class 3.
AERIE WHOA!!	4610683	September 23, 2014	“Body lotions” in Class 3.
AERIE BY AMERICAN EAGLE	3908184	January 18, 2011	“Retail and on-line retail store services for a wide variety of goods, namely, clothing, clothing accessories, footwear, headwear, jewelry, bags, purses, wallets, cosmetics, toiletries, fragrance and personal care products” in Class 35.

Extracts of the current status and title of Opposer’s above-listed registrations from the USPTO TESS and TSDR databases are attached as Exhibit A.

5. The AERIE Registrations are valid and in full force and effect, and thereby constitute prima facie evidence of Opposer’s exclusive right to use the AERIE Marks in commerce in connection with the specified goods and services.

Applicant and Applicant’s Mark

6. Applicant, AromaKnowledge, LLC, is a New Jersey limited liability company with an address at 251 Franklin Turnpike, Allendale, New Jersey 07401.

7. On February 20, 2019, Applicant filed an application under § 1(b) of the Lanham Act based on Applicant's alleged intent to use the AERIOUS mark in U.S. commerce for "Candles, wax melts" in Class 4, which was assigned Serial No. 88309108 (the "Application").

Count One
Likelihood of Confusion, 15 U.S.C. §1052(d)

8. Opposer repeats and realleges each and every allegation set forth in each of the preceding paragraphs.

9. Opposer has used in commerce, registered, and/or applied to register its AERIE Marks well before Applicant's February 20, 2019, filing date, and any date of first use that may be alleged by Applicant.

10. The parties' marks are visually, aurally, and conceptually similar.

11. The goods described in the Application are so closely related to the goods offered by Opposer under Opposer's AERIE Marks and identified in Opposer's AERIE Registrations. Upon information and believe, Applicant's goods may or will be offered to the same general class of customers to whom Opposer offers its goods and services under its AERIE Marks.

12. Applicant's AERIOUS mark is so similar to Opposer's prior used and/or registered AERIE Marks, and the goods covered by Opposer's AERIE Marks and AERIE Registrations and the Application are similar or related in such a way, that it is likely that a potential consumer would be confused or mistaken or deceived as to the source of the parties' respective goods. Such confusion would damage Opposer.

13. If Applicant is granted the registration herein opposed, it would thereby obtain a *prima facie* right to exclusive use of the AERIOUS mark, which would be a further source of damage to Opposer.

WHEREFORE, Opposer believes that it will be damaged by the registration of the mark shown in Application Serial No. 88309108, and respectfully requests that the opposition be sustained and that registration to Applicant be refused.

Respectfully submitted,

Dated: July 8, 2019

By: /Seth A. Walters/
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Attorneys for Opposer
RETAIL ROYALTY COMPANY

Exhibit A



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AERIE

Word Mark	AERIE
Goods and Services	IC 003. US 001 004 006 050 051 052. G & S: Personal care products, namely, body cream, body powder, cosmetic compacts, [sun screen preparations;] and fragrances, namely, perfume. FIRST USE: 20080401. FIRST USE IN COMMERCE: 20080401
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78980845
Filing Date	March 17, 2006
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	November 14, 2006
Registration Number	3584874
International Registration Number	1030213
Registration Date	March 3, 2009
Owner	(REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109
Attorney of Record	Theodore R. Remaklus
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20190302.

Renewal 1ST RENEWAL 20190302
Live/Dead Indicator LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:35:53 EDT**Mark:** AERIE

AERIE

US Serial Number: 78980845**Application Filing Date:** Mar. 17, 2006**US Registration Number:** 3584874**Registration Date:** Mar. 03, 2009**Register:** Principal**Mark Type:** Trademark**TM5 Common Status****Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.**Status Date:** Mar. 02, 2019**Publication Date:** Nov. 14, 2006**Notice of Allowance Date:** Feb. 06, 2007**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE**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****International Registration
Number:** [1030213](#)**International Application(s)
/Registration(s) Based on this
Property:** [A0018223](#), [A0018239](#)/[1030213](#)

Child Of: [78840084](#)▼ **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: Personal care products, namely, body cream, body powder, cosmetic compacts, [sun screen preparations;] and fragrances, namely, perfume**International Class(es):** 003 - Primary Class**U.S Class(es):** 001, 004, 006, 050, 051, 052**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Apr. 01, 2008**Use in Commerce:** Apr. 01, 2008▼ **Basis Information (Case Level)****Filed Use:** No**Currently Use:** Yes**Filed ITU:** Yes**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:** Retail Royalty Company**Owner Address:** 101 Convention Center Drive
Las Vegas, NEVADA UNITED STATES 89109**Legal Entity Type:** CORPORATION**State or Country Where
Organized:** NEVADA▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-844USDV2
Attorney Primary Email Address:	tremaklus@whe-law.com	Attorney Email Authorized:	Yes

Correspondent

Correspondent Name/Address:	Theodore R. Remaklus WOOD HERRON & EVANS L.L.P. 441 Vine St. 2700 Carew Tower CINCINNATI, OHIO UNITED STATES 45202-2917		
Phone:	(513) 241-2324	Fax:	(513) 241-6234
Correspondent e-mail:	usptodock@whe-law.com tremaklus@whe-law.com	Correspondent e-mail Authorized:	Yes

Domestic Representative - Not Found▼ **Prosecution History**

Date	Description	Proceeding Number
Mar. 02, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 02, 2019	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76873
Mar. 02, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76873
Mar. 02, 2019	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Jan. 29, 2019	TEAS SECTION 8 & 9 RECEIVED	
Mar. 03, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Dec. 09, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Dec. 09, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Dec. 09, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Nov. 18, 2014	TEAS SECTION 8 & 15 RECEIVED	
Mar. 03, 2009	REGISTERED-PRINCIPAL REGISTER	
Jan. 23, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	78145
Jan. 23, 2009	ASSIGNED TO LIE	78145
Jan. 09, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	

Dec. 29, 2008	STATEMENT OF USE PROCESSING COMPLETE	71034
Dec. 23, 2008	USE AMENDMENT FILED	71034
Dec. 29, 2008	DIVISIONAL PROCESSING COMPLETE	
Dec. 23, 2008	DIVISIONAL REQUEST RECEIVED	
Dec. 23, 2008	FAX RECEIVED	
Dec. 23, 2008	TEAS STATEMENT OF USE RECEIVED	
Jul. 24, 2008	EXTENSION 3 GRANTED	71034
Jul. 14, 2008	EXTENSION 3 FILED	71034
Jul. 24, 2008	DIVISIONAL PROCESSING COMPLETE	
Jul. 14, 2008	DIVISIONAL REQUEST RECEIVED	
Jul. 22, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Jul. 14, 2008	FAX RECEIVED	
Jul. 14, 2008	TEAS EXTENSION RECEIVED	
Feb. 06, 2008	EXTENSION 2 GRANTED	98765
Feb. 06, 2008	EXTENSION 2 FILED	98765
Feb. 06, 2008	TEAS EXTENSION RECEIVED	
Jul. 30, 2007	EXTENSION 1 GRANTED	98765
Jul. 30, 2007	EXTENSION 1 FILED	98765
Jul. 30, 2007	TEAS EXTENSION RECEIVED	
Feb. 06, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 14, 2006	PUBLISHED FOR OPPOSITION	
Oct. 25, 2006	NOTICE OF PUBLICATION	
Sep. 25, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	68602
Sep. 22, 2006	ASSIGNED TO LIE	68602
Sep. 14, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 10, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 09, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 09, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 03, 2006	NON-FINAL ACTION E-MAILED	6325
Aug. 03, 2006	NON-FINAL ACTION WRITTEN	73350

Aug. 02, 2006	ASSIGNED TO EXAMINER	73350
Jul. 28, 2006	ASSIGNED TO EXAMINER	82086
Mar. 22, 2006	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information**TM Staff Information - None****File Location****Current Location:** GENERIC WEB UPDATE**Date in Location:** Mar. 02, 2019**▲ Assignment Abstract Of Title Information - None recorded****▼ Proceedings - Click to Load**



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AERIE

Word Mark	AERIE
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Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78980489
Filing Date	March 17, 2006
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	November 14, 2006
Registration Number	3503212
International Registration Number	1030213
Registration Date	September 16, 2008
Owner	(REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109
Attorney of Record	Theodore R. Remaklus
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20180921.
Renewal	1ST RENEWAL 20180921
Live/Dead	LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:36:42 EDT**Mark:** AERIE

AERIE

US Serial Number: 78980489**Application Filing Date:** Mar. 17, 2006**US Registration Number:** 3503212**Registration Date:** Sep. 16, 2008**Register:** Principal**Mark Type:** Trademark**TM5 Common Status****Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.**Status Date:** Sep. 21, 2018**Publication Date:** Nov. 14, 2006**Notice of Allowance Date:** Feb. 06, 2007**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE**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****International Registration
Number:** [1030213](#)**International Application(s)
/Registration(s) Based on this
Property:** [A0018223](#), [A0018239](#)/[1030213](#)

Child Of: [78840084](#)▼ **Goods and Services****Note:**

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Las Vegas, NEVADA UNITED STATES 89109**Legal Entity Type:** CORPORATION**State or Country Where
Organized:** NEVADA▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-844USDV
Attorney Primary Email Address:	tremaklus@whe-law.com	Attorney Email Authorized:	Yes

Correspondent

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Phone:	(513) 241-2324	Correspondent e-mail Authorized:	Yes
Correspondent e-mail:	usptodock@whe-law.com tremaklus@whe-law.com		

Domestic Representative - Not Found▼ **Prosecution History**

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Sep. 14, 2018	TEAS SECTION 8 & 9 RECEIVED	
Sep. 16, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
May 15, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
May 15, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70131
Apr. 29, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	70131
May 15, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70131
Apr. 29, 2014	TEAS SECTION 8 & 15 RECEIVED	
Sep. 16, 2008	REGISTERED-PRINCIPAL REGISTER	
Aug. 12, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	73797
Aug. 12, 2008	ASSIGNED TO LIE	73797

Aug. 07, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 24, 2008	STATEMENT OF USE PROCESSING COMPLETE	71034
Jul. 24, 2008	USE AMENDMENT FILED	71034
Jul. 24, 2008	DIVISIONAL PROCESSING COMPLETE	
Jul. 14, 2008	DIVISIONAL REQUEST RECEIVED	
Jul. 22, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Jul. 14, 2008	FAX RECEIVED	
Jul. 14, 2008	TEAS STATEMENT OF USE RECEIVED	
Feb. 06, 2008	EXTENSION 2 GRANTED	98765
Feb. 06, 2008	EXTENSION 2 FILED	98765
Feb. 06, 2008	TEAS EXTENSION RECEIVED	
Jul. 30, 2007	EXTENSION 1 GRANTED	98765
Jul. 30, 2007	EXTENSION 1 FILED	98765
Jul. 30, 2007	TEAS EXTENSION RECEIVED	
Feb. 06, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 14, 2006	PUBLISHED FOR OPPOSITION	
Oct. 25, 2006	NOTICE OF PUBLICATION	
Sep. 25, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	68602
Sep. 22, 2006	ASSIGNED TO LIE	68602
Sep. 14, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 10, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 09, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 09, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 03, 2006	NON-FINAL ACTION E-MAILED	6325
Aug. 03, 2006	NON-FINAL ACTION WRITTEN	73350
Aug. 02, 2006	ASSIGNED TO EXAMINER	73350
Jul. 28, 2006	ASSIGNED TO EXAMINER	82086
Mar. 22, 2006	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None			
File Location			
Current Location:		GENERIC WEB UPDATE	Date in Location: Sep. 21, 2018
▲ Assignment Abstract Of Title Information - None recorded			
▼ Proceedings - Click to Load			

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Word Mark	AERIE
Goods and Services	IC 003. US 001 004 006 050 051 052. G & S: Cosmetics, scented lotions and moisturizers for the body and skin and bath gels. FIRST USE: 20071123. FIRST USE IN COMMERCE: 20071123
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	78225374
Filing Date	March 13, 2003
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	November 16, 2004
Registration Number	3419683
International Registration Number	1030213
Registration Date	April 29, 2008
Owner	(REGISTRANT) RETAIL ROYALTY COMPANY CORPORATION NEVADA 101 CONVENTION CENTER DRIVE LAS VEGAS NEVADA 89109
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Theodore R. Remaklus
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20180411.
Renewal	1ST RENEWAL 20180411
Live/Dead Indicator	LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:37:24 EDT**Mark:** AERIE

No Image exists for this case.

US Serial Number: 78225374**Application Filing Date:** Mar. 13, 2003**US Registration Number:** 3419683**Registration Date:** Apr. 29, 2008**Register:** Principal**Mark Type:** Trademark**TM5 Common Status****Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.**Status Date:** Apr. 11, 2018**Publication Date:** Nov. 16, 2004**Notice of Allowance Date:** Feb. 08, 2005**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE**Standard Character Claim:** No**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)**▼ Related Properties Information****International Registration
Number:** [1030213](#)**International Application(s)
/Registration(s) Based on this** [A0018223](#), [A0018239/1030213](#)

Property:**▼ 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: Cosmetics, scented lotions and moisturizers for the body and skin and bath gels

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 23, 2007

Use in Commerce: Nov. 23, 2007

▼ Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

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: RETAIL ROYALTY COMPANY

Owner Address: 101 CONVENTION CENTER DRIVE
LAS VEGAS, NEVADA UNITED STATES 89109

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** NEVADA

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-809-122
Attorney Primary Email Address:	tremaklus@whe-law.com	Attorney Email Authorized:	Yes

Correspondent

Correspondent Name/Address:	Theodore R. Remaklus Wood, Herron & Evans, L.L.P. 441 Vine Street 2700 Carew Tower Cincinnati, OHIO UNITED STATES 45202	Fax:	513-241-6234
Phone:	513-241-2324	Correspondent e-mail Authorized:	Yes
Correspondent e-mail:	tremaklus@whe-law.com usptodock@whe-law.com bdrambarean@whe-law.com		

Domestic Representative - Not Found▼ **Prosecution History**

Date	Description	Proceeding Number
Apr. 11, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 11, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	74272
Apr. 11, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	74272
Apr. 11, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74272
Mar. 28, 2018	TEAS SECTION 8 & 9 RECEIVED	
Apr. 29, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Feb. 27, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb. 27, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76533
Feb. 12, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76533
Feb. 27, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Feb. 12, 2014	TEAS SECTION 8 & 15 RECEIVED	
Apr. 29, 2008	REGISTERED-PRINCIPAL REGISTER	
Mar. 27, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	74215
Mar. 27, 2008	ASSIGNED TO LIE	74215

Mar. 13, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 05, 2008	STATEMENT OF USE PROCESSING COMPLETE	66230
Feb. 07, 2008	USE AMENDMENT FILED	66230
Feb. 07, 2008	TEAS STATEMENT OF USE RECEIVED	
Oct. 20, 2007	EXTENSION 5 GRANTED	70565
Aug. 08, 2007	EXTENSION 5 FILED	70565
Sep. 28, 2007	PETITION GRANTED - EXTENSION REQUEST FILED	66303
Sep. 23, 2007	ASSIGNED TO PETITION STAFF	66303
Aug. 13, 2007	PETITION TO REVIVE-RECEIVED	
Aug. 13, 2007	PAPER RECEIVED	
May 03, 2007	EXTENSION 4 GRANTED	65362
Feb. 08, 2007	EXTENSION 4 FILED	65362
Feb. 12, 2007	PAPER RECEIVED	
Oct. 26, 2006	EXTENSION 3 GRANTED	61756
Aug. 07, 2006	EXTENSION 3 FILED	61756
Aug. 07, 2006	REINSTATEMENT GRANTED - EXTENSION REQUEST FILED	61756
Oct. 25, 2006	ABANDONMENT NOTICE MAILED - NO USE STATEMENT FILED	
Oct. 25, 2006	ABANDONMENT - NO USE STATEMENT FILED	46996
Aug. 06, 2006	EXTENSION 2 GRANTED	71034
Feb. 08, 2006	EXTENSION 2 FILED	71034
Aug. 07, 2006	PAPER RECEIVED	
Jul. 20, 2006	PETITION GRANTED - EXTENSION REQUEST FILED	71359
Jun. 27, 2006	PETITION TO REVIVE-RECEIVED	
Jun. 27, 2006	PAPER RECEIVED	
Apr. 25, 2006	ABANDONMENT NOTICE MAILED - NO USE STATEMENT FILED	
Apr. 25, 2006	ABANDONMENT - NO USE STATEMENT FILED	48494
Feb. 21, 2006	REVIEW OF CORRESPONDENCE COMPLETE	65362
Feb. 21, 2006	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	65362
Feb. 14, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 17, 2006	PAPER RECEIVED	

Aug. 12, 2005	EXTENSION 1 GRANTED	61813
Aug. 05, 2005	EXTENSION 1 FILED	61813
Aug. 05, 2005	TEAS EXTENSION RECEIVED	
Feb. 08, 2005	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 07, 2005	ASSIGNED TO EXAMINER	73350
Nov. 16, 2004	PUBLISHED FOR OPPOSITION	
Oct. 27, 2004	NOTICE OF PUBLICATION	
Sep. 22, 2004	CASE FILE IN TICRS	
Sep. 16, 2004	LAW OFFICE PUBLICATION REVIEW COMPLETED	76523
Sep. 10, 2004	ASSIGNED TO LIE	76523
Sep. 03, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 31, 2004	PETITION TO REVIVE-GRANTED	66600
May 21, 2004	PETITION TO REVIVE-RECEIVED	
May 21, 2004	PAPER RECEIVED	
Mar. 29, 2004	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Aug. 22, 2003	NON-FINAL ACTION E-MAILED	
Aug. 22, 2003	ASSIGNED TO EXAMINER	61804

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Apr. 11, 2018

▼ Assignment Abstract Of Title Information

Summary

▼ Conveyance Filter

Total Assignments: 2

Registrant: RETAIL ROYALTY COMPANY

▼ Assignment 1 of 2

▲ Collapse All

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame:	3239/0737	Pages:	2
Date Recorded:	Dec. 13, 2005		
Supporting Documents:	assignment-tm-3239-0737.pdf		
Assignor			
Name:	ESTEE LAUDER INC.	Execution Date:	Sep. 27, 2005
Legal Entity Type:	CORPORATION	State or Country Where Organized:	DELAWARE
Assignee			
Name:	NC SIXTH LLC		
Legal Entity Type:	LIMITED LIABILITY COMPANY	State or Country Where Organized:	DELAWARE
Address:	2711 CENTERVILLE ROAD SUITE 400 WILMINGTON, DELAWARE 19808		
Correspondent			
Correspondent Name:	DONALD F. FREI		
Correspondent Address:	WOOD, HERRON & EVANS 2700 CAREW TOWER 441 VINE STREET CINCINNATI, OHIO 45202-2917		
Domestic Representative - Not Found			
▼ Assignment 2 of 2			
Conveyance:	ASSIGNS THE ENTIRE INTEREST		
Reel/Frame:	3247/0787	Pages:	4
Date Recorded:	Feb. 15, 2006		
Supporting Documents:	assignment-tm-3247-0787.pdf		
Assignor			
Name:	NC SIXTH LLC	Execution Date:	Feb. 14, 2006
Legal Entity Type:	CORPORATION	State or Country Where Organized:	DELAWARE

Assignee			
Name:		RETAIL ROYALTY COMPANY	
Legal Entity Type:		CORPORATION	State or Country Where Organized: NEVADA
Address:		101 CONVENTION CENTER DRIVE LAS VEGAS, NEVADA 89109	
Correspondent			
Correspondent Name:		SARAH OTTE GRABER	
Correspondent Address:		2700 CAREW TOWER, 441 VINE STREET CINCINNATI,, OH 45202-2917	
Domestic Representative - Not Found			
▼ Proceedings - Click to Load			

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AERIE

Word Mark AERIE**Goods and Services** IC 003. US 001 004 006 050 051 052. G & S: Personal care products, namely, [shaving cream,] bath powder, [deodorants and antiperspirants, emery boards,] nail polish [, sun block preparations]; fragrances, namely, cologne, eau de toilette, and eau de parfum. FIRST USE: 20081000. FIRST USE IN COMMERCE: 20081000**Standard Characters Claimed****Mark Drawing Code** (4) STANDARD CHARACTER MARK**Serial Number** 78840084**Filing Date** March 17, 2006**Current Basis** 1A**Original Filing Basis** 1B**Published for Opposition** November 14, 2006**Registration Number** 3776357**Registration Date** April 13, 2010**Owner** (REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109**Attorney of Record** Theodore R. Remaklus**Type of Mark** TRADEMARK**Register** PRINCIPAL

Affidavit SECT 15. SECT 8 (6-YR).

Text

Live/Dead
Indicator LIVE

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DOCUMENTS

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Generated on: This page was generated by TSDR on 2019-07-08 14:46:46 EDT**Mark:** AERIE

AERIE

US Serial Number: 78840084**Application Filing Date:** Mar. 17, 2006**US Registration Number:** 3776357**Registration Date:** Apr. 13, 2010**Register:** Principal**Mark Type:** Trademark**TM5 Common Status****Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.**Status Date:** Jun. 17, 2016**Publication Date:** Nov. 14, 2006**Notice of Allowance Date:** Feb. 06, 2007**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE**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****Parent Of:** [78980845](#), [78980489](#)**▼ 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:	Personal care products, namely, [shaving cream,] bath powder, [deodorants and antiperspirants, emery boards,] nail polish [, sun block preparations]; fragrances, namely, cologne, eau de toilette, and eau de parfum		
International Class(es):	003 - Primary Class	U.S Class(es):	001, 004, 006, 050, 051, 052
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Oct. 2008	Use in Commerce:	Oct. 2008

▼ Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes
Filed ITU:	Yes	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:	Retail Royalty Company		
Owner Address:	101 Convention Center Drive Las Vegas, NEVADA UNITED STATES 89109		
Legal Entity Type:	CORPORATION	State or Country Where Organized:	NEVADA

▼ Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-844US
Attorney Primary Email	tremaklus@whe-law.com	Attorney Email Authorized:	Yes

Address:**Correspondent****Correspondent** Theodore R. Remaklus**Name/Address:** WOOD, HERRON & EVANS, L.L.P.
441 Vine St.
2700 Carew Tower
CINCINNATI, OHIO UNITED STATES 45202-2917**Phone:** (513) 241-2324**Fax:** (513) 241-6234**Correspondent e-mail:** tremaklus@whe-law.com usptodock@whe-law.com**Correspondent e-mail** Yes**Authorized:****Domestic Representative - Not Found****▼ Prosecution History**

Date	Description	Proceeding Number
Apr. 13, 2019	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jun. 17, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jun. 17, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	82422
Jun. 15, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	82422
Apr. 08, 2016	TEAS SECTION 8 & 15 RECEIVED	
Apr. 13, 2015	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Apr. 13, 2010	REGISTERED-PRINCIPAL REGISTER	
Mar. 10, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	78289
Mar. 09, 2010	ASSIGNED TO LIE	78289
Feb. 18, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 11, 2010	STATEMENT OF USE PROCESSING COMPLETE	71034
Feb. 06, 2010	USE AMENDMENT FILED	71034
Feb. 08, 2010	TEAS STATEMENT OF USE RECEIVED	
Aug. 03, 2009	EXTENSION 5 GRANTED	71034
Jul. 31, 2009	EXTENSION 5 FILED	71034
Jul. 31, 2009	TEAS EXTENSION RECEIVED	
Dec. 29, 2008	EXTENSION 4 GRANTED	71034

Dec. 23, 2008	EXTENSION 4 FILED	71034
Dec. 29, 2008	DIVISIONAL PROCESSING COMPLETE	
Dec. 23, 2008	DIVISIONAL REQUEST RECEIVED	
Dec. 23, 2008	FAX RECEIVED	
Dec. 23, 2008	TEAS EXTENSION RECEIVED	
Jul. 24, 2008	EXTENSION 3 GRANTED	71034
Jul. 14, 2008	EXTENSION 3 FILED	71034
Jul. 24, 2008	DIVISIONAL PROCESSING COMPLETE	
Jul. 14, 2008	DIVISIONAL REQUEST RECEIVED	
Jul. 22, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Jul. 14, 2008	FAX RECEIVED	
Jul. 14, 2008	TEAS EXTENSION RECEIVED	
Feb. 06, 2008	EXTENSION 2 GRANTED	98765
Feb. 06, 2008	EXTENSION 2 FILED	98765
Feb. 06, 2008	TEAS EXTENSION RECEIVED	
Jul. 30, 2007	EXTENSION 1 GRANTED	98765
Jul. 30, 2007	EXTENSION 1 FILED	98765
Jul. 30, 2007	TEAS EXTENSION RECEIVED	
Feb. 06, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 14, 2006	PUBLISHED FOR OPPOSITION	
Oct. 25, 2006	NOTICE OF PUBLICATION	
Sep. 25, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	68602
Sep. 22, 2006	ASSIGNED TO LIE	68602
Sep. 14, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 10, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 09, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 09, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 03, 2006	NON-FINAL ACTION E-MAILED	6325
Aug. 03, 2006	NON-FINAL ACTION WRITTEN	73350

7/8/2019

Status Search SN 3776357

Aug. 02, 2006	ASSIGNED TO EXAMINER	73350
Jul. 28, 2006	ASSIGNED TO EXAMINER	82086
Mar. 22, 2006	NEW APPLICATION ENTERED IN TRAM	
▼ TM Staff and Location Information		
TM Staff Information - None		
File Location		
Current Location:	TMEG LAW OFFICE 106	Date in Location: Jun. 17, 2016
▲ Assignment Abstract Of Title Information - None recorded		
▼ Proceedings - Click to Load		



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AERIE

Word Mark AERIE

Goods and Services IC 018. US 001 002 003 022 041. G & S: Beach bags, purses, and wallets. FIRST USE: 20081100. FIRST USE IN COMMERCE: 20081100

IC 025. US 022 039. G & S: Wearing apparel, clothing, and clothing accessories, namely, beachwear, foul weather gear, jackets, sweatshirts, and swimwear. FIRST USE: 20060900. FIRST USE IN COMMERCE: 20060900

IC 035. US 100 101 102. G & S: Retail store services, mail order services, and electronic retail store services using a global computer and/or communications network, all in the field of waistpacks, wallets, perfume and fragrances, toiletries, sunglasses, and sporting goods. FIRST USE: 20080400. FIRST USE IN COMMERCE: 20080400

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78696571

Filing Date August 19, 2005

Current Basis 1A

Original Filing Basis 1B

Published for Opposition December 12, 2006

Registration Number 3788744

International Registration Number 1030213

Registration May 11, 2010

Date

Owner (REGISTRANT) RETAIL ROYALTY COMPANY CORPORATION NEVADA 101 CONVENTION CENTER DRIVE
LAS VEGAS NEVADA 89109

**Assignment
Recorded** ASSIGNMENT RECORDED

**Attorney of
Record** Theodore R. Remaklus

**Type of
Mark** TRADEMARK. SERVICE MARK

Register PRINCIPAL

**Affidavit
Text** SECT 15. SECT 8 (6-YR).

**Live/Dead
Indicator** LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:47:27 EDT**Mark:** AERIE

AERIE

US Serial Number: 78696571**Application Filing Date:** Aug. 19, 2005**US Registration Number:** 3788744**Registration Date:** May 11, 2010**Register:** Principal**Mark Type:** Trademark, Service Mark**TM5 Common Status****Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.**Status Date:** Jun. 15, 2016**Publication Date:** Dec. 12, 2006**Notice of Allowance Date:** Mar. 06, 2007**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE**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****International Registration
Number:** [1030213](#)**International Application(s)
/Registration(s) Based on this
Property:** [A0018239/1030213](#)

Parent Of: [78980065](#), [78980604](#)

▼ 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: Beach bags, purses, and wallets**International Class(es):** 018 - Primary Class**U.S Class(es):** 001, 002, 003, 022, 041**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Nov. 2008**Use in Commerce:** Nov. 2008**For:** Wearing apparel, clothing, and clothing accessories, namely, beachwear, foul weather gear, jackets, sweatshirts, and swimwear**International Class(es):** 025 - Primary Class**U.S Class(es):** 022, 039**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Sep. 2006**Use in Commerce:** Sep. 2006**For:** Retail store services, mail order services, and electronic retail store services using a global computer and/or communications network, all in the field of waistpacks, wallets, perfume and fragrances, toiletries, sunglasses, and sporting goods**International Class(es):** 035 - Primary Class**U.S Class(es):** 100, 101, 102**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Apr. 2008**Use in Commerce:** Apr. 2008

▼ Basis Information (Case Level)

Filed Use: No**Currently Use:** Yes**Filed ITU:** Yes**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: RETAIL ROYALTY COMPANY

Owner Address: 101 CONVENTION CENTER DRIVE
LAS VEGAS, NEVADA UNITED STATES 89109

Legal Entity Type: CORPORATION

State or Country Where
Organized: NEVADA▼ **Attorney/Correspondence Information****Attorney of Record**

Attorney Name: Theodore R. Remaklus

Docket Number: RVI-780-122

Attorney Primary Email
Address: tremaklus@whe-law.com

Attorney Email Authorized: Yes

CorrespondentCorrespondent
Name/Address: Theodore R. Remaklus
WOOD, HERRON & EVANS, L.L.P.
441 VINE STREET
2700 CAREW TOWER
CINCINNATI, OHIO UNITED STATES 45202-2917

Phone: 513-241-2324

Fax: 513-241-6234

Correspondent e-mail: tremaklus@whe-law.com usptodock@whe-law.comCorrespondent e-mail
Authorized: Yes**Domestic Representative - Not Found**▼ **Prosecution History**

Date	Description	Proceeding Number
May 11, 2019	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jun. 15, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	

Jun. 15, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76985
Jun. 15, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76985
Apr. 08, 2016	TEAS SECTION 8 & 15 RECEIVED	
May 11, 2010	REGISTERED-PRINCIPAL REGISTER	
Apr. 08, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Apr. 07, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	70884
Apr. 07, 2010	ASSIGNED TO LIE	70884
Mar. 22, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 02, 2010	STATEMENT OF USE PROCESSING COMPLETE	61813
Mar. 01, 2010	USE AMENDMENT FILED	61813
Mar. 01, 2010	TEAS STATEMENT OF USE RECEIVED	
Sep. 08, 2009	EXTENSION 5 GRANTED	61813
Sep. 04, 2009	EXTENSION 5 FILED	61813
Sep. 04, 2009	TEAS EXTENSION RECEIVED	
Mar. 09, 2009	EXTENSION 4 GRANTED	61813
Mar. 05, 2009	EXTENSION 4 FILED	61813
Mar. 05, 2009	TEAS EXTENSION RECEIVED	
Sep. 03, 2008	EXTENSION 3 GRANTED	61813
Aug. 26, 2008	EXTENSION 3 FILED	61813
Sep. 03, 2008	DIVISIONAL PROCESSING COMPLETE	
Aug. 26, 2008	DIVISIONAL REQUEST RECEIVED	
Sep. 03, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Aug. 26, 2008	FAX RECEIVED	
Aug. 26, 2008	TEAS EXTENSION RECEIVED	
Apr. 25, 2008	EXTENSION 2 GRANTED	66154
Mar. 06, 2008	EXTENSION 2 FILED	66154
Apr. 25, 2008	REVIEW OF CORRESPONDENCE COMPLETE	66154
Apr. 04, 2008	FAX RECEIVED	
Mar. 28, 2008	DIVISIONAL PROCESSING COMPLETE	

Mar. 14, 2008	DIVISIONAL REQUEST RECEIVED	
Mar. 14, 2008	PAPER RECEIVED	
Mar. 06, 2008	TEAS EXTENSION RECEIVED	
Aug. 31, 2007	EXTENSION 1 GRANTED	98765
Aug. 31, 2007	EXTENSION 1 FILED	98765
Aug. 31, 2007	TEAS EXTENSION RECEIVED	
May 15, 2007	NOTICE OF ALLOWANCE CORRECTION ENTERED	65362
Apr. 27, 2007	PAPER RECEIVED	
Mar. 06, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 12, 2006	PUBLISHED FOR OPPOSITION	
Nov. 22, 2006	NOTICE OF PUBLICATION	
Oct. 23, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	78145
Oct. 13, 2006	ASSIGNED TO LIE	78145
Oct. 12, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 12, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 12, 2006	EXAMINERS AMENDMENT E-MAILED	6328
Oct. 12, 2006	EXAMINERS AMENDMENT -WRITTEN	73370
Oct. 03, 2006	AMENDMENT FROM APPLICANT ENTERED	78145
Aug. 30, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78145
Aug. 30, 2006	FAX RECEIVED	
Mar. 08, 2006	NON-FINAL ACTION E-MAILED	6325
Mar. 08, 2006	NON-FINAL ACTION WRITTEN	73370
Mar. 08, 2006	ASSIGNED TO EXAMINER	73370
Aug. 29, 2005	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 116

Date in Location: Jun. 15, 2016

▼ Assignment Abstract Of Title Information**Summary****▼ Conveyance Filter****Total Assignments:** 1**Registrant:** RETAIL ROYALTY COMPANY**▼ Assignment 1 of 1****▲ Collapse All****Conveyance:** ASSIGNS THE ENTIRE INTEREST**Reel/Frame:** [3247/0787](#)**Pages:** 4**Date Recorded:** Feb. 15, 2006**Supporting Documents:** [assignment-tm-3247-0787.pdf](#)**Assignor****Name:** [NC SIXTH LLC](#)**Execution Date:** Feb. 14, 2006**Legal Entity Type:** CORPORATION**State or Country Where
Organized:** DELAWARE**Assignee****Name:** [RETAIL ROYALTY COMPANY](#)**Legal Entity Type:** CORPORATION**State or Country Where
Organized:** NEVADA**Address:** 101 CONVENTION CENTER DRIVE
LAS VEGAS, NEVADA 89109**Correspondent****Correspondent Name:** SARAH OTTE GRABER**Correspondent Address:** 2700 CAREW TOWER, 441 VINE STREET
CINCINNATI,, OH 45202-2917**Domestic Representative - Not Found****▼ Proceedings - Click to Load**



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AERIE

Word Mark AERIE

Goods and Services IC 014. US 002 027 028 050. G & S: Jewelry, namely, jewelry. FIRST USE: 20070700. FIRST USE IN COMMERCE: 20070700

IC 018. US 001 002 003 022 041. G & S: Gym bags, tote bags, and toiletry cases sold empty. FIRST USE: 20061000. FIRST USE IN COMMERCE: 20061000

IC 025. US 022 039. G & S: Clothing, and clothing accessories, namely, belts, bottoms, gym suits, tops, lingerie, loungewear, pants, robes, scarves, shirts, shorts, skirts, sleep wear, slippers, sweaters, underwear, footwear, socks, namely, shoes, sandals, headwear, namely, headbands, hats [, sweatbands]. FIRST USE: 20060906. FIRST USE IN COMMERCE: 20060906

IC 035. US 100 101 102. G & S: Retail store services, [mail order services, catalog ordering services,] and electronic retail store services using a global computer and/or communications network, all in the field of wearing apparel, clothing, clothing accessories, footwear, headwear, athletic bags, purses, cosmetics, personal care products, candles, and jewelry. FIRST USE: 20060906. FIRST USE IN COMMERCE: 20060906

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78980065

Filing Date August 19, 2005

Current Basis 1A

Original Filing Basis 1B

Published for Opposition December 12, 2006

Registration 3486591

Number**International****Registration** 1030213**Number****Registration****Date** August 12, 2008**Owner**(REGISTRANT) RETAIL ROYALTY COMPANY CORPORATION NEVADA 101 CONVENTION CENTER DRIVE
LAS VEGAS NEVADA 89109**Assignment****Recorded**

ASSIGNMENT RECORDED

Attorney of**Record**

Theodore R. Remaklus

Type of**Mark**

TRADEMARK. SERVICE MARK

Register

PRINCIPAL

Affidavit**Text**

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20190308.

Renewal

1ST RENEWAL 20190308

Live/Dead**Indicator**

LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:48:13 EDT**Mark:** AERIE

AERIE

US Serial Number: 78980065**Application Filing Date:** Aug. 19, 2005**US Registration Number:** 3486591**Registration Date:** Aug. 12, 2008**Register:** Principal**Mark Type:** Trademark, Service Mark**TM5 Common Status****Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.**Status Date:** Mar. 08, 2019**Publication Date:** Dec. 12, 2006**Notice of Allowance Date:** Mar. 06, 2007▼ **Mark Information**

▲ Collapse All

Mark Literal Elements: AERIE**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****International Registration
Number:** [1030213](#)**International Application(s)
/Registration(s) Based on this
Property:** [A0018223](#), [A0018239](#)/[1030213](#)

Child Of: [78696571](#)▼ **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: Jewelry, namely, jewelry**International Class(es):** 014 - Primary Class**U.S Class(es):** 002, 027, 028, 050**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Jul. 2007**Use in Commerce:** Jul. 2007**For:** Gym bags, tote bags, and toiletry cases sold empty**International Class(es):** 018 - Primary Class**U.S Class(es):** 001, 002, 003, 022, 041**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Oct. 2006**Use in Commerce:** Oct. 2006**For:** Clothing, and clothing accessories, namely, belts, bottoms, gym suits, tops, lingerie, loungewear, pants, robes, scarves, shirts, shorts, skirts, sleep wear, slippers, sweaters, underwear, footwear, socks, namely, shoes, sandals, headwear, namely, headbands, hats [, sweatbands]**International Class(es):** 025 - Primary Class**U.S Class(es):** 022, 039**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Sep. 06, 2006**Use in Commerce:** Sep. 06, 2006**For:** Retail store services, [mail order services, catalog ordering services,] and electronic retail store services using a global computer and/or communications network, all in the field of wearing apparel, clothing, clothing accessories, footwear, headwear, athletic bags, purses, cosmetics, personal care products, candles, and jewelry**International Class(es):** 035 - Primary Class**U.S Class(es):** 100, 101, 102**Class Status:** ACTIVE

Basis: 1(a)**First Use:** Sep. 06, 2006**Use in Commerce:** Sep. 06, 2006▼ **Basis Information (Case Level)****Filed Use:** No**Filed ITU:** Yes**Filed 44D:** No**Filed 44E:** No**Filed 66A:** No**Filed No Basis:** No**Currently Use:** Yes**Currently ITU:** No**Currently 44E:** No**Currently 66A:** No**Currently No Basis:** No▼ **Current Owner(s) Information****Owner Name:** RETAIL ROYALTY COMPANY**Owner Address:** 101 CONVENTION CENTER DRIVE
LAS VEGAS, NEVADA UNITED STATES 89109**Legal Entity Type:** CORPORATION**State or Country Where
Organized:** NEVADA▼ **Attorney/Correspondence Information****Attorney of Record****Attorney Name:** Theodore R. Remaklus**Attorney Primary Email
Address:** tremaklus@whe-law.com**Docket Number:** RVI-780DV**Attorney Email Authorized:** Yes**Correspondent****Correspondent
Name/Address:** Theodore R. Remaklus
WOOD HERRON & EVANS LLP
441 Vine St.
2700 Carew Tower
CINCINNATI, OHIO UNITED STATES 45202-2917**Phone:** 513-241-2324**Fax:** 513-241-6234

Correspondent e-mail: usptodock@whe-law.com tremaklus@whe-law.com

Correspondent e-mail Yes

Authorized:

Domestic Representative - Not Found**▼ Prosecution History**

Date	Description	Proceeding Number
Mar. 08, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 08, 2019	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	74886
Mar. 08, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	74886
Mar. 08, 2019	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74886
Feb. 04, 2019	TEAS SECTION 8 & 9 RECEIVED	
Aug. 12, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Sep. 27, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 27, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76874
Sep. 24, 2013	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76874
Sep. 27, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Sep. 24, 2013	TEAS SECTION 8 & 15 RECEIVED	
Aug. 12, 2008	REGISTERED-PRINCIPAL REGISTER	
Jul. 10, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	76568
Jul. 08, 2008	ASSIGNED TO LIE	76568
Jul. 07, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 17, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	76539
Jun. 17, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	76539
Jun. 16, 2008	ASSIGNED TO LIE	76539
Jun. 13, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 12, 2008	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
May 12, 2008	NON-FINAL ACTION E-MAILED	
May 12, 2008	SU - NON-FINAL ACTION - WRITTEN	73370
Apr. 25, 2008	STATEMENT OF USE PROCESSING COMPLETE	66154
Mar. 06, 2008	USE AMENDMENT FILED	66154

Mar. 28, 2008	DIVISIONAL PROCESSING COMPLETE	
Mar. 14, 2008	DIVISIONAL REQUEST RECEIVED	
Mar. 14, 2008	PAPER RECEIVED	
Mar. 06, 2008	TEAS STATEMENT OF USE RECEIVED	
Aug. 31, 2007	EXTENSION 1 GRANTED	98765
Aug. 31, 2007	EXTENSION 1 FILED	98765
Aug. 31, 2007	TEAS EXTENSION RECEIVED	
May 15, 2007	NOTICE OF ALLOWANCE CORRECTION ENTERED	65362
Apr. 27, 2007	PAPER RECEIVED	
Mar. 06, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 12, 2006	PUBLISHED FOR OPPOSITION	
Nov. 22, 2006	NOTICE OF PUBLICATION	
Oct. 23, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	78145
Oct. 13, 2006	ASSIGNED TO LIE	78145
Oct. 12, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 12, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 12, 2006	EXAMINERS AMENDMENT E-MAILED	6328
Oct. 12, 2006	EXAMINERS AMENDMENT -WRITTEN	73370
Oct. 03, 2006	AMENDMENT FROM APPLICANT ENTERED	78145
Aug. 30, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78145
Aug. 30, 2006	FAX RECEIVED	
Mar. 08, 2006	NON-FINAL ACTION E-MAILED	6325
Mar. 08, 2006	NON-FINAL ACTION WRITTEN	73370
Mar. 08, 2006	ASSIGNED TO EXAMINER	73370
Aug. 29, 2005	NEW APPLICATION ENTERED IN TRAM	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE		Date in Location: Mar. 08, 2019	
▲ Assignment Abstract Of Title Information - None recorded			
▼ Proceedings - Click to Load			



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Record 1 out of 1[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)**AERIE WINK**

Word Mark	AERIE WINK
Goods and Services	IC 003. US 001 004 006 050 051 052. G & S: Fragrances and body creams. FIRST USE: 20120100. FIRST USE IN COMMERCE: 20120100
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	85344197
Filing Date	June 13, 2011
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	August 27, 2013
Registration Number	4430747
Registration Date	November 12, 2013
Owner	(REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109
Attorney of Record	Theodore R. Remaklus
Prior Registrations	3419683;3486591;3503212;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:48:56 EDT**Mark:** AERIE WINK

AERIE WINK

US Serial Number: 85344197**Application Filing Date:** Jun. 13, 2011**US Registration Number:** 4430747**Registration Date:** Nov. 12, 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:** Nov. 12, 2013**Publication Date:** Aug. 27, 2013**▼ Mark Information****▲ Collapse All****Mark Literal Elements:** AERIE WINK**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:** [3419683](#), [3486591](#), [3503212](#) and others**▼ 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:	Fragrances and body creams		
International Class(es):	003 - Primary Class	U.S Class(es):	001, 004, 006, 050, 051, 052
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Jan. 2012	Use in Commerce:	Jan. 2012

▼ Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes
Filed ITU:	Yes	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:	Retail Royalty Company		
Owner Address:	101 Convention Center Drive Las Vegas, NEVADA UNITED STATES 89109		
Legal Entity Type:	CORPORATION	State or Country Where Organized:	NEVADA

▼ Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-1383 / 1
Attorney Primary Email Address:	tremaklus@whepatent.com	Attorney Email Authorized:	Yes

Correspondent

Correspondent Name/Address: THEODORE R. REMAKLUS
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Correspondent e-mail: tremaklus@whe-law.com usptodock@whe-law.com
bdrambarean@whe-law.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found▼ **Prosecution History**

Date	Description	Proceeding Number
Nov. 12, 2018	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Nov. 12, 2013	REGISTERED-PRINCIPAL REGISTER	
Aug. 27, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 27, 2013	PUBLISHED FOR OPPOSITION	
Aug. 07, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 22, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Jul. 19, 2013	ASSIGNED TO LIE	70884
Jul. 19, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 11, 2013	LIE CHECKED SUSP - TO ATTY FOR ACTION	76532
Jul. 11, 2013	ASSIGNED TO LIE	76532
Jan. 11, 2013	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Aug. 09, 2012	NOTICE OF ACCEPTANCE OF AMENDMENT TO ALLEGE USE E-MAILED	
Aug. 08, 2012	USE AMENDMENT ACCEPTED	82093
Aug. 07, 2012	AMENDMENT TO USE PROCESSING COMPLETE	88889
Aug. 07, 2012	USE AMENDMENT FILED	88889
Aug. 06, 2012	TEAS AMENDMENT OF USE RECEIVED	
Aug. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 11, 2012	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	

Jan. 11, 2012	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jan. 11, 2012	LETTER OF SUSPENSION E-MAILED	6332
Jan. 11, 2012	SUSPENSION LETTER WRITTEN	82093
Jan. 10, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 09, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 09, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 09, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 22, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 22, 2011	NON-FINAL ACTION E-MAILED	6325
Jul. 22, 2011	NON-FINAL ACTION WRITTEN	82093
Jul. 18, 2011	ASSIGNED TO EXAMINER	82093
Jun. 16, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 16, 2011	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: Nov. 12, 2013

▲ **Assignment Abstract Of Title Information - None recorded**

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Word Mark	AERIE WHOA!!
Goods and Services	IC 003. US 001 004 006 050 051 052. G & S: Fragrances. FIRST USE: 20131000. FIRST USE IN COMMERCE: 20131000
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	85981043
Filing Date	May 7, 2013
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	October 8, 2013
Registration Number	4508206
Registration Date	April 1, 2014
Owner	(REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109
Attorney of Record	Theodore R. Remaklus
Prior Registrations	3419683;3503212;3584874
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:49:34 EDT**Mark:** AERIE WHOA!!

AERIE WHOA!!

US Serial Number: 85981043**Application Filing Date:** May 07, 2013**US Registration Number:** 4508206**Registration Date:** Apr. 01, 2014**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:** Apr. 01, 2014**Publication Date:** Oct. 08, 2013**Notice of Allowance Date:** Dec. 03, 2013

▼ Mark Information

[▲ Collapse All](#)**Mark Literal Elements:** AERIE WHOA!!**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: [3419683](#), [3503212](#), [3584874](#)**Child Of:** [85924884](#)

▼ 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:	Fragrances		
International Class(es):	003 - Primary Class	U.S Class(es):	001, 004, 006, 050, 051, 052
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Oct. 2013	Use in Commerce:	Oct. 2013

▼ Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes
Filed ITU:	Yes	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:	Retail Royalty Company		
Owner Address:	101 Convention Center Drive Las Vegas, NEVADA UNITED STATES 89109		
Legal Entity Type:	CORPORATION	State or Country Where Organized:	NEVADA

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-1465DV /
Attorney Primary Email	tremaklus@whe-law.com	Attorney Email Authorized:	Yes

Address:**Correspondent**

Correspondent Name/Address: THEODORE R. REMAKLUS
 WOOD, HERRON & EVANS, L.L.P.
 441 VINE STREET
 2700 CAREW TOWER
 CINCINNATI, OHIO UNITED STATES 45202-2821

Phone: 513-241-2324**Fax:** 513-241-6234

Correspondent e-mail: tremaklus@whe-law.com usptodock@whe-law.com
bdrambarean@whe-law.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found**Prosecution History**

Date	Description	Proceeding Number
Apr. 01, 2019	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
May 15, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Apr. 01, 2014	REGISTERED-PRINCIPAL REGISTER	
Feb. 25, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 24, 2014	LAW OFFICE REGISTRATION REVIEW COMPLETED	77312
Feb. 24, 2014	ASSIGNED TO LIE	77312
Feb. 05, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 24, 2014	STATEMENT OF USE PROCESSING COMPLETE	66154
Dec. 03, 2013	USE AMENDMENT FILED	66154
Jan. 24, 2014	DIVISIONAL PROCESSING COMPLETE	
Dec. 03, 2013	DIVISIONAL REQUEST RECEIVED	
Dec. 31, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Dec. 03, 2013	TEAS REQUEST TO DIVIDE RECEIVED	
Dec. 03, 2013	TEAS STATEMENT OF USE RECEIVED	
Dec. 03, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 03, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 08, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	

Oct. 08, 2013	PUBLISHED FOR OPPOSITION	
Sep. 18, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 26, 2013	ASSIGNED TO EXAMINER	90298
May 14, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 10, 2013	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: Feb. 24, 2014

▲ **Assignment Abstract Of Title Information - None recorded**

▼ **Proceedings - Click to Load**



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Record 1 out of 1[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)**AERIE WHOA!!**

Word Mark	AERIE WHOA!!
Goods and Services	IC 003. US 001 004 006 050 051 052. G & S: Body lotions. FIRST USE: 20140731. FIRST USE IN COMMERCE: 20140731
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	85924884
Filing Date	May 7, 2013
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	October 8, 2013
Registration Number	4610683
Registration Date	September 23, 2014
Owner	(REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109
Attorney of Record	Theodore R. Remaklus
Prior Registrations	3419683;3503212;3584874
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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MAINTENANCE

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Generated on: This page was generated by TSDR on 2019-07-08 14:50:45 EDT**Mark:** AERIE WHOA!!

AERIE WHOA!!

US Serial Number: 85924884**Application Filing Date:** May 07, 2013**US Registration Number:** 4610683**Registration Date:** Sep. 23, 2014**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. 23, 2014**Publication Date:** Oct. 08, 2013**Notice of Allowance Date:** Dec. 03, 2013**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE WHOA!!**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:** [3419683](#), [3503212](#), [3584874](#)**Parent Of:** [85981043](#)**▼ 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:	Body lotions		
International Class(es):	003 - Primary Class	U.S Class(es):	001, 004, 006, 050, 051, 052
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Jul. 31, 2014	Use in Commerce:	Jul. 31, 2014

▼ Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes
Filed ITU:	Yes	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:	Retail Royalty Company		
Owner Address:	101 Convention Center Drive Las Vegas, NEVADA UNITED STATES 89109		
Legal Entity Type:	CORPORATION	State or Country Where Organized:	NEVADA

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Theodore R. Remaklus	Docket Number:	RVI-1465DV /
Attorney Primary Email	tremaklus@whe-law.com	Attorney Email Authorized:	Yes

Address:**Correspondent**

Correspondent Name/Address: THEODORE R. REMAKLUS
 WOOD, HERRON & EVANS, L.L.P.
 441 VINE STREET
 2700 CAREW TOWER
 CINCINNATI, OHIO UNITED STATES 45202-2821

Phone: 513-241-2324

Fax: 513-241-6234

Correspondent e-mail: tremaklus@whe-law.com usptodock@whe-law.com
bdrambarean@whe-law.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found**▼ Prosecution History**

Date	Description	Proceeding Number
Sep. 23, 2014	REGISTERED-PRINCIPAL REGISTER	
Aug. 20, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Aug. 19, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 09, 2014	STATEMENT OF USE PROCESSING COMPLETE	66154
Aug. 07, 2014	USE AMENDMENT FILED	66154
Aug. 07, 2014	TEAS STATEMENT OF USE RECEIVED	
Apr. 11, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 09, 2014	EXTENSION 1 GRANTED	98765
Apr. 09, 2014	EXTENSION 1 FILED	98765
Apr. 09, 2014	TEAS EXTENSION RECEIVED	
Jan. 25, 2014	CORRECTED NOA E-MAILED	
Jan. 24, 2014	DIVISIONAL PROCESSING COMPLETE	
Dec. 03, 2013	DIVISIONAL REQUEST RECEIVED	
Dec. 31, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Dec. 03, 2013	TEAS REQUEST TO DIVIDE RECEIVED	
Dec. 03, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 03, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	

Oct. 08, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 08, 2013	PUBLISHED FOR OPPOSITION	
Sep. 18, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 26, 2013	ASSIGNED TO EXAMINER	90298
May 14, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 10, 2013	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: Aug. 19, 2014

▲ **Assignment Abstract Of Title Information - None recorded**

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AERIE BY AMERICAN EAGLE

Word Mark	AERIE BY AMERICAN EAGLE
Goods and Services	(CANCELLED) IC 014. US 002 027 028 050. G & S: [Jewelry]. FIRST USE: 20070700. FIRST USE IN COMMERCE: 20070700
	IC 035. US 100 101 102. G & S: Retail and on-line retail store services for a wide variety of goods, namely, clothing, clothing accessories, footwear, headwear, jewelry, bags, purses, wallets, cosmetics, toiletries, fragrance and personal care products. FIRST USE: 20060900. FIRST USE IN COMMERCE: 20060900
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	85098841
Filing Date	August 3, 2010
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	November 2, 2010
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	3908184
Registration Date	January 18, 2011
Owner	(REGISTRANT) Retail Royalty Company CORPORATION NEVADA 101 Convention Center Drive Las Vegas NEVADA 89109
Attorney of Record	Theodore R. Remaklus

Prior Registrations 3486591;3545443;3797646;AND OTHERS

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Affidavit Text SECT 15. PARTIAL SECT 8 (6-YR).

Live/Dead Indicator LIVE

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Generated on: This page was generated by TSDR on 2019-07-08 14:51:36 EDT**Mark:** AERIE BY AMERICAN EAGLE

AERIE BY AMERICAN EAGLE

US Serial Number: 85098841**Application Filing Date:** Aug. 03, 2010**US Registration Number:** 3908184**Registration Date:** Jan. 18, 2011**Register:** Principal**Mark Type:** Trademark, Service Mark**TM5 Common Status
Descriptor:**

LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A partial Sections 8 and 15 combined declaration has been accepted and acknowledged.**Status Date:** Feb. 23, 2017**Publication Date:** Nov. 02, 2010**▼ Mark Information**[▲ Collapse All](#)**Mark Literal Elements:** AERIE BY AMERICAN EAGLE**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:** [3486591](#), [3545443](#), [3797646](#) and others**▼ 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:	[Jewelry]		
International Class(es):	014 - Primary Class	U.S Class(es):	002, 027, 028, 050
Class Status:	SECTION 8 - CANCELLED		
Basis:	1(a)		
First Use:	Jul. 2007	Use in Commerce:	Jul. 2007
For:	Retail and on-line retail store services for a wide variety of goods, namely, clothing, clothing accessories, footwear, headwear, jewelry, bags, purses, wallets, cosmetics, toiletries, fragrance and personal care products		
International Class(es):	035 - Primary Class	U.S Class(es):	100, 101, 102
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Sep. 2006	Use in Commerce:	Sep. 2006

▼ 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:	Retail Royalty Company		
Owner Address:	101 Convention Center Drive Las Vegas, NEVADA UNITED STATES 89109		
Legal Entity Type:	CORPORATION	State or Country Where	NEVADA

Organized:

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Theodore R. Remaklus

Docket Number: RVI-1330

Attorney Primary Email Address: tremaklus@whe-law.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: THEODORE R. REMAKLUS
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Phone: 513-241-2324

Fax: 513-241-6234

Correspondent e-mail: tremaklus@whe-law.com usptodock@whe-law.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

▼ Prosecution History

Date	Description	Proceeding Number
Feb. 23, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb. 23, 2017	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76293
Feb. 23, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76293
Dec. 16, 2016	TEAS SECTION 8 & 15 RECEIVED	
Jan. 18, 2011	REGISTERED-PRINCIPAL REGISTER	
Nov. 02, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 02, 2010	PUBLISHED FOR OPPOSITION	
Sep. 27, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68691
Sep. 27, 2010	ASSIGNED TO LIE	68691
Sep. 18, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 16, 2010	ASSIGNED TO EXAMINER	77762

Aug. 06, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Aug. 06, 2010	NEW APPLICATION ENTERED IN TRAM
▼ TM Staff and Location Information	
TM Staff Information - None	
File Location	
Current Location:	Not Found
Date in Location:	Feb. 23, 2017
▲ Assignment Abstract Of Title Information - None recorded	
▼ Proceedings - Click to Load	