

ESTTA Tracking number: **ESTTA1224091**

Filing date: **07/25/2022**

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

Proceeding no.	91256413
Party	Plaintiff OlÃ© Mexican Foods, Inc.
Correspondence address	PAUL S OWENS PAUL OWENS & ASSOCIATES PO BOX 15310 ATLANTA, GA 30333 UNITED STATES Primary email: psowens@bellsouth.net 404-370-9800
Submission	Plaintiff's Notice of Reliance
Filer's name	Paul S. Owens
Filer's email	psowens@bellsouth.net
Signature	/paul s. owens/
Date	07/25/2022
Attachments	Opposers NOR 5 and Exhs 1 and 2.pdf(4603080 bytes) Opposers NOR 5 Exhs 3 to 5.pdf(4447719 bytes)

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

-----X

In the Matter of Trademark Appl'n No.:

88-646,951

For the Mark: OLE' CHAMOYLE

Filing date: October 8, 2019

OLÉ MEXICAN FOODS, INC.,

Opposer,

v.

Opposition No. 91256413

CERVEZA CITRUS L.L.C.,

Applicant.

-----X

OPPOSER'S FIFTH NOTICE OF RELIANCE AND EXHIBITS 1-2

Opposer, Olé Mexican Foods, Inc. ("Opposer"), pursuant to 37 C.F.R. § 2.122(e) hereby gives notice of its intent to rely in the above-captioned opposition proceeding on the attached TESS Printouts of the relevant third-party registrations generated from the following searches made in the USPTO's TESS database, and attached as exhibits hereto:

Exhibit 1: Chile and Salsa

Exhibit 2: Salsa and Seasoning/Spices/Sauce/Condiment

Exhibit 3: Chamoy and Seasoning/Spices/Sauce/Condiment

Exhibit 4: Tortillas and Spices

Exhibit 5: Tortillas and Chile

Opposer relies on these registrations for the purposes of showing, *inter alia*: (i) the relatedness of the parties' respective goods; (ii) the many third parties who sell identical goods

under the same trademark; and (iii) the likelihood of confusion between Opposer's and Applicant's respective marks. Due to ESTTA file size restrictions, this document will be filed in multiple parts.

Dated: July 25, 2022

Respectfully submitted,

/paul s. owens/
Paul S. Owens, Esq.
Attorney for Opposer--Olé Mexican
Foods, Inc.
Paul Owens & Associates
P.O. Box 15310
Atlanta, GA 30333-0310
Tel: (404) 370-9800
E-mail: psowens@bellsouth.net

CERTIFICATE OF SERVICE

I hereby certify that on the 25th day of July 2022, a true and correct copy of the foregoing Opposer's Fifth Notice of Reliance with Exhibits 1-5 was served on Applicant by emailing a copy to Applicant's attorney of record at:

Richard A. Ryan, Esq.

Email: Richard@fresnopatentlaw.com

/paul s. owens/
Paul S. Owens, Esq.

EXHIBIT 1

TESS Structured Search
“Chile [GS] and Salsa [GS]”

Reg. No.	Mark	Goods & Services
6584518	SOMBRERO	<p>IC 029. G & S: Food products, namely, processed beans and taco salads; food products, namely, processed chiles, plantain chips, cheese sticks; dairy products, namely, cheese, cream and guacamole.</p> <p>IC 030. G & S: Food products, namely, tortillas, nacho chips, tacos, burritos, tostadas, nacho cheese sauce, rice, salsa, taco shells, fajitas, taquitos, nachos, enchiladas, quesadillas, empanadas, tamales, pupusas, ready-made pastry dough; empanadas, namely, disks of dough for turnover pastries; sauces, namely, cheese sauce, Mexican sauces, Latin sauces, enchilada sauce, tomato sauce, chili sauce; spices and seasonings, namely, dried chile pepper, taco meat seasoning, taco spices; tequenos, namely, cheese sticks wrapped in dough.</p>
6681942	AUSTIN SLOW BURN	<p>IC 029. G & S: Dips, chile con queso, jellies, jams.</p> <p>IC 030. G & S: Salsa, marinades, pimiento used as a condiment, pasta sauce.</p>
6474800	WAYLAND CHILES	<p>IC 030. G & S: Honey; Salsa; Chili powder; Chili powders; Honey; Honey and treacle; Honey infused with pepper, ginger or spices; Hot sauce; Hot chili pepper sauce; Maple syrup; Salsa con queso; Salsa sauces; Food condiment consisting primarily of ketchup and salsa; Sriracha hot chili sauce; Sugar, honey, treacle; Super-hot chile pepper powder for use as a seasoning; Tomato-based salsa.</p>
6055191	ZIA HATCH CHILE COMPANY	<p>IC 030. G & S: chile salsa.</p>
6340149	CIEN CHILES	<p>IC 030. G & S: Chili oil for use as a seasoning or condiment; Chili oils being condiments; Chili paste for use as a seasoning; Chili pepper pastes being condiments; Chili pods for use as a seasoning; Chili powder; Chili powders; Chili sauce; Chili seasoning; Chili seasonings; Hot sauce; Picante sauce; Sauce mixes; Sauces; Condiment, namely, pepper sauce; Cooking sauces; Dried chili peppers; Habanero sauce; Hot chili pepper sauce; Salsa sauces; Super-hot chile pepper powder for use as a seasoning.</p>
6481345	MOTHER RAW	<p>IC 030. G & S: food items, namely, salad dressings made in whole or significant part of raw foods and raw food ingredients; salsa dip made in whole or significant part of raw food ingredients; and cooking sauces, namely, barbecue sauce, cheese sauce, hot sauce, sauce mixes, tomato sauce, pesto, chimichurri sauce, soy sauce, vegetable based sauces, fruit sauce, curry sauces, teriyaki sauce, pepper sauce, salsa, ponzu sauce, plum sauce, satay sauce, sweet chile sauce, aioli sauce</p>

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5987844	TASE THE UNMEXPECTED	IC 029. G & S: Mexican foods, namely, processed whole and diced green chiles ; sliced jalapeno peppers; canned tomato and green chile combination, jalapeno bean dip; canned pinto beans; canned chile beans; burrito filling consisting of cooked pinto beans, water, green chiles , salt and garlic; refried beans. IC 030. G & S: Mexican foods, namely, chile sauce in the nature of salsa , taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated chile powder , dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green chiles .
6198614	LOS ROAST	IC 029. G & S: processed chiles ; roasted chiles . IC 030. G & S: salsa ; chile sauce ; hot sauce .
5889603	MI COCINA	IC 029. G & S: Prepared Mexican entrees consisting primarily of meat, fish, and poultry; Guacamole; Chile con queso . IC 030. G & S: Cheese enchiladas; Spinach enchiladas; Chalupas; Quesadillas; Flautitas; Pico de gallo sauce; Queso, namely, cheese sauce; Burritos; Tortillas; Sauces ; Spices ; Vegetarian tacos; Tortilla chips; Salsa ; Custard; Cakes, namely, tres leches
6322498	HATCH TO TABLE	IC 029. G & S: Processed peppers. IC 030. G & S: Salsas ; sauces ; marinades ; chile sauces
5338510	SEÑOR PINO'S	IC 029. G & S: Packaged frozen Southwestern and Mexican-style appetizers or snack foods consisting primarily of meat, chicken, beans, and/or cheese; packaged frozen Southwestern and Mexican-style prepared entrees consisting primarily of meat, chicken, beans, and/or cheese; meat-based snack foods; poultry-based snack foods; vegetable-based snack foods; Southwestern and Mexican Style food products, namely, chile rellenos ; Canned chopped green chiles . IC 030. G & S: Southwestern and Mexican Style food products, namely, burritos, tacos, enchiladas, tamales, salsas , taco chips , tortillas , nachos, Pico de Gallo sauce, seasonings , spices , spice blends, hot sauce, green and red chile bases and sauces .
5276132	JILLIPEPPER	IC 030. G & S: New Mexican foods, namely, red and green chile salsa , used as dips without beans, and dried red chile peppers, used as a seasoning.
4930087	TEX-MEX GOURMET	IC 029. G & S: Bean dip; Chile con queso ; Jellies for food; Pickled jalapeños; Pickled vegetables; Prepared food kits composed of meat, poultry, fish, seafood, and/or vegetables and also including sauces or seasonings, ready for cooking and assembly as a meal; Soups and preparations for making soups; Frozen, prepared or packaged entrees consisting primarily of meat, fish, poultry or vegetables; Frozen, prepared or packaged meals consisting primarily of meat, fish, poultry or vegetables. IC 030. G & S: Cooking sauces; Dipping sauces; Enchiladas; Picante sauce; Pico de Gallo sauce; Ready-made sauces;

		Salad dressing; Salsa ; Sauces; Savory sauces used as condiments; Taco chips; Taco seasoning; Tamales; Tomato-based salsa
2975679	CHILE MERCADO	IC 030. G & S: Chile powders, seasonings including chile seasoning, dried chile peppers, spices, sugar, corn flour, corn meal, ground corn, flour, tortillas, tortilla chips, corn chips, chile sauce, chile salsa , and sauce concentrate.
3896416	CERVANTES	IC 030.G & S: Food products, namely, salsas and chile sauces.



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SOMBRERO

Word Mark SOMBRERO

Translations The English translation of "SOMBRERO" is "HAT".

Goods and Services IC 029. US 046. G & S: Food products, namely, processed beans and taco salads; food products, namely, processed **chiles**, plantain chips, cheese sticks; dairy products, namely, cheese, cream and guacamole. FIRST USE: 20150602. FIRST USE IN COMMERCE: 20210703

IC 030. US 046. G & S: Food products, namely, tortillas, nacho chips, tacos, burritos, tostadas, nacho cheese sauce, rice, **salsa**, taco shells, fajitas, taquitos, nachos, enchiladas, quesadillas, empanadas, tamales, pupusas, ready-made pastry dough; empanadas, namely, disks of dough for turnover pastries; sauces, namely, cheese sauce, Mexican sauces, Latin sauces, enchilada sauce, tomato sauce, chili sauce; spices and seasonings, namely, dried **chile** pepper, taco meat seasoning, taco spices; tequenos, namely, cheese sticks wrapped in dough. FIRST USE: 20150602. FIRST USE IN COMMERCE: 20210703

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90096789

Filing Date August 6, 2020

Current Basis 1A

Original Filing Basis 1B

Published for Opposition March 2, 2021

Registration 6584518

Number

Registration Date December 7, 2021

Owner (REGISTRANT) Tropical Trading Canada Corporation CORPORATION CANADA 341 Bering Ave. Etobicoke, Ontario CANADA M8Z3A8

Attorney of Record ERIN MORGAN KLUG

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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AUSTIN SLOW BURN

Word Mark AUSTIN SLOW BURN

Goods and Services IC 029. US 046. G & S: Dips, **chile** con queso, jellies, jams. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

IC 030. US 046. G & S: **Salsa**, marinades, pimiento used as a condiment, pasta sauce. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90047660

Filing Date July 10, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition January 11, 2022

Registration Number 6681942

Registration Date March 29, 2022

Owner (REGISTRANT) Austin Slow Burn, Inc. CORPORATION TEXAS 4707 Elsby Ave Dallas TEXAS 75209

Attorney of Record DANIEL P. MULLARKEY

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "AUSTIN" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

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Wayland Chiles

Word Mark WAYLAND CHILES

Goods and Services IC 016. US 002 005 022 023 029 037 038 050. G & S: Instruction sheets in the field of seed germination, hydroponics and traditional gardening. FIRST USE: 20081015. FIRST USE IN COMMERCE: 20081015

IC 030. US 046. G & S: Honey; **Salsa**; Chili powder; Chili powders; Honey; Honey and treacle; Honey infused with pepper, ginger or spices; Hot sauce; Hot chili pepper sauce; Maple syrup; **Salsa** con queso; **Salsa** sauces; Food condiment consisting primarily of ketchup and **salsa**; Sriracha hot chili sauce; Sugar, honey, treacle; Super-hot **chile** pepper powder for use as a seasoning; Tomato-based **salsa**. FIRST USE: 20081015. FIRST USE IN COMMERCE: 20081015

IC 031. US 001 046. G & S: Seedlings; Seeds for agricultural purposes; Seeds for flowers; Seeds for fruit and vegetables; Seeds for horticultural purposes; Seeds for planting; Seeds for sowing; Agricultural seeds; Agricultural seeds, namely, pepper, tomato, bean, squash, eggplant, tomatillo, corn, and flower seeds; Apple tree seeds; Bulbs, seedlings and seeds for planting; Crop seeds; Flower seeds; Fruit seeds; Grass seed; Grass seeds; Herb seeds for planting; Organic gardening kit for indoor and outdoor planting composed primarily of organic garden agricultural seeds and also including pots, peat moss and coir planting medium; Plant seeds; Plantable seed paper comprised primarily of seeds for agricultural purposes; Rye seed; Sowing seeds; Unprocessed seeds for agricultural use; Unprocessed edible seeds; Unprocessed poppy seeds; Vegetable seeds for planting; Wheat seed; Wildlife seed mixtures; all of the foregoing excluding seeds and seedlings for Prunus Hortulana, plums and plum plants. FIRST USE: 20081015. FIRST USE IN COMMERCE: 20081015

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90197102

Filing Date September 21, 2020

Current 1A

Basis
Original Filing Basis 1A
Published for Opposition June 22, 2021
Registration Number 6474800
Registration Date September 7, 2021
Owner (REGISTRANT) Wayland Chiles LLC LIMITED LIABILITY COMPANY WYOMING Suite R 30 N Gould St Sheridan WYOMING 82801
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHILES" APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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ZIA HATCH CHILE COMPANY

Word Mark ZIA HATCH CHILE COMPANY

Goods and Services IC 030. US 046. G & S: **chile salsa**. FIRST USE: 20200123. FIRST USE IN COMMERCE: 20200123

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88977266

Filing Date March 22, 2019

Current Basis 1A

Original Filing Basis 1B

Published for Opposition July 30, 2019

Registration Number 6055191

Registration Date May 12, 2020

Owner (REGISTRANT) Zia Green Chile Company, LLC LIMITED LIABILITY COMPANY NORTH CAROLINA 885 Park Avenue, #4E Brooklyn NEW YORK 11206

(LAST LISTED OWNER) HATCH CHILE CO. LIMITED LIABILITY COMPANY GEORGIA 2005 S. Commercial Drive Brunswick GEORGIA 31525

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Rod D. Baker

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HATCH CHILE COMPANY" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

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CIEN CHILES

Word Mark CIEN CHILES

Translations The English translation of "CIEN CHILES" in the mark is "ONE HUNDRED CHILIES".

Goods and Services IC 030. US 046. G & S: Chili oil for use as a seasoning or condiment; Chili oils being condiments; Chili paste for use as a seasoning; Chili pepper pastes being condiments; Chili pods for use as a seasoning; Chili powder; Chili powders; Chili sauce; Chili seasoning; Chili seasonings; Hot sauce; Picante sauce; Sauce mixes; Sauces; Condiment, namely, pepper sauce; Cooking sauces; Dried chili peppers; Habanero sauce; Hot chili pepper sauce; **Salsa** sauces; Super-hot **chile** pepper powder for use as a seasoning. FIRST USE: 20200112. FIRST USE IN COMMERCE: 20200112

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90158201

Filing Date September 3, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition February 16, 2021

Registration Number 6340149

Registration Date May 4, 2021

Owner (REGISTRANT) Covarrubias Hernandez, Maria Belen INDIVIDUAL UNITED STATES 5102 Middleton rd San Diego CALIFORNIA 92190

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHILES" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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MOTHER RAW

Word Mark MOTHER RAW

Goods and Services IC 030. US 046. G & S: food items, namely, salad dressings made in whole or significant part of raw foods and raw food ingredients; **salsa** dip made in whole or significant part of raw food ingredients; and cooking sauces, namely, barbecue sauce, cheese sauce, hot sauce, sauce mixes, tomato sauce, pesto, chimichurri sauce, soy sauce, vegetable based sauces, fruit sauce, curry sauces, teriyaki sauce, pepper sauce, **salsa**, ponzu sauce, plum sauce, satay sauce, sweet **chile** sauce, aioli sauce

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88059014

Filing Date July 31, 2018

Current Basis 44E

Original Filing Basis 1B;44D

Published for Opposition June 29, 2021

Registration Number 6481345

Registration Date September 14, 2021

Owner (REGISTRANT) Reunion Foods Inc. CORPORATION CANADA 1111 Finch Ave. W. Unit 19 Downsview, Ontario CANADA M3J2E5

Attorney of Record Michael A. Geller

Priority Date July 27, 2018

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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TASTE THE UNMEXPECTED

Word Mark TASTE THE UNMEXPECTED

Goods and Services IC 029. US 046. G & S: Mexican foods, namely, processed whole and diced green **chiles**; sliced jalapeno peppers; canned tomato and green **chile** combination, jalapeno bean dip; canned pinto beans; canned **chile** beans; burrito filling consisting of cooked pinto beans, water, green **chiles**, salt and garlic; refried beans. FIRST USE: 20180800. FIRST USE IN COMMERCE: 20180800

IC 030. US 046. G & S: Mexican foods, namely, **chile** sauce in the nature of **salsa**, taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated **chile** powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green **chiles**. FIRST USE: 20180800. FIRST USE IN COMMERCE: 20180800

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88285662

Filing Date February 1, 2019

Current Basis 1A

Original Filing Basis 1A

Published for December 3, 2019

Opposition

Registration Number 5987844

Registration Date February 18, 2020

Owner (REGISTRANT) TEASDALE FOODS, INC. CORPORATION DELAWARE 901 Packers Street Atwater CALIFORNIA 95301

Attorney of Record Jorge Arciniega

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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LOS ROAST

Word Mark	LOS ROAST
Goods and Services	IC 029. US 046. G & S: processed chiles ; roasted chiles . FIRST USE: 20120000. FIRST USE IN COMMERCE: 20140500
	IC 030. US 046. G & S: salsa ; chile sauce; hot sauce. FIRST USE: 20160300. FIRST USE IN COMMERCE: 20160300
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	88744928
Filing Date	January 2, 2020
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	September 1, 2020
Registration Number	6198614
Registration Date	November 17, 2020
Owner	(REGISTRANT) Los Roast LLC LIMITED LIABILITY COMPANY OREGON 6635 N Baltimore Ave, Suite 118 Portland OREGON 97203
Attorney of Record	Sheila Fox Morrison
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ROAST" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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Mi Cocina

Word Mark MI COCINA

Translations The English translation of "MI COCINA" is "MY KITCHEN".

Goods and Services IC 029. US 046. G & S: Prepared Mexican entrees consisting primarily of meat, fish, and poultry; Guacamole; **Chile** con queso. FIRST USE: 19910300. FIRST USE IN COMMERCE: 19910300

IC 030. US 046. G & S: Cheese enchiladas; Spinach enchiladas; Chalupas; Quesadillas; Flautitas; Pico de gallo sauce; Queso, namely, cheese sauce; Burritos; Tortillas; Sauces; Spices; Vegetarian tacos; Tortilla chips; **Salsa**; Custard; Cakes, namely, tres leches. FIRST USE: 19910300. FIRST USE IN COMMERCE: 19910300

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88358499

Filing Date March 27, 2019

Current Basis 1A

Original Filing Basis 1A

Published for Opposition August 6, 2019

Registration Number 5889603

Registration Date October 22, 2019

Owner (REGISTRANT) Mi Cocina, Ltd. M Crowd Restaurant Group, Inc., organized under Texas LIMITED PARTNERSHIP

TEXAS Building 4, Suite 126 350 E. Royal Lane Irving TEXAS 75039

Attorney of Record

James Ray

Disclaimer

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COCINA" APART FROM THE MARK AS SHOWN

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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HATCH TO TABLE

Word Mark	HATCH TO TABLE
Goods and Services	IC 029. US 046. G & S: Processed peppers. FIRST USE: 20200900. FIRST USE IN COMMERCE: 20200900
	IC 030. US 046. G & S: Salsas ; sauces; marinades; chile sauces. FIRST USE: 20200800. FIRST USE IN COMMERCE: 20200800
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	87621521
Filing Date	September 25, 2017
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	January 23, 2018
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	6322498
Registration Date	April 13, 2021
Owner	(REGISTRANT) 505 SOUTHWESTERN LLC LIMITED LIABILITY COMPANY DELAWARE 6455 S. YOSEMITE ST. SUITE 140 GREENWOOD VILLAGE COLORADO 80111
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of	Kristen Mollnow Walsh

Record

Type of Mark TRADEMARK

Register PRINCIPAL

**Live/Dead
Indicator** LIVE

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Word Mark SENOR PINO'S

Goods and Services IC 029. US 046. G & S: Packaged frozen Southwestern and Mexican-style appetizers or snack foods consisting primarily of meat, chicken, beans, and/or cheese; packaged frozen Southwestern and Mexican-style prepared entrees consisting primarily of meat, chicken, beans, and/or cheese; meat-based snack foods; poultry-based snack foods; vegetable-based snack foods; Southwestern and Mexican Style food products, namely, **chile** rellenos; Canned chopped green **chiles**. FIRST USE: 19991100. FIRST USE IN COMMERCE: 19991100

IC 030. US 046. G & S: Southwestern and Mexican Style food products, namely, burritos, tacos, enchiladas, tamales, **salsas**, taco chips, tortillas, nachos, Pico de Gallo sauce, seasonings, spices, spice blends, hot sauce, green and red **chile** bases and sauces. FIRST USE: 19991100. FIRST USE IN COMMERCE: 19991100

Mark

Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.34 - Monsters (not robots) ; Other grotesque including men formed by plants or objects
04.07.01 - Person formed by plants ; Plants forming a person ; Plants or combinations of plants representing a person ; Plants representing a person
05.11.09 - Peppers

Serial Number 87320909

Filing Date February 1, 2017

Current Basis 1A

Original Filing Basis 1A

Published for Opposition September 5, 2017

Registration Number 5338510

Registration Date November 21, 2017

Owner (REGISTRANT) New Mexico Food Distributors, Inc. DBA Foods of New Mexico CORPORATION NEW MEXICO
3041 University Blvd. SE Albuquerque NEW MEXICO 87106

Attorney of Record Lindsay J. Hulley

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the words "SEÑOR PINO'S" with a smiling jalapeno figure resting its left arm on top of the letter "S".

Type of Mark TRADEMARK

Register PRINCIPAL

Other Data The name(s), portrait(s), and/or signature(s) shown in the mark identifies SENIOR PINO, whose consent(s) to register is made of record.

Live/Dead Indicator LIVE

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JILLIPEPPER

Word Mark JILLIPEPPER

Goods and Services IC 030. US 046. G & S: New Mexican foods, namely, red and green **chile salsa**, used as dips without beans, and dried red **chile** peppers, used as a seasoning. FIRST USE: 19940216. FIRST USE IN COMMERCE: 19940216

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 87322197

Filing Date February 2, 2017

Current Basis 1A

Original Filing Basis 1A

Published for Opposition June 13, 2017

Registration Number 5276132

Registration Date August 29, 2017

Owner (REGISTRANT) JILLIPEPPER, INC. CORPORATION NEW MEXICO PO Box 7546 Albuquerque NEW MEXICO 87194

Attorney of Record Laurence S. Donahue

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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TEX-MEX GOURMET

Word Mark TEX-MEX GOURMET

Goods and Services IC 029. US 046. G & S: Bean dip; **Chile** con queso; Jellies for food; Pickled jalapeños; Pickled vegetables; Prepared food kits composed of meat, poultry, fish, seafood, and/or vegetables and also including sauces or seasonings, ready for cooking and assembly as a meal; Soups and preparations for making soups; Frozen, prepared or packaged entrees consisting primarily of meat, fish, poultry or vegetables; Frozen, prepared or packaged meals consisting primarily of meat, fish, poultry or vegetables. FIRST USE: 20001231. FIRST USE IN COMMERCE: 20001231

IC 030. US 046. G & S: Cooking sauces; Dipping sauces; Enchiladas; Picante sauce; Pico de Gallo sauce; Ready-made sauces; Salad dressing; **Salsa**; Sauces; Savory sauces used as condiments; Taco chips; Taco seasoning; Tamales; Tomato-based **salsa**. FIRST USE: 20001231. FIRST USE IN COMMERCE: 20001231

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 86319026

Filing Date June 24, 2014

Current Basis 1A

Original Filing Basis 1A

Published for January 19, 2016

Opposition

Registration Number 4930087

Registration Date April 5, 2016

Date

Owner (REGISTRANT) Los Tios, Ltd. DBA Tex-Mex Gourmet Los Tios GP, LLC, a Texas Limited Liability Company
LIMITED PARTNERSHIP TEXAS c/o The Dickinson Law Offices PO Box 801619 Houston TEXAS 77280

Attorney of Record Moira Dickinson

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TEX-MEX" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL-2(F)

Live/Dead Indicator LIVE

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CHILE MERCADO

Word Mark CHILE MERCADO

Translations The word MERCADO in the mark translates into English as market or marketplace.

Goods and Services IC 030. US 046. G & S: **Chile** powders, seasonings including **chile** seasoning, dried **chile** peppers, spices, sugar, corn flour, corn meal, ground corn, flour, tortillas, tortilla chips, corn chips, **chile** sauce, **chile salsa**, and sauce concentrate. FIRST USE: 20030625. FIRST USE IN COMMERCE: 20030625

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78267735

Filing Date June 26, 2003

Current Basis 1A

Original Filing Basis 1A

Published for Opposition May 3, 2005

Registration Number 2975679

Registration Date July 26, 2005

Owner (REGISTRANT) EI Encanto, Inc. DBA Bueno Foods CORPORATION NEW MEXICO P.O. Box 293 Albuquerque NEW MEXICO 87103

Attorney of Deborah A. Peacock

Record

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "chile" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20141031.

Renewal 1ST RENEWAL 20141031

Live/Dead Indicator LIVE

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CERVANTES

Word Mark CERVANTES

Translations The wording "cervantes" has no meaning in a foreign language.

Goods and Services IC 030. US 046. G & S: Food products, namely, **salsas** and **chile** sauces. FIRST USE: 19911001. FIRST USE IN COMMERCE: 19980101

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 77955417

Filing Date March 10, 2010

Current Basis 1A

Original Filing Basis 1A

Published for Opposition October 12, 2010

Registration Number 3896416

Registration Date December 28, 2010

Owner (REGISTRANT) Cervantes Food Products, Inc. CORPORATION NEW MEXICO 1125 Arizona St. SE Albuquerque NEW MEXICO 87108

Attorney of Record Gina T. Constant

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20210128.

Renewal 1ST RENEWAL 20210128

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EXHIBIT 2

TESS Structured Search
“Salsa [GS] and Seasoning/Spices/Sauce/ Condiment [GS]”

Reg. No.	Mark	Goods & Services
6447138	ANDES FOODS BY PEIMCO	IC 030. US 046. G & S: Flour; Hominy; Sauces; Spices; Tea; Chili sauce; Dried herbs; Hot sauce; Processed herbs; Processed quinoa; Salsa sauces; Seasoning pastes; Syrup for flavoring food or beverages; Condiment, namely, pepper sauce; Hot chili pepper sauce; Pepper paste for use as a seasoning.
6295288	BEEKMAN 1802	IC 030. US 046. G & S: Honey; caramels and caramel sauce, chocolate, cookies, candy; condiments in the nature of toppings, namely, drizzle sauces and cajetas in the nature of a caramel sauce; Tomato-based sauces; allspice; brine for cooking; cocktail sauces; granola; ketchup; mixes for bakery goods; mustard; pasta sauce; salad dressings; salsa; seasoning mixes; seasonings; spice rubs; spices; tea; tea bags; tea-based beverages; tomato sauce; bread mixes; cake mixes; food seasonings; honey mustard; honey mustard sauce; pancake mixes; savory sauces used as condiments; tomato-based salsa
6264885	BORDER TOWN – AUTHENTIC	IC 030. US 046. G & S: Salsa; Salsa sauces; Seasoning mixes; Seasoning rubs; Steak seasoning; Taco seasoning.
6583391	CASA SOLANA	IC 030. US 046. G & S: Bread and other bakery goods; salsa; dough; burritos; enchiladas; tamales; taco sauce; chimichangas; jalapeno sauce; cheese cakes; bakery desserts; tacos; spices and seasonings, namely, chili pepper, hot taco mix, taco meat seasoning, cinnamon stick; salad dressings; rice; enchilada sauce; tortillas; tortilla chips; taco shells; flour and corn tortilla mix; cheese sauce; tomato sauce; chili sauce; dry and liquid marinades; custard; flan; sopapillas; bakery goods, namely, conchas; churros; hominy.
6067243	CHIAVETTA’S	IC 030. US 046. G & S: Barbecue sauce; Chili sauce; Chili seasoning; Chimichurri sauce; Dry seasoning mixes for use as spice rubs; Hot chili pepper sauce; Hot pepper powder; Hot sauce; Marinade mixes; Marinades; Picante sauce; Pico de Gallo sauce; Salad dressing; Salsa; Sauces; Seasonings; Spice blends; Spice rubs; Spices; Tomato sauce; Tomato-based sauces; Cocktail sauces; Cooking sauces; Dipping sauces; Food seasonings; Grilling sauces; Mixed spice powder; Ready-made sauces; Salad sauces.

6340149	CIEN CHILES	IC 030. US 046. G & S: Chili oil for use as a seasoning or condiment; Chili oils being condiments; Chili paste for use as a seasoning; Chili pepper pastes being condiments; Chili pods for use as a seasoning; Chili powder; Chili powders; Chili sauce; Chili seasoning; Chili seasonings; Hot sauce; Picante sauce; Sauce mixes; Sauces; Condiment, namely, pepper sauce; Cooking sauces; Dried chili peppers; Habanero sauce; Hot chili pepper sauce; Salsa sauces; Super-hot chile pepper powder for use as a seasoning
6269963	D'CHILTEPE COMPANY	IC 030. US 046. G & S: Dressings for salad comprised of spicy chiltepe; Pepper paste for use as a seasoning based on chili chiltepe; Salsa based on chili chiltepe; Spices based on chili chiltepe; Vinegar; Dried chili peppers.
6622315	DEL PASADO	IC 030. US 046. G & S: Tamales, flour burritos, quesadillas, taco seasoning, taco sauce, cheese sauces, taco chips and shells, tortilla chips and shells, tostada shells, salsa, picante sauce.
6265439	DOÑA LISA	IC 030. US 046. G & S: Tortillas, corn chips, corn curls in the nature of churitos, tostadas, salsa, cookies, ketchup, mustard, relish, cornmeal, salt, brown sugar, natural barley flour in powder and nectar form and rice, dry seasoning mixes for making tamales.
6330665	JALAPEÑO JOE'S	IC 030. US 046. G & S: Salsa; Barbecue dry rub; Barbecue sauce; Dipping sauces; Hot sauce; Hot chili pepper sauce; Picante sauce; Salsa sauces; Seasoning rubs; Spice rubs; Tomato-based salsa.
6490722	LA BOTANERA CHILITO	IC 030. US 046. G & S: Candies; Salsa in the nature of a sauce; Sauces; Chili powder; Fruit sauces; Seasonings
6606973	MA DEUCE	IC 030. US 046. G & S: Seasoning rubs, mixes, and pastes; Food seasoning; Seasoning mixes; Seasoning rubs; Spices; Spice and seasoning rubs; Salts; Peppers in the nature of pepper spice; Sauces; BBQ sauces; Dips being dipping sauces; Salsas
6541336	MAMA POR DIOS	IC 030. US 046. G & S: Chocolate; Sauces; Toast; Condiment, namely, pepper sauce; Seasoned salt; Seasoning mixes; Seasoning pastes; Seasoning rubs; Seasonings; Tortilla chips; Tortillas; Chili sauce; Chili seasoning; Chili oil for use as a seasoning or condiment; Chili pepper pastes being condiments; Cooking sauces; Dipping sauces; Dried cumin seeds for use as a seasoning or condiment; Food seasonings; Fruit sauces; Habanero sauce; Hot chili pepper sauce; Jerk seasoning; Minced garlic; Pico de Gallo sauce; Pimiento used as a condiment; Prepared horseradish; Salad sauces; Salsa sauces; Steak sauce; Steak seasoning; Taco sauce; Taco seasoning; Tomato sauce

6616910	MISAEEL GRO	IC 030. US 046. G & S: Salsa; Chili oil for use as a seasoning or condiment; Chili oils being condiments; Chili paste for use as a seasoning; Chili pods for use as a seasoning; Chili powder; Chili powders; Chili sauce; Chili seasoning; Chili seasonings; Food condiment consisting primarily of ketchup and salsa; Salsa con queso; Salsa sauces; Dried chili peppers; Hot chili pepper sauce; Super-hot chile pepper powder for use as a seasoning; Tomato-based salsa.
6579838	PAPA SAUCE UNIQUE FLAVOR AT ITS BEST! PAPA	IC 030. US 046. G & S: Seasonings; Barbeque sauce; Grilling sauces; Sauce mixes; Sauces; Food condiment consisting primarily of ketchup and salsa; Savory sauces used as condiments
	SOMBRERO	IC 030. US 046. G & S: Food products, namely, tortillas, nacho chips, tacos, burritos, tostadas, nacho cheese sauce, rice, salsa, taco shells, fajitas, taquitos, nachos, enchiladas, quesadillas, empanadas, tamales, pupusas, ready-made pastry dough; empanadas, namely, disks of dough for turnover pastries; sauces, namely, cheese sauce, Mexican sauces, Latin sauces, enchilada sauce, tomato sauce, chili sauce; spices and seasonings, namely, dried chile pepper, taco meat seasoning, taco spices; tequenos, namely, cheese sticks wrapped in dough.
6632780	SPRING SUNRISE NATURALS	IC 030. US 046. G & S: Chocolate; Coffee; Flour; Honey; Popcorn; Salsa; Salt; Spices; Chocolate and chocolates; Chocolate bars; Chocolate candies; Coffee and tea; Coffee beans; Cumin powder; Flour for food; Herbal tea; Herbal teas; Honey; Maple syrup; Mustard powder; Salsa sauces; Turmeric for food; Cinnamon powder; Cooking salt; Dried coriander for use as seasoning; Dried coriander seeds for use as seasoning; Dried cumin seeds for use as a seasoning or condiment; Edible flour; Edible salt; Edible spices; Edible turmeric; Gram flour; Milk chocolate; Natural spices; Organic spices; Pepper spice; Pepper; Processed popcorn; Processed unpopped popcorn; Table salt; Tomato-based salsa; Unpopped popcorn; Unroasted coffee
6426187	THE SALSA HOUSE	IC 030. US 046. G & S: Marinades; Salsa; Seasonings
6378775	THE SAUCE MATTERS!	IC 030. US 046. G & S: Sauces, namely, hot sauce, seasoning rubs, salsa sauces
6474800	WAYLAND CHILES	IC 030. US 046. G & S: Honey; Salsa; Chili powder; Chili powders; Honey; Honey and treacle; Honey infused with pepper, ginger or spices; Hot sauce; Hot chili pepper sauce; Maple syrup; Salsa con queso; Salsa sauces; Food condiment consisting primarily of ketchup and salsa;

		Sriracha hot chili sauce; Sugar, honey, treacle; Super-hot chile pepper powder for use as a seasoning; Tomato-based salsa.
6799243	MEXICAN CHIMICHURRI	IC 030. US 046. G & S: Chicken wing sauce; Chimichurri sauce; Dipping sauces; Garlic-based sauces; Hot sauce; Hot chili pepper sauce; Pasta sauce; Picante sauce; Pizza sauce; Salad sauces; Salsa sauces; Savory sauces used as condiments; Spaghetti sauce; Taco sauce.



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Word Mark ANDES FOOD BY PEIMCO
Goods and Services IC 029. US 046. G & S: Canned fruits; Canned vegetables; Dried fruits; Dried vegetables; Frozen fruits; Frozen seafood; Frozen vegetables; Processed fruit; Processed vegetables; Pepper paste. FIRST USE: 20201012. FIRST USE IN COMMERCE: 20201012

IC 030. US 046. G & S: Flour; Hominy; Sauces; Spices; Tea; Chili sauce; Dried herbs; Hot sauce; Processed herbs; Processed quinoa; Salsa sauces; Seasoning pastes; Syrup for flavoring food or beverages; Condiment, namely, pepper sauce; Hot chili pepper sauce; Pepper paste for use as a seasoning. FIRST USE: 20201012. FIRST USE IN COMMERCE: 20201012

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code 03.03.07 - Alpacas ; Llamas
03.03.24 - Stylized Elephants, hippopotami, rhinoceri, giraffes, alpacas, camels, llamas
26.03.02 - Ovals, plain single line ; Plain single line ovals

Serial Number 90309239

Filing Date November 10, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition May 25, 2021

Registration Number 6447138

Registration Date August 10, 2021

Owner (REGISTRANT) Peruvian Import Company, INC CORPORATION NEW JERSEY 88 South Street Passaic NEW JERSEY 07055

(LAST LISTED OWNER) PEIMCO BRANDS LLC LIMITED LIABILITY COMPANY NEW JERSEY 88 SOUTH STREET PASSAIC NEW JERSEY 07055

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Lawrence G. Fridman

Prior Registrations 2964061

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ANDES FOOD" APART FROM THE MARK AS SHOWN

Description of Mark The color(s) brown, shades of yellow, red is/are claimed as a feature of the mark. The mark consists of of words ANDES in brown and FOOD in yellow in stylized letters where the word FOOD is positioned below the word ANDES. The word "BY" and the design within the oval are placed to the left of words ANDES FOOD. The design consists of the word PEIMCO, acronym for Peruvian Import Company, and vicuna animal below the word PEIMCO, all in red.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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BEEKMAN 1802

Word Mark BEEKMAN 1802

Goods and Services IC 030. US 046. G & S: Honey; caramels and caramel sauce, chocolate, cookies, candy; condiments in the nature of toppings, namely, drizzle sauces and cajetas in the nature of a caramel sauce; Tomato-based sauces; allspice; brine for cooking; cocktail sauces; granola; ketchup; mixes for bakery goods; mustard; pasta sauce; salad dressings; salsa; seasoning mixes; seasonings; spice rubs; spices; tea; tea bags; tea-based beverages; tomato sauce; bread mixes; cake mixes; food seasonings; honey mustard; honey mustard sauce; pancake mixes; savory sauces used as condiments; tomato-based salsa. FIRST USE: 20080523. FIRST USE IN COMMERCE: 20080523

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90207498

Filing Date September 24, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition December 29, 2020

Registration Number 6295288

Registration Date March 16, 2021

Owner (REGISTRANT) Beekman 1802, Inc. CORPORATION DELAWARE 200 Harborside Drive, 4th Floor Schenectady NEW YORK 12305

Attorney of Record Alan N. Sutin

Type of TRADEMARK

Mark

Register PRINCIPAL

Live/Dead
Indicator LIVE

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Word Mark BORDER TOWN - AUTHENTIC

Goods and Services IC 030. US 046. G & S: Salsa; Salsa sauces; Seasoning mixes; Seasoning rubs; Steak seasoning; Taco seasoning. FIRST USE: 20090915. FIRST USE IN COMMERCE: 20090917

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
 01.01.03 - Star - a single star with five points
 05.03.03 - Maple leaf
 26.01.01 - Circles as carriers or as single line borders
 26.01.18 - Circles, three or more concentric ; Concentric circles, three or more ; Three or more concentric circles

Serial Number 90019510

Filing Date June 24, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition November 24, 2020

Registration Number 6264885

Registration Date February 9, 2021

Owner (REGISTRANT) Border Town Foods, LLC LIMITED LIABILITY COMPANY TEXAS 720 Twin Valley Dr Murphy TEXAS 75094

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "AUTHENTIC" APART FROM THE MARK AS SHOWN

Description of Mark Color is not claimed as a feature of the mark. The mark consists of a star over a maple leaf within a circular border containing the words "BORDER TOWN AUTHENTIC" with "BORDER TOWN" at the top of the circle and "AUTHENTIC" at the bottom of the circle and two clusters of four dots each on the right and left sides of the circle.

Type of TRADEMARK

Mark

Register PRINCIPAL

Live/Dead
Indicator LIVE

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Word Mark CASA SOLANA

Translations The English translation of the word "CASA SOLANA" in the mark is "SUNNY HOUSE".

Goods and Services IC 029. US 046. G & S: Seafood, not live; shortening; condensed milk; soup; prepared vegetable salads; soup bases; canned tomatoes; tomato puree; processed avocados; meats, namely, beef, poultry, sausage, pork; canned, preserved, dried and cooked fruits; preserved, dried and cooked vegetables, namely, jalapeno peppers, olives, black beans, pinto beans, kidney beans, vegetable blends for fajitas; cheese; guacamole; processed peanuts; refried beans; dried beans; processed beans; beef; prepared beef; taco meat; blended cheese; chicken; evaporated milk; processed peppers; pork; chorizo. FIRST USE: 20180315. FIRST USE IN COMMERCE: 20180315

IC 030. US 046. G & S: Bread and other bakery goods; salsa; dough; burritos; enchiladas; tamales; taco sauce; chimichangas; jalapeno sauce; cheese cakes; bakery desserts; tacos; spices and seasonings, namely, chili pepper, hot taco mix, taco meat seasoning, cinnamon stick; salad dressings; rice; enchilada sauce; tortillas; tortilla chips; taco shells; flour and corn tortilla mix; cheese sauce; tomato sauce; chili sauce; dry and liquid marinades; custard; flan; sopapillas; bakery goods, namely, conchas; churros; hominy. FIRST USE: 20180315. FIRST USE IN COMMERCE: 20180315

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
01.05.04 - Sun with rays but neither partially exposed nor with facial features
26.01.06 - Circles, semi ; Semi-circles
26.01.21 - Circles that are totally or partially shaded.
26.01.31 - Circles - five or more ; Five or more circles
26.03.28 - Miscellaneous designs with overall oval shape, including amoeba-like shapes and irregular ovals ; Oval shape (miscellaneous overall shape)
26.07.15 - Diamonds, four or more diamonds ; Four or more diamonds
26.07.21 - Diamonds that are completely or partially shaded
26.17.09 - Bands, curved ; Bars, curved ; Curved line(s), band(s) or bar(s) ; Lines, curved

Serial Number 90523447

Filing Date February 10, 2021

Current Basis 1A

Original Filing Basis 1A

Published for Opposition September 21, 2021

Registration Number 6583391

Registration Date December 7, 2021

Owner (REGISTRANT) Sysco Corporation CORPORATION DELAWARE 1390 Enclave Parkway Houston TEXAS 770771390

Attorney of Record Nathan C. Belzer

Description of Mark The mark consists of stylized image of a sunburst formed by a semi-circle, nine diamond shapes, a curved band with a semi-circle on top of it and five circles on top and eight oval shapes on either side of the circular shape in the center; below are the words "CASA SOLANA".

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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CHIAVETTA'S

Word Mark CHIAVETTA'S
Goods and Services IC 030. US 046. G & S: Barbecue sauce; Chili sauce; Chili seasoning; Chimichurri sauce; Dry seasoning mixes for use as spice rubs; Hot chili pepper sauce; Hot pepper powder; Hot sauce; Marinade mixes; Marinades; Picante sauce; Pico de Gallo sauce; Salad dressing; Salsa; Sauces; Seasonings; Spice blends; Spice rubs; Spices; Tomato sauce; Tomato-based sauces; Cocktail sauces; Cooking sauces; Dipping sauces; Food seasonings; Grilling sauces; Mixed spice powder; Ready-made sauces; Salad sauces. FIRST USE: 19820622. FIRST USE IN COMMERCE: 19820622
IC 043. US 100 101. G & S: Catering services; Restaurant services. FIRST USE: 19540000. FIRST USE IN COMMERCE: 19540000
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 88583428
Filing Date August 19, 2019
Current Basis 1A
Original Filing Basis 1A
Published for Opposition March 17, 2020
Registration Number 6067243
Registration Date June 2, 2020
Owner (REGISTRANT) Chiavetta's Catering Service, Inc. CORPORATION NEW YORK 10654 Brant-Angola Road Brant NEW YORK 14027
Attorney of Neil B. Friedman

Record

Prior Registrations 2258419

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL-2(F)

Live/Dead Indicator LIVE

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CIEN CHILES

Word Mark CIEN CHILES

Translations The English translation of "CIEN CHILES" in the mark is "ONE HUNDRED CHILIES".

Goods and Services IC 030. US 046. G & S: Chili oil for use as a seasoning or condiment; Chili oils being condiments; Chili paste for use as a seasoning; Chili pepper pastes being condiments; Chili pods for use as a seasoning; Chili powder; Chili powders; Chili sauce; Chili seasoning; Chili seasonings; Hot sauce; Picante sauce; Sauce mixes; Sauces; Condiment, namely, pepper sauce; Cooking sauces; Dried chili peppers; Habanero sauce; Hot chili pepper sauce; Salsa sauces; Super-hot chile pepper powder for use as a seasoning. FIRST USE: 20200112. FIRST USE IN COMMERCE: 20200112

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90158201

Filing Date September 3, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition February 16, 2021

Registration Number 6340149

Registration Date May 4, 2021

Owner (REGISTRANT) Covarrubias Hernandez, Maria Belen INDIVIDUAL UNITED STATES 5102 Middleton rd San Diego CALIFORNIA 92190

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHILES" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark D'CHILTEPE COMPANY

Translations The English translation of "D'CHILTEPE" in the mark is "OF CHILTEPE".

Goods and Services IC 030. US 046. G & S: (Based on 44(e))(Based on Use in Commerce) Dressings for salad comprised of spicy chiltepe; Pepper paste for use as a seasoning based on chili chiltepe; Salsa based on chili chiltepe; Spices based on chili chiltepe; Vinegar; Dried chili peppers. FIRST USE: 20180814. FIRST USE IN COMMERCE: 20180814

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 05.15.02 - Laurel leaves or branches (borders or frames) ; Wreaths
05.15.25 - Other decorations made of plants
25.01.25 - Borders, ornamental ; Other framework and ornamental borders

Serial Number 88882549

Filing Date April 22, 2020

Current Basis 1A;44E

Original Filing Basis 1A;44E

Published for December 1, 2020

Opposition

Registration Number 6269963

Registration Date February 16, 2021

Owner (REGISTRANT) Debora Lacs Franco De Pineda INDIVIDUAL GUATEMALA Lote 200A KM 16.5 Carretera A EI Salvador Residence. San Antonio GUATEMALA 01052

Attorney of Record Michael N. Cohen

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "D'CHILTEPE COMPANY" APART FROM THE MARK AS SHOWN

Description of Mark Color is not claimed as a feature of the mark. The mark consists of "D'CHILTEPE" above the stylized wording "COMPANY" all in an ornamental oval comprised of flowers and leaves.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark DEL PASADO

Translations The English translation of "DEL PASADO" is "FROM THE PAST".

Goods and Services IC 029. US 046. G & S: Mexican style food products, excluding enchiladas and chalupas of any type, namely, prepared and frozen Mexican-style food entrees consisting primarily of meat, poultry and/or vegetables; canned and frozen vegetables, canned and dried beans and bean dip, processed, canned or cut chili and jalapeno peppers; taco filling consisting primarily of processed beef and processed chicken; canned tomatoes, guacamole, cheese. FIRST USE: 20140831. FIRST USE IN COMMERCE: 20140831

IC 030. US 046. G & S: Tamales, flour burritos, quesadillas, taco seasoning, taco sauce, cheese sauces, taco chips and shells, tortilla chips and shells, tostada shells, salsa, picante sauce. FIRST USE: 20131113. FIRST USE IN COMMERCE: 20131113

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 05.11.09 - Peppers
26.17.01 - Bands, straight ; Bars, straight ; Lines, straight ; Straight line(s), band(s) or bar(s)
26.17.05 - Bands, horizontal ; Bars, horizontal ; Horizontal line(s), band(s) or bar(s) ; Lines, horizontal

Serial Number 90611747

Filing Date March 30, 2021

Current Basis 1A

Original Filing Basis 1A

Published for Opposition November 2, 2021

Registration Number 6622315

Registration Date January 18, 2022

Owner (REGISTRANT) US Foods, Inc. CORPORATION DELAWARE 9399 West Higgins Road Rosemont ILLINOIS 60018

Attorney of Record Clay A. Tillack

Prior Registrations 2164286

Description of Mark The mark consists of the stylized word "DEL", over a horizontal line followed by the stylized word "PASADO", all with a narrow border, on top of two horizontal lines with a chili pepper in the center of both lines.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark DOÑA LISA

Goods and Services IC 029. US 046. G & S: Yucca chips, refried beans, processed jalapeno peppers, processed vegetables, sausages, fresh cream, processed and dried black, white, and red beans, chow mein, noodle soup mix, evaporated milk, processed sardines, processed banana leaves, fresh cheese curd, fresh cheese curd mixed with hot peppers, processed mangos, fermented bamboo shoots boiled and preserved in salt; vegetable salad in vinegar. FIRST USE: 20080715. USED IN ANOTHER FORM The mark was first used anywhere in a different form other than that sought to be registered at least as early as 10/00/1999. FIRST USE IN COMMERCE: 20080715

IC 030. US 046. G & S: Tortillas, corn chips, corn curls in the nature of churitos, tostadas, salsa, cookies, ketchup, mustard, relish, cornmeal, salt, brown sugar, natural barley flour in powder and nectar form and rice, dry seasoning mixes for making tamales. FIRST USE: 20080400. USED IN ANOTHER FORM The mark was first used anywhere in a different form other than that sought to be registered at least as early as 10/00/1999. FIRST USE IN COMMERCE: 20080400

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 01.15.25 - Coal ; Dust ; Light rays ; Liquids, spilling ; Pouring liquids ; Sand ; Spilling liquids

26.03.21 - Ovals that are completely or partially shaded
26.03.28 - Miscellaneous designs with overall oval shape, including amoeba-like shapes and irregular ovals ; Oval shape (miscellaneous overall shape)

Serial Number 90039623

Filing Date July 7, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition November 24, 2020

Registration Number 6265439

Registration Date February 9, 2021

Owner (REGISTRANT) ALL FOODS, INC. CORPORATION NEW YORK 103 BUTTONWOOD DRIVE Dix Hills NEW YORK 11746

(LAST LISTED OWNER) THE NEW HORIZONTE CORPORATION CORPORATION NEW YORK 41 MERCEDES WAY, UNIT 14 EDGEWOOD NEW YORK 11717

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Harold G. Furlow

Prior Registrations 2547820;5674413

Description of Mark The color(s) red, yellow, orange and white is/are claimed as a feature of the mark. The mark consists of the words "DONA LISA" in red. Behind the wording is a design in the shape of an oval with alternating orange and yellow rays emanating from a white center. All other instances of white are background and not claimed as a feature of the mark.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark JALAPEÑO JOE'S

Goods and Services IC 030. US 046. G & S: Salsa; Barbecue dry rub; Barbecue sauce; Dipping sauces; Hot sauce; Hot chili pepper sauce; Picante sauce; Salsa sauces; Seasoning rubs; Spice rubs; Tomato-based salsa. FIRST USE: 20200312. FIRST USE IN COMMERCE: 20200312

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

- 01.15.18 - More than one drop including teardrops or raindrops ; multiple drops (rain, tear, etc.) ; Raindrops (more than a single drop) ; Teardrops (more than a single drop)
- 02.01.34 - Monsters (not robots) ; Other grotesque including men formed by plants or objects
- 02.11.02 - Eyes, human ; Human eyes ; Iris (eye)
- 02.11.06 - Beards ; Hair ; Hair extensions ; Human hair, locks of hair, wigs, beards, mustaches ; Mustaches ; Toupees ; Wigs
- 02.11.07 - Arms ; Fingers ; Hands ; Human hands, fingers, arms
- 02.11.25 - Blood vessels, human ; Brain, human ; Buttocks, human ; Human, other parts of the body ; Intestines, human ; Lungs, human ; Nerves, human ; Nose, human ; Spine, human ; Tongue, human
- 05.11.09 - Peppers
- 08.13.25 - Eggroll ; Enchiladas ; Potato chips ; Potato chips ; Rice ; Salt ; Snack foods ; Sugar cubes ; Tortilla chips
- 09.03.08 - Ascots ; Bandannas ; Neckerchiefs ; Scarves
- 09.03.13 - Beltbuckles (Belt buckles) ; Belts, clothing ; Belts, Weight lifting ; Buckles, belt or shoe ; Jump ropes
- 09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats
- 19.07.17 - Beer cans ; Cans, beer ; Cans, gasoline ; Cans, other small cans ; Cans, soda ; Canteens (drinking) ; Gasoline cans
- 26.01.02 - Circles, plain single line ; Plain single line circles
- 26.01.31 - Circles - five or more ; Five or more circles
- 26.05.02 - Plain single line triangles ; Triangles, plain single line
- 26.05.15 - Four or more triangles ; Triangles - four or more
- 26.05.16 - Triangles touching or intersecting
- 26.05.21 - Triangles that are completely or partially shaded

Serial Number 90066622

Filing Date July 22, 2020

Current Basis 1A

Original Filing Basis 1B
Published for Opposition December 15, 2020
Registration Number 6330665
Registration Date April 20, 2021
Owner (REGISTRANT) Jalapeño Joe's, LLC LIMITED LIABILITY COMPANY OHIO 3939 Waggoner Road Blacklick OHIO 43004
Attorney of Record Andrew H Stevens
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "JALAPEÑO" APART FROM THE MARK AS SHOWN
Description of Mark The mark consists of a Jalapeño-shaped cartoon character that has a mustache, is wearing a sombrero and a bandolier full of jalapeños, and is holding a can of salsa in one hand and a bag of chips in the other hand. Above the cartoon character appears the words "Jalapeño Joe's". "The "l" in "Jalapeño" is a pepper.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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LA BOTANERA CHILITO

Word Mark	LA BOTANERA CHILITO
Translations	The English translation of "LA BOTANERA" and "CHILITO" in the mark is "THE SNACKER" and "LITTLE CHILI".
Goods and Services	IC 030. US 046. G & S: Candies; Salsa in the nature of a sauce; Sauces; Chili powder; Fruit sauces; Seasonings
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	90359805
Filing Date	December 4, 2020
Current Basis	44E
Original Filing Basis	44E
Published for Opposition	July 6, 2021
Registration Number	6490722
Registration Date	September 21, 2021
Owner	(REGISTRANT) Mega Alimentos, S.A. de C.V. CORPORATION MEXICO Antiguo Camino a Villa de Garcia 111 Santa Catarina, NL MEXICO 66350
Attorney of Record	Angel Miguel Munoz, Esq.
Prior Registrations	1834829;4348884
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHILITO" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL-2(F)-IN PART
Live/Dead Indicator	LIVE
Distinctiveness Limitation Statement	as to "LA BOTANERA"

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MA DEUCE

Word Mark MA DEUCE

Goods and Services IC 030. US 046. G & S: Seasoning rubs, mixes, and pastes; Food seasoning; Seasoning mixes; Seasoning rubs; Spices; Spice and seasoning rubs; Salts; Peppers in the nature of pepper spice; Sauces; BBQ sauces; Dips being dipping sauces; Salsas. FIRST USE: 20160430. FIRST USE IN COMMERCE: 20160430

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90527983

Filing Date February 12, 2021

Current Basis 1A

Original Filing Basis 1A

Published for Opposition October 19, 2021

Registration Number 6606973

Registration Date January 4, 2022

Owner (REGISTRANT) GYAO Inc. CORPORATION TEXAS 11655 Jones Road Houston TEXAS 77070

Attorney of Record Dileep P. Rao

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead LIVE

Indicator

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MA DEUCE

Word Mark MA DEUCE

Goods and Services IC 030. US 046. G & S: Seasoning rubs, mixes, and pastes; Food seasoning; Seasoning mixes; Seasoning rubs; Spices; Spice and seasoning rubs; Salts; Peppers in the nature of pepper spice; Sauces; BBQ sauces; Dips being dipping sauces; Salsas. FIRST USE: 20160430. FIRST USE IN COMMERCE: 20160430

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90527983

Filing Date February 12, 2021

Current Basis 1A

Original Filing Basis 1A

Published for Opposition October 19, 2021

Registration Number 6606973

Registration Date January 4, 2022

Owner (REGISTRANT) GYAO Inc. CORPORATION TEXAS 11655 Jones Road Houston TEXAS 77070

Attorney of Record Dileep P. Rao

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead LIVE

Indicator

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Word Mark MAMA POR DIOS

Translations The English translation of "MAMA POR DIOS" in the mark is "MOM BY GOD".

Goods and Services IC 030. US 046. G & S: Chocolate; Sauces; Toast; Condiment, namely, pepper sauce; Seasoned salt; Seasoning mixes; Seasoning pastes; Seasoning rubs; Seasonings; Tortilla chips; Tortillas; Chili sauce; Chili seasoning; Chili oil for use as a seasoning or condiment; Chili pepper pastes being condiments; Cooking sauces; Dipping sauces; Dried cumin seeds for use as a seasoning or condiment; Food seasonings; Fruit sauces; Habanero sauce; Hot chili pepper sauce; Jerk seasoning; Minced garlic; Pico de Gallo sauce; Pimiento used as a condiment; Prepared horseradish; Salad sauces; Salsa sauces; Steak sauce; Steak seasoning; Taco sauce; Taco seasoning; Tomato sauce. FIRST USE: 20210907. FIRST USE IN COMMERCE: 20210907

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 01.15.18 - More than one drop including teardrops or raindrops ; multiple drops (rain, tear, etc.) ; Raindrops (more than a single drop) ; Teardrops (more than a single drop)
26.01.21 - Circles that are totally or partially shaded.

Serial Number 90366760

Filing Date December 8, 2020

Current Basis 1A

Original Filing Basis 1B

Published for Opposition July 6, 2021

Registration Number 6541336

Registration Date October 26, 2021

Owner (REGISTRANT) RAMON MISAEL GUERRERO ELENES INDIVIDUAL MEXICO 14539 Vancouver Avenue Fontana CALIFORNIA 92336

Description The mark consists of the stylized wording "MAMA POR DIOS" with a design above "POR" that contains a shaded

of Mark circle design with four teardrop designs placed above it.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark MG MISAEL GRO

Translations The wording "MISAEL GRO" has no meaning in a foreign language.

Goods and Services IC 030. US 046. G & S: Salsa; Chili oil for use as a seasoning or condiment; Chili oils being condiments; Chili paste for use as a seasoning; Chili pods for use as a seasoning; Chili powder; Chili powders; Chili sauce; Chili seasoning; Chili seasonings; Food condiment consisting primarily of ketchup and salsa; Salsa con queso; Salsa sauces; Dried chili peppers; Hot chili pepper sauce; Super-hot chile pepper powder for use as a seasoning; Tomato-based salsa. FIRST USE: 20211101. FIRST USE IN COMMERCE: 20211101

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
26.01.06 - Circles, semi ; Semi-circles
26.17.01 - Bands, straight ; Bars, straight ; Lines, straight ; Straight line(s), band(s) or bar(s)
26.17.04 - Bands, vertical ; Bars, vertical ; Lines, vertical ; Vertical line(s), band(s) or bar(s)
26.17.06 - Bands, diagonal ; Bars, diagonal ; Diagonal line(s), band(s) or bar(s) ; Lines, diagonal
26.17.09 - Bands, curved ; Bars, curved ; Curved line(s), band(s) or bar(s) ; Lines, curved

Serial Number 90480142

Filing Date January 21, 2021

Current Basis 1A

Original Filing Basis 1B

Published for Opposition July 6, 2021

Registration Number 6616910

Registration Date January 11, 2022

Owner (REGISTRANT) RAMON MISAEL GUERRERO ELENES INDIVIDUAL MEXICO 14539 Vancouver Avenue Fontana CALIFORNIA 92336

(LAST LISTED OWNER) CULICHITOWN IP CORPORATION CORPORATION CALIFORNIA 1500 S. MILLIKEN AVENUE UNIT A ONTARIO CALIFORNIA 91761

Assignment Recorded ASSIGNMENT RECORDED

Description of Mark The mark consists of a stylized "MG" as one design with the "M" forming the left side of the "G", followed by the wording "MISAEEL GRO" in a stylized font.

Type of Mark TRADEMARK

Register PRINCIPAL

Other Data The name "MISAEEL GRO" shown in the mark identifies RAMON MISAEEL GUERRERO ELENES, a living individual whose consent to register is made of record.

Live/Dead Indicator LIVE

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Word Mark PAPA SAUCE UNIQUE FLAVOR AT ITS BEST! PAPA

Goods and Services IC 030. US 046. G & S: Seasonings; Barbeque sauce; Grilling sauces; Sauce mixes; Sauces; Food condiment consisting primarily of ketchup and salsa; Savory sauces used as condiments. FIRST USE: 20060101. FIRST USE IN COMMERCE: 20060101

IC 043. US 100 101. G & S: Catering services; Take-out restaurant services. FIRST USE: 20060101. FIRST USE IN COMMERCE: 20060101

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 01.15.05 - Smoke ; Steam ; Vapor
 02.01.20 - Bakers (men) ; Butchers (men) ; Chefs (men) ; Men, butchers, chefs, and bakers
 11.01.01 - Spoons
 11.03.13 - Cookers, pressure ; Frying pans, non-electric ; Pans, frying, non-electric ; Pots, cooking ; Pressure cookers ; Sauce pans (non-electric) ; Skillets, non-electric
 24.09.07 - Advertising, banners ; Banners
 26.01.06 - Circles, semi ; Semi-circles
 26.01.21 - Circles that are totally or partially shaded.

Serial Number 90303409

Filing Date November 6, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition Date June 22, 2021

Amended to Current Register May 18, 2021

Registration 6579838

Number**Registration Date** December 7, 2021**Owner** (REGISTRANT) Papa Sauce Inc CORPORATION FLORIDA 269 S Dixie Hwy Deerfield Beach FLORIDA 33441**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SAUCE" APART FROM THE MARK AS SHOWN**Description of Mark** The mark consists of an arched banner having the phrase "UNIQUE FLAVOR AT ITS BEST!" in a stylized font and underneath the banner, a drawing representing an African-American male chef holding a pot with both hands with the pot having sauce to its brim, with a serving spoon in the pot and smoke emanating from the pot, and below the chef and pot is a superimposed ornamental banner showing the words "PAPA SAUCE" in a stylized font. The word "PAPA" is emblazed upon the upper right breast of the chef's shirt.**Type of Mark** TRADEMARK. SERVICE MARK**Register** PRINCIPAL**Live/Dead Indicator** LIVE

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SOMBRERO

Word Mark SOMBRERO

Translations The English translation of "SOMBRERO" is "HAT".

Goods and Services IC 029. US 046. G & S: Food products, namely, processed beans and taco salads; food products, namely, processed chiles, plantain chips, cheese sticks; dairy products, namely, cheese, cream and guacamole. FIRST USE: 20150602. FIRST USE IN COMMERCE: 20210703

IC 030. US 046. G & S: Food products, namely, tortillas, nacho chips, tacos, burritos, tostadas, nacho cheese sauce, rice, salsa, taco shells, fajitas, taquitos, nachos, enchiladas, quesadillas, empanadas, tamales, pupusas, ready-made pastry dough; empanadas, namely, disks of dough for turnover pastries; sauces, namely, cheese sauce, Mexican sauces, Latin sauces, enchilada sauce, tomato sauce, chili sauce; spices and seasonings, namely, dried chile pepper, taco meat seasoning, taco spices; tequenos, namely, cheese sticks wrapped in dough. FIRST USE: 20150602. FIRST USE IN COMMERCE: 20210703

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90096789

Filing Date August 6, 2020

Current Basis 1A

Original Filing Basis 1B

Published for Opposition March 2, 2021

Registration Number 6584518

Registration Date December 7, 2021

Owner (REGISTRANT) Tropical Trading Canada Corporation CORPORATION CANADA 341 Bering Ave. Etobicoke, Ontario CANADA M8Z3A8

Attorney of Record ERIN MORGAN KLUG

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Spring Sunrise Naturals

Word Mark SPRING SUNRISE NATURALS

Goods and Services IC 029. US 046. G & S: Ghee; Raisins; Dried fruit-based snacks; Dried fruits; Fruit preserves; Fruit, preserved; Fruits in preserved form; Nut butters; Nut-based snack foods; Oils and fats for food; Oils for food; Pecans, prepared; Preserved fruits; Walnuts, prepared; Blanched nuts; Candied nuts; Candied walnuts; Chopped nuts; Coconut oil for food; Dried beans; Edible oil; Edible oils; Edible oils and fats; Extra virgin olive oil for food; Flavored nuts; Hardened oils being hydrogenated oils for food; Nut- and dried fruit- based snack bars; Olive oil for food; Olive oils for food; Organic coconut oil for use in cooking and food preparation; Prepared macadamia nuts; Prepared pistachio; Prepared walnuts; Processed almonds; Processed beans; Processed nuts; Processed oils and fats for food; Processed pecans; Processed cashew nuts; Processed macadamia nuts; Shelled nuts. FIRST USE: 19980101. FIRST USE IN COMMERCE: 19980101

IC 030. US 046. G & S: Chocolate; Coffee; Flour; Honey; Popcorn; Salsa; Salt; Spices; Chocolate and chocolates; Chocolate bars; Chocolate candies; Coffee and tea; Coffee beans; Cumin powder; Flour for food; Herbal tea; Herbal teas; Honey; Maple syrup; Mustard powder; Salsa sauces; Turmeric for food; Cinnamon powder; Cooking salt; Dried coriander for use as seasoning; Dried coriander seeds for use as seasoning; Dried cumin seeds for use as a seasoning or condiment; Edible flour; Edible salt; Edible spices; Edible turmeric; Gram flour; Milk chocolate; Natural spices; Organic spices; Pepper spice; Pepper; Processed popcorn; Processed unpopped popcorn; Table salt; Tomato-based salsa; Unpopped popcorn; Unroasted coffee. FIRST USE: 19980101. FIRST USE IN COMMERCE: 19980101

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90572682

Filing Date March 11, 2021

Current Basis 1A

Original Filing Basis 1A

Published November 16, 2021

for
Opposition

Registration
Number 6632780

Registration
Date February 1, 2022

Owner (REGISTRANT) REV FAMILY ENTERPRISES, INC. DBA SPRING SUNRISE NATURAL FOODS CORPORATION
IOWA Suite 3 2050 Coral Lane Fairfield IOWA 52556

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "NATURALS" APART FROM THE MARK AS SHOWN

Type of
Mark TRADEMARK

Register PRINCIPAL

Live/Dead
Indicator LIVE

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THE SALSA HOUSE

Word Mark	THE SALSA HOUSE
Goods and Services	IC 030. US 046. G & S: Marinades; Salsa; Seasonings. FIRST USE: 20111010. FIRST USE IN COMMERCE: 20180409
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	90281699
Filing Date	October 27, 2020
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	May 4, 2021
Registration Number	6426187
Registration Date	July 20, 2021
Owner	(REGISTRANT) Rodriguez, Gustavo humberto INDIVIDUAL UNITED STATES 406 sycamore ave Hayward CALIFORNIA 94544
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SALSA" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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THE SAUCE MATTERS!

Word Mark THE SAUCE MATTERS!

Goods and Services IC 030. US 046. G & S: Sauces, namely, hot sauce, seasoning rubs, salsa sauces. FIRST USE: 20180110. FIRST USE IN COMMERCE: 20180110

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90209927

Filing Date September 25, 2020

Current Basis 1A

Original Filing Basis 1A

Published for Opposition March 23, 2021

Registration Number 6378775

Registration Date June 8, 2021

Owner (REGISTRANT) Chef Nigel, Inc. CORPORATION NEW YORK 53 Tillman Street Staten Island NEW YORK 10314

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SAUCE" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Wayland Chiles

Word Mark WAYLAND CHILES

Goods and Services IC 016. US 002 005 022 023 029 037 038 050. G & S: Instruction sheets in the field of seed germination, hydroponics and traditional gardening. FIRST USE: 20081015. FIRST USE IN COMMERCE: 20081015

IC 030. US 046. G & S: Honey; Salsa; Chili powder; Chili powders; Honey; Honey and treacle; Honey infused with pepper, ginger or spices; Hot sauce; Hot chili pepper sauce; Maple syrup; Salsa con queso; Salsa sauces; Food condiment consisting primarily of ketchup and salsa; Sriracha hot chili sauce; Sugar, honey, treacle; Super-hot chile pepper powder for use as a seasoning; Tomato-based salsa. FIRST USE: 20081015. FIRST USE IN COMMERCE: 20081015

IC 031. US 001 046. G & S: Seedlings; Seeds for agricultural purposes; Seeds for flowers; Seeds for fruit and vegetables; Seeds for horticultural purposes; Seeds for planting; Seeds for sowing; Agricultural seeds; Agricultural seeds, namely, pepper, tomato, bean, squash, eggplant, tomatillo, corn, and flower seeds; Apple tree seeds; Bulbs, seedlings and seeds for planting; Crop seeds; Flower seeds; Fruit seeds; Grass seed; Grass seeds; Herb seeds for planting; Organic gardening kit for indoor and outdoor planting composed primarily of organic garden agricultural seeds and also including pots, peat moss and coir planting medium; Plant seeds; Plantable seed paper comprised primarily of seeds for agricultural purposes; Rye seed; Sowing seeds; Unprocessed seeds for agricultural use; Unprocessed edible seeds; Unprocessed poppy seeds; Vegetable seeds for planting; Wheat seed; Wildlife seed mixtures; all of the foregoing excluding seeds and seedlings for Prunus Hortulana, plums and plum plants. FIRST USE: 20081015. FIRST USE IN COMMERCE: 20081015

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90197102

Filing Date September 21, 2020

Current Basis 1A

Original Filing Basis 1A

Published June 22, 2021

**for
Opposition**

**Registration
Number** 6474800

**Registration
Date** September 7, 2021

Owner (REGISTRANT) Wayland Chiles LLC LIMITED LIABILITY COMPANY WYOMING Suite R 30 N Gould St Sheridan WYOMING 82801

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHILES" APART FROM THE MARK AS SHOWN

**Type of
Mark** TRADEMARK

Register PRINCIPAL

**Live/Dead
Indicator** LIVE

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MEXICAN CHIMICHURRI

Word Mark MEXICAN CHIMICHURRI

Goods and Services IC 030. US 046. G & S: Chicken wing sauce; Chimichurri sauce; Dipping sauces; Garlic-based sauces; Hot sauce; Hot chili pepper sauce; Pasta sauce; Picante sauce; Pizza sauce; Salad sauces; **Salsa** sauces; Savory sauces used as **condiments**; Spaghetti sauce; Taco sauce. FIRST USE: 20210317. FIRST USE IN COMMERCE: 20210317

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90595257

Filing Date March 22, 2021

Current Basis 1A

Original Filing Basis 1A

Date Amended to Current Register April 26, 2022

Registration Number 6799243

Registration Date July 19, 2022

Owner (REGISTRANT) MORENIS CORPORATION DBA MEXICAN CHIMICHURRI CORPORATION CALIFORNIA 28996 Canyon Vista Drive Trabuco Canyon CALIFORNIA 92679

Attorney of Record Jalissa Bauman Horne

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CHIMICHURRI" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register SUPPLEMENTAL

Live/Dead Indicator LIVE

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

-----X

In the Matter of Trademark Appl'n No.:

88-646,951

For the Mark: OLE' CHAMOYLE

Filing date: October 8, 2019

OLÉ MEXICAN FOODS, INC.,

Opposer,

v.

Opposition No. 91256413

CERVEZA CITRUS L.L.C.,

Applicant.

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EXHIBITS 3-5 TO OPPOSER'S FIFTH NOTICE OF RELIANCE



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Word Mark MORALITOS

Translations The wording "MORALITOS" has no meaning in a foreign language.

Goods and Services IC 030. US 046. G & S: hot sauce; chili powder; **chamoy** flavor sauce; **chamoy** sauce; candy; mexican candy; **chamoy** flavor candy; red pepper flakes for use as a **seasoning**. FIRST USE: 20180525. FIRST USE IN COMMERCE: 20180525

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
05.13.06 - Cacti
09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats

Serial Number 87752144

Filing Date January 11, 2018

Current Basis 1A

Original Filing Basis NO FILING BASIS

Published for Opposition July 31, 2018

Registration Number 5662892

Registration Date January 22, 2019

Owner (REGISTRANT) CHILES TAPATIOS SAPI DE CV CORPORATION MEXICO Reforma 2762 Col Providencia Guadalajara Jalisco MEXICO 44630

Description The color(s) green, red, white, brown and black is/are claimed as a feature of the mark. The mark consists of

of Mark stylized version of the word "MORALITOS" in green, white and red with black outlined, it has a brown cowboy hat on the top of the green letter "O" and a green cactus on the top of the red letter "T" both outlined in black.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark CHILACA

Goods and Services IC 030. US 046. G & S: Candy; **Chamoy** powder sauces; Tamarind powder sauces; Chili paste for use as a **seasoning**; Chili pepper pastes being condiments; Fruit paste for flavouring of food. FIRST USE: 20130000. FIRST USE IN COMMERCE: 20130000

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
05.11.09 - Peppers
27.03.04 - Plants forming letters or numerals

Serial Number 90350023

Filing Date November 30, 2020

Current Basis 1A

Original Filing Basis 1A

Published for February 22, 2022

Opposition

Registration Number 6721215

Registration Date May 24, 2022

Owner (REGISTRANT) Chilaca LLC LIMITED LIABILITY COMPANY TEXAS 514 N Salem Eagle Pass TEXAS 78852

Attorney of Record XAVIER MORALES

Description The mark consists of the stylized wording "CHILACA" with a design of a chili forming the letter "I".

of Mark

Type of Mark TRADEMARK

Register PRINCIPAL-2(F)

Live/Dead Indicator LIVE

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Word Mark BRACARI FOODS.

Goods and Services IC 029. US 046. G & S: Meat; fish not live; Shrimp, not live; Scallops, not live; Poultry, fowl meat and game; Aged meat; Dried meats; Cured meats; Smoked meats; Sausages; Jerky; Meat extracts; Soups and stews; Preserved, frozen, dehydrated, dried and cooked fruits and vegetables; Jellies; Jams; Compotes; Cheese, Aged cheese; Smoked cheese; Picadillo being ground meat; Machaca being dried meat; Chicken mole being cooked dish made from chicken, chili peppers, other **spices**, and chocolate; Chicken pesto sausage; Chicken chipotle sausage; Chilorio being cooked dish made from pork, chicken, or turkey fried in chile sauce; Chorizo; Vegetable-based meat substitute in the nature of soy based chorizo; Cochinita pibil being prepared pork meat; Cheek barbacoa meat; Lamb barbacoa meat; Barbacoa meat; Refried beans; Refried beans with chorizo; Refried beans with chorizo and cheese; Refried beans with bacon, Refried beans with chilorio; Carnitas in the nature of fried or oven roasted meat; Chicharron being pork rings, Fried edible peppers; Dried tomatoes; Milk; Edible Oils; Lard; Edible fats, Guacamole; Avocado Pulp being fruit pulp; Yogurt; Mexican prepared dish consisting primarily of roasted poblano peppers and cream sauce. FIRST USE: 20201128. FIRST USE IN COMMERCE: 20201128

IC 030. US 046. G & S: Red rice; Green rice; Coffee; Coffee beans, Ground coffee beans; Tea; Pasta; Flour-based gnocchi, flour and preparations made from cereals, namely, cereal-based snack foods; Bread, pastry and frozen confectionery; Ice cream desserts; Honey; Salt; Smoked Salt; Vinegar; Pasta sauce; **Spices**; Ice for refreshment; **Chamoy** being fruit sauce; Hot Sauces; Habanero sauce; Serrano sauce; Jalapeño sauce; Avocado Sauce; Dulce de leche; Ice cream; Cajeta being dulce de leche. FIRST USE: 20201128. FIRST USE IN COMMERCE: 20201128

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

- Design Search Code**
- 01.15.15 - Fire (flames), emanating from objects, words or numbers
 - 05.03.25 - Leaf, single ; Other leaves
 - 11.01.05 - Pins, rolling ; Rolling pins ; Tongs (kitchen utensils) ; Spatulas ; Cooking and serving implements other than knives, forks and spoons
 - 26.17.01 - Bands, straight ; Bars, straight ; Lines, straight ; Straight line(s), band(s) or bar(s)
 - 26.17.05 - Bands, horizontal ; Bars, horizontal ; Horizontal line(s), band(s) or bar(s) ; Lines, horizontal
 - 26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines ; Overlined words or letters ; Underlined words or letters
 - 27.03.05 - Objects forming letters or numerals

Serial Number 90025707
Filing Date June 29, 2020
Current Basis 1A
Original Filing Basis 1B
Published for Opposition November 17, 2020
Registration Number 6487627
Registration Date September 14, 2021
Owner (REGISTRANT) Bracari Foods LLC LIMITED LIABILITY COMPANY TEXAS 3804 S M St Mcallen TEXAS 78503
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "FOODS" APART FROM THE MARK AS SHOWN
Description of Mark Color is not claimed as a feature of the mark. The mark consists of the word "BRACARI" with design of a leaf and stem above letter "c" and with the design of a spatula inside a flame above letter "i" on the first line with the word "FOODS". followed by a dot and underlined directly underneath.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark NAVOLATO 5 ESTRELLAS

Translations The English translation of "5 Estrellas" in the mark is "5 Stars".

Goods and Services IC 030. US 046. G & S: Sauces; **Spices**; Confectionery made of sugar; **Chamoy** sauce made from pickled sour plums and hot chili peppers

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 01.01.10 - Stars, three or more ; Three or more stars
 01.01.13 - Stars - multiple stars with five points
 05.09.06 - Avocados ; Fruits with pits (apricots, peaches, plums, olives and the like)
 27.03.05 - Objects forming letters or numerals

Serial Number 90316282

Filing Date November 12, 2020

Current Basis 44E

Original Filing Basis 44E

Published for Opposition November 9, 2021

Registration Number 6625666

Registration Date January 25, 2022

Owner (REGISTRANT) Jose Guadalupe Aguilar Lara INDIVIDUAL MEXICO 1450 Frazee Rd Ste 303 San Diego CALIFORNIA 92108

Attorney of Erika Rodriguez

Record

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "NAVOLATO" APART FROM THE MARK AS SHOWN

Description of Mark The mark consists of the stylized word "Navolato" with the second letter "o" in the shape of an apricot design, above the stylized wording "5 Estrellas" with "5" being larger than "Estrellas", above five staggered five-pointed star designs.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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CHECHI'S

Word Mark	CHECHI'S
Goods and Services	IC 030. US 046. G & S: Sauces and condiments , namely, chamoy sauce and paste; and candies. FIRST USE: 20200700. FIRST USE IN COMMERCE: 20200700
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	90244969
Filing Date	October 9, 2020
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	April 20, 2021
Registration Number	6408327
Registration Date	July 6, 2021
Owner	(REGISTRANT) Cecilia Gonzalez INDIVIDUAL UNITED STATES 3267 E. Butterfly Lane Ontario CALIFORNIA 91762
Attorney of Record	Amanda V. Dwight
Type of Mark	TRADEMARK
Register	PRINCIPAL
Other Data	The name(s), portrait(s), and/or signature(s) shown in the mark does not identify a particular living individual.
Live/Dead Indicator	LIVE

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EXHIBIT 4

TESS Structured Search
‘Tortilla [GS] and Spices [GS]’

Reg. No.	Mark	Goods & Services
5378522	BURRITO CAFÉ	IC 030. US 046. G & S: Burritos; cereal and rice-based snack foods; prepared meals consisting primarily of tacos; prepared meals consisting primarily of tortillas ; sandwiches, salad dressings, pesto; coffee, tea, cocoa and artificial coffee; rice; tapioca and sago; flour and preparations made from cereals; bread, pastries and confectionery; edible ices; sugar, honey, treacle; yeast, baking-powder; salt; mustard; vinegar, sauces being condiments; spices ; salsas; relishes; seasonings; ice
6583391	CASA SOLANA	IC 030. US 046. G & S: Bread and other bakery goods; salsa; dough; burritos; enchiladas; tamales; taco sauce; chimichangas; jalapeno sauce ; cheese cakes; bakery desserts; tacos; spices and seasonings , namely, chili pepper, hot taco mix, taco meat seasoning, cinnamon stick; salad dressings; rice; enchilada sauce; tortillas ; tortilla chips; taco shells; flour and corn tortilla mix; cheese sauce; tomato sauce; chili sauce; dry and liquid marinades; custard; flan; sopapillas; bakery goods, namely, conchas; churros; hominy.
6188169	DISMEX	IC 030. US 046. G & S: bread, cookies, spices, tortillas , vinegar.
6365188	EL METATE PRODUCTOS ARTESANALES	IC 030. US 046. G & S: Mole being chili sauce; corn flour; tortillas ; tortilla chips; Corn chips; Grasshopper-based edible flour; chocolate bars; coffee; coffee roasted, powdered, granulated; honey; tea; Chamomile tea; green tea; lime tea; bread; tamarind sweets; confectionary made of sugar; PALANQUETAS being traditional Mexican peanut candy; Grain-based snack foods; Cereal-based snack foods; spices ; Savory sauces used as condiments; Dried corn husks for tamales; champurrado being chocolate-based beverages; Flavored and sweetened gelatins.
6233663	HERBIN ITALIAN	IC 030. US 046. G & S: Seasonings; Spice mixes; Tortilla chips ; Nachos; Grainless tortilla chips based on pea protein
6462726	LOS MILAGROS DE DALILA	IC 030. US 046. G & S: Coffee and coffee substitutes; tea; cocoa; rice; tapioca and sago; flour; preparations made from cereals, bread, patisserie and confectionery, namely, cakes, cookies, and pastries; bread; flour tortilla ; pastry; confectionery products, namely, chocolate, fondants, gum paste, zephyr, pastila and candy; ice cream; sugar; honey; molasses syrup; yeast; baking powder; salt; mustard; vinegar; sauces; spices ; ice

5889603	MI COCINA	IC 030. US 046. G & S: Cheese enchiladas; Spinach enchiladas; Chalupas; Quesadillas; Flautitas; Pico de gallo sauce; Queso, namely, cheese sauce; Burritos; Tortillas; Sauces; Spices; Vegetarian tacos; Tortilla chips; Salsa; Custard; Cakes, namely, tres leches.
6177603	MI TIENDA	IC 030. US 046. G & S: Tortillas; tortilla shells; tortilla chips; taco shells; tostadas; gorditas; gordita shells; tamales; dried corn husks for tamales; spices; seasonings; seasoning mixes; candies; cookies; rice; corn meal; corn flour.
6201688	RODRIGUEZ FAMILY FOODS	IC 030. US 046. G & S: Mexican foods, namely, burritos, taco sauce, nacho tortilla chips, nacho shells, nacho chips, tortillas, chili dogs wrapped in tortillas, tacos, enchiladas, tamales, nachos, cheese sauce, and spices
5338510	SEÑOR PINO'S	IC 030. US 046. G & S: Southwestern and Mexican Style food products, namely, burritos, tacos, enchiladas, tamales, salsas, taco chips, tortillas, nachos, Pico de Gallo sauce, seasonings, spices, spice blends, hot sauce, green and red chile bases and sauces.
5586997	SIETE	IC 030. US 046. G & S: Tortilla chips; Tortillas; Burritos; Hot sauce; Salsa; Spice blends; Tacos
6584518	SOMBRERO	IC 030. US 046. G & S: Food products, namely, tortillas, nacho chips, tacos, burritos, tostadas, nacho cheese sauce, rice, salsa, taco shells, fajitas, taquitos, nachos, enchiladas, quesadillas, empanadas, tamales, pupusas, ready-made pastry dough; empanadas, namely, disks of dough for turnover pastries; sauces, namely, cheese sauce, Mexican sauces, Latin sauces, enchilada sauce, tomato sauce, chili sauce; spices and seasonings, namely, dried chile pepper, taco meat seasoning, taco spices; tequenos, namely, cheese sticks wrapped in dough.
5726258	TACOS MARIACHI	IC 030. US 046. G & S: Burritos, tortillas, sauces, spices, and other non-meat based products, namely, vegetarian tacos, tortilla chips, salsa, corn on the cob prepared with cheese, namely, Mexican street corn, custard, cakes, namely, tres leches.
5987844	TASTE THE UNMEXPECTED	IC 030. US 046. G & S: Mexican foods, namely, chile sauce in the nature of salsa, taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated chile powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green chiles

5789222	TEASDALE LATIN FOODS	IC 030. US 046. G & S: Mexican food products, namely, chile sauce (salsa) , taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas ; burritos, tacos, taco seasoning mix consisting of dehydrated chili powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells, chalupa shells, and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green chilies; salsa containing cilantro; packaged meal mixes consisting primarily of dried beans with rice; hominy; seasoning mixes; snacks, namely, potato, pasta, and tortilla chips, and crackers; and canned hollandaise sauce
6181223	ZAPOTEC KITCHEN	IC 030. US 046. G & S: Coffee; powdered coffee in drip bags; roasted cocoa beans; chocolate; chocolate powder; bread; tortillas ; tortilla chips; spices ; dried chili peppers; sauces; corn starch; bean flour.



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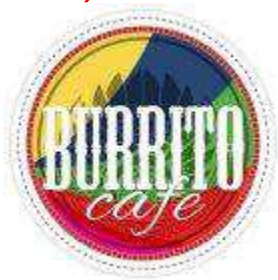
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Word Mark BURRITO CAFE

Goods and Services IC 029. US 046. G & S: Vegetable and fruit salads; meat, fish, poultry and game, not live; meat extracts; preserved, frozen, dried and cooked fruits and vegetables; jellies, jams, compotes; eggs; milk and milk products, excluding ice cream, ice milk and frozen yogurt; canned chilli beans; canned beans; guacamole; cooked meat dishes; cheeses, cheese mixtures; pickles; edible oils and fats; potato crisps

IC 030. US 046. G & S: Burritos; cereal and rice-based snack foods; prepared meals consisting primarily of tacos; prepared meals consisting primarily of tortillas; sandwiches, salad dressings, pesto; coffee, tea, cocoa and artificial coffee; rice; tapioca and sago; flour and preparations made from cereals; bread, pastries and confectionery; edible ices; sugar, honey, treacle; yeast, baking-powder; salt; mustard; vinegar, sauces being condiments; spices; salsas; relishes; seasonings; ice

IC 035. US 100 101 102. G & S: On-line ordering services in the field of restaurant take-out and delivery

IC 043. US 100 101. G & S: Restaurant, catering and bar services, services for providing food and drink; booking and reservation services for restaurants; cafes and cafeteria services; take-out restaurant services; providing information about the provision of food and drink; mobile catering services; providing information about the provision of food and drink via electronic networks and the internet and through publication and print media; food preparation services; canteen services; catering services; snack bar services

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.09 - Indians, American (men) ; Men, American Indians ; Native Americans (men)
26.01.18 - Circles, three or more concentric ; Concentric circles, three or more ; Three or more concentric circles
26.01.21 - Circles that are totally or partially shaded.

Serial Number 87476435

Filing Date June 6, 2017

Current Basis 44E

Original Filing Basis 44D

Published October 31, 2017

for
Opposition

Registration
Number 5378522

Registration
Date January 16, 2018

Owner (REGISTRANT) Walker, Elliot INDIVIDUAL UNITED KINGDOM 10 Caledonian Road London UNITED KINGDOM N19DU

(REGISTRANT) Walker, Richard INDIVIDUAL UNITED KINGDOM Flat 2, Winter Garden House 2 Macklin Street London UNITED KINGDOM WC2B5ND

Attorney of
Record Susan Neuberger Weller

Priority
Date March 29, 2017

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BURRITO CAFE" APART FROM THE MARK AS SHOWN

Description
of Mark The color(s) Red, White, Dark Green, Golden Yellow, Black, Light Green, Blue, Grey, Brown and Pink is/are claimed as a feature of the mark. The mark consists of concentric circles in gray, white, black and red containing the wording "BURRITO CAFE" in stylized white letters, with the middle of the innermost circle containing an Aztec design in gray and brown on a yellow, blue, green, red and pink background behind the words "BURRITO CAFE".

Type of
Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Live/Dead
Indicator LIVE

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Word Mark CASA SOLANA

Translations The English translation of the word "CASA SOLANA" in the mark is "SUNNY HOUSE".

Goods and Services IC 029. US 046. G & S: Seafood, not live; shortening; condensed milk; soup; prepared vegetable salads; soup bases; canned tomatoes; tomato puree; processed avocados; meats, namely, beef, poultry, sausage, pork; canned, preserved, dried and cooked fruits; preserved, dried and cooked vegetables, namely, jalapeno peppers, olives, black beans, pinto beans, kidney beans, vegetable blends for fajitas; cheese; guacamole; processed peanuts; refried beans; dried beans; processed beans; beef; prepared beef; taco meat; blended cheese; chicken; evaporated milk; processed peppers; pork; chorizo. FIRST USE: 20180315. FIRST USE IN COMMERCE: 20180315

IC 030. US 046. G & S: Bread and other bakery goods; salsa; dough; burritos; enchiladas; tamales; taco sauce; chimichangas; jalapeno sauce; cheese cakes; bakery desserts; tacos; spices and seasonings, namely, chili pepper, hot taco mix, taco meat seasoning, cinnamon stick; salad dressings; rice; enchilada sauce; tortillas; tortilla chips; taco shells; flour and corn tortilla mix; cheese sauce; tomato sauce; chili sauce; dry and liquid marinades; custard; flan; sopapillas; bakery goods, namely, conchas; churros; hominy. FIRST USE: 20180315. FIRST USE IN COMMERCE: 20180315

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
01.05.04 - Sun with rays but neither partially exposed nor with facial features
26.01.06 - Circles, semi ; Semi-circles
26.01.21 - Circles that are totally or partially shaded.
26.01.31 - Circles - five or more ; Five or more circles
26.03.28 - Miscellaneous designs with overall oval shape, including amoeba-like shapes and irregular ovals ; Oval shape (miscellaneous overall shape)
26.07.15 - Diamonds, four or more diamonds ; Four or more diamonds
26.07.21 - Diamonds that are completely or partially shaded
26.17.09 - Bands, curved ; Bars, curved ; Curved line(s), band(s) or bar(s) ; Lines, curved

Serial Number 90523447

Filing Date February 10, 2021

Current Basis 1A

Original Filing Basis 1A

Published for Opposition September 21, 2021

Registration Number 6583391

Registration Date December 7, 2021

Owner (REGISTRANT) Sysco Corporation CORPORATION DELAWARE 1390 Enclave Parkway Houston TEXAS 770771390

Attorney of Record Nathan C. Belzer

Description of Mark The mark consists of stylized image of a sunburst formed by a semi-circle, nine diamond shapes, a curved band with a semi-circle on top of it and five circles on top and eight oval shapes on either side of the circular shape in the center; below are the words "CASA SOLANA".

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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DISMEX

Word Mark DISMEX

Goods and Services IC 003. US 001 004 006 050 051 052. G & S: dish washing detergents. FIRST USE: 20040630. FIRST USE IN COMMERCE: 20040630

IC 005. US 006 018 044 046 051 052. G & S: dietary supplements, namely, electrolyte solutions. FIRST USE: 20080102. FIRST USE IN COMMERCE: 20080102

IC 029. US 046. G & S: food products, namely, processed fish, pork skins being pork rinds, chorizo, cheese, Central American cream being dairy products, canned beans, dried beans, corn oil for food, vegetable oil for food, bouillon; preserved fruits and vegetables. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

IC 030. US 046. G & S: bread, cookies, spices, tortillas, vinegar. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

IC 032. US 045 046 048. G & S: coconut juice. FIRST USE: 20040630. FIRST USE IN COMMERCE: 20040630

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88648484

Filing Date October 9, 2019

Current Basis 1A

Original Filing Basis 1A

Published for Opposition August 18, 2020

Registration Number 6188169

Registration November 3, 2020

Date
Owner (REGISTRANT) Dismex Food, Inc. CORPORATION FLORIDA 12255 S.W. 133rd Court Miami FLORIDA 33186
Attorney of Record Jennie S. Malloy, Esq.
Prior Registrations 2282924;3783504
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark EL METATE PRODUCTOS ARTESANALES

Translations The English translation of "EL METATE PRODUCTOS ARTESANALES" in the mark is "The flat grindstone handcrafted products".

Goods and Services IC 029. US 046. G & S: Chapulin, namely, processed grasshoppers; jams; Processed chia seeds; Processed pumpkin seeds; Processed sunflower seeds; Unflavored and unsweetened gelatins. FIRST USE: 20200900. FIRST USE IN COMMERCE: 20200900

IC 030. US 046. G & S: Mole being chili sauce; corn flour; tortillas; tortilla chips; Corn chips; Grasshopper-based edible flour; chocolate bars; coffee; coffee roasted, powdered, granulated; honey; tea; Chamomile tea; green tea; lime tea; bread; tamarind sweets; confectionary made of sugar; PALANQUETAS being traditional Mexican peanut candy; Grain-based snack foods; Cereal-based snack foods; spices; Savory sauces used as condiments; Dried corn husks for tamales; champurrado being chocolate-based beverages; Flavored and sweetened gelatins. FIRST USE: 20200900. FIRST USE IN COMMERCE: 20200900

IC 031. US 001 046. G & S: Dried corn husks for decoration; dried corn husks. FIRST USE: 20200900. FIRST USE IN COMMERCE: 20200900

IC 032. US 045 046 048. G & S: Non-alcoholic water-based beverages; Flavored waters; Fruit drinks; Powders used in the preparation of soft drinks. FIRST USE: 20200900. FIRST USE IN COMMERCE: 20200900

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.03.01 - Busts of women facing forward ; Heads of women facing forward ; Portraiture of women facing forward ; Women - head, portraiture or busts facing forward
02.03.18 - Flowers (women wearing in hair) ; Ribbons (women wearing in hair) ; Women wearing ribbons or flowers in their hair
02.03.24 - Women, stylized, including women depicted in caricature form
05.03.08 - More than one leaf, including scattered leaves, bunches of leaves not attached to branches
05.03.10 - Other branches with leaves, with or without fruit
05.03.25 - Leaf, single ; Other leaves
05.05.25 - Daffodils ; Iris (flower) ; Other flowers
09.05.25 - Batting helmets ; Caps, nurses ; Caps, swimming ; Dunce caps ; Football helmets ; Helmets, athletic ; Helmets, construction ; Helmets, military ; Helmets, protective ; Safety helmets
24.09.07 - Advertising, banners ; Banners
26.01.17 - Circles, two concentric ; Concentric circles, two ; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.
26.01.31 - Circles - five or more ; Five or more circles
26.17.25 - Other lines, bands or bars

Serial Number 88616431
Filing Date September 13, 2019
Current Basis 1A
Original Filing Basis 1B
Published for Opposition July 28, 2020
Registration Number 6365188
Registration Date May 25, 2021
Owner (REGISTRANT) Garcia, German INDIVIDUAL UNITED STATES 1111 11th Avenue Neptune City NEW JERSEY 07753
Attorney of Record Alexander Lazouski
Prior Registrations 5857880
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PRODUCTOS ARTESANALES" APART FROM THE MARK AS SHOWN
Description of Mark The color(s) yellow, beige, brown, orange, white, black, red, and green is/are claimed as a feature of the mark. The mark consists of a stylized woman bust design in beige located inside a yellow circle with brown and orange outlining above the wordings "EL METATE" in yellow and "PRODUCTOS ARTESANALES" in white located one under the other inside a brown banner. The woman wears a white shirt with stylized red and green flowers. The woman has brown hair with a head hoop in red, green and orange with two red flowers and one green flower each with yellow centers and outlined in brown, brown eyebrows, black eyes, white mouth with red lips, beige nose and red earrings. Designed of stylized leaves in orange are located on the banner around the wording "EL METATE". A stylized orange flower design with a green leaf and three orange circles on each side of the flower design appear below the wording "PRODUCTOS ARTESANALES".
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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HERBIN ITALIAN

Word Mark HERBIN ITALIAN

Goods and Services IC 029. US 046. G & S: Peas-based high protein snack foods; Peas-based snack foods; Cassava chips; Dried edible peas; Edible chips made from peas; Potato chips made from peas; Processed peas for human consumption; Vegetable chips; Vegetable-based snack foods. FIRST USE: 20181019. FIRST USE IN COMMERCE: 20200507

IC 030. US 046. G & S: Seasonings; Spice mixes; Tortilla chips; Nachos; Grainless tortilla chips based on pea protein. FIRST USE: 20181019. FIRST USE IN COMMERCE: 20200507

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88953554

Filing Date June 8, 2020

Current Basis 1A

Original Filing Basis 1A

Published for October 13, 2020

Opposition

Registration Number 6233663

Registration Date December 29, 2020

Owner (REGISTRANT) NUTRICHIPZ LLC LIMITED LIABILITY COMPANY MICHIGAN Unit D BEYONDCHIPZ LLC, 925 E. Maple Rd. Birmingham MICHIGAN 48009

Attorney of Record Jeremy D. Bisdorf

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ITALIAN" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark LOS MILAGROS DE DALILA

Translations The English translation of "LOS MILAGROS DE DALILA" in the mark is "THE MIRACLES OF DALILA".

Goods and Services IC 030. US 046. G & S: Coffee and coffee substitutes; tea; cocoa; rice; tapioca and sago; flour; preparations made from cereals, bread, patisserie and confectionery, namely, cakes, cookies, and pastries; bread; flour tortilla; pastry; confectionery products, namely, chocolate, fondants, gum paste, zephyr, pastila and candy; ice cream; sugar; honey; molasses syrup; yeast; baking powder; salt; mustard; vinegar; sauces; spices; ice

IC 043. US 100 101. G & S: Restaurant services; providing temporary accommodation

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
03.07.01 - Cattle ; Oxen, cows, calves, bulls ; Steers
03.07.26 - Costumed bovines, deer, antelopes, goats, sheep, pigs, cows, bulls, buffalo, moose
09.03.25 - Bath robes ; Costumes (Halloween or masquerade) ; Jump suits ; Kimonos ; Leotards ; Robes ; Surgical gowns ; Suspenders (clothing) ; Uniforms ; Vestments
11.01.25 - Brushes, basting ; Chopsticks ; Churns, butter (manual) ; Cups, measuring ; Fruit juices, non-electric ; Garlic presses (non-electric) ; Graters, cheese ; Holders, kitchen utensil ; 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 ; Sharpeners, knife (non-electric)
26.09.02 - Plain single line squares ; Squares, plain single line
26.09.21 - Squares that are completely or partially shaded
26.09.25 - Squares with curved sides

Serial Number 90334160

Filing Date November 20, 2020

Current Basis 44E

Original Filing Basis 44E

Published for Opposition June 8, 2021

Registration Number 6462726

Registration Date August 24, 2021

Owner (REGISTRANT) OMAR GONZALEZ CASTAÑEDA INDIVIDUAL MEXICO Carrt. Guadalajara Chapala S/N Ixtlahuacan, Jalisco MEXICO 45850

(REGISTRANT) MA. PATRICIA CASTRO SAUCEDO INDIVIDUAL MEXICO Carrt. Guadalajara Chapala S/N Ixtlahuacan, Jalisco MEXICO 45850

Attorney of Record Tyler Q. Dahl

Description of Mark The mark consists of a design consisting of a squircle with an illustration inside depicting a cartoonish cow wearing a cook's uniform and holding a ladle. Below the design element is the stylized wording "LOS MILAGROS" and further below it is the stylized wording "DE DALILA".

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Mi Cocina

Word Mark MI COCINA

Translations The English translation of "MI COCINA" is "MY KITCHEN".

Goods and Services IC 029. US 046. G & S: Prepared Mexican entrees consisting primarily of meat, fish, and poultry; Guacamole; Chile con queso. FIRST USE: 19910300. FIRST USE IN COMMERCE: 19910300

IC 030. US 046. G & S: Cheese enchiladas; Spinach enchiladas; Chalupas; Quesadillas; Flautitas; Pico de gallo sauce; Queso, namely, cheese sauce; Burritos; Tortillas; Sauces; Spices; Vegetarian tacos; Tortilla chips; Salsa; Custard; Cakes, namely, tres leches. FIRST USE: 19910300. FIRST USE IN COMMERCE: 19910300

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88358499

Filing Date March 27, 2019

Current Basis 1A

Original Filing Basis 1A

Published for Opposition August 6, 2019

Registration Number 5889603

Registration Date October 22, 2019

Owner (REGISTRANT) Mi Cocina, Ltd. M Crowd Restaurant Group, Inc., organized under Texas LIMITED PARTNERSHIP TEXAS Building 4, Suite 126 350 E. Royal Lane Irving TEXAS 75039

Attorney of Record James Ray

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COCINA" APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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MI TIENDA

Word Mark MI TIENDA

Translations The English translation of "Mi Tienda" in the mark is "My Store".

Goods and Services IC 030. US 046. G & S: Tortillas; tortilla shells; tortilla chips; taco shells; tostadas; gorditas; gordita shells; tamales; dried corn husks for tamales; spices; seasonings; seasoning mixes; candies; cookies; rice; corn meal; corn flour.
FIRST USE: 20170123. FIRST USE IN COMMERCE: 20170123

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88373465

Filing Date April 5, 2019

Current Basis 1A

Original Filing Basis 1A

Published for Opposition July 14, 2020

Registration Number 6177603

Registration Date October 20, 2020

Owner (REGISTRANT) H-E-B, LP HEBCO GP, L.L.C., a Texas limited liability company, its sole General Partner LIMITED PARTNERSHIP TEXAS 646 South Flores San Antonio TEXAS 78204

Attorney of Record Sherri L. Eastley

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TIENDA" APART FROM THE MARK AS SHOWN

Type of TRADEMARK

Mark

Register PRINCIPAL

Live/Dead
Indicator LIVE

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Word Mark RODRIGUEZ FAMILY FOODS

Goods and Services IC 029. US 046. G & S: cooked meats. FIRST USE: 20200331. FIRST USE IN COMMERCE: 20200331

IC 030. US 046. G & S: Mexican foods, namely, burritos, taco sauce, nacho tortilla chips, nacho shells, nacho chips, tortillas, chili dogs wrapped in tortillas, tacos, enchiladas, tamales, nachos, cheese sauce, and spices. FIRST USE: 20200331. FIRST USE IN COMMERCE: 20200331

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
02.03.06 - Mexican women ; Spaniards (women) ; Women, Spaniards or Mexicans
02.03.24 - Women, stylized, including women depicted in caricature form
08.01.25 - Bread sticks ; Cookies (also see miscellaneous baked goods) ; Danish pastry ; Eclairs ; Miscellaneous baked goods ; Taco shells
08.13.25 - Eggroll ; Enchiladas ; Potato chips ; Potato chips ; Rice ; Salt ; Snack foods ; Sugar cubes ; Tortilla chips
11.03.10 - Paper plates, full ; Plates, dinnerware, full
24.09.07 - Advertising, banners ; Banners

Serial Number 88603768

Filing Date September 4, 2019

Current Basis 1A

Original Filing Basis 1B

Published for Opposition January 21, 2020

Registration Number 6201688

Registration Date November 17, 2020

Owner (REGISTRANT) Rodriguez Foods, Ltd. Rodriguez Family Foods, LLC - Texas LLC Ernest Rodriguez - United States citizen Phillip Rodriguez - United States citizen PARTNERSHIP TEXAS 2901 Decatur Ave. Fort Worth

TEXAS 76106

Attorney of Record

Jason R. Lee

Disclaimer

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "FAMILY FOODS" APART FROM THE MARK AS SHOWN

Description of Mark

Color is not claimed as a feature of the mark. The mark consists of the words "Rodriguez Family Foods" in a banner above a woman holding a plate of food.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Other Data

The name(s), portrait(s), and/or signature(s) shown in the mark does not identify a particular living individual.

Live/Dead Indicator

LIVE

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Word Mark SENOR PINO'S

Goods and Services IC 029. US 046. G & S: Packaged frozen Southwestern and Mexican-style appetizers or snack foods consisting primarily of meat, chicken, beans, and/or cheese; packaged frozen Southwestern and Mexican-style prepared entrees consisting primarily of meat, chicken, beans, and/or cheese; meat-based snack foods; poultry-based snack foods; vegetable-based snack foods; Southwestern and Mexican Style food products, namely, chile rellenos; Canned chopped green chiles. FIRST USE: 19991100. FIRST USE IN COMMERCE: 19991100

IC 030. US 046. G & S: Southwestern and Mexican Style food products, namely, burritos, tacos, enchiladas, tamales, salsas, taco chips, tortillas, nachos, Pico de Gallo sauce, seasonings, spices, spice blends, hot sauce, green and red chile bases and sauces. FIRST USE: 19991100. FIRST USE IN COMMERCE: 19991100

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.34 - Monsters (not robots) ; Other grotesque including men formed by plants or objects
04.07.01 - Person formed by plants ; Plants forming a person ; Plants or combinations of plants representing a person ; Plants representing a person
05.11.09 - Peppers

Serial Number 87320909

Filing Date February 1, 2017

Current Basis 1A

Original Filing Basis 1A

Published for Opposition September 5, 2017

Registration Number 5338510

Registration Date November 21, 2017

Owner (REGISTRANT) New Mexico Food Distributors, Inc. DBA Foods of New Mexico CORPORATION NEW MEXICO

3041 University Blvd. SE Albuquerque NEW MEXICO 87106

Attorney of Record Lindsay J. Hulley

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the words "SEÑOR PINO'S" with a smiling jalapeno figure resting its left arm on top of the letter "S".

Type of Mark TRADEMARK

Register PRINCIPAL

Other Data The name(s), portrait(s), and/or signature(s) shown in the mark identifies SENIOR PINO, whose consent(s) to register is made of record.

Live/Dead Indicator LIVE

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Siete

Word Mark	SIETE
Translations	The English translation of "Siete" in the mark is "Seven".
Goods and Services	IC 030. US 046. G & S: Tortilla chips; Tortillas; Burritos; Hot sauce; Salsa; Spice blends; Tacos. FIRST USE: 20150801. FIRST USE IN COMMERCE: 20150801
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	87321950
Filing Date	February 2, 2017
Current Basis	1A
Original Filing Basis	1A;1B
Published for Opposition	June 13, 2017
Registration Number	5586997
Registration Date	October 16, 2018
Owner	(REGISTRANT) Garza Food Ventures, LLC LIMITED LIABILITY COMPANY TEXAS 3571 Far West Blvd #200 Austin TEXAS 78731
Attorney of Record	Joshua G. Jones
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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SOMBRERO

Word Mark SOMBRERO

Translations The English translation of "SOMBRERO" is "HAT".

Goods and Services IC 029. US 046. G & S: Food products, namely, processed beans and taco salads; food products, namely, processed chiles, plantain chips, cheese sticks; dairy products, namely, cheese, cream and guacamole. FIRST USE: 20150602. FIRST USE IN COMMERCE: 20210703

IC 030. US 046. G & S: Food products, namely, tortillas, nacho chips, tacos, burritos, tostadas, nacho cheese sauce, rice, salsa, taco shells, fajitas, taquitos, nachos, enchiladas, quesadillas, empanadas, tamales, pupusas, ready-made pastry dough; empanadas, namely, disks of dough for turnover pastries; sauces, namely, cheese sauce, Mexican sauces, Latin sauces, enchilada sauce, tomato sauce, chili sauce; spices and seasonings, namely, dried chile pepper, taco meat seasoning, taco spices; tequenos, namely, cheese sticks wrapped in dough. FIRST USE: 20150602. FIRST USE IN COMMERCE: 20210703

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90096789

Filing Date August 6, 2020

Current Basis 1A

Original Filing Basis 1B

Published for Opposition March 2, 2021

Registration Number 6584518

Registration Date December 7, 2021

Owner (REGISTRANT) Tropical Trading Canada Corporation CORPORATION CANADA 341 Bering Ave. Etobicoke, Ontario CANADA M8Z3A8

Attorney of Record ERIN MORGAN KLUG

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark TACOS MARIACHI

Goods and Services IC 029. US 046. G & S: Mexican entrees consisting primarily of meat, fish, and poultry; non-meat based products, namely, guacamole, mole french fries, vegetarian chile con queso, roasted poblano vegetarian chile con queso, fried plantains. FIRST USE: 20150512. FIRST USE IN COMMERCE: 20150512

IC 030. US 046. G & S: Burritos, tortillas, sauces, spices, and other non-meat based products, namely, vegetarian tacos, tortilla chips, salsa, corn on the cob prepared with cheese, namely, Mexican street corn, custard, cakes, namely, tres leches. FIRST USE: 20150512. FIRST USE IN COMMERCE: 20150512

IC 043. US 100 101. G & S: Restaurant services. FIRST USE: 20150512. FIRST USE IN COMMERCE: 20150512

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
01.01.10 - Stars, three or more ; Three or more stars
01.01.13 - Stars - multiple stars with five points
03.05.02 - Burros ; Donkeys ; Jackass ; Mules
03.05.16 - Heads of horses, donkeys, zebras
24.03.25 - Badge, police ; Badges ; Police badge ; Sheriff's badge ; Ten Commandments

Serial Number 88071789

Filing Date August 9, 2018

Current Basis 1A

Original Filing Basis 1A

Published for Opposition January 29, 2019

Registration Number 5726258

Registration Date April 16, 2019

Owner (REGISTRANT) Tacos Mariachi, LLC LIMITED LIABILITY COMPANY TEXAS BLDG 4, SUITE 126 350 E ROYAL LANE IRVING TEXAS 75039

Attorney of Record James Ray

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TACOS" APART FROM THE MARK AS SHOWN

Description of Mark Color is not claimed as a feature of the mark.

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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TASTE THE UNMEXPECTED

Word Mark TASTE THE UNMEXPECTED
Goods and Services IC 029. US 046. G & S: Mexican foods, namely, processed whole and diced green chiles; sliced jalapeno peppers; canned tomato and green chile combination, jalapeno bean dip; canned pinto beans; canned chile beans; burrito filling consisting of cooked pinto beans, water, green chiles, salt and garlic; refried beans. FIRST USE: 20180800. FIRST USE IN COMMERCE: 20180800

IC 030. US 046. G & S: Mexican foods, namely, chile sauce in the nature of salsa, taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated chile powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green chiles. FIRST USE: 20180800. FIRST USE IN COMMERCE: 20180800

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 88285662

Filing Date February 1, 2019

Current Basis 1A

Original Filing Basis 1A

Published for Opposition December 3, 2019

Registration Number 5987844

Registration Date February 18, 2020

Owner (REGISTRANT) TEASDALE FOODS, INC. CORPORATION DELAWARE 901 Packers Street Atwater

CALIFORNIA 95301

Attorney of Record Jorge Arciniega

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark TEASDALE LATIN FOODS

Goods and Services IC 030. US 046. G & S: Mexican food products, namely, chile sauce (salsa), taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; burritos, tacos, taco seasoning mix consisting of dehydrated chili powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells, chalupa shells, and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green chilies; salsa containing cilantro; packaged meal mixes consisting primarily of dried beans with rice; hominy; seasoning mixes; snacks, namely, potato, pasta, and tortilla chips, and crackers; and canned hollandaise sauce. FIRST USE: 20171000. FIRST USE IN COMMERCE: 20171000

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 01.15.04 - Explosions ; Fireworks display ; Sparks

Serial Number 87902766

Filing Date May 1, 2018

Current Basis 1A

Original Filing Basis 1B

Published for Opposition September 11, 2018

Registration Number 5789222

Registration Date June 25, 2019

Owner (REGISTRANT) TEASDALE FOODS, INC. CORPORATION DELAWARE 901 PACKERS STREET ATWATER CALIFORNIA 95301

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Jorge Arciniega

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "LATIN FOODS" APART FROM THE MARK AS SHOWN

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the words "TEASDALE LATIN FOODS", and above the word "TEASDALE" is a fanciful design of a sun burst.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Word Mark ZAPOTEC KITCHEN

Goods and Services IC 029. US 046. G & S: Fried grasshoppers; processed beans; stews; processed pumpkin seeds; jellies and jams; processed peppers; processed nuts; cheese; processed garbanzo beans. FIRST USE: 20200813. FIRST USE IN COMMERCE: 20200813

IC 030. US 046. G & S: Coffee; powdered coffee in drip bags; roasted cocoa beans; chocolate; chocolate powder; bread; tortillas; tortilla chips; spices; dried chili peppers; sauces; corn starch; bean flour. FIRST USE: 20170923. FIRST USE IN COMMERCE: 20171016

IC 031. US 001 046. G & S: Fresh peppers; fresh fruit and vegetables; raw nuts; raw cocoa beans; fresh garbanzo beans. FIRST USE: 20200813. FIRST USE IN COMMERCE: 20200813

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code
05.03.08 - More than one leaf, including scattered leaves, bunches of leaves not attached to branches
26.01.02 - Circles, plain single line ; Plain single line circles
26.01.21 - Circles that are totally or partially shaded.
27.03.01 - Geometric figures forming letters, numerals or punctuation
27.03.04 - Plants forming letters or numerals

Serial Number 88573612

Filing Date August 9, 2019

Current Basis 1A

Original Filing Basis 1A;1B

Published for Opposition December 31, 2019

Registration Number 6181223

Registration Date October 20, 2020

Owner (REGISTRANT) Apolinar Mesinas INDIVIDUAL MEXICO 5500 West Adams Boulevard Los Angeles CALIFORNIA 90016

Attorney of Record Sergiy M. Sivochek

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "KITCHEN" APART FROM THE MARK AS SHOWN

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the stylized wording "ZAPOTEC" positioned above the stylized wording "KITCHEN", wherein a circle is contained inside the letter "O" in the wording "ZAPOTEC" and two leaves are positioned above the letter "O" in the wording "ZAPOTEC".

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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EXHIBIT 5

TESS Structured Search
“Tortilla [GS] and Chile [GS]”

Reg. No.	Mark	Goods & Services
4947284	505 SOUTHWESTERN	IC 030. US 046. G & S: Burritos; taquitos; chimichangas; tamales; enchiladas; quesadillas; tacos; nachos; tortillas ; salsas; green chile sauces ; pepper sauces; marinades; packaged frozen and refrigerated grain and bread-based appetizers; packaged frozen and refrigerated foods consisting of a dough-based wrapper with fillings consisting primarily of meats, poultry, beans, vegetables, and/or cheese; Mexican-style sandwiches and sandwich wraps; fried food items, namely, breaded Mexican rolls; casseroles consisting primarily of rice or pasta.
1538311	BUENO	IC 030. US 046. G & S: piloncillo (brown sugar), canela (stick cinnamon - a spice), cominos (cumin - a spice), ground cinnamon as a spice, whole and crushed piquin (small, thin pungent peppers as a spice), chile powder , whole garlic, granulated garlic and garlic powder, whole oregano and oregano powder, anise seed as a spice, cilantro (coriander as a spice), chile ancho (dried red peppers as a spice) , chile pods (dried red peppers as a spice) , manzanilla (chamomile as a spice), chile arbol (dried red pepper as a spice) , bay leaves as a spice, jalapenos (peppers - dried or roasted as a spice) , habas (horse beans as a spice), panocha (sprouted wheat flour), corn tortillas , menudo mix (spice mixture for seasoning tripe), whole wheat tortillas , blue corn tortillas , white masa (flour with liquid additives, primarily water), flour tortillas, sopaipilla mix (flour base mix used to prepare fried bread), masa (corn meal with liquid additives, primarily water), blue masa (blue corn meal with liquid additives, primarily water), corn meal, blue corn meal, burritos, rellenos (whole green chile stuffed with cheese and covered with flour and spices), sausage and egg burritos, rolled tacos, rolled enchiladas, tamales, chile pork, sauce (frozen red chile with pork), tostada chips (corn meal-based), corn chips, taco shells, blue corn chips
1725992	CASA FIESTA	IC 030. US 046. G & S: Mexican food products; namely, chile sauce (salsa) , taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated chili powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips ; and jalapeno relish, taco dip consisting of tomato-based sauce with green chilies.

4802605	CHEFZITO	IC 030. US 046. G & S: Hot sauce; Hot chili pepper sauce; Sriracha hot chili sauce; Salsa; Tomato-based salsa; Picante sauce; Mole sauce; Spices; Rice; Pasta; Tortillas; Taco shells; Hominy; Tamales; Breadcrumbs; Sauces; Processed herbs; Adobo paste; Seasonings, namely chile, enchilada and taco; Bottled spices; Spanish rice; Rice, wheat and corn flour; Nacho and Tortilla chips; Bread and breadsticks; Fresh, frozen and canned tamales and tortillas.
2975679	CHILE MERCADO	IC 030. US 046. G & S: Chile powders, seasonings including chile seasoning, dried chile peppers, spices, sugar, corn flour, corn meal, ground corn, flour, tortillas, tortilla chips, corn chips, chile sauce, chile salsa, and sauce concentrate.
5261642	CINCO'S A CINCH WITH LA PREFERIDA	IC 030. US 046. G & S: Cheese sauce; Spanish style Tomato sauce; Agave nectar for use as a natural sweetener; Hot sauces; Salsas; Picante sauce; enchilada sauce; Adobo paste; Seasonings, namely, chile and fajita; Bottled spices; Rice and corn flour; Rice; Spanish rice; Spaghetti and Meatballs; Ravioli; Tortillas; Nacho and Tortilla Chips; Taco shells; Hominy; Tamales; Coffee; Bread and breadcrumbs, dried Corn husks for tamales; processed corn.
2263393	FROM OUR FAMILY TO YOURS BUENO SINCE 1951	IC 030. US 046. G & S: tortillas; masa, namely, ground corn with liquid additives; tamales; chile powder; dried chile pods, namely, red pepper pods used as a spice; tacos. F
2597357	LA POSTA CHILE SHOP MESILLA'S HOT, HOT LITTLE SPOT LA POSTA DE LA MESILLA	IC 035. US 100 101 102. G & S: retail store services featuring salsa, chili sauce, pepper sauce, burritos, chalupas, cheese sauce, chili peppers, chili powder, corn chips, taco chips, taco shells, chile con queso, enchiladas, hot sauce, package combinations consisting primarily of sauces, corn chips, corn shells, and/or flour shells, seasonings, sopapillas, tacos, tamales, tortilla chips, tortilla shells, tortillas, enchilada sauces, chile pottery (salsa dishes, chip n' dip, platters, bowls), chile art, chile linens, chile oils, candles, posters, ornament
2680035	LA PREFERIDA	IC 030. US 046. G & S: Hot sauces; Salsas; Picante sauce; Mole sauce; Adobo and Pipian pastes; Seasonings, namely chile, enchilada and taco; Bottled spices; Rice and corn flour; Rice; Spanish rice; Pasta; Spaghetti and Meatballs; Ravioli; Tortillas; Taco shells; Nacho and Tortilla Chips; Hominy; Tamales; Coffee; [Bread and] breadcrumbs.
2823845	NANITA'S FINEST	IC 030. US 046. G & S: Food products, namely, green chile sauces, enchilada sauces, salsa, mole, tortillas, burritos, enchiladas, tamales, chimichangas, quesadillas, sopapillas, and empanadas.
1826505	ROBERTO'S	IC 030. US 046. G & S: salsa sauce; chile; tostada shells; taco shells; tortilla chips; taco chips; tortilla strips; beef, cheese,

		and chicken enchiladas; tamales; burritos; tostadas; Mexican entrees consisting primarily of burritos; chile rellenos; enchiladas; tamales; or tacos with refried beans and rice
2603853	SAN PABLO	IC 030. US 046. G & S: Tortilla chips, bunuelos, burritos, flour and corn tortillas, salsa, cheese sauces, green chile sauces, bean sauces, frozen entrees consisting primarily of tortillas
5771280	TACO STREET	IC 029. US 046. G & S: Chile con queso; chile con carne; chicken; prepared meat; cooked meat dishes; seasoned chicken; seasoned beef; prepared entrees consisting primarily of meat or processed beans, and also including tortillas or rice; packaged meal kits consisting of primarily of meat or processed beans, and also including tortillas or rice.
6147997	UNMEXPECTED	IC 030. US 046. G & S: Mexican food products, namely, chile sauce, namely, salsa, taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated chile powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips; and jalapeno relish.



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505 SOUTHWESTERN

Word Mark 505 SOUTHWESTERN

Goods and Services IC 029. US 046. G & S: Packaged frozen and refrigerated Mexican-style appetizers or snack foods consisting primarily of meat, chicken, vegetables, beans, and/or cheese; packaged frozen and refrigerated Mexican-style prepared entrees consisting primarily of meat, chicken, vegetables, beans, and/or cheese; meat-based snack foods; poultry-based snack foods; potato-based snack foods; processed peppers. FIRST USE: 20150300. FIRST USE IN COMMERCE: 20150600

IC 030. US 046. G & S: Burritos; taquitos; chimichangas; tamales; enchiladas; quesadillas; tacos; nachos; tortillas; salsas; green chile sauces; pepper sauces; marinades; packaged frozen and refrigerated grain and bread-based appetizers; packaged frozen and refrigerated foods consisting of a dough-based wrapper with fillings consisting primarily of meats, poultry, beans, vegetables, and/or cheese; Mexican-style sandwiches and sandwich wraps; fried food items, namely, breaded Mexican rolls; casseroles consisting primarily of rice or pasta. FIRST USE: 19960000. FIRST USE IN COMMERCE: 19970000

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 86483140

Filing Date December 17, 2014

Current Basis 1A

Original Filing Basis 1B

Published for Opposition June 16, 2015

Registration Number 4947284

Registration Date April 26, 2016

Owner (REGISTRANT) Flagship Food Group North America LLC LIMITED LIABILITY COMPANY DELAWARE 12100 Wilshire Blvd., Suite 150 Los Angeles CALIFORNIA 90025

(LAST LISTED OWNER) 505 SOUTHWESTERN LLC LIMITED LIABILITY COMPANY DELAWARE 6455 S. YOSEMITE ST. SUITE 1000 GREENWOOD VILLAGE COLORADO 80111

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Kristen Mollnow Walsh

Prior Registrations 2577049;3807559

Type of Mark TRADEMARK

Register PRINCIPAL-2(F)

Live/Dead Indicator LIVE

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Word Mark BUENO

Translations THE ENGLISH TRANSLATION OF THE WORD "BUENO" IN THE MARK IS "GOOD".

Goods and Services IC 029. US 046. G & S: CHICOS (DEHYDRATED SWEET CORN), POSOLE (HOMINY OR COOKED CORN), CHACALES (CRACKED SWEET CORN), JALAPENOS (PEPPERS-DRIED, ROASTED OR FROZEN), PROCESSED GREEN CHILE, PROCESSED RED CHILE, CAMARON ENTERO (WHOLE SHRIMP), CAMARON (SHREDDED SHRIMP), CHILE PODS (DEHYDRATED RED CHILE PODS), GREEN CHILE STEW (MEAT, POTATOES, TOMATOES AND SPICES), MINCED ONIONS, [OJA] * HOJA * (PROCESSED EDIBLE CORN HUSK). FIRST USE: 19510515. FIRST USE IN COMMERCE: 19640301

IC 030. US 046. G & S: PILONCILLO (BROWN SUGAR), CANELA (STICK CINNAMON - A SPICE), COMINOS (CUMIN - A SPICE), GROUND CINNAMON AS A SPICE, WHOLE AND CRUSHED PIQUIN (SMALL, THIN PUNGENT PEPPERS AS A SPICE), CHILE POWDER, WHOLE GARLIC, GRANULATED GARLIC AND GARLIC POWDER, WHOLE OREGANO AND OREGANO POWDER, ANISE SEED AS A SPICE, CILANTRO (CORIANDER AS A SPICE), CHILE ANCHO (DRIED RED PEPPERS AS A SPICE), CHILE PODS (DRIED RED PEPPERS AS A SPICE), MANZANILLA (CHAMOMILE AS A SPICE), CHILE ARBOL (DRIED RED PEPPER AS A SPICE), BAY LEAVES AS A SPICE, JALAPENOS (PEPPERS - DRIED OR ROASTED AS A SPICE), HABAS (HORSE BEANS AS A SPICE), PANOCHA (SPROUTED WHEAT FLOUR), CORN TORTILLAS, MENUDO MIX (SPICE MIXTURE FOR SEASONING TRIPE), WHOLE WHEAT TORTILLAS, BLUE CORN TORTILLAS, WHITE MASA (FLOUR WITH LIQUID ADDITIVES, PRIMARILY WATER), FLOUR TORTILLAS, SOPAIPILLA MIX (FLOUR BASE MIX USED TO PREPARE FRIED BREAD), MASA (CORN MEAL WITH LIQUID ADDITIVES, PRIMARILY WATER), BLUE MASA (BLUE CORN MEAL WITH LIQUID ADDITIVES, PRIMARILY WATER), CORN MEAL, BLUE CORN MEAL, BURRITOS, RELLENOS (WHOLE GREEN CHILE STUFFED WITH CHEESE AND COVERED WITH FLOUR AND SPICES), SAUSAGE AND EGG BURRITOS, ROLLED TACOS, ROLLED ENCHILADAS, TAMALES, CHILE PORK, SAUCE (FROZEN RED CHILE WITH PORK), TOSTADA CHIPS (CORN MEAL-BASED), CORN CHIPS, TACO SHELLS, BLUE CORN CHIPS. FIRST USE: 19510515. FIRST USE IN COMMERCE: 19640301

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.10 - Men, Spaniards or Mexicans, including men wearing sombreros ; Mexican men ; Sombreros, men wearing ; Spaniards (men) 26.11.07 - Rectangles with a decorative border, including scalloped, ruffled and zig-zag edges 26.11.21 - Rectangles that are completely or partially shaded

26.17.01 - Bands, straight ; Bars, straight ; Lines, straight ; Straight line(s), band(s) or bar(s)
26.17.05 - Bands, horizontal ; Bars, horizontal ; Horizontal line(s), band(s) or bar(s) ; Lines, horizontal

Serial Number 73645386
Filing Date February 18, 1987
Current Basis 1A
Original Filing Basis 1A
Published for Opposition February 14, 1989
Change In Registration CHANGE IN REGISTRATION HAS OCCURRED
Registration Number 1538311
Registration Date May 9, 1989
Owner (REGISTRANT) EL ENCANTO, INC. CORPORATION NEW MEXICO 2001 Fourth Street SW ALBUQUERQUE NEW MEXICO 87102
Attorney of Record Deborah A. Peacock
Prior Registrations 1257714
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BUENO" APART FROM THE MARK AS SHOWN
Description of Mark THE LINING IN THE MARK ON THE DRAWING IS FOR SHADING PURPOSES ONLY AND DOES NOT INDICATE COLOR.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20181030.
Renewal 2ND RENEWAL 20181030
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark CASA FIESTA

Translations The English translation of the word "CASA" in the mark is "house". The English translation of the word "FIESTA" in the mark is "party" or "festival".

Goods and Services IC 029. US 046. G & S: Mexican food products;, namely, processed whole and diced green chilies; sliced jalapeno peppers; canned tomato and green chile combination [, jalapeno bean dip] ; canned pinto beans; canned chile beans; [burrito filling consisting of cooked pinto beans, water, green chilies, salt and garlic;] refried beans. FIRST USE: 19830929. FIRST USE IN COMMERCE: 19830929

IC 030. US 046. G & S: Mexican food products;, namely, chile sauce (salsa), taco sauce, [hot picante sauce,] enchilada sauce; [Mexican-style rice; tortillas;] taco seasoning mix consisting of dehydrated chili powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells [and tortilla chips; and jalapeno relish, taco dip consisting of tomato-based sauce with green chilies]. FIRST USE: 19831200. FIRST USE IN COMMERCE: 19831200

Mark Drawing Code (1) TYPED DRAWING

Serial Number 74240211

Filing Date January 27, 1992

Current Basis 1A

Original Filing Basis 1A

Published for Opposition July 28, 1992

Registration Number 1725992

International Registration Number 1041694

Registration Date October 20, 1992

Owner (REGISTRANT) BRUCE FOODS CORPORATION CORPORATION LOUISIANA P.O. Drawer 1030 New Iberia LOUISIANA 705621030

(LAST LISTED OWNER) TEASDALE FOODS, INC. CORPORATION DELAWARE 901 PACKERS STREET ATWATER CALIFORNIA 95301

Assignment ASSIGNMENT RECORDED

Recorded
Attorney of Record Jorge Arciniega
Prior Registrations 1331078;1401433
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20220309.
Renewal 3RD RENEWAL 20220309
Live/Dead Indicator LIVE

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Word Mark CHEFZITO

Goods and Services IC 029. US 046. G & S: Tomato paste; Cheese; Cheese in the form of dips; Bean dip; Processed edible seeds; Refried beans; Processed olives; Chili con carne; frozen, canned and preserved fruits and vegetables; Fresh, dry, cured, and canned meats; Lard and edible oils, namely, Spanish olive oil, corn oil, and vegetable oil; Stuffed and unstuffed processed peppers; Dried and processed beans; Processed green and yellow chili peppers and jalapeno peppers; Processed Mexican style vegetables and Mexican green tomatoes; Pipian paste. FIRST USE: 20141001. FIRST USE IN COMMERCE: 20141001

IC 030. US 046. G & S: Hot sauce; Hot chili pepper sauce; Sriracha hot chili sauce; Salsa; Tomato-based salsa; Picante sauce; Mole sauce; Spices; Rice; Pasta; Tortillas; Taco shells; Hominy; Tamales; Breadcrumbs; Sauces; Processed herbs; Adobo paste; Seasonings, namely chile, enchilada and taco; Bottled spices; Spanish rice; Rice, wheat and corn flour; Nacho and Tortilla chips; Bread and breadsticks; Fresh, frozen and canned tamales and tortillas. FIRST USE: 20141001. FIRST USE IN COMMERCE: 20141001

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 09.05.06 - Chef's Hat

Serial Number 86443934

Filing Date November 4, 2014

Current Basis 1A

Original Filing Basis 1A

Published for Opposition June 16, 2015

Registration Number 4802605

Registration Date September 1, 2015

Owner (REGISTRANT) Futuro Foods, Inc. CORPORATION ILLINOIS 2100 W. Parks Drive Broadview ILLINOIS 60155
Attorney of Record Amanda L. Wieckowicz
Description of Mark The color(s) black, white, gray and gold are claimed as a feature of the mark. The mark consists of a white and gray chef's hat with the word "CHEFZITO" in gold with black outlining arched along the brim of the hat.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Other Data The name(s), portrait(s), and/or signature(s) shown in the mark does not identify a particular living individual.
Live/Dead Indicator LIVE

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CHILE MERCADO

Word Mark CHILE MERCADO

Translations The word MERCADO in the mark translates into English as market or marketplace.

Goods and Services IC 030. US 046. G & S: Chile powders, seasonings including chile seasoning, dried chile peppers, spices, sugar, corn flour, corn meal, ground corn, flour, tortillas, tortilla chips, corn chips, chile sauce, chile salsa, and sauce concentrate. FIRST USE: 20030625. FIRST USE IN COMMERCE: 20030625

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78267735

Filing Date June 26, 2003

Current Basis 1A

Original Filing Basis 1A

Published for Opposition May 3, 2005

Registration Number 2975679

Registration Date July 26, 2005

Owner (REGISTRANT) EI Encanto, Inc. DBA Bueno Foods CORPORATION NEW MEXICO P.O. Box 293 Albuquerque NEW MEXICO 87103

Attorney of Record Deborah A. Peacock

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "chile" APART FROM THE MARK AS SHOWN

Type of TRADEMARK

Mark
Register PRINCIPAL
Affidavit
Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20141031.
Renewal 1ST RENEWAL 20141031
Live/Dead
Indicator LIVE

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CINCO'S A CINCH WITH LA PREFERIDA

Word Mark CINCO'S A CINCH WITH LA PREFERIDA

Translations The English translation of "CINCO'S" and "LA PREFERIDA" in the mark is "FIVE'S" and "THE PREFERRED".

Goods and Services IC 029. US 046. G & S: Cheese; Processed green and yellow chiles, Jalapeno and Louisiana peppers, Mexican style vegetables, mixed vegetables, peas, and Mexican green tomatoes; Processed cactus for food purposes; Processed Olives; Dried and processed beans; Refried beans; Corned Beef; Chile con carne; Beef Tripe Stew; Pork rinds; Frijoles Charros; Mexican Chorizo; Soups; Sardines, not live; Lard; and Oils, namely, Spanish olive oil, Corn oil, and Vegetable oil; cheese dips; bean dips. FIRST USE: 20170424. FIRST USE IN COMMERCE: 20170424

IC 030. US 046. G & S: Cheese sauce; Spanish style Tomato sauce; Agave nectar for use as a natural sweetener; Hot sauces; Salsas; Picante sauce; enchilada sauce; Adobo paste; Seasonings, namely, chile and fajita; Bottled spices; Rice and corn flour; Rice; Spanish rice; Spaghetti and Meatballs; Ravioli; Tortillas; Nacho and Tortilla Chips; Taco shells; Hominy; Tamales; Coffee; Bread and breadcrumbs, dried Corn husks for tamales; processed corn. FIRST USE: 20170424. FIRST USE IN COMMERCE: 20170424

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 86704037

Filing Date July 24, 2015

Current Basis 1A

Original Filing Basis 1B

Published for Opposition February 9, 2016

Registration Number 5261642

Registration August 8, 2017

Date
Owner (REGISTRANT) La Preferida, Inc. CORPORATION ILLINOIS 3400 WEST 35TH STREET CHICAGO ILLINOIS 60632
Attorney of Record Kevin A. Thompson
Prior Registrations 1727855;2501283;2680035
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark	FROM OUR FAMILY TO YOURS BUENO SINCE 1951
Translations	The English translation of "BUENO" is "good".
Goods and Services	IC 029. US 046. G & S: processed posole, namely, hominy or cooked corn; processed hoja, namely, processed corn husk used for cooking. FIRST USE: 19960805. FIRST USE IN COMMERCE: 19960805 IC 030. US 046. G & S: tortillas; masa, namely, ground corn with liquid additives; tamales; chile powder; dried chile pods, namely, red pepper pods used as a spice; tacos. FIRST USE: 19960805. FIRST USE IN COMMERCE: 19960805 IC 031. US 001 046. G & S: fresh whole peppers, fresh corn husk used for cooking. FIRST USE: 19960805. FIRST USE IN COMMERCE: 19960805
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	02.01.10 - Men, Spaniards or Mexicans, including men wearing sombreros ; Mexican men ; Sombreros, men wearing ; Spaniards (men) 05.11.08 - Corn without husks ; Ears of corn without husks 06.09.05 - Other cultivated areas 26.03.21 - Ovals that are completely or partially shaded 26.11.21 - Rectangles that are completely or partially shaded
Serial Number	75147868
Filing Date	August 5, 1996
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	July 28, 1998
Registration Number	2263393
Registration Date	July 20, 1999
Owner	(REGISTRANT) El Encanto, Inc. CORPORATION NEW MEXICO P. O. Box 293 Albuquerque NEW MEXICO 87103

Attorney of Record Deborah A. Peacock
Prior Registrations 1538311
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SINCE 1951" APART FROM THE MARK AS SHOWN
Description of Mark The lining and stippling shown in the drawing appears to be a feature of the mark and not intended to indicate color.
Type of Mark TRADEMARK
Register PRINCIPAL-2(F)-IN PART
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20190731.
Renewal 2ND RENEWAL 20190731
Live/Dead Indicator LIVE
Distinctiveness Limitation Statement as to "BUENO"

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Word Mark LA POSTA CHILE SHOP MESILLA'S HOT, HOT LITTLE SPOT LA POSTA DE LA MESILLA

Translations The English translation of the word "LA POSTA" in the mark is "the slug".

Goods and Services IC 035. US 100 101 102. G & S: retail store services featuring salsa, chili sauce, pepper sauce, burritos, chalupas, cheese sauce, chili peppers, chili powder, corn chips, taco chips, taco shells, chile con queso, enchiladas, hot sauce, package combinations consisting primarily of sauces, corn chips, corn shells, and/or flour shells, seasonings, sopapillas, tacos, tamales, tortilla chips, tortilla shells, tortillas, enchilada sauces, chile pottery (salsa dishes, chip n' dip, platters, bowls), chile art, chile linens, chile oils, candles, posters, ornaments. FIRST USE: 20001102. FIRST USE IN COMMERCE: 20001102

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 07.03.06 - Art galleries ; Bars, cocktail Lounge ; Delicatessens ; Discos ; Drive-in-theaters ; Galleries, art ; Grocery stores ; Restaurants ; Service stations ; Stores (building) ; Supermarket ; Theaters
 11.01.10 - Coffee grinders, non-electric ; Coffee mills ; Grinders, coffee, non-electric ; Grinders, pepper ; Mills, spice or pepper or coffee ; Pepper mills ; Pepper shaker ; Salt shakers ; Shakers, salt and pepper ; Spice mills
 24.09.07 - Advertising, banners ; Banners
 26.01.03 - Circles, incomplete (more than semi-circles) ; Incomplete circles (more than semi-circles)
 26.01.07 - Circles with a decorative border, including scalloped, ruffled and zig-zag edges
 26.01.18 - Circles, three or more concentric ; Concentric circles, three or more ; Three or more concentric circles
 26.01.21 - Circles that are totally or partially shaded.

Serial Number 76179692

Filing Date December 11, 2000

Current Basis 1A

Original Filing Basis 1A

Published for Opposition April 30, 2002

Registration Number 2597357

Registration July 23, 2002

Date
Owner (REGISTRANT) La Posta Group, Inc. CORPORATION TEXAS 2410 Calle de San Albino Mesilla NEW MEXICO 88046
Attorney of Record Frank M Caprio
Prior Registrations 0966731
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MESILLA", "CHILE SHOP", AND "MESILLA'S" APART FROM THE MARK AS SHOWN
Description of Mark The writing on the building reads, "La Posta DE La MESILLA".
Type of Mark SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20220109.
Renewal 2ND RENEWAL 20220109
Live/Dead Indicator LIVE

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Word Mark LA PREFERIDA

Translations The mark "LA PREFERIDA" means "the preferred" in Spanish.

Goods and Services IC 029. US 046. G & S: Cheese and cheese dips; Bean dips; Processed green and yellow chiles, Jalapeno and Louisiana peppers, Mexican style vegetables, and Mexican green tomatoes; Processed cactus for food purposes; Processed Olives; Dried and processed beans; Refried beans; Corned Beef; Chile con carne; Beef Tripe Stew; Pork rinds; Frijoles Charros; Mexican Chorizo; [Sofrito with Ham and Bacon;] Soups; Sardines; Lard; and Oils, namely Spanish olive oil, Corn oil, and Vegetable oil; Dried corn husks in which foods are wrapped and cooked. FIRST USE: 19940000. FIRST USE IN COMMERCE: 19940000

IC 030. US 046. G & S: Hot sauces; Salsas; Picante sauce; Mole sauce; Adobo and Pipian pastes; Seasonings, namely chile, enchilada and taco; Bottled spices; Rice and corn flour; Rice; Spanish rice; Pasta; Spaghetti and Meatballs; Ravioli; Tortillas; Taco shells; Nacho and Tortilla Chips; Hominy; Tamales; Coffee; [Bread and] breadcrumbs. FIRST USE: 19940000. FIRST USE IN COMMERCE: 19940000

(CANCELLED) IC 031. US 001 046. G & S: [Unprocessed corn husks in which foods are wrapped and cooked]. FIRST USE: 19940000. FIRST USE IN COMMERCE: 19940000

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.05 - Historical men (American) ; Men, famous ; Presidents (American)
02.03.02 - Silhouettes of women ; Women depicted as shadows or silhouettes of women
02.03.04 - Colonial dress, women wearing ; Hoop skirts (women wearing) ; Pilgrims, women ; Women, Pilgrims, women in colonial dress or hoop skirts
02.03.22 - Busts of women in profile ; Heads of women in profile ; Portraiture of women in profile ; Women - head, portraiture or busts in profile
09.03.08 - Ascots ; Bandannas ; Neckerchiefs ; Scarves
26.03.17 - Concentric ovals ; Concentric ovals and ovals within ovals ; Ovals within ovals ; Ovals, concentric
26.03.21 - Ovals that are completely or partially shaded
26.11.21 - Rectangles that are completely or partially shaded
26.17.09 - Bands, curved ; Bars, curved ; Curved line(s), band(s) or bar(s) ; Lines, curved

Serial Number 76289505

Filing Date July 24, 2001

Current 1A

Basis
Original Filing Basis 1A
Published for Opposition November 5, 2002
Change In Registration CHANGE IN REGISTRATION HAS OCCURRED
Registration Number 2680035
International Registration Number 1181562
Registration Date January 28, 2003
Owner (REGISTRANT) LA PREFERIDA, INC. CORPORATION ILLINOIS 3400 WEST 35TH STREET CHICAGO ILLINOIS 60632
Attorney of Record Kevin A. Thompson
Prior Registrations 0891325;1727855;AND OTHERS
Description of Mark Color is claimed as an element of the mark. The background is in red, with white letters. The figure of the women is in white with a green background. The top line above the figure is in yellow. The next line is green. The line below that is creme colored. The banner is green, then yellow, then red. Shading below the figure is creme colored.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. PARTIAL SECT 8 (6-YR). SECTION 8(10-YR) 20121117.
Renewal 1ST RENEWAL 20121117
Live/Dead Indicator LIVE

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NANITA'S FINEST

Word Mark NANITA'S FINEST

Goods and Services IC 030. US 046. G & S: Food products, namely, green chile sauces, enchilada sauces, salsa, mole, tortillas, burritos, enchiladas, tamales, chimichangas, quesadillas, sopapillas, and empanadas. FIRST USE: 20030707. FIRST USE IN COMMERCE: 20030707

Mark Drawing Code (1) TYPED DRAWING

Serial Number 76368762

Filing Date February 8, 2002

Current Basis 1A

Original Filing Basis 1B

Published for Opposition January 28, 2003

Registration Number **2823845**

Registration Date March 16, 2004

Owner (REGISTRANT) CMR Distribution, LLC LIMITED LIABILITY COMPANY COLORADO 2519 South Shields Street #156 Fort Collins COLORADO 80526

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "FINEST" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140212.

Renewal 1ST RENEWAL 20140212

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Typed Drawing

Word Mark ROBERTO'S

Goods and Services IC 030. US 046. G & S: salsa sauce; chile; tostada shells; taco shells; tortilla chips; taco chips; tortilla strips; beef, cheese, and chicken enchiladas; tamales; burritos; tostadas; Mexican entrees consisting primarily of burritos; chile rellenos; enchiladas; tamales; or tacos with refried beans and rice. FIRST USE: 19650600. FIRST USE IN COMMERCE: 19810200

IC 042. US 100. G & S: restaurant services. FIRST USE: 19650600. FIRST USE IN COMMERCE: 19810200

Mark Drawing Code (1) TYPED DRAWING

Serial Number 74202079

Filing Date September 5, 1991

Current Basis 1A

Original Filing Basis 1A

Published for Opposition December 21, 1993

Registration Number 1826505

Registration Date March 15, 1994

Owner (REGISTRANT) ROBLEDO, ROBERTO PINAL INDIVIDUAL MEXICO 1220 East Harmon Avenue Las Vegas NEVADA 89109

(LAST LISTED OWNER) DOLORES ROBLEDO-FARFAN, TRUSTEE OF ROBERTO ROBLEDO-PINAL 1994 TRUST REVOCABLE LIVING TRUST BY ASSIGNMENT NEVADA KENNERSON SCHWARTZ SEMERDJIAN & HAILE 101 WEST BROADWAY, SUITE 810 SAN DIEGO CALIFORNIA 921018203

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record ROSS J. SCHWARTZ

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Affidavit SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140315.

Text

Renewal 2ND RENEWAL 20140315

Live/Dead
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SAN PABLO

Word Mark SAN PABLO

Translations The English translation of the word "SAN PABLO" in the mark is "SAINT PAUL".

Goods and Services IC 030. US 046. G & S: Tortilla chips, bunuelos, burritos, flour and corn tortillas, salsa, cheese sauces, green chile sauces, bean sauces, frozen entrees consisting primarily of tortillas. FIRST USE: 19910415. FIRST USE IN COMMERCE: 19910415

Mark Drawing Code (1) TYPED DRAWING

Serial Number 76156698

Filing Date October 31, 2000

Current Basis 1A

Original Filing Basis 1A

Published for Opposition May 14, 2002

Registration Number 2603853

Registration Date August 6, 2002

Owner (REGISTRANT) Reinhart FoodService, Inc. CORPORATION WISCONSIN 1500 Saint James Street La Crosse WISCONSIN 54602

(LAST LISTED OWNER) REINHART FOODSERVICE, L.L.C. LIMITED LIABILITY COMPANY DELAWARE 6250 N. River Road Suite 9000 Rosemont ILLINOIS 60018

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Christopher E. Gatewood

Prior Registrations 1727902;1835592

Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120823.
Renewal 1ST RENEWAL 20120823
Live/Dead Indicator LIVE

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TACO STREET

Word Mark TACO STREET

Goods and Services IC 029. US 046. G & S: Chile con queso; chile con carne; chicken; prepared meat; cooked meat dishes; seasoned chicken; seasoned beef; prepared entrees consisting primarily of meat or processed beans, and also including tortillas or rice; packaged meal kits consisting of primarily of meat or processed beans, and also including tortillas or rice. FIRST USE: 20190403. FIRST USE IN COMMERCE: 20190403

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 87980700

Filing Date July 24, 2017

Current Basis 1A

Original Filing Basis 1B

Published for Opposition February 13, 2018

Registration Number 5771280

Registration Date June 4, 2019

Owner (REGISTRANT) Haven Management Group, LLC LIMITED LIABILITY COMPANY ARKANSAS 3101 SW I Street, Ste. 67 Bentonville ARKANSAS 72712

Attorney of Record Meredith Lowry

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TACO" APART FROM THE MARK AS SHOWN

Type of TRADEMARK

Mark

Register PRINCIPAL

Live/Dead
Indicator LIVE

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UNMEXPECTED

Word Mark UNMEXPECTED

Goods and Services IC 029. US 046. G & S: Mexican food products, namely, processed whole and diced green chiles; sliced jalapeno peppers; canned tomato and green chile combination, jalapeno bean dip; canned pinto beans; canned chile beans; burrito filling consisting of cooked pinto beans, water, green chiles, salt and garlic; refried beans. FIRST USE: 20200515. FIRST USE IN COMMERCE: 20200515

IC 030. US 046. G & S: Mexican food products, namely, chile sauce, namely, salsa, taco sauce, hot picante sauce, enchilada sauce; Mexican-style rice; tortillas; taco seasoning mix consisting of dehydrated chile powder, dehydrated onion, dehydrated garlic, salt and spices; taco dinner kits comprised of taco shells, taco sauce, and taco seasoning; taco shells and tortilla chips; and jalapeno relish. FIRST USE: 20200515. FIRST USE IN COMMERCE: 20200515

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 87927467

Filing Date May 18, 2018

Current Basis 1A

Original Filing Basis 1B

Published for Opposition November 5, 2019

Registration Number 6147997

Registration Date September 8, 2020

Owner (REGISTRANT) TEASDALE FOODS, INC CORPORATION DELAWARE 901 Packers Street Atwater CALIFORNIA 90045

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Jorge Arciniega

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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