

ESTTA Tracking number: **ESTTA1021855**

Filing date: **12/11/2019**

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	Next Retail Limited
Granted to Date of previous extension	12/15/2019
Address	DESFORD ROAD ENDERBY, LE194AT UNITED KINGDOM

Correspondence information	MITCHELL E. RADIN COLLEN IP THE HOLYOKE MANHATTAN BUILDING 80 SOUTH HIGHLAND AVENUE OSSINING, NY 10562 UNITED STATES docket@collenip.com, mradin@collenip.com, mmorris@collenip.com 9149415668
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Applicant Information

Application No	88270044	Publication date	06/18/2019
Opposition Filing Date	12/11/2019	Opposition Period Ends	12/15/2019
Applicant	Kordestani, Milan PO Box 687 Menlo Park, CA 94026 UNITED STATES		

Goods/Services Affected by Opposition

Class 010. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Athletic clothing, also known as compression sleeves and compression garments
Class 025. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: T-shirts; Athletic clothing, namely, padded shirts and padded shorts; Athletic pants; Athletic shirts, Athletic shorts; Athletic skirts; Bathing suits; Bath robes; Blouses; Bottoms as clothing; Crop tops; Dresses; Golf caps; Golf shirts; Golf shorts; Hats; Hooded sweatshirts; Sweatshirts; Sweatpants; Jackets; Knit tops; Pants; Shirts; Shoes; Shorts; Skirts; Socks; Suits; Sweaters; Swim caps; Swimsuits; Swim trunks; Swim wear; Tops as clothing; Toques as clothing; Vests; Winter coats; Athletic shoes; Athletic sweaters; Bandanas; Hockey shoes; Leisure shoes; Long jackets; Outer jackets; Short-sleeved or long-sleeved t-shirts; Sportshirts; Training shoes; Training suits; Slippers; Sleep masks; Underwear; Pajamas; Night gowns; Leggings; Scarves; Casual clothing; Formal wear, namely, dresses, gowns, tuxedos, dinner jackets, trousers and footwear; Children's clothing, namely, children's trousers, children's shirts, and children's hats;


Children's footwear; Casual footwear; Athletic footwear; Exercise footwear; Evening footwear;
Gloves; Mittens; Belts; Suspenders


Grounds for Opposition

Priority and likelihood of confusion


Trademark Act Section 2(d)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2912202	Application Date	06/19/2003
Registration Date	12/21/2004	Foreign Priority Date	NONE
Word Mark	NEXT		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1997/12/00 First Use In Commerce: 1997/12/00 clothing, namely, t-shirts, fleece shirts, denim shirts, jackets, pants and hats		

U.S. Registration No.	5340922	Application Date	11/03/2011
Registration Date	11/21/2017	Foreign Priority Date	NONE
Word Mark	NEXT		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 2001/08/00 First Use In Commerce: 2015/01/00 Accessories for home and house, namely, toilet seats, decorative lanterns Class 014. First use: First Use: 2006/01/00 First Use In Commerce: 2016/06/00 Accessories for clothing and fashion, namely, jewelry holders Class 016. First use: First Use: 1990/01/00 First Use In Commerce: 2009/08/00		

	<p>Accessories for home and house, namely, wall stickers, chalk boards and memorandum boards</p> <p>Class 018. First use: First Use: 1988/01/00 First Use In Commerce: 2009/08/00 Accessories for clothing and fashion, namely, purses, handbags, wallets, clutch-bags, tote bags, umbrellas</p> <p>Class 020. First use: First Use: 1987/01/00 First Use In Commerce: 2009/08/00 Accessories for home and house, namely, towel racks, shelves, mirrors, decorative wall plaques made of plastics or wood; accessories for bedding, namely, pillows, cushions, mattress toppers</p> <p>Class 021. First use: First Use: 1988/01/00 First Use In Commerce: 2009/08/00 Accessories for home and house, namely, bread bins, dish drying racks, pasta bowls, household containers for foods, saucepans, cake stands, bowls, bottles sold empty, vases, candle holders, drinking glasses, waste and refuse bins for household use, laundry bins, towel rails and rings, toilet brushes, toilet roll holders, soap dispensers, toothbrush holders, bird feeders, planters for domestic gardening, laundry hampers; accessories for the home and house, namely, ornaments of glass</p> <p>Class 022. First use: First Use: 1997/01/00 First Use In Commerce: 2014/08/00 Accessories for home and house, namely, laundry bags</p> <p>Class 024. First use: First Use: 1987/00/00 First Use In Commerce: 2009/08/00 Accessories for home and house, namely, curtains of textile, shower curtains, oven gloves and mitts, bath towels, textile tablecloths, tea towels, synthetic placemats; accessories for bedding, namely, sheets, pillow covers, duvets, blankets, bed sets composed of duvet covers and pillowcases, children's bed sets composed of duvet covers and pillowcases, fitted sheets, bed linens, throws, fabric valances</p> <p>Class 025. First use: First Use: 1988/01/00 First Use In Commerce: 2009/08/00 Clothing, namely, various types of clothing for men, women and children and not professional uniforms, namely, t-shirts, pants, dresses, skirts, tops, shirts, shorts, jeans, knitwear in the nature of jumpers, sweaters, cardigans, dresses, hats, and scarves; footwear in the nature of trainers, boots, tights, joggers, hoodies, shorts, t-shirts, jackets, leggings, polo shirts, jumpers, sweat tops, track suits, hats, vests, bras, socks, leotards, swimsuits, trunks; coats, jackets, waistcoats, tights, underwear, lingerie, sleepwear, bras, socks, suits, bridesmaid dresses, ties, bow ties, beachwear, scarves, gloves, ponchos; footwear, headwear, headbands; accessories for clothing and fashion, namely, belts</p> <p>Class 027. First use: First Use: 1990/01/00 First Use In Commerce: 2009/08/00 Accessories for home and house, namely, bathmats, rugs, rug grippers, floor runners, door mats, wallpaper</p> <p>Class 028. First use: First Use: 2000/10/00 First Use In Commerce: 2011/08/00 Accessories for holidays, namely, Christmas tree decorations</p>
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U.S. Registration No.	5205164	Application Date	11/03/2011
Registration Date	05/16/2017	Foreign Priority Date	NONE
Word Mark	NEXTDIRECT		
Design Mark			
Description of Mark	NONE		

Goods/Services	<p>Class 035. First use: First Use: 2009/05/00 First Use In Commerce: 2009/05/00</p> <p>Retail services, namely, retail store services, online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all featuring a wide variety of consumer goods; online retail store services, mailorder catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all in the fields of clothing, headgear and footwear, jewelry, fashion accessories, household articles, towels, bedding, textiles, toys, eyewear, carrying cases, handbags and all manner of bags, kitchenware, wallpaper and other products for decorating the home, pictures, picture frames</p>
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Attachments	<p>76523925#TMSN.png(bytes) 85463777#TMSN.png(bytes) 85463975#TMSN.png(bytes) Y282_Notice of Opposition_191204.pdf(209123 bytes)</p>
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Signature	/michelle c. morris/
Name	Michelle C. Morris
Date	12/11/2019

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

Applicant : Kordestani, Milan
Serial No. : 88/270044
Mark : NEXT PLAY
Filed : 01/21/19
For : 010, 025
Published : 6/18/2019

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313

NOTICE OF OPPOSITION

The Opposer Next Retail Limited, a limited liability company located at Desford Road, Enderby, United Kingdom files this Notice of Opposition against Milan Kordestani (“Applicant”) because it believes that it would be damaged by the registration of the above-identified mark in International Classes 010 and 025 and hereby opposes same, pursuant to 15 U.S.C. § 1063 and 37 C.F.R. § 2.104.

As grounds for opposition, it is alleged that:

- 1) Next Retail is the owner of U.S. Trademark Registration No. 2912202 for NEXT for Clothing, namely, t-shirts, fleece shirts, denim shirts, jackets, pants and hats in International Class 025. *See* Exhibit 1.
- 2) Next Retail is the owner of U.S. Trademark Registration No. 5340922 for NEXT for, *inter-alia*, Clothing, namely, various types of clothing for men, women and children and not professional uniforms, namely, t-shirts, pants, dresses, skirts, tops, shirts, shorts, jeans, knitwear in the nature of jumpers, sweaters, cardigans, dresses, hats, and scarves; footwear in the nature of trainers, boots, tights, joggers, hoodies, shorts, t-shirts, jackets, leggings, polo shirts, jumpers,

sweat tops, track suits, hats, vests, bras, socks, leotards, swimsuits, trunks; coats, jackets, waistcoats, tights, underwear, lingerie, sleepwear, bras, socks, suits, bridesmaid dresses, ties, bow ties, beachwear, scarves, gloves, ponchos; footwear, headwear, headbands; accessories for clothing and fashion, namely, belts in International Class 025. *See* Exhibit 2.

3) Next Retail is the owner of U.S. Trademark Registration No. 5205164 for NEXTDIRECT for Retail services, namely, retail store services, online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all featuring a wide variety of consumer goods; online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all in the fields of clothing, headgear and footwear, jewelry, fashion accessories, household articles, towels, bedding, textiles, toys, eyewear, carrying cases, handbags and all manner of bags, kitchenware, wallpaper and other products for decorating the home, pictures, picture frames in International Class 035. *See* Exhibit 3.

4) Next Retail's Registrations are *prima facie* proof of ownership of the NEXT and NEXTDIRECT marks, pursuant to 15 U.S.C. § 1057(b), and of the exclusive right to use the registered marks in commerce.

5) Registration No. 2912202 is incontestable, pursuant to Section 15 of the Trademark Act. *See* 15 USC § 1065.

6) The registration dates of U.S. Trademark Registrations Nos. 2912202, 5205164, and 5340922 pre-date the filing date of Applicant's Application Serial No. 88/270044 ("Applicant's Application").

7) Next Retail has been engaged in the sale and marketing of goods, including, but not limited to, clothing, using the NEXT trademark and in the offering of retail store services using NEXT trademarks which are the same or closely related to goods in Applicant's Application since a time prior to the filing of Applicant's Application.

8) Next Retail has used NEXT trademarks in commerce and has valuable goodwill in these marks.

9) Applicant seeks to register NEXT PLAY as a trademark for "Athletic clothing, also known as compression sleeves and compression garments" in International Class 010 and "T-shirts; Athletic clothing, namely, padded shirts and padded shorts; Athletic pants; Athletic shirts, Athletic shorts; Athletic skirts; Bathing suits; Bath robes; Blouses; Bottoms as clothing; Crop tops; Dresses; Golf caps; Golf shirts; Golf shorts; Hats; Hooded sweatshirts; Sweatshirts; Sweatpants; Jackets; Knit tops; Pants; Shirts; Shoes; Shorts; Skirts; Socks; Suits; Sweaters; Swim caps; Swim suits; Swim trunks; Swim wear; Tops as clothing; Toques as clothing; Vests; Winter coats; Athletic shoes; Athletic sweaters; Bandanas; Hockey shoes; Leisure shoes; Long jackets; Outer jackets; Short-sleeved or long-sleeved t-shirts; Sports shirts; Training shoes; Training suits; Slippers; Sleep masks; Underwear; Pajamas; Night gowns; Leggings; Scarves; Casual clothing; Formal wear, namely, dresses, gowns, tuxedos, dinner jackets, trousers and footwear; Children's clothing, namely, children's trousers, children's shirts, and children's hats; Children's footwear; Casual footwear; Athletic footwear; Exercise footwear; Evening footwear; Gloves; Mittens; Belts; Suspenders" in International Class 025.

10) Applicant's Application Serial No. 88/270044 is based upon Section 1(b), intent to use in interstate commerce.

11) On information and belief, if Applicant's mark is registered, Applicant's mark is likely to cause confusion or to cause mistake or to deceive.

12) On information and belief, Applicant's registration of NEXT PLAY for goods identified in Applicant's Application would harm Next Retail.

NEXT RETAIL prays that this Application Serial No. 88/270044 be refused, that no registration be issued thereon to Applicant, and that this Opposition be sustained in favor of Next Retail Limited.

DATED: December 12, 2019

Respectfully submitted for
Opposer, Next Retail, Ltd

By:



Mitchell E. Radin
Jeffrey A. Lindenbaum
Michelle E. Morris
Michael Nesheiwat
COLLEN
The Holyoke-Manhattan Building
80 South Highland Ave.
Ossining, New York 10562
Tel: (914) 941-5668
Fax: (914) 941-6091

Enclosures: \$800 Filing Fee (2 Classes)
Exhibits 1- 4

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 03-2465.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FILED THROUGH THE ELECTRONIC SYSTEM FOR TRADEMARK TRIAL AND APPEALS IN THE UNITED STATES PATENT AND TRADEMARK OFFICE.

COLLEN *IP*, THE HOLYOKE-MANHATTAN BUILDING, 80 SOUTH HIGHLAND AVENUE, OSSINING, NEW YORK 10562

By: /michelle c. morris/ Date: December 12, 2019

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 2,912,202

Registered Dec. 21, 2004

**TRADEMARK
PRINCIPAL REGISTER**

NEXT

NEXT MARKETING, INC. (DELAWARE CORPORATION)
P.O. BOX 684, 1295 VERNON
WABASH, IN 46992

FIRST USE 12-0-1997; IN COMMERCE 12-0-1997.

SER. NO. 76-523,925, FILED 6-19-2003.

FOR: CLOTHING, NAMELY, T-SHIRTS, FLEECE SHIRTS, DENIM SHIRTS, JACKETS, PANTS AND HATS, IN CLASS 25 (U.S. CLS. 22 AND 39).

JOHN HWANG, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2019-12-11 12:03:39 EST

Mark: NEXT

NEXT

US Serial Number: 76523925

Application Filing Date: Jun. 19, 2003

US Registration Number: 2912202

Registration Date: Dec. 21, 2004

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: Jan. 01, 2015

Publication Date: Sep. 28, 2004

Mark Information

Mark Literal Elements: NEXT

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

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: clothing, namely, t-shirts, fleece shirts, denim shirts, jackets, pants and hats

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 1997

Use in Commerce: Dec. 1997

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: NEXT RETAIL LIMITED

Owner Address: DESFORD ROAD

ENDERBY, LEICESTER LE19 4AT UNITED KINGDOM

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: UNITED KINGDOM
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Ronald E. Shapiro

Docket Number: CPA12567

Attorney Primary Email Address: rshapiro@sasiplaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Ronald E. Shapiro
Shapiro and Silverstein PLLC
11350 Random Hills Road, Suite 740
Fairfax, VIRGINIA UNITED STATES 22030

Phone: 703-273-7680

Fax: 703-273-7684

Correspondent e-mail: rshapiro@sasiplaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 01, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 01, 2015	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76533
Jan. 01, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76533
Dec. 31, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Dec. 09, 2014	TEAS SECTION 8 & 9 RECEIVED	
Nov. 09, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Oct. 20, 2010	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 08, 2010	REVIEW OF CORRESPONDENCE COMPLETE	68335
Mar. 25, 2010	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	68335
Mar. 25, 2010	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	68335
Mar. 25, 2010	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	68335
Apr. 08, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68335
Apr. 07, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Mar. 25, 2010	TEAS SECTION 8 & 15 RECEIVED	
Dec. 21, 2004	REGISTERED-PRINCIPAL REGISTER	
Sep. 28, 2004	PUBLISHED FOR OPPOSITION	
Sep. 08, 2004	NOTICE OF PUBLICATION	
Jul. 29, 2004	LAW OFFICE PUBLICATION REVIEW COMPLETED	77075
Jul. 29, 2004	ASSIGNED TO LIE	77075
Jul. 15, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 14, 2004	AMENDMENT FROM APPLICANT ENTERED	76537
Jun. 14, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	76537
Jun. 14, 2004	PAPER RECEIVED	
Dec. 23, 2003	NON-FINAL ACTION E-MAILED	
Dec. 22, 2003	ASSIGNED TO EXAMINER	76843

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 01, 2015

Assignment Abstract Of Title Information

Summary

Total Assignments: 6

Registrant: Next Marketing, Inc.

Assignment 1 of 6

Conveyance: SECURITY INTEREST

Reel/Frame: [2866/0766](#)

Pages: 10

Date Recorded: Oct. 02, 2003

Supporting Documents: [assignment-tm-2866-0766.pdf](#)

Assignor

Name: [NEXT MARKETING, INC.](#)

Execution Date: Sep. 30, 2003

Legal Entity Type: CORPORATION

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: [LASALLE BUSINESS CREDIT, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: No Place Where Organized Found

Address: 565 5TH AVENUE, 27TH FLOOR
NEW YORK, NEW YORK 10017

Correspondent

Correspondent Name: MILES & STOCKBRIDGE P.C.

Correspondent Address: HEIDI A. HANSAN, ESQ.
10 LIGHT STREET
BALTIMORE, MD 21202

Domestic Representative - Not Found

Assignment 2 of 6

Conveyance: SECURITY INTEREST

Reel/Frame: [2967/0789](#)

Pages: 7

Date Recorded: May 13, 2004

Supporting Documents: [assignment-tm-2967-0789.pdf](#)

Assignor

Name: [NEXT MARKETING, INC.](#)

Execution Date: Apr. 15, 2004

Legal Entity Type: CORPORATION

State or Country Where Organized: STATELESS

Assignee

Name: [NATIONAL CITY BANK OF INDIANA](#)

Legal Entity Type: NATIONAL COMMERCIAL BANK

State or Country Where Organized: No Place Where Organized Found

Address: 101 W. WASHINGTON ST., SUITE 200-E
INDIANAPOLIS, INDIANA 46255

Correspondent

Correspondent Name: KRIEG DEVAULT LLP

Correspondent Address: JULIA A. CARPENTER, ESQ.
ONE INDIANA SQUARE, SUITE 2800
INDIANAPOLIS, IN 46204-2079

Domestic Representative - Not Found

Assignment 3 of 6

Conveyance: SECURITY INTEREST

Reel/Frame: [2972/0804](#)

Pages: 9

Date Recorded: May 04, 2004

Supporting Documents: [assignment-tm-2972-0804.pdf](#)

Assignor

Name: [LASALLE BUSINESS CREDIT, LLC](#) **Execution Date:** Apr. 15, 2004
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** No Place Where Organized Found

Assignee

Name: [NATIONAL CITY BANK OF INDIANA](#)
Legal Entity Type: NATIONAL COMMERCIAL BANK **State or Country Where Organized:** No Place Where Organized Found

Address: 101 W. WASHINGTON STREET
SUITE 200-E
INDIANAPOLIS, INDIANA 46255

Correspondent

Correspondent Name: KRIEG DEVAULT LLP

Correspondent Address: JULIE A. CARPENTER, ESQ.
ONE INDIANA SQUARE, SUITE 2800
INDIANAPOLIS, IN 46204-2079

Domestic Representative - Not Found

Assignment 4 of 6

Conveyance: ASSIGNS THE ENTIRE INTEREST
Reel/Frame: [4296/0345](#) **Pages:** 7
Date Recorded: Oct. 14, 2010
Supporting Documents: [assignment-tm-4296-0345.pdf](#)

Assignor

Name: [NEXT MARKETING, INC.](#) **Execution Date:** Sep. 20, 2010
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Assignee

Name: [T-SHIRT INTERNATIONAL, INC.](#)
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Address: 7730 SOUTH 6TH STREET
OAK CREEK, WISCONSIN 53154

Correspondent

Correspondent Name: MICHELE DIETZ

Correspondent Address: 1000 NORTH WATER STREET
SUITE 1800
MILWAUKEE, WI 53202

Domestic Representative - Not Found

Assignment 5 of 6

Conveyance: ASSIGNS THE ENTIRE INTEREST
Reel/Frame: [4654/0736](#) **Pages:** 2
Date Recorded: Nov. 03, 2011
Supporting Documents: [assignment-tm-4654-0736.pdf](#)

Assignor

Name: [T-SHIRT INTERNATIONAL, INC.](#) **Execution Date:** Aug. 09, 2011
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Assignee

Name: [FOLEY & LARDNER LLP](#)
Legal Entity Type: LIMITED LIABILITY PARTNERSHIP **State or Country Where Organized:** WISCONSIN

Address: 90 PARK AVENUE

NEW YORK, NEW YORK 10016

Correspondent

Correspondent Name: MITCHELL E. RADIN, ESQ.

Correspondent Address: COWAN, DEBAETS, ABRAHAMS & SHEPPARD LLP
41 MADISON AVENUE, 34TH FLOOR
NEW YORK, NY 10010

Domestic Representative - Not Found

Assignment 6 of 6

Conveyance: NUNC PRO TUNC ASSIGNMENT EFFECTIVE 08/09/2011

Reel/Frame: [4654/0746](#)

Pages: 3

Date Recorded: Nov. 03, 2011

Supporting Documents: [assignment-tm-4654-0746.pdf](#)

Assignor

Name: [FOLEY & LARDNER LLP](#)

Execution Date: Aug. 09, 2011

Legal Entity Type: LIMITED LIABILITY PARTNERSHIP

State or Country Where Organized: WISCONSIN

Assignee

Name: [NEXT RETAIL LIMITED](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: UNITED KINGDOM

Address: DESFORD ROAD
ENDERBY, LEICESTER
LE19 4AT ENGLAND, UNITED KINGDOM

Correspondent

Correspondent Name: MITCHELL E. RADIN, ESQ.

Correspondent Address: COWAN, DEBAETS, ABRAHAMS & SHEPPARD LLP
41 MADISON AVENUE, 34TH FLOOR
NEW YORK, NY 10010

Domestic Representative

Domestic Representative Name: MITCHELL E. RADIN, ESQ.

Domestic Representative Address: COWAN, DEBAETS, ABRAHAMS & SHEPPARD LLP
41 MADISON AVENUE, 34TH FLOOR
NEW YORK, NY 10010

United States of America

United States Patent and Trademark Office

NEXT

Reg. No. 5,340,922

Registered Nov. 21, 2017

**Int. Cl.: 11, 14, 16, 18, 20,
21, 22, 24, 25, 27, 28**

Trademark

Principal Register

Next Retail Limited (UNITED KINGDOM LIMITED LIABILITY COMPANY)
Desford Road
Enderby Le194at, UNITED KINGDOM

CLASS 11: Accessories for home and house, namely, toilet seats, decorative lanterns
FIRST USE 8-00-2001; IN COMMERCE 1-00-2015

CLASS 14: Accessories for clothing and fashion, namely, jewelry holders
FIRST USE 1-00-2006; IN COMMERCE 6-00-2016

CLASS 16: Accessories for home and house, namely, wall stickers, chalk boards and memorandum boards
FIRST USE 1-00-1990; IN COMMERCE 8-00-2009

CLASS 18: Accessories for clothing and fashion, namely, purses, handbags, wallets, clutch bags, tote bags, umbrellas
FIRST USE 1-00-1988; IN COMMERCE 8-00-2009

CLASS 20: Accessories for home and house, namely, towel racks, shelves, mirrors, decorative wall plaques made of plastics or wood; accessories for bedding, namely, pillows, cushions, mattress toppers
FIRST USE 1-00-1987; IN COMMERCE 8-00-2009

CLASS 21: Accessories for home and house, namely, bread bins, dish drying racks, pasta bowls, household containers for foods, saucepans, cake stands, bowls, bottles sold empty, vases, candle holders, drinking glasses, waste and refuse bins for household use, laundry bins, towel rails and rings, toilet brushes, toilet roll holders, soap dispensers, toothbrush holders, bird feeders, planters for domestic gardening, laundry hampers; accessories for the home and house, namely, ornaments of glass
FIRST USE 1-00-1988; IN COMMERCE 8-00-2009

CLASS 22: Accessories for home and house, namely, laundry bags
FIRST USE 1-00-1997; IN COMMERCE 8-00-2014

CLASS 24: Accessories for home and house, namely, curtains of textile, shower curtains, oven gloves and mitts, bath towels, textile tablecloths, tea towels, synthetic placemats; accessories for bedding, namely, sheets, pillow covers, duvets, blankets, bed sets composed of duvet covers and pillowcases, children's bed sets composed of duvet covers and pillowcases,



Joseph Matal

Performing the Functions and Duties of the
Under Secretary of Commerce for
Intellectual Property and Director of the
United States Patent and Trademark Office

fitted sheets, bed linens, throws, fabric valances

FIRST USE 00-00-1987; IN COMMERCE 8-00-2009

CLASS 25: Clothing, namely, various types of clothing for men, women and children and not professional uniforms, namely, t-shirts, pants, dresses, skirts, tops, shirts, shorts, jeans, knitwear in the nature of jumpers, sweaters, cardigans, dresses, hats, and scarves; footwear in the nature of trainers, boots, tights, joggers, hoodies, shorts, t-shirts, jackets, leggings, polo shirts, jumpers, sweat tops, track suits, hats, vests, bras, socks, leotards, swimsuits, trunks; coats, jackets, waistcoats, tights, underwear, lingerie, sleepwear, bras, socks, suits, bridesmaid dresses, ties, bow ties, beachwear, scarves, gloves, ponchos; footwear, headwear, headbands; accessories for clothing and fashion, namely, belts

FIRST USE 1-00-1988; IN COMMERCE 8-00-2009

CLASS 27: Accessories for home and house, namely, bathmats, rugs, rug grippers, floor runners, door mats, wallpaper

FIRST USE 1-00-1990; IN COMMERCE 8-00-2009

CLASS 28: Accessories for holidays, namely, Christmas tree decorations

FIRST USE 10-00-2000; IN COMMERCE 8-00-2011

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

SER. NO. 85-463,777, FILED 11-03-2011

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

Generated on: This page was generated by TSDR on 2019-12-11 12:12:14 EST

Mark: NEXT

NEXT

US Serial Number: 85463777

Application Filing Date: Nov. 03, 2011

US Registration Number: 5340922

Registration Date: Nov. 21, 2017

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. 21, 2017

Publication Date: Nov. 04, 2014

Notice of Allowance Date: Dec. 30, 2014

Mark Information

Mark Literal Elements: NEXT

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

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: Accessories for home and house, namely, toilet seats, decorative lanterns

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 2001

Use in Commerce: Jan. 2015

For: Accessories for clothing and fashion, namely, jewelry holders

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2006

Use in Commerce: Jun. 2016

For: Accessories for home and house, namely, wall stickers, chalk boards and memorandum boards

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1990

Use in Commerce: Aug. 2009

For: Accessories for clothing and fashion, namely, purses, handbags, wallets, clutch bags, tote bags, umbrellas

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1988

Use in Commerce: Aug. 2009

For: Accessories for home and house, namely, towel racks, shelves, mirrors, decorative wall plaques made of plastics or wood; accessories for bedding, namely, pillows, cushions, mattress toppers

International Class(es): 020 - Primary Class

U.S Class(es): 002, 013, 022, 025, 032, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1987

Use in Commerce: Aug. 2009

For: Accessories for home and house, namely, bread bins, dish drying racks, pasta bowls, household containers for foods, saucepans, cake stands, bowls, bottles sold empty, vases, candle holders, drinking glasses, waste and refuse bins for household use, laundry bins, towel rails and rings, toilet brushes, toilet roll holders, soap dispensers, toothbrush holders, bird feeders, planters for domestic gardening, laundry hampers; accessories for the home and house, namely, ornaments of glass

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1988

Use in Commerce: Aug. 2009

For: Accessories for home and house, namely, laundry bags

International Class(es): 022 - Primary Class

U.S Class(es): 001, 002, 007, 019, 022, 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1997

Use in Commerce: Aug. 2014

For: Accessories for home and house, namely, curtains of textile, shower curtains, oven gloves and mitts, bath towels, textile tablecloths, tea towels, synthetic placemats; accessories for bedding, namely, sheets, pillow covers, duvets, blankets, bed sets composed of duvet covers and pillowcases, children's bed sets composed of duvet covers and pillowcases, fitted sheets, bed linens, throws, fabric valances

International Class(es): 024 - Primary Class

U.S Class(es): 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: 1987

Use in Commerce: Aug. 2009

For: Clothing, namely, various types of clothing for men, women and children and not professional uniforms, namely, t-shirts, pants, dresses, skirts, tops, shirts, shorts, jeans, knitwear in the nature of jumpers, sweaters, cardigans, dresses, hats, and scarves; footwear in the nature of trainers, boots, tights, joggers, hoodies, shorts, t-shirts, jackets, leggings, polo shirts, jumpers, sweat tops, track suits, hats, vests, bras, socks, leotards, swimsuits, trunks; coats, jackets, waistcoats, tights, underwear, lingerie, sleepwear, bras, socks, suits, bridesmaid dresses, ties, bow ties, beachwear, scarves, gloves, ponchos; footwear, headwear, headbands; accessories for clothing and fashion, namely, belts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1988

Use in Commerce: Aug. 2009

For: Accessories for home and house, namely, bathmats, rugs, rug grippers, floor runners, door mats, wallpaper

International Class(es): 027 - Primary Class

U.S Class(es): 019, 020, 037, 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1990

Use in Commerce: Aug. 2009

For: Accessories for holidays, namely, Christmas tree decorations

International Class(es): 028 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2000

Use in Commerce: Aug. 2011

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: Next Retail Limited

Owner Address: Desford Road
Enderby LE194AT UNITED KINGDOM

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: UNITED KINGDOM

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mitchell E. Radin, Esq.

Docket Number: 03224-53

Attorney Primary Email Address: mradin@cdas.com

Attorney Email Authorized: Yes

Correspondent

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Phone: 9149415668

Fax: 9149416091

Correspondent e-mail: trademark@collenip.com mradin@collenip.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 21, 2017	REGISTERED-PRINCIPAL REGISTER	
Oct. 17, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 16, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 16, 2017	STATEMENT OF USE PROCESSING COMPLETE	66154
Oct. 06, 2017	USE AMENDMENT FILED	66154
Oct. 06, 2017	TEAS STATEMENT OF USE RECEIVED	
Aug. 18, 2017	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Aug. 17, 2017	EXTENSION 5 GRANTED	66154
Jun. 29, 2017	EXTENSION 5 FILED	66154
Jun. 29, 2017	TEAS EXTENSION RECEIVED	
Dec. 20, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 16, 2016	EXTENSION 4 GRANTED	98765
Dec. 16, 2016	EXTENSION 4 FILED	98765

Dec. 16, 2016	TEAS EXTENSION RECEIVED	
Jul. 01, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 30, 2016	EXTENSION 3 GRANTED	66154
Jun. 21, 2016	EXTENSION 3 FILED	66154
Jun. 21, 2016	TEAS EXTENSION RECEIVED	
Feb. 09, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 06, 2016	EXTENSION 2 GRANTED	66154
Dec. 21, 2015	EXTENSION 2 FILED	66154
Feb. 06, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Dec. 21, 2015	TEAS EXTENSION RECEIVED	
Jul. 01, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 29, 2015	EXTENSION 1 GRANTED	98765
Jun. 29, 2015	EXTENSION 1 FILED	98765
Jun. 29, 2015	TEAS EXTENSION RECEIVED	
Dec. 30, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 04, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 04, 2014	ASSIGNED TO EXAMINER	83698
Nov. 04, 2014	PUBLISHED FOR OPPOSITION	
Oct. 15, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 01, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Sep. 28, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 25, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 25, 2014	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Mar. 29, 2014	NOTIFICATION OF SUBSEQUENT FINAL EMAILED	
Mar. 29, 2014	SUBSEQUENT FINAL EMAILED	
Mar. 29, 2014	SUBSEQUENT FINAL REFUSAL WRITTEN	83177
Mar. 06, 2014	LIE CHECKED SUSP - TO ATTY FOR ACTION	77976
Sep. 06, 2013	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	77976
Aug. 23, 2013	ASSIGNED TO LIE	77976
Feb. 22, 2013	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Feb. 22, 2013	LETTER OF SUSPENSION E-MAILED	6332
Feb. 22, 2013	SUSPENSION LETTER WRITTEN	83177
Feb. 19, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 19, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 19, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Sep. 17, 2012	NOTIFICATION OF FINAL REFUSAL EMAILED	
Sep. 17, 2012	FINAL REFUSAL E-MAILED	
Sep. 17, 2012	FINAL REFUSAL WRITTEN	83177
Aug. 28, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 28, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 28, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 28, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 28, 2012	NON-FINAL ACTION E-MAILED	6325
Feb. 28, 2012	NON-FINAL ACTION WRITTEN	83177
Feb. 21, 2012	ASSIGNED TO EXAMINER	83177
Feb. 16, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 07, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 07, 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: Oct. 16, 2017

United States of America

United States Patent and Trademark Office

NEXTDIRECT

Reg. No. 5,205,164

Next Retail Limited (UNITED KINGDOM LIMITED LIABILITY COMPANY)
Desford Road

Registered May 16, 2017

Enderby LE194AT UNITED KINGDOM

Int. Cl.: 35

CLASS 35: Retail services, namely, retail store services, online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all featuring a wide variety of consumer goods; online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all in the fields of clothing, headgear and footwear, jewelry, fashion accessories, household articles, towels, bedding, textiles, toys, eyewear, carrying cases, handbags and all manner of bags, kitchenware, wallpaper and other products for decorating the home, pictures, picture frames

Service Mark

Principal Register

FIRST USE 5-00-2009; IN COMMERCE 5-00-2009

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

SER. NO. 85-463,975, FILED 11-03-2011
SIMON TENG, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

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- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

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NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

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Mark: NEXTDIRECT

NEXTDIRECT

US Serial Number: 85463975

Application Filing Date: Nov. 03, 2011

US Registration Number: 5205164

Registration Date: May 16, 2017

Register: Principal

Mark Type: Service Mark

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: May 16, 2017

Publication Date: Jul. 30, 2013

Notice of Allowance Date: Sep. 24, 2013

Mark Information

Mark Literal Elements: NEXTDIRECT

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

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: Retail services, namely, retail store services, online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all featuring a wide variety of consumer goods; online retail store services, mail order catalogue services, online catalog services, online trading services in which seller posts products to be purchased by buyers via Internet, and wireless retail store services through wireless electronic devices and applications all in the fields of clothing, headgear and footwear, jewelry, fashion accessories, household articles, towels, bedding, textiles, toys, eyewear, carrying cases, handbags and all manner of bags, kitchenware, wallpaper and other products for decorating the home, pictures, picture frames

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 2009

Use in Commerce: May 2009

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: Next Retail Limited

Owner Address: Desford Road
Enderby LE194AT UNITED KINGDOM

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: UNITED KINGDOM

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mitchell E. Radin, Esq.

Docket Number: 03224-54

Attorney Primary Email Address: mradin@cdas.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Mitchell E. Radin, Esq.
COLLEN IP Intellectual Property Law, P.C.
80 South Highland Avenue
Ossining, NEW YORK UNITED STATES 10562

Phone: 9149415668

Fax: 9149416091

Correspondent e-mail: trademark@collenip.com mradin@collenip.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 16, 2017	REGISTERED-PRINCIPAL REGISTER	
Apr. 11, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Apr. 08, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 07, 2017	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 07, 2017	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	
Apr. 07, 2017	EXAMINERS AMENDMENT E-MAILED	
Apr. 07, 2017	SU-EXAMINER'S AMENDMENT WRITTEN	83698
Oct. 15, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Oct. 15, 2016	NON-FINAL ACTION E-MAILED	
Oct. 15, 2016	SU - NON-FINAL ACTION - WRITTEN	83698
Oct. 08, 2016	STATEMENT OF USE PROCESSING COMPLETE	65362
Sep. 23, 2016	USE AMENDMENT FILED	65362
Sep. 23, 2016	TEAS STATEMENT OF USE RECEIVED	
Mar. 25, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 23, 2016	EXTENSION 5 GRANTED	98765
Mar. 23, 2016	EXTENSION 5 FILED	98765
Mar. 23, 2016	TEAS EXTENSION RECEIVED	
Sep. 19, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 17, 2015	EXTENSION 4 GRANTED	98765
Sep. 17, 2015	EXTENSION 4 FILED	98765
Sep. 17, 2015	TEAS EXTENSION RECEIVED	
Apr. 30, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 29, 2015	EXTENSION 3 GRANTED	65362
Mar. 23, 2015	EXTENSION 3 FILED	65362
Apr. 29, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Mar. 23, 2015	TEAS EXTENSION RECEIVED	
Nov. 04, 2014	ASSIGNED TO EXAMINER	83698
Sep. 25, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 23, 2014	EXTENSION 2 GRANTED	98765

Sep. 23, 2014	EXTENSION 2 FILED	98765
Sep. 23, 2014	TEAS EXTENSION RECEIVED	
Mar. 25, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 21, 2014	EXTENSION 1 GRANTED	98765
Mar. 21, 2014	EXTENSION 1 FILED	98765
Mar. 21, 2014	TEAS EXTENSION RECEIVED	
Sep. 24, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 30, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 30, 2013	PUBLISHED FOR OPPOSITION	
Jul. 10, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 27, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70997
Jun. 24, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 24, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Jun. 24, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jun. 24, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Jun. 24, 2013	EXAMINERS AMENDMENT -WRITTEN	83177
Apr. 19, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
Apr. 19, 2013	FINAL REFUSAL E-MAILED	
Apr. 19, 2013	FINAL REFUSAL WRITTEN	83177
Mar. 21, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Mar. 21, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Mar. 20, 2013	ASSIGNED TO LIE	70997
Mar. 19, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 20, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 20, 2012	NON-FINAL ACTION E-MAILED	6325
Sep. 20, 2012	NON-FINAL ACTION WRITTEN	83177
Aug. 28, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 28, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 28, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 28, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 28, 2012	NON-FINAL ACTION E-MAILED	6325
Feb. 28, 2012	NON-FINAL ACTION WRITTEN	83177
Feb. 21, 2012	ASSIGNED TO EXAMINER	83177
Feb. 16, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 07, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 07, 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: Apr. 08, 2017