

ESTTA Tracking number: **ESTTA988752**

Filing date: **07/18/2019**

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	Wright & McGill Co.
Granted to Date of previous extension	07/24/2019
Address	4245 E. 46TH AVE. DENVER, CO 80216 UNITED STATES

Attorney information	SABRINA C. STAVISH SHERIDAN ROSS P.C. 1560 BROADWAY, SUITE 1200 DENVER, CO 80202 UNITED STATES sstavish@sheridanross.com, jsinclare@sheridanross.com, sschneider@sheridanross.com 303-863-9700
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Applicant Information

Application No	88181178	Publication date	03/26/2019
Opposition Filing Date	07/18/2019	Opposition Period Ends	07/24/2019
Applicant	Dunbar, David 444 West Jamestown Road Greenville, PA 16125 UNITED STATES		

Goods/Services Affected by Opposition

Class 028. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Fishing lures; Fishing tackle
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Grounds for Opposition


Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1888632	Application Date	05/16/1994
Registration Date	04/11/1995	Foreign Priority Date	NONE

Word Mark	EAGLE CLAW
Design Mark	
Description of Mark	NONE
Goods/Services	Class 028. First use: First Use: 1927/00/00 First Use In Commerce: 1927/00/00 fish hooks, snelled fish hooks, fishingrods, fishing reels, bobbers, floats and rigs

U.S. Registration No.	1888631	Application Date	05/16/1994
Registration Date	04/11/1995	Foreign Priority Date	NONE
Word Mark	EAGLE CLAW		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 1990/01/00 First Use In Commerce: 1990/01/00 fishing tackle, namely, fishing line, bobber stops, leaders, swivels, sinkers, stringers, fish weighing scales, fish scalers, nets, fishing rod cases, fishing rod racks, tackle boxes, minnow buckets,pole bells, fishing creels, fishing satchels, fishing vests, fisherman pliers, scissors and clippers, reel oil, fillet boards and gloves, [trolling bucket boom] and lures		

U.S. Registration No.	5400766	Application Date	07/17/2017
Registration Date	02/13/2018	Foreign Priority Date	NONE
Word Mark	EAGLE CLAW		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 008. First use: First Use: 1989/00/00 First Use In Commerce: 1989/00/00 Fishing knives; Hand-operated cutting tools; Hand-operated shears; Knife sharpeners; Pliers; Scissors; Sport knives Class 018. First use: First Use: 1989/00/00 First Use In Commerce: 1989/00/00 Tote bags Class 025. First use: First Use: 1989/00/00 First Use In Commerce: 1989/00/00 Beanies; Caps being headwear; Hats; Jackets; Shirts; Vests Class 028. First use: First Use: 1989/00/00 First Use In Commerce: 1989/00/00 Fishing creels		

Attachments	87530755#TMSN.png(bytes) 2019.07.18 - Notice of Opposition.pdf(390844 bytes) Notice of Opposition - Ex 1.pdf(587396 bytes)
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Signature	/jeanette sinclare/
Name	Jeanette E. Sinclare, Sheridan Ross P.C.
Date	07/18/2019

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

In the Matter of Trademark Application
Serial No. 88/181,178
Filed on November 5, 2018
For the mark “COUGAR CLAW”
Published in the *Official Gazette* on March 26, 2019

Wright & McGill Co.,)	
)	
Opposer,)	
)	
v.)	Opposition No. _____
)	
David Dunbar,)	
)	
Applicant.)	

NOTICE OF OPPOSITION

Opposer Wright & McGill Co. (“Opposer”), a Colorado corporation, having a place of business at 4245 East 46th Avenue, Denver, Colorado 80216, believes that it will be damaged by registration on the Principal Register of the mark “COUGAR CLAW”, as shown in U.S. Trademark Application Serial No. 88/181,178, for “ Fishing lures; Fishing tackle,” in Class 28, which published for opposition on March 26, 2019.

As grounds for this Notice of Opposition, Opposer alleges:

1. Opposer’s filing of this Notice of Opposition is timely pursuant to 37 C.F.R. § 2.101, as U.S. Trademark Application Serial No. 88/181,178 published for opposition on March 26, 2019. Extensions of time to oppose have been granted through July 24, 2019. Therefore, the deadline to oppose the application is July 24, 2019, and this Notice is being filed prior to the July 24, 2019 deadline.

2. Opposer is the owner of the following U.S. registrations containing “EAGLE CLAW”:

Mark	Reg. No. & Reg. Date	Goods	First Use Date in Commerce
EAGLE CLAW	1,888,632 04/11/1995	<u>Class 28</u> : Fish hooks, snelled fish hooks, fishing rods, fishing reels, bobbers, floats and rigs	1927
EAGLE CLAW	1,888,631 04/11/1995	<u>Class 28</u> : Fishing tackle, namely fishing line, bobber stops, leaders, swivels, sinkers, stringers, fish weighing scales, fish scalers, nets, fishing rod cases, fishing rod racks, tackle boxes, minnow buckets, pole bells, fishing creels, fishing satchels, fishing vests, fisherman pliers, scissors and clippers, reel oil, fillet boards and gloves, trolling bucket boom and lures	01/1990
EAGLE CLAW	5,400,766 02/13/2018	<u>Class 8</u> : Fishing knives; Hand-operated cutting tools; Hand-operated shears; Knife sharpeners; Pliers; Scissors; Sport knives <u>Class 18</u> : Tote bags <u>Class 25</u> : Beanies; Caps being headwear; Hats; Jackets; Shirts; Vests <u>Class 28</u> : Fishing creels	1989

(Registration Certificates and TSDR status reports attached at Exhibit 1.)

3. Opposer has used the “EAGLE CLAW” mark in commerce in the U.S. since 1927.
4. Opposer’s “EAGLE CLAW” registrations cover various items of fishing tackle, including lures in Class 28 (such goods, “Opposer’s Fishing Goods”).
5. Opposer has devoted substantial time, money, and effort in establishing and maintaining a high standard of quality for goods provided under its “EAGLE CLAW” mark. As a result, Opposer’s “EAGLE CLAW” mark has become widely and favorably known to the public in connection with its fishing products, and Opposer has developed substantial goodwill and name recognition in its “EAGLE CLAW” mark.

6. Applicant filed U.S. Trademark Application Serial No. 88/181,178 for “COUGAR CLAW” in the United States Patent and Trademark Office (“USPTO”) on November 5, 2018 for use in connection with “Fishing lures; Fishing tackle” in Class 28 (such goods, “Applicant’s Fishing Goods”).

7. U.S. Trademark Application Serial No. 88/181,178 was filed on November 5, 2018 on the basis of use of the mark in commerce under Section 1(b) intent-to-use the mark in commerce.

8. Opposer’s “EAGLE CLAW” mark has priority over Applicant’s COUGAR CLAW Mark as Opposer’s “EAGLE CLAW” mark was registered prior to the filing of U.S. Application No. 88/181,178 and prior to Applicant’s use of the COUGAR CLAW Mark.

9. Applicant’s COUGAR CLAW Mark is confusingly similar to Opposer’s “EAGLE CLAW” mark.

10. Applicant’s Fishing Goods are identical to Opposer’s Fishing Goods.

11. Applicant’s Fishing Goods and Opposer’s Fishing Goods target the same consumers.

12. Applicant’s use of Applicant’s COUGAR CLAW Mark in connection with Applicant’s Fishing Goods is without Opposer’s consent or authorization.

13. As a result of the public’s association of “EAGLE CLAW” with Opposer, as well as Opposer’s prior rights in the “EAGLE CLAW” mark, Applicant’s use and registration of the confusingly similar mark “COUGAR CLAW” for use in connection with Applicant’s Fishing Goods is likely to cause confusion, mistake or deception as to the source, origin or affiliation of Applicant’s Fishing Goods, in that consumers are likely to be confused that Applicant’s “COUGAR CLAW” products are affiliated with or sponsored by Opposer.

14. Through extensive advertising and promotion during 92 years of Opposer's use of the mark "EAGLE CLAW" on its goods, Opposer's "EAGLE CLAW" mark has been famous in the United States well before Applicant's use and filing date of Applicant's COUGAR CLAW Mark.

15. Applicant's mark as shown in U.S. Application Serial No. 88/181,178 is likely to cause dilution by blurring of the distinctive quality of Opposer's famous mark "EAGLE CLAW" under 15 U.S.C. § 1125(c).

16. If U.S. Trademark Application Serial No. 88/181,178 for the confusingly similar mark "COUGAR CLAW" is permitted to register despite this likelihood of confusion, Opposer's right to use its "EAGLE CLAW" mark will be impaired, and Opposer will be damaged.

WHEREFORE, Opposer prays that registration of the mark in U.S. Trademark Application Serial No. 88/181,178 be refused, and that this Opposition be sustained in favor of Opposer.

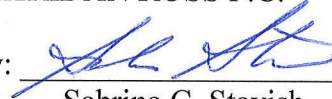
Date:

7-17-19

Respectfully submitted,

SHERIDAN ROSS P.C.

By:



Sabrina C. Stavish
Miriam D. Trudell
Jeanette E. Sinclair

1560 Broadway, Suite 1200
Denver, CO 80202
Tel: 303-863-9700
Fax: 303-863-0223

sstavish@sheridanross.com
mtrudell@sheridanross.com
jsinclare@sheridanross.com
Attorneys for Opposer

EXHIBIT 1

Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office **Reg. No. 1,888,631**
Registered Apr. 11, 1995

TRADEMARK
PRINCIPAL REGISTER

EAGLE CLAW

WRIGHT & MCGILL CO. (COLORADO CORPORATION)
4245 E. 46TH AVE.
DENVER, CO 80216

FOR: FISHING TACKLE, NAMELY FISHING LINE, BOBBER STOPS, LEADERS, SWIVELS, SINKERS, STRINGERS, FISH WEIGHING SCALES, FISH SCALERS, NETS, FISHING ROD CASES, FISHING ROD RACKS, TACKLE BOXES, MINNOW BUCKETS, POLE BELLS, FISHING CREELS, FISHING SATCHELS, FISH-

ING VESTS, FISHERMAN PLIERS, SCISSORS AND CLIPPERS, REEL OIL, FILLET BOARDS AND GLOVES, TROLLING BUCKET BOOM AND LURES, IN CLASS 28 (U.S. CL. 22).

FIRST USE 1-0-1990; IN COMMERCE 1-0-1990.

OWNER OF U.S. REG. NOS. 505,204 AND 557,985.

SER. NO. 74-524,642, FILED 5-16-1994.

JENNIFER BRUST, EXAMINING ATTORNEY

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Mark: EAGLE CLAW

US Serial Number: 74524642 Application Filing Date: May 16, 1994
US Registration Number: 1888631 Registration Date: Apr. 11, 1995
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Feb. 22, 2005
Publication Date: Jan. 17, 1995

Mark Information

Mark Literal Elements: EAGLE CLAW
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 0505204, 0557985

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

For: fishing tackle, namely fishing line, bobber stops, leaders, swivels, sinkers, stringers, fish weighing scales, fish scalers, nets, fishing rod cases, fishing rod racks, tackle boxes, minnow buckets, pole bells, fishing creels, fishing satchels, fishing vests, fisherman pliers, scissors and clippers, reel oil, fillet boards and gloves, trolling bucket boom and lures

International Class(es): 028 - Primary Class U.S Class(es): 022

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1990

Use in Commerce: Jan. 1990

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: Wright & McGill Co.
Owner Address: 4245 E. 46th Ave.
Denver, COLORADO 80216
UNITED STATES
Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SABRINA C. STAVISH **Docket Number:** 1162.170

Correspondent

Correspondent Name/Address: SABRINA C STAVISH
SHERIDAN ROSS PC
1560 BROADWAY STE 1200
DENVER, COLORADO 80202-5141
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 22, 2005	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Feb. 22, 2005	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Nov. 16, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Nov. 16, 2004	TEAS SECTION 8 & 9 RECEIVED	
Jun. 30, 2001	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 23, 2001	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 11, 1995	REGISTERED-PRINCIPAL REGISTER	
Jan. 17, 1995	PUBLISHED FOR OPPOSITION	
Dec. 16, 1994	NOTICE OF PUBLICATION	
Sep. 28, 1994	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 28, 1994	ASSIGNED TO EXAMINER	68309

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Apr. 11, 2005

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: POST REGISTRATION

Date in Location: Feb. 22, 2005

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: Wright & McGill Co.

Assignment 1 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 1679/0554

Pages: 15

Date Recorded: Jan. 21, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 14, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: NORWEST BANK COLORADO, NATIONAL ASSOCIATION

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: COLORADO

Address: C/O NORWEST CREDIT, INC.

1740 BROADWAY
DENVER, COLORADO 80274-8265

Correspondent

Correspondent Name: FAEGRE & BENSON, LLP
Correspondent Address: NATALIE HANLON-LEH, ESQ.
2500 REPUBLIC PLAZA
370 17TH STREET
DENVER, CO 80202

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 2464/0809

Pages: 18

Date Recorded: Mar. 06, 2002

Supporting Documents: assignment-tm-2464-0809.pdf

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 16, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: JADICO, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

Address: 580 WEST HIGHWAY 54
CAMDENTON, MISSOURI 65020

Correspondent

Correspondent Name: THOMPSON COBURN LLP
Correspondent Address: GREGORY E. UPCHURCH
ONE FIRSTAR PLAZA
ST. LOUIS MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 3704/0220

Pages: 22

Date Recorded: Jan. 25, 2008

Supporting Documents: assignment-tm-3704-0220.pdf

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 04, 2008

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: WELLS FARGO CREDIT, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: MINNESOTA

Address: 1740 BROADWAY
DENVER, COLORADO 80274-8625

Correspondent

Correspondent Name: JENNIFER D. COLLINS
Correspondent Address: 1700 LINCOLN STREET
3200 WELLS FARGO CENTER
DENVER, CO 80203-4532

Domestic Representative - Not Found

Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office **Reg. No. 1,888,632**
Registered Apr. 11, 1995

**TRADEMARK
PRINCIPAL REGISTER**

EAGLE CLAW

WRIGHT & MCGILL CO. (COLORADO CORPORATION)
4245 E. 46TH AVE.
DENVER, CO 80216

FIRST USE 0-0-1927; IN COMMERCE
0-0-1927.
OWNER OF U.S. REG. NOS. 505,204 AND
557,985.

FOR: FISH HOOKS, SNELLED FISH HOOKS,
FISHING RODS, FISHING REELS, BOBBERS,
FLOATS AND RIGS, IN CLASS 28 (U.S. CL. 22).

SER. NO. 74-524,643, FILED 5-16-1994.

JENNIFER BRUST, EXAMINING ATTORNEY

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Mark: EAGLE CLAW

US Serial Number: 74524643
US Registration Number: 1888632
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Feb. 22, 2005
Publication Date: Jan. 17, 1995

Application Filing Date: May 16, 1994
Registration Date: Apr. 11, 1995

Mark Information

Mark Literal Elements: EAGLE CLAW
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 0505204, 0557985

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
- Asterisks "*" identify additional (new) wording in the goods/services.

For: fish hooks, snelled fish hooks, fishing rods, fishing reels, bobbers, floats and rigs

International Class(es): 028 - Primary Class

U.S Class(es): 022

Class Status: ACTIVE

Basis: 1(a)

First Use: 1927

Use in Commerce: 1927

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: Wright & McGill Co.
Owner Address: 4245 E. 46th Ave.
Denver, COLORADO 80216
UNITED STATES

Legal Entity Type: CORPORATION
State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney Name: SABRINA C. STAVISH
Attorney of Record
Docket Number: 1162.168

Correspondent
Correspondent Name/Address: SABRINA C STAVISH
SHERIDAN ROSS PC
1560 BROADWAY STE 1200
DENVER, COLORADO 80202-5141
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
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Apr. 11, 1995	REGISTERED-PRINCIPAL REGISTER	
Jan. 17, 1995	PUBLISHED FOR OPPOSITION	
Dec. 16, 1994	NOTICE OF PUBLICATION	
Sep. 28, 1994	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 28, 1994	ASSIGNED TO EXAMINER	68309

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Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Apr. 11, 2005

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: POST REGISTRATION

Date in Location: Feb. 22, 2005

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Summary

Total Assignments: 3

Registrant: Wright & McGill Co.

Assignment 1 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 1679/0554

Pages: 15

Date Recorded: Jan. 21, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: WRIGHT & MCGILL CO.

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Legal Entity Type: CORPORATION

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Correspondent Address: NATALIE HANLON-LEH, ESQ.
2500 REPUBLIC PLAZA
370 17TH STREET
DENVER, CO 80202

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 2464/0809

Pages: 18

Date Recorded: Mar. 06, 2002

Supporting Documents: assignment-tm-2464-0809.pdf

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 16, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: JADICO, INC.

Legal Entity Type: CORPORATION

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Correspondent Address: GREGORY E. UPCHURCH
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ST. LOUIS MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: 3704/0220

Pages: 22

Date Recorded: Jan. 25, 2008

Supporting Documents: assignment-tm-3704-0220.pdf

Assignor

Name: WRIGHT & MCGILL CO.

Execution Date: Jan. 04, 2008

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Assignee

Name: WELLS FARGO CREDIT, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: MINNESOTA

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Correspondent Name: JENNIFER D. COLLINS
Correspondent Address: 1700 LINCOLN STREET
3200 WELLS FARGO CENTER
DENVER, CO 80203-4532

Domestic Representative - Not Found

United States of America

United States Patent and Trademark Office

EAGLE CLAW

Reg. No. 5,400,766

Registered Feb. 13, 2018

Int. Cl.: 8, 18, 25, 28

Trademark

Principal Register

Wright & McGill Co. (COLORADO CORPORATION)
4245 East 46th Avenue
Denver, COLORADO 80216

CLASS 8: Fishing knives; Hand-operated cutting tools; Hand-operated shears; Knife sharpeners; Pliers; Scissors; Sport knives

FIRST USE 00-00-1989; IN COMMERCE 00-00-1989

CLASS 18: Tote bags

FIRST USE 00-00-1989; IN COMMERCE 00-00-1989

CLASS 25: Beanies; Caps being headwear; Hats; Jackets; Shirts; Vests

FIRST USE 00-00-1989; IN COMMERCE 00-00-1989

CLASS 28: Fishing creels

FIRST USE 00-00-1989; IN COMMERCE 00-00-1989

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

OWNER OF U.S. REG. NO. 1888631, 0505204, 1888632

SER. NO. 87-530,755, FILED 07-17-2017



Andrei Iancu

Director of the United States
Patent and Trademark Office

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Mark: EAGLE CLAW

EAGLE CLAW

US Serial Number: 87530755

Application Filing Date: Jul. 17, 2017

US Registration Number: 5400766

Registration Date: Feb. 13, 2018

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Feb. 13, 2018

Publication Date: Nov. 28, 2017

Mark Information

Mark Literal Elements: EAGLE CLAW

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: 0505204, 1888631, 1888632

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: Fishing knives; Hand-operated cutting tools; Hand-operated shears; Knife sharpeners; Pliers; Scissors; Sport knives

International Class(es): 008 - Primary Class

U.S Class(es): 023, 028, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: 1989

Use in Commerce: 1989

For: Tote bags

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1989

Use in Commerce: 1989

For: Beanies; Caps being headwear; Hats; Jackets; Shirts; Vests

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1989

Use in Commerce: 1989

For: Fishing creels

International Class(es): 028 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1989

Use in Commerce: 1989

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: Wright & McGill Co.

Owner Address: 4245 East 46th Avenue
Denver, COLORADO 80216
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: COLORADO

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Sabrina C. Stavish

Docket Number: 1162-3-5

Attorney Primary Email Address: sstavish@sheridanross.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: SABRINA C. STAVISH
SHERIDAN ROSS P.C.
1560 BROADWAY, SUITE 1200
DENVER, COLORADO 80202
UNITED STATES

Phone: 303-863-9700

Fax: 303-863-0223

Correspondent e-mail: sstavish@sheridanross.com srideout@sheridanross.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 13, 2018	REGISTERED-PRINCIPAL REGISTER	
Nov. 28, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 28, 2017	PUBLISHED FOR OPPOSITION	
Nov. 08, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 19, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 16, 2017	ASSIGNED TO EXAMINER	76583
Jul. 22, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 20, 2017	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. 13, 2018

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91240655](#)

Filing Date: Apr 04, 2018

Status: Terminated

Status Date: Jul 24, 2018

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Yantai Xunmai Trading Co, Ltd

Correspondent Address: DONG ZHI GUANG
901 DATA CENTRE PO BOX 910 XUEYUAN RD 20
HAIDIAN BEIJING , 100083
CHINA

Correspondent e-mail: bs160921@163.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EAGLEZONE	Abandoned - After Inter-Partes Decision	7416484	

Plaintiff(s)

Name: Wright & McGill Co.

Correspondent Address: SABRINA C STAVISH
SHERIDAN ROSS PC
1560 BROADWAY SUITE 1200
DENVER CO , 80202
UNITED STATES

Correspondent e-mail: stavish@sheridanross.com , mtrudell@sheridanross.com , jsinclare@sheridanross.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EAGLE CLAW HOOKS	REGISTERED AND RENEWED	71531071	505204
EAGLE CLAW	REGISTERED AND RENEWED	74524643	1888632
EAGLE CLAW	Registered	87530755	5400766
EAGLE CLAW	REGISTERED AND RENEWED	74524642	1888631
	REGISTERED AND RENEWED	71616576	568797
	REGISTERED AND RENEWED	74535491	1900783
	REGISTERED AND RENEWED	74524644	1894189
	REGISTERED AND RENEWED	74524646	1894190

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 04, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 13, 2018	May 23, 2018
3	PENDING, INSTITUTED	Apr 13, 2018	
4	NOTICE OF DEFAULT	Jun 02, 2018	
5	BD DECISION: SUSTAINED	Jul 24, 2018	
6	TERMINATED	Jul 24, 2018	