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Filing date: **04/20/2020**

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

Proceeding	91251210
Party	Defendant Rhino USA, Inc.
Correspondence Address	DARIUSH G ADLI ADLI LAW GROUP PC 444 SOUTH FLOWER STREET, SUITE 3100 LOS ANGELES, CA 90071 UNITED STATES adli@adlilaw.com, docketing@adlilaw.com 213-623-6546
Submission	Other Motions/Papers
Filer's Name	Darius G. Adli
Filer's email	adli@adlilaw.com, docketing@adlilaw.com
Signature	/Darius G. Adli/
Date	04/20/2020
Attachments	2020-04-20 NAADE Consent to Permit Post-Publication Amendment v2.pdf(93909 bytes ) 2020-04-20 Dec of Adli re NAADE Consent to Permit Post-Publication Amendment.pdf(293409 bytes )



## CERTIFICATE OF SERVICE

I hereby certify that on this 20<sup>th</sup> day of April 2020, a copy of the foregoing NOTICE OF CONSENT TO PERMIT POST-PUBLICATION AMENDMENT OF APPLICATION was sent by email to Opposer's counsel at the following email addresses of record:

Gene S. Winter  
ST. ONGE STEWARD JOHNSTON & REENS LLC  
986 Bedford Street  
Stamford, Connecticut 06905  
Tel. (203) 324-6155  
Facsimile (203) 327-1096  
Email:  
[gwinter@ssjr.com](mailto:gwinter@ssjr.com)  
[sgerold@ssjr.com](mailto:sgerold@ssjr.com)  
[litigation@ssjr.com](mailto:litigation@ssjr.com)

By: /s/ Dariush G. Adli  
Dariush Adli  
ADLI Law Group  
444 South Flower Street, Suite 3100  
Los Angeles, CA 90071  
Tel. (213) 623-6546  
Facsimile (213) 623-6554  
Email: Adli@Adlilaw.com

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

In the matter of Application Serial No.

Mdm Products LLC,	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91251210
	)	
Rhino Usa, Inc.,	)	
	)	
Applicant.	)	
	)	

**DECLARATION OF DARIUSH G. ADLI**

I, Dariush Adli, hereby declare as follows:

1. I submit this declaration in support of Rhino U.S.A., Inc.'s Notice of Consent to Permit Post-Publication Amendment of Application.
2. On April 20, 2020, I contacted NAADE, Inc.'s counsel via email for consent to allow the proposed amendment to the identification of goods for the mark RHINO USA in Application Serial No. 87-592517.
3. On April 20, 2020, I received a response via email from Gregory Clarkson, consenting to the proposed amendment. Attached hereto as **Exhibit '1'** is a true and correct copy of the email correspondence.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and this declaration was executed on April 20, 2020 in Los Angeles, California.

\_\_\_\_\_/s/ Dariush G. Adli\_\_\_\_\_  
Dariush G. Adli

# **EXHIBIT 1**

## Lorena Rodriguez

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**To:** Dr. Dariush Adli  
**Subject:** RE: Settlement Communication

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**From:** Gregory Clarkson <[gclarkson@stetinalaw.com](mailto:gclarkson@stetinalaw.com)>  
**Sent:** Monday, April 20, 2020 2:12 PM  
**To:** Dr. Dariush Adli <[adli@adlilaw.com](mailto:adli@adlilaw.com)>  
**Cc:** Kit Stetina <[kstetina@stetinalaw.com](mailto:kstetina@stetinalaw.com)>; Renee Lau <[rlau@stetinalaw.com](mailto:rlau@stetinalaw.com)>; Lorena Rodriguez <[lorena.rodriguez@adlilaw.com](mailto:lorena.rodriguez@adlilaw.com)>  
**Subject:** RE: Settlement Communication

Daruish,

We apologize for the delay. Please find attached our proposed draft of a coexistence agreement for this matter.

As the proposed amendment appears to only further limit the goods and services in connection your client's proposed mark, we have no objection and consent to entering the proposed amendment.

Thank you,

Greg

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**From:** Dr. Dariush Adli <[adli@adlilaw.com](mailto:adli@adlilaw.com)>  
**Sent:** Monday, April 20, 2020 12:15 PM  
**To:** Gregory Clarkson <[gclarkson@stetinalaw.com](mailto:gclarkson@stetinalaw.com)>  
**Cc:** Kit Stetina <[kstetina@stetinalaw.com](mailto:kstetina@stetinalaw.com)>; Renee Lau <[rlau@stetinalaw.com](mailto:rlau@stetinalaw.com)>; Lorena Rodriguez <[lorena.rodriguez@adlilaw.com](mailto:lorena.rodriguez@adlilaw.com)>  
**Subject:** RE: Settlement Communication  
**Importance:** High

Good Morning Greg:

Do you have an update for me?

Also, we have reached a similar settlement with another opposer, MDM and have submitted an amendment to the TTAB to amend the goods and services as follows.

Amended Class 22: cargo and carrier equipment for vehicles comprised of synthetic textile materials, **excluding instant garages, tents, tarpaulins, protective fabric canopies and vehicle covers; and** excluding artificial leather, namely, tow ropes, tow straps, ratchet tie-down straps, quick release tie down straps, lashing straps, and tarp straps.

We have been advised that for the TTAB to enter the amendment, it needs the consent of NNADE, as the other opposer. Please let me know if NNADE will consent. Much appreciated. Dariush

**CERTIFICATE OF SERVICE**

I hereby certify that on this 20<sup>th</sup> day of April 2020, a copy of the foregoing DECLARATION OF DARIUSH G. ADLI was sent by email to Opposer's counsel at the following email addresses of record:

Gene S. Winter  
ST. ONGE STEWARD JOHNSTON & REENS LLC  
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[gwinter@ssjr.com](mailto:gwinter@ssjr.com)  
[sgerold@ssjr.com](mailto:sgerold@ssjr.com)  
[litigation@ssjr.com](mailto:litigation@ssjr.com)

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