ESTTA Tracking number: **ESTTA1058888**

Filing date: **05/31/2020**

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

Proceeding	91255072
Party	Plaintiff Three Floyds Brewing LLC
Correspondence Address	GLENN A RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD 55 W MONROE ST, SUITE 2300 CHICAGO, IL 60603 UNITED STATES grice@fvldlaw.com, lmoisan@fvldlaw.com 312-701-6895
Submission	Motion to Amend Pleading/Amended Pleading
Filer's Name	Glenn A. Rice
Filer's email	grice@fvldlaw.com, lmoisan@fvldlaw.com
Signature	/glenn rice/
Date	05/31/2020
Attachments	Amended Notice of Opposition.pdf(856725 bytes)

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

In the Matter of Application Serial No. 88669241 for the mark:

Published in the *Official Gazette* on March 17, 2020

THREE FLOYDS BREWING LLC,	)	
	)	
Opposer,	)	
	)	
v.	)	**Opposition No. 91255072**
	)	
DEADWORDS BREWING COMPANY LLC,	)	
	)	
	)	
Applicant.	)	

AMENDED NOTICE OF OPPOSITION

Opposer Three Floyds Brewing LLC, an Indiana limited liability company with a principal place of business in Munster, Indiana ("Opposer"), believes it will be damaged by registration of the mark shown in Application Serial No. 88669241 filed by Applicant Deadwords Brewing Company LLC ("Applicant"), and hereby opposes the same.

As grounds in support of its opposition, Opposer alleges:

1. Opposer is one of the leading craft breweries in the United States and worldwide. Opposer's beers have won numerous awards and public acclaim, and Opposer has enjoyed enormous success and recognition for its beers. Opposer has been ranked among the top craft brewers worldwide and it has been ranked the best craft brewer in the world multiple times based on independent consumer reviews on RateBeer.com.

2. Opposer is owner of the marks shown below for beer and for brewpub and restaurant services ("Opposer's Goods & Services") consisting of or incorporating winged skulls ("Opposer's Winged Skull Marks"):

3. Since long prior to the filing date of the application herein opposed, and any date of first use upon which Applicant can rely, Opposer's Winged Skull Marks have been used for Opposer's Goods & Services. By virtue of the extensive use of Opposer's Winged Skull Marks, the consuming public have come to recognize Opposer's Winged Skull Marks as used for Opposer's Goods & Services exclusively in connection with Opposer, and Opposer has developed enormous goodwill and value in them.

4. In addition to its common law rights, Opposer is the owner of U.S. Registration Nos. 3,853,455 and 3,853,323 on the Principal Register of the U.S. Patent and Trademark for Opposer's Winged Skull Marks shown below for beer:

5. These registrations are valid, subsisting, and incontestable and are conclusive evidence of the validity of Opposer's Winged Skull Marks shown therein, the registrations, and Opposer's exclusive right to use the marks in commerce pursuant to 15 U.S.C. § 1115(b).

Printouts of the registrations from the U.S. Patent and Trademark Office's electronic database showing the status and title of the registrations are attached as Exhibit A.

6. On or about October 25, 2019, Applicant filed Application Serial No. 88669241, the application opposed, on an intent-to-use basis to register the winged skull mark shown below ("Applicant's Winged Skull Mark") for: "Ale; Beer; Lager; Porter; Shandy; Stout; Craft beer" in Class 32 and "Brewpub services; Restaurant services; Taproom services" in Class 33 ("Applicant's Goods & Services"):

7. Applicant's Goods & Services are legally identical and/or closely related to Opposer's Goods & Services.

8. Applicant's Goods & Services are not restricted as to customers, channels of trade or advertising media.

9. Upon information and belief, neither Applicant nor any predecessor or related company of Applicant made actual use of Applicant's Winged Skull Mark in the U.S. prior to the filing date of Application Serial No. 88669241.

10. Applicant's proposed use and registration of Applicant's Winged Skull Mark is without Opposer's consent or permission.

11. Applicant is in no way authorized, sponsored, or licensed by, or in any other way legitimately connected with, Opposer.

12. Opposer has priority and superior trademark rights to any alleged rights of

Applicant in the proposed Applicant's Winged Skull Mark based on its valid, subsisting and incontestable pleaded registrations. Opposer further has priority and superior trademark rights based on the prior use of Opposer's Winged Skull Marks in connection with Opposer's Goods & Services long before the filing date of opposed Application Serial No. 88669241 and any date of first use that could be alleged by Applicant.

13. Applicant's use of and registration of the proposed Applicant's Winged Skull Mark is likely to result in confusion, mistake, and/or deception with Opposer's Winged Skull Marks, or in the mistaken belief that Applicant or Applicant's Goods & Services are licensed or approved by, or in some way legitimately connected with, Opposer, when in fact they are not.

14. Applicant's Winged Skull Mark, when used for Applicant's Goods & Services, so resembles Opposer's Winged Skull Marks as to be likely to cause confusion, mistake, and/or deception within the meaning of Section 2(d) of the Trademark Act, to the consequent damage of Opposer.

15. Because Opposer possesses prior rights in Opposer's Winged Skull Marks, the registration sought by Applicant and the presumptions that would flow to Applicant from any registration issued for Applicant's Winged Skull Mark are inconsistent with Opposer's prior rights in and to Opposer's Winged Skull Marks.

16. By reason of the foregoing, Opposer would be damaged by the registration of Applicant's Winged Skull Mark as sought in Application Serial No. 88669241.

WHEREFORE, Opposer THREE FLOYDS BREWING LLC respectfully requests that this opposition be sustained and the registration sought by Applicant in Application Serial No. 88669241 for Applicant's Winged Skull Mark be denied.

Respectfully submitted,

Dated: May 31, 2020

THREE FLOYDS BREWING LLC, Opposer

/Glenn Rice/
Counsel for Opposer

Glenn A. Rice, Esq.
FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD.
55 West Monroe Street, Suite 2300
Chicago, Illinois 60603
(312) 701-6800
grice@fvldlaw.com
Attorney for Opposer

EXHIBIT A

Title: Trademark Status & Document Retrieval
Link: http://tsdr.uspto.gov/#caseNumber=77941778&caseType=SERIAL_NO&searchType=statusSearch
Captured by FireShot Pro [05-31-2020, 20:53:09]

For assistance with TSDR, email teas@uspto.gov and include your serial number, the document you are looking for, and a screenshot of any error messages you have received.

Trademark Status & Document Retrieval (TSDR)

SEARCH | MULTI-SEARCH

US Serial, Registration, or Reference No. 77941778 Status Documents

Status results found

STATUS | DOCUMENTS | MAINTENANCE Download Print Preview

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Mark:

US Serial Number:	77941778	**Application Filing Date:**	Feb. 22, 2010
US Registration Number:	3853455	**Registration Date:**	Sep. 28, 2010
Filed as TEAS Plus:	Yes	**Currently TEAS Plus:**	Yes
Register:	Principal		
Mark Type:	Trademark		
TM5 Common Status Descriptor:	LIVE/REGISTRATION/Issued and Active The trademark application has been registered with the Office.		
Status:	The registration has been renewed.		
Status Date:	Jan. 14, 2020		
Publication Date:	Jul. 13, 2010		

Mark Information

Collapse All

Mark Literal Elements:	None
Standard Character Claim:	No
Mark Drawing Type:	2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)
Description of Mark:	The mark consists of a design of a human skull with wings wearing a crown, on top of which are various brewing implements.
Color(s) Claimed:	Color is not claimed as a feature of the mark.
Design Search Code(s):	02.11.10 - Skulls, human; Bones, human; Human skeletons, parts of skeletons, bones, skulls 03.17.01 - Wings, birds' 11.01.25 - Holders, kitchen utensil; Brushes, basting; Chopsticks; Churns, butter (manual); Cups, measuring; Fruit juices, non-electric; Garlic presses (non-electric); Graters, cheese; Sharpeners, knife (non-electric); Ice cube trays; Juicers, non-electric; Ladles (soup); Measuring cups; Napkin holders; Other non-electric kitchen utensils, utensil holders; Pasta makers, non-electric; Potato peelers; Racks, kitchen tool; Scoops, ice cream; Shakers, cocktail 24.11.02 - Crowns open at the top

Related Properties Information

International Registration Number:	1127536
International Application(s) /Registration(s) Based on this Property:	A0030176/1127536

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:	Beer		
International Class(es):	032 - Primary Class	**U.S Class(es):**	045, 046, 048
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Jan. 31, 2009	**Use in Commerce:**	Feb. 05, 2009

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:	Three Floyds Brewing LLC		
Owner Address:	9750 Indiana Parkway Munster, INDIANA UNITED STATES 46321		
Legal Entity Type:	LIMITED LIABILITY COMPANY	**State or Country Where Organized:**	INDIANA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Glenn A. Rice		
Attorney Primary Email Address:	grice@fvldlaw.com	**Attorney Email Authorized:**	Yes

Correspondent

Correspondent Name/Address:	GLENN A. RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD. 55 W MONROE ST STE 2300 CHICAGO, ILLINOIS UNITED STATES 60603-5117		
Phone:	312 701-6895	**Fax:**	312 701-6801
Correspondent e-mail:	grice@fvldlaw.com mtsakadze@fvldlaw.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 14, 2020	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 14, 2020	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	74886
Jan. 14, 2020	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	74886
Jan. 13, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74886
Nov. 25, 2019	TEAS SECTION 8 & 9 RECEIVED	
Sep. 28, 2019	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Mar. 29, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 29, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76873
Mar. 25, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Jan. 22, 2016	TEAS SECTION 8 & 15 RECEIVED	
Sep. 28, 2010	REGISTERED-PRINCIPAL REGISTER	
Jul. 13, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 13, 2010	PUBLISHED FOR OPPOSITION	
Jun. 09, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Jun. 09, 2010	ASSIGNED TO LIE	68171
May 25, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 18, 2010	ASSIGNED TO EXAMINER	82422
Feb. 27, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Feb. 26, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 25, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location:	GENERIC WEB UPDATE	**Date in Location:**	Jan. 14, 2020

Assignment Abstract Of Title Information - None recorded

Proceedings

Summary — Party type — Proceeding type

Number of Proceedings: 3

Type of Proceeding: Opposition — Expand All

Proceeding Number:	91255072	**Filing Date:**	Apr 03, 2020
Status:	Pending	**Status Date:**	Apr 04, 2020
Interlocutory Attorney:	YONG OH (RICHARD) KIM		

Defendant

Name:	Deadwords Brewing Company LLC
Correspondent Address:	HOLLY H SAPORITO ALSTON & BIRD 1201 WEST PEACHTREE STREET ATLANTA GA UNITED STATES , 30309
Correspondent e-mail:	holly.saporito@alston.com , kelly.branch@alston.com , kristin.adams@alston.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	Opposition Pending	88669241	

Plaintiff(s)

Name:	Three Floyds Brewing LLC
Correspondent Address:	GLENN A RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD 55 W MONROE ST, SUITE 2300 CHICAGO IL UNITED STATES , 60603
Correspondent e-mail:	grice@fvldlaw.com , lmoisan@fvldlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	REGISTERED AND RENEWED	77941778	3853455
3 FLOYDS	REGISTERED AND RENEWED	77939483	3853323

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 03, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 04, 2020	May 14, 2020
3	INSTITUTED	Apr 04, 2020	
4	D CHANGE OF CORRESP ADDRESS	May 11, 2020	
5	ANSWER	May 11, 2020	

▾ Type of Proceeding: Opposition

Proceeding Number:	91230986	**Filing Date:**	Oct 31, 2016
Status:	Terminated	**Status Date:**	Mar 06, 2017
Interlocutory Attorney:	CHRISTEN M ENGLISH		

Defendant

Name:	4 BEER S.R.L.
Correspondent Address:	4 BEER SRL VIA ZANZOTTO 28 PIEVE DI SOLIGO (TV) ITALY , I-31053

Associated marks

Mark	Application Status	Serial Number	Registration Number
CHOPPER KINGS	Registered	79168639	5178561

Plaintiff(s)

Name:	Three Floyds Brewing LLC
Correspondent Address:	GLENN A RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD 55 W MONROE STREET, SUITE 2300 CHICAGO IL UNITED STATES , 60603
Correspondent e-mail:	grice@fvldlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	REGISTERED AND RENEWED	77941778	3853455
	Registered	86021574	4570137
ALPHA KING	Section 8 and 15 - Accepted and Acknowledged	85155454	3940968

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 31, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 03, 2016	Dec 13, 2016
3	PENDING, INSTITUTED	Nov 03, 2016	
4	NOTICE OF DEFAULT	Dec 23, 2016	
5	BD DECISION: SUSTAINED	Mar 06, 2017	
6	TERMINATED	Mar 06, 2017	

▾ Type of Proceeding: Opposition

Proceeding Number:	91224486	**Filing Date:**	Oct 21, 2015
Status:	Terminated	**Status Date:**	Nov 17, 2016
Interlocutory Attorney:	JENNIFER KRISP		

Defendant

Name:	Duncan Quinn-Smith aka Duncan Quinn
Correspondent Address:	SAMUEL B COHEN DUNCAN QUINN SMITH 494 8TH AVENUE SUITE 1000 NEW YORK NY UNITED STATES , 10001
Correspondent e-mail:	Sam@SamCohenLaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	Registered	86519331	5107377

Plaintiff(s)

Name:	Three Floyds Brewing LLC
Correspondent Address:	GLENN A RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD 55 WEST MONROE STREET SUITE 2300 CHICAGO IL UNITED STATES , 60603
Correspondent e-mail:	grice@fvldlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	REGISTERED AND RENEWED	77941778	3853455

Prosecution History			
Entry Number	**History Text**	**Date**	**Due Date**
1	FILED AND FEE	Oct 21, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 21, 2015	Nov 30, 2015
3	PENDING, INSTITUTED	Oct 21, 2015	
4	STIP FOR EXT	Nov 19, 2015	
5	EXTENSION OF TIME GRANTED	Dec 16, 2015	
6	D MOT FOR EXT W/ CONSENT	Dec 30, 2015	
7	EXTENSION OF TIME GRANTED	Dec 30, 2015	
8	ANSWER	Feb 03, 2016	
9	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	May 20, 2016	
10	SUSPENDED	May 21, 2016	
11	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 21, 2016	
12	SUSPENDED	Jun 21, 2016	
13	P MOT FOR EXT W/ CONSENT	Oct 07, 2016	
14	EXTENSION OF TIME GRANTED	Oct 08, 2016	
15	W/DRAW OF OPPOSITION	Nov 10, 2016	
16	BD DECISION: DISMISSED W/O PREJ	Nov 17, 2016	
17	TERMINATED	Nov 17, 2016	

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Title: Trademark Status & Document Retrieval
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Trademark Status & Document Retrieval (TSDR)

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US Serial, Registration, or Reference No. | 77939483 | Status | Documents

Status results found

STATUS | DOCUMENTS | MAINTENANCE | Download | Print Preview

Generated on:	This page was generated by TSDR on 2020-05-31 21:53:44 EDT
Mark:	3 FLOYDS

US Serial Number:	77939483	**Application Filing Date:**	Feb. 18, 2010
US Registration Number:	3853323	**Registration Date:**	Sep. 28, 2010
Filed as TEAS Plus:	Yes	**Currently TEAS Plus:**	Yes
Register:	Principal		
Mark Type:	Trademark		
TM5 Common Status Descriptor:	LIVE/REGISTRATION/Issued and Active The trademark application has been registered with the Office.		
Status:	The registration has been renewed.		
Status Date:	Jan. 25, 2020		
Publication Date:	Jul. 13, 2010		

Mark Information

Collapse All

Mark Literal Elements:	3 FLOYDS
Standard Character Claim:	No
Mark Drawing Type:	3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)
Description of Mark:	The mark consists of the stylized text "3 FLOYDS" and a design of a human skull with wings wearing a crown, on top of which are various brewing implements.
Color(s) Claimed:	Color is not claimed as a feature of the mark.
Design Search Code(s):	02.11.10 - Skulls, human; Bones, human; Human skeletons, parts of skeletons, bones, skulls 03.17.01 - Wings, birds' 11.01.25 - Holders, kitchen utensil; Brushes, basting; Chopsticks; Churns, butter (manual); Cups, measuring; Fruit juices, non-electric; Garlic presses (non-electric); Graters, cheese; Sharpeners, knife (non-electric); Ice cube trays; Juicers, non-electric; Ladles (soup); Measuring cups; Napkin holders; Other non-electric kitchen utensils, utensil holders; Pasta makers, non-electric; Potato peelers; Racks, kitchen tool; Scoops, ice cream; Shakers, cocktail 24.11.02 - Crowns open at the top

Related Properties Information

International Registration Number:	1127531
International Application(s) /Registration(s) Based on this Property:	A0030156/1127531

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:	Beer		
International Class(es):	032 - Primary Class	**U.S Class(es):**	045, 046, 048
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Apr. 25, 2009	**Use in Commerce:**	Apr. 25, 2009

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:	Three Floyds Brewing LLC		
Owner Address:	9750 Indiana Parkway Munster, INDIANA UNITED STATES 46321		
Legal Entity Type:	LIMITED LIABILITY COMPANY	**State or Country Where Organized:**	INDIANA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Glenn A. Rice		
Attorney Primary Email Address:	grice@fvldlaw.com	**Attorney Email Authorized:**	Yes

Correspondent

Correspondent Name/Address:	GLENN A. RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD. 55 W MONROE ST STE 2300 CHICAGO, ILLINOIS UNITED STATES 60603-5117		
Phone:	312 701-6895	**Fax:**	312 701-6801
Correspondent e-mail:	grice@fvldlaw.com mtsakadze@fvldlaw.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 26, 2020	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 25, 2020	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76874
Jan. 25, 2020	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76874
Jan. 25, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Dec. 09, 2019	TEAS SECTION 8 & 9 RECEIVED	
Sep. 28, 2019	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Mar. 29, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 29, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76874
Mar. 29, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Jan. 27, 2016	TEAS SECTION 8 & 15 RECEIVED	
Sep. 20, 2010	REGISTERED-PRINCIPAL REGISTER	
Jul. 13, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 13, 2010	PUBLISHED FOR OPPOSITION	
Jun. 08, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	73787
Jun. 08, 2010	ASSIGNED TO LIE	73787
May 25, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 18, 2010	ASSIGNED TO EXAMINER	82422
Feb. 26, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Feb. 25, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 22, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location:	GENERIC WEB UPDATE	**Date in Location:**	Jan. 25, 2020

Assignment Abstract Of Title Information - None recorded

Proceedings

Summary — Party type — Proceeding type

Number of Proceedings:	1

Type of Proceeding: Opposition

Expand All

Proceeding Number:	91255072	**Filing Date:**	Apr 03, 2020
Status:	Pending	**Status Date:**	Apr 04, 2020
Interlocutory Attorney:	YONG OH (RICHARD) KIM		

Defendant

Name:	Deadwords Brewing Company LLC
Correspondent Address:	HOLLY H SAPORITO ALSTON & BIRD 1201 WEST PEACHTREE STREET ATLANTA GA UNITED STATES , 30309
Correspondent e-mail:	holly.saporito@alston.com , kelly.branch@alston.com , kristin.adams@alston.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	Opposition Pending	88669241	

Plaintiff(s)	
Name:	Three Floyds Brewing LLC
Correspondent Address:	GLENN A RICE FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD 55 W MONROE ST, SUITE 2300 CHICAGO IL UNITED STATES , 60603
Correspondent e-mail:	grice@fvldlaw.com , lmoisan@fvldlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	REGISTERED AND RENEWED	77941778	3853455
3 FLOYDS	REGISTERED AND RENEWED	77939483	3853323

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 03, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 04, 2020	May 14, 2020
3	INSTITUTED	Apr 04, 2020	
4	D CHANGE OF CORRESP ADDRESS	May 11, 2020	
5	ANSWER	May 11, 2020	

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has caused the foregoing **AMENDED NOTICE OF OPPOSITION** to be served upon counsel of record for Applicant in these proceedings, Holly H. Saporito, via email to holly.saporito@alston.com and kelly.branch@alston.com on this 31st day of May, 2020.

/Glenn Rice/