

ESTTA Tracking number: **ESTTA1141973**

Filing date: **06/22/2021**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Tod's S.P.A.		
Entity	Joint Stock Company	Citizenship	Italy
Address	SANT'ELPIDIO A MARE VIA FILIPPO DELLA VALLE, 1 ASCOLI PICENO, 63019 ITALY		
Attorney information	JEFFREY B. SLADKUS, ESQ. THE SLADKUS LAW GROUP 1397 CARROLL DRIVE ATLANTA, GA 30318 UNITED STATES Primary Email: jeff@sladlaw.com Secondary Email(s): jason@sladlaw.com, kim@sladlaw.com, mandy@sladlaw.com 4042520900		
Docket Number			

Applicant Information

Application No.	90305869	Publication date	06/01/2021
Opposition Filing Date	06/22/2021	Opposition Period Ends	07/01/2021
Applicant	Shenzhen Alicena Technology Co., Ltd. A705,HAISONG BLDG.,NO. 11,TAIRAN 9TH RD. TIANAN COMMUNITY,SHATOU ST.,FUTIAN DIST. SHENZHEN, 518000 CHINA		

Goods/Services Affected by Opposition

Class 025. First Use: 2020/08/03 First Use In Commerce: 2020/08/03 All goods and services in the class are opposed, namely: Baby bodysuits; Baby tops; Blouses; Coats; Dresses; Jumpsuits; Lingerie; Pants;Shirts; Shoes; Skirts; Sweaters; Swimsuits; T-shirts; Women's clothing, namely,shirts, dresses, skirts, blouses

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration	3348680	Application Date	03/31/2005
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No.			
Registration Date	12/04/2007	Foreign Priority Date	12/20/2004
Word Mark	FAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0 [Perfumery and cosmetics, namely, perfume, cologne, after shave, makeup, personal deodorants and antiperspirants, essential oils for personal use, soaps, shaving soaps, hair care preparations, dentifrices, laundry preparations, namely, bleach and laundry detergents]</p> <p>Class 008. First use: First Use: 0 First Use In Commerce: 0 [Cutlery, namely, knives, forks, spoons, scissors and razors]</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 [Spectacles, sunglasses, eyeglass lenses and optical frames therefore, contact lenses, optical lenses, magnifying glasses, and parts therefore]</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 [Precious metals and their alloys and goods made of precious metals or coated therewith not included in other classes, namely, jewelry cases, decorative boxes, cigarette and tobacco cases, cigarette holders and tobacco pipes, ashtrays, napkins rings, serving platters, coffee and tea sets, serving trays, tea pots, cookie jars, candy dishes, plates, vases, statuettes, watch chains, belt buckles, bracelets, non-electric candelabras, candlesticks, candle holders, cuff links, ornamental pins, shoe ornaments, trinket articles, all of precious metal, namely, rings, bracelets, earrings, necklaces; jewelry and personal ornaments of precious metal, imitation jewelry, precious stones, watches, clocks, pendulum clocks, chronographs for use as time pieces and chronometers; leather bracelets]</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0 [Paper, cardboard and goods made from these material not included in other classes, namely, newspapers, journals, magazines, books, brochures, catalogs all in the field of high fashion, photograph albums, calendars, maps, picture postcards; stationery, writing materials, namely, pens and pencils; paper covers for agendas, address books and document holders; leather covers for document</p>		

	<p>holders, leather covers for agendas, leather covers for address books]</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> <p>Bags, namely, duffel bags, overnight bags, carry-on bags, shoulder bags, [leather credit card holders,] wallets, [trunks, suit cases,] articles made from leather, namely; [umbrellas, leather straps, leather animal leashes,] sports bags, garment bags for travel</p> <p>Class 019. First use: First Use: 0 First Use In Commerce: 0</p> <p>[Non-metal building materials, namely, natural and artificial stone, cement, non-agricultural lime for use in construction, mortar and plaster; ceramic tiles for floors and coatings]</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0</p> <p>[Furniture, parts of furniture, parts of furniture in the nature of figures of ceramic, glass or wood, mirrors, picture frames not of precious metals, goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials or of plastic materials namely, tables, desks, beds, pillows, divan beds, chairs, divans, armchairs, sofas, wardrobes, sideboards, bureau; small decorative objects namely, wood boxes, leather key holders]</p> <p>Class 021. First use: First Use: 0 First Use In Commerce: 0</p> <p>[Household or kitchen utensils and containers not of precious metal, namely, plates, dishes, beverage glasses, beer mugs, cups, bottle openers, dinnerware, table services being sets comprised of plates and glasses; bowls, boxes, non-electric candelabras not made of precious metal, candlesticks not made of precious metal, candle holders not of precious metal, non-electric coffee servers not made of precious metal, non-electric tea servers not made of precious metal, soap dispensers, cake servers; unworked or semi-worked glass not for buildings; glassware, crystalware, porcelain and earthenware, namely, figurines and statuettes; non-electric toothbrushes, sponges for household purposes, abrasive sponges for household cleaning, hair brushes, hair combs, shaving brushes, plates and beverage glassware; small decorative objects, namely, pots, cookie jars, serving trays and candy dishes]</p> <p>Class 024. First use: First Use: 0 First Use In Commerce: 0</p> <p>[Textiles and textile goods, namely, handkerchiefs; curtains, upholstery fabrics for chairs, draperies, fabric linen, bed-linen, household-linen, table-linen, bath linen, towels]</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Articles of clothing made from leather, namely, leather coats, leather jackets, leather skirts, leather trousers, clothing accessories made from leather, namely, leather belts, leather gloves, [leather shoes,] leather hats and leather caps; [shoes, athletic shoes, boots, slippers, overshoes,] suits, jackets, trousers, jeans, skirts, dresses, coats, overcoats, cloaks, raincoats, parkas, padding jackets, pullovers, shirts, t-shirts, blouses, sweaters, [underwear, negligee, dressing gowns,] bathrobes, swimming suits, [shawls,] gloves, hats and caps, [visors,] scarves, ties</p>
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U.S. Registration No.	4603610	Application Date	11/21/2012
Registration Date	09/16/2014	Foreign Priority Date	NONE
Word Mark	FAY		

Design Mark	
Description of Mark	<p>The mark comprises a rectangular figure with the long sides vertical and with a filled background, with fine void hatching, containing at the top a profile of a dog's snout in fine void lines; below is the word "FAY" in lowercase italic letters with the initial letter is a capital letter in fine void lines.</p>
Goods/Services	<p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Leather coats, leather jackets, leather trousers, leather skirts, leather tops, leather raincoats, leather long coats, leather overcoats, leather belts, [leather braces for clothing,] belts, suits, padded jackets, jackets, stuff jackets, jumpers, trousers, jeans, skirts, dresses, coats, overcoats, cloaks, raincoats, parkas, pullovers, shirts, T-shirts, blouses, sweaters, underwear, [baby-dolls being nightwear, bathrobes,] bathing costumes, [negligÃ©e,] swim suits, [dressing gowns, nightgowns,] one-piece dresses, two-piece dresses, evening dresses, shawls, scarves, ties, neckties, gentlemen's suits, women's clothing, namely, tops, bottoms, dresses, jackets, dress shirts, button-front aloha shirts, sweat shirts, under shirts, polo shirts, body suits, blazers, shorts, sport shirts; [shoes, athletic shoes, slippers, overshoes, low heel shoes, leather shoes, rubber shoes, galoshes, golf shoes, wooden clog, angler shoes, basketball shoes, dress shoes, heels, hiking shoes, rugby shoes, boxing shoes, base ball shoes, vinyl shoes, beach shoes, inner soles, soles for footwear, footwear upper, heel pieces for shoes and boots, non-slipping soles for shoes and boots, tips for footwear, rain shoes, track-racing shoes, work shoes, straw shoes, gymnastic shoes, boots, ski boots, half boots, arctic boots, football boots, laced boots, field hockey shoes, hand ball shoes, esparto shoes or sandals, sandals, bath sandals;] gloves, gloves for protection against cold, leather gloves, mittens; hats and caps, visors, leather hats and caps</p>

Attachments	<p>78978587#TMSN.png(bytes) 79124822#TMSN.png(bytes) FAYSHOW0 - Notice of Opposition - FINAL 4839-3250-2255 v.1.pdf(120631 bytes) Fay Exhibits.pdf(220244 bytes)</p>
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Signature	/Jeffrey B. Sladkus/
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Name	Jeffrey B. Sladkus, Esq.
Date	06/22/2021

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

TOD’S S.P.A.,)	
)	
<i>Opposer,</i>)	U.S. Serial No.: 90305869
)	
v.)	Mark: FAYSHOW0
)	
SHENZHEN ALICENA TECHNOLOGY)	Opposition No.: _____
CO., LTD.,)	
)	
<i>Applicant.</i>)	
_____)	

NOTICE OF OPPOSITION

Opposer Tod’s S.P.A. by and through undersigned counsel and pursuant to 37 C.F.R. § 2.101(b) hereby opposes Applicant Shenzhen Alicena Technology Co., Ltd.’s U.S. Trademark Application Serial No. 90305869 (the “Application”) to register the mark FAYSHOW0 because Opposer believes it will be damaged by registration of the Application. The grounds for the opposition are as follows:

BACKGROUND

1. On information and belief, Applicant Shenzhen Alicena Technology Co., Ltd. (“Applicant”) is a Chinese limited liability company located at A705, Haisong Building, No.11, Tairan 9th Road, Tianan Community, Shatou Street, Futian District, Shenzhen, China, 518000.

2. On information and belief, on November 9, 2020 (the “Filing Date”), Applicant filed U.S. Trademark Application Serial No. 90305869 (the “Application”) for the mark FAYSHOW0 (“Applicant’s Mark”) covering “Baby bodysuits; Baby tops; Blouses; Coats; Dresses; Jumpsuits; Lingerie; Pants; Shirts; Shoes; Skirts; Sweaters; Swimsuits; T-shirts; Women's clothing, namely, shirts, dresses, skirts, blouses” in International Class 25 (collectively, the “Opposed Goods”).

3. The Application was filed based on Applicant's claimed use of Applicant's Mark in commerce pursuant to Trademark Act § 1(a), 15 U.S.C. § 1051(a).

4. Applicant's claimed date of first use and first use in commerce is August 3, 2020.

**OPPOSER'S USE AND REGISTRATION OF
ITS FAY TRADEMARKS**

5. Opposer Tod's S.P.A., is an Italian joint stock company located at Sant'Elpidio a Mare, Via Filippo Della Valle, 1, Ascoli Piceno, Italy 63019 ("Opposer").

6. Opposer offers luxury high-quality men's, women's, and children's clothing, apparel, and related accessories (the "FAY Goods") in the United States under various FAY trademarks (collectively, the "FAY Marks").

7. Since at least as early as 2005, Opposer has used the FAY Marks continuously in United States commerce in connection with bags and wallets.

8. Since at least as early as December 2, 2013, Opposer has used the FAY Marks continuously in United States commerce in connection with clothing, apparel, and footwear.

9. Opposer has used its FAY Marks continuously and has not abandoned its FAY Marks.

10. As a result of Opposer's extensive promotion and use of its FAY Marks, the FAY Marks have come to identify goods originating exclusively from, or otherwise associated with Opposer, and are distinctive of Opposer's high-quality goods.

11. Opposer owns two U.S. trademark registrations for its FAY Marks (collectively the "FAY Registrations"):

- a. U.S. Registration No. 3348680 for the mark FAY & Design, covering various goods in International Classes 18 and 25; and

- b. U.S. Registration No. 4603610 for the mark FAY & Design covering various goods in International Class 25.

True and correct copies of the TSDR records for the FAY Registrations are attached hereto as Exhibit A.

12. The FAY Registrations are valid and subsisting on the Principal Register; U.S. Registration No. 3348680 is incontestable.

13. Applicant is not associated with or affiliated with Opposer.

14. Opposer has not consented to Applicant's use or registration of Applicant's Mark.

**COUNT I
PRIORITY AND LIKELIHOOD OF CONFUSION**

15. Paragraphs 1-14 are incorporated herein by reference as if fully set forth.

16. Opposer owns the FAY Marks and has used them consistently for decades.

17. On information and belief, Opposer's use of the FAY Marks predates Applicant's use of Applicant's Mark.

18. Opposer owns the FAY Registrations, which are valid and subsisting on the Principal Register.

19. Opposer's FAY Registrations have underlying application filing dates of March 31, 2005 and November 21, 2012, respectively.

20. On information and belief, the underlying application filing dates for Opposer's FAY Registrations are prior to any date of first use on which Applicant can rely.

21. Opposer therefore has priority of use and registration over Applicant.

22. When applied to the Opposed Goods, Applicant's Mark so resembles the marks in Opposer's FAY Registrations in the United States that it will be likely to cause confusion, or to cause mistake, or to deceive.

23. Opposer will be damaged by registration of Applicant's Mark because consumers are likely to be confused or deceived as to the source, sponsorship, approval, affiliation, or connection of the goods offered by Opposer under the marks in its FAY Registrations and the goods offered by Applicant under Applicant's Mark.

24. Accordingly, Applicant's Application should be refused pursuant to Trademark Act § 2(d), 15 U.S.C. § 1052(d), because Opposer has priority of use and registration.

WHEREFORE, Opposer hereby respectfully requests: (a) that Application Serial No. 90305869 be rejected in its entirety based upon a likelihood of confusion; (b) that no registration be issued thereon to Applicant; and (c) that this opposition be sustained in favor of Opposer.

Dated: June 22, 2021.

Respectfully submitted,
THE SLADKUS LAW GROUP

By: /Bao-Ngoc Kim Dang/ _____
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Attorneys for Opposer

Exhibit A

Generated on: This page was generated by TSDR on 2020-07-30 15:05:05 EDT

Mark: FAY



US Serial Number: 78978587

Application Filing Date: Mar. 31, 2005

US Registration Number: 3348680

Registration Date: Dec. 04, 2007

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jan. 02, 2018

Publication Date: Sep. 18, 2007

Mark Information

Mark Literal Elements: FAY

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 03.01.08 - Dogs; Puppies
03.01.16 - Heads of cats, dogs, wolves, foxes, bears, lions, tigers
03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers
26.11.05 - Rectangles made of broken or dotted lines
26.11.20 - Rectangles inside one another
26.11.21 - Rectangles that are completely or partially shaded

Related Properties Information

Claimed Ownership of US Registrations: 2284516, 2439923

Child Of: 78599666

Foreign Information

Priority Claimed: Yes

Foreign Application Number: 4208112

Foreign Application Filing Date: Dec. 20, 2004

Foreign Registration Number: 4208112

Foreign Registration Date: Feb. 03, 2006

Foreign Application/Registration Country: EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

Foreign Expiration Date: Dec. 20, 2014

Foreign Registration Number: 3324613

Foreign Registration Date: Dec. 08, 2004

Foreign: EUROPEAN (EU) OFFICE FOR

Foreign Expiration: Aug. 18, 2013

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: [Perfumery and cosmetics, namely, perfume, cologne, after shave, makeup, personal deodorants and antiperspirants, essential oils for personal use, soaps, shaving soaps, hair care preparations, dentifrices, laundry preparations, namely, bleach and laundry detergents]

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Cutlery, namely, knives, forks, spoons, scissors and razors]

International Class(es): 008 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Spectacles, sunglasses, eyeglass lenses and optical frames therefore, contact lenses, optical lenses, magnifying glasses, and parts therefore]

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Precious metals and their alloys and goods made of precious metals or coated therewith not included in other classes, namely, jewelry cases, decorative boxes, cigarette and tobacco cases, cigarette holders and tobacco pipes, ashtrays, napkins rings, serving platters, coffee and tea sets, serving trays, tea pots, cookie jars, candy dishes, plates, vases, statuettes, watch chains, belt buckles, bracelets, non-electric candelabras, candlesticks, candle holders, cuff links, ornamental pins, shoe ornaments, trinket articles, all of precious metal, namely, rings, bracelets, earrings, necklaces; jewelry and personal ornaments of precious metal, imitation jewelry, precious stones, watches, clocks, pendulum clocks, chronographs for use as time pieces and chronometers; leather bracelets]

International Class(es): 014 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Paper, cardboard and goods made from these material not included in other classes, namely, newspapers, journals, magazines, books, brochures, catalogs all in the field of high fashion, photograph albums, calendars, maps, picture postcards; stationery, writing materials, namely, pens and pencils; paper covers for agendas, address books and document holders; leather covers for document holders, leather covers for agendas, leather covers for address books]

International Class(es): 016 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: Bags, namely, duffel bags, overnight bags, carry-on bags, shoulder bags, [leather credit card holders,] wallets, [trunks, suit cases,] articles made from leather, namely; [umbrellas, leather straps, leather animal leashes,] sports bags, garment bags for travel

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 44(e)

For: [Non-metal building materials, namely, natural and artificial stone, cement, non-agricultural lime for use in construction, mortar and plaster; ceramic tiles for floors and coatings]

International Class(es): 019 - Primary Class

U.S Class(es): 001, 012, 033, 050

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Furniture, parts of furniture, parts of furniture in the nature of figures of ceramic, glass or wood, mirrors, picture frames not of precious metals, goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials or of plastic materials namely, tables, desks, beds, pillows, divan beds, chairs, divans, armchairs, sofas, wardrobes, sideboards, bureau; small decorative objects namely, wood boxes, leather key holders]

International Class(es): 020 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Household or kitchen utensils and containers not of precious metal, namely, plates, dishes, beverage glasses, beer mugs, cups, bottle openers, dinnerware, table services being sets comprised of plates and glasses; bowls, boxes, non-electric candelabras not made of precious metal, candlesticks not made of precious metal, candle holders not of precious metal, non-electric coffee servers not made of precious metal, non-electric tea servers not made of precious metal, soap dispensers, cake servers; unworked or semi-worked glass not for buildings; glassware, crystalware, porcelain and earthenware, namely, figurines and statuettes; non-electric toothbrushes, sponges for household purposes, abrasive sponges for household cleaning, hair brushes, hair combs, shaving brushes, plates and beverage glassware; small decorative objects, namely, pots, cookie jars, serving trays and candy dishes]

International Class(es): 021 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: [Textiles and textile goods, namely, handkerchiefs; curtains, upholstery fabrics for chairs, draperies, fabric linen, bed-linen, household-linen, table-linen, bath linen, towels]

International Class(es): 024 - Primary Class

U.S Class(es): 042, 050

Class Status: SECTION 8 - CANCELLED

Basis: 44(e)

For: Articles of clothing made from leather, namely, leather coats, leather jackets, leather skirts, leather trousers, clothing accessories made from leather, namely, leather belts, leather gloves, [leather shoes,] leather hats and leather caps; [shoes, athletic shoes, boots, slippers, overshoes,] suits, jackets, trousers, jeans, skirts, dresses, coats, overcoats, cloaks, raincoats, parkas, padding jackets, pullovers, shirts, t-shirts, blouses, sweaters, [underwear, negligee, dressing gowns,] bathrobes, swimming suits, [shawls,] gloves, hats and caps, [visors,] scarves, ties

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 44(e)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: No

Currently ITU: No

Filed 44D: Yes

Currently 44E: Yes

Filed 44E: Yes

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Tod's S.p.A.

Owner Address: Sant'Elpidio a Mare
Via Filippo Della Valle, 1
Ascoli Piceno ITALY 63019

Legal Entity Type: JOINT STOCK COMPANY

State or Country ITALY
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Richard J. Groos

Attorney Primary Email Address: aotrademark@kslaw.com

Attorney Email Authorized: Yes

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Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Richard J. Groos

Phone: 5124572018

Fax: 5124572100

Domestic Representative e-mail: aotrademark@kslaw.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Jan. 02, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 02, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76985
Jan. 02, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76985
Jan. 02, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76985
Dec. 04, 2017	TEAS SECTION 8 & 9 RECEIVED	
Dec. 04, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Dec. 12, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Dec. 12, 2013	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76985
Dec. 02, 2013	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76985
Dec. 12, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76985
Dec. 02, 2013	TEAS SECTION 8 & 15 RECEIVED	
Dec. 04, 2007	REGISTERED-PRINCIPAL REGISTER	
Sep. 18, 2007	PUBLISHED FOR OPPOSITION	
Aug. 29, 2007	NOTICE OF PUBLICATION	
Aug. 16, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	70629
Aug. 13, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 28, 2007	EXAMINER'S AMENDMENT ENTERED	70629
Jul. 28, 2007	ASSIGNED TO LIE	70629
Jul. 27, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 27, 2007	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 27, 2007	EXAMINERS AMENDMENT -WRITTEN	72152
May 31, 2007	NOTICE OF DESIGN SEARCH CODE MAILED	
May 30, 2007	DIVISIONAL PROCESSING COMPLETE	
Apr. 03, 2007	DIVISIONAL REQUEST RECEIVED	
Apr. 23, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 06, 2007	ASSIGNED TO LIE	72627
Apr. 03, 2007	PAPER RECEIVED	
Mar. 30, 2007	PRIORITY ACTION E-MAILED	6326
Mar. 30, 2007	PRIORITY ACTION WRITTEN	72152
Mar. 14, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	76537
Mar. 13, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	76537
Mar. 13, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 24, 2007	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Jan. 24, 2007	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	72152
Jan. 08, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	76537
Dec. 05, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	76537
Jan. 08, 2007	ASSIGNED TO LIE	76537

Dec. 05, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 07, 2006	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Jun. 07, 2006	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	72152
May 23, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 18, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	67287
Apr. 26, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	67287
Apr. 26, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 03, 2005	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Nov. 03, 2005	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	72152
Nov. 01, 2005	NON-FINAL ACTION E-MAILED	6325
Nov. 01, 2005	NON-FINAL ACTION WRITTEN	72152
Oct. 26, 2005	ASSIGNED TO EXAMINER	72152
May 06, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	65864
Apr. 29, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	65864
Apr. 29, 2005	TEAS VOLUNTARY AMENDMENT RECEIVED	
Apr. 07, 2005	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 02, 2018

Proceedings

Summary

Number of Proceedings: 10

Type of Proceeding: Opposition

Proceeding Number: [91254123](#)

Filing Date: Feb 17, 2020

Status: Terminated

Status Date: May 12, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Yiwu Yunpu Trade Co.,Ltd

Correspondent Address: WAYNE V HARPER
WAYNE V HARPER
2112 W MARJORY AVENUE
TAMPA FL UNITED STATES , 33606

Correspondent e-mail: tm@kafiling.com , tm60@kafiling.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACY FAY	Abandoned - After Inter-Partes Decision	88557391	

Plaintiff(s)

Name: Tod's S.p.A.

Correspondent Address: JEFFREY B SLADKUS
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680

FAY	Section 8 and 15 - Accepted and Acknowledged	78599666	3769306
FAY	Registered	79130160	4516823
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 17, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 17, 2020	Mar 28, 2020
3	INSTITUTED	Feb 17, 2020	
4	P MOT FOR DEFAULT JUDGMENT	Mar 31, 2020	
5	BD DECISION: OPP SUSTAINED	May 12, 2020	
6	TERMINATED	May 12, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91253034](#) **Filing Date:** Dec 18, 2019
Status: Terminated **Status Date:** Mar 03, 2020
Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Shenzhen Yingzang Trading Co., Ltd.
Correspondent Address: LIU ZHIWEI
 LONG HUA XIN QU, WEI DONG LONG KE JI DA
 SHENZHEN, GUANGDONG CHINA , 518109
Correspondent e-mail: 2551693690@qq.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
HOPFAY	Abandoned - After Inter-Partes Decision	88528784	
AIMFAY	Abandoned - After Inter-Partes Decision	88528749	

Plaintiff(s)

Name: Tod's S.P.A.
Correspondent Address: JEFFREY B SLADKUS
 THE SLADKUS LAW GROUP
 1397 CARROLL DRIVE
 ATLANTA GA UNITED STATES , 30318
Correspondent e-mail: mandy@sladlaw.com , jeff@sladlaw.com , jason@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79130160	4516823
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 18, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 19, 2019	Jan 28, 2020
3	INSTITUTED	Dec 19, 2019	
4	P MOT FOR DEFAULT JUDGMENT	Jan 30, 2020	
5	BD DECISION: OPP SUSTAINED	Mar 03, 2020	
6	TERMINATED	Mar 03, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91250809](#) **Filing Date:** Sep 10, 2019
Status: Terminated **Status Date:** Jan 07, 2020

Interlocutory Attorney: LAWRENCE (LARRY) T STANLEY

Defendant

Name: Jiang Yanping

Correspondent Address: JIANG YANPING
ROOM 402-1 NO 48, FENGYU ROAD
XIAMEN CHINA , 361000

Correspondent e-mail: 549429645@qq.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYLAND	Abandoned - After Inter-Partes Decision	88399385	

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JEFFREY B SLADKUS
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Section 8 and 15 - Accepted and Acknowledged	78599666	3769306
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 10, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 11, 2019	Oct 21, 2019
3	INSTITUTED	Sep 11, 2019	
4	P EXHIBITS	Sep 11, 2019	
5	NOTICE OF DEFAULT	Nov 08, 2019	
6	BD DECISION: OPP SUSTAINED	Jan 07, 2020	
7	TERMINATED	Jan 07, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91250098](#)

Filing Date: Aug 09, 2019

Status: Terminated

Status Date: Nov 15, 2019

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Jian Cai

Correspondent Address: TOMMY SF WANG
WANG IP LAW GROUP PC
18645 E GALE AVE STE 205
CITY OF INDUSTRY CA UNITED STATES , 91748

Correspondent e-mail: TWang@TheWangIPLaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYE CURVES	Abandoned - After Inter-Partes Decision	88240941	

Plaintiff(s)

Name: Tod's S.p.a.

Correspondent JEFFREY B SLADKUS

Address: THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 09, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 09, 2019	Sep 18, 2019
3	INSTITUTED	Aug 09, 2019	
4	NOTICE OF DEFAULT	Sep 28, 2019	
5	BD DECISION: OPP SUSTAINED	Nov 15, 2019	
6	TERMINATED	Nov 15, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91248203](#)

Filing Date: May 15, 2019

Status: Terminated

Status Date: Jul 30, 2019

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Yali Li

Correspondent Address: YALI LI
EXCELLENCE CENTURY CENTER TOWER 3, 7/F ROOM 709-710
SHENZHEN CHINA , 518000

Correspondent e-mail: hongyan@cadmon.net

Associated marks			
Mark	Application Status	Serial Number	Registration Number
OWLFAY	Abandoned - After Inter-Partes Decision	87932485	
Plaintiff(s)			

Name: Tod's S.p.a.

Correspondent Address: JEFFREY B SLADKUS
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , mandy@sladlaw.com , jason@sladlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 15, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 15, 2019	Jun 24, 2019
3	INSTITUTED	May 15, 2019	
4	P MOT FOR DEFAULT JUDGMENT	Jun 26, 2019	
5	BD DECISION: OPP SUSTAINED	Jul 30, 2019	
6	TERMINATED	Jul 30, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91245822](#)

Filing Date: Jan 14, 2019

Status: Terminated

Status Date: Apr 08, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: Marcelous IV, Irvin

Correspondent Address: MARCELOUS IV IRVIN
7311 ROVEEN TRAIL
SAN ANTONIO TX UNITED STATES , 78244

Correspondent e-mail: fayban44@yahoo.com , notifications@trademarkengine.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
F.A.Y.B.A.N	Abandoned - After Inter-Partes Decision	88038385	

Plaintiff(s)

Name: Tod's S.P.

Correspondent Address: JEFFREY B SLADKUS
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 14, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 14, 2019	Feb 23, 2019
3	PENDING, INSTITUTED	Jan 14, 2019	
4	P MOT FOR DEFAULT JUDGMENT	Feb 28, 2019	
5	BD DECISION: OPP SUSTAINED	Apr 08, 2019	
6	TERMINATED	Apr 08, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91245476](#)

Filing Date: Dec 17, 2018

Status: Terminated

Status Date: Mar 14, 2019

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Wen Wei

Correspondent Address: XIAMEN EVERPAL TRADE CO LTD
UNIT 611 NO 10 GAODIAN ROAD
PILOT FREE TRADE ZONE
XIAMEN CHINA , 361015

Correspondent e-mail: 75213932@qq.com , 350209773@qq.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYNET	Abandoned - After Inter-Partes Decision	88076800	

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JASON H COOPER
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 21, 2018	Jan 30, 2019
3	INSTITUTED	Dec 21, 2018	
4	P MOT FOR DEFAULT JUDGMENT	Feb 01, 2019	
5	BD DECISION: OPP SUSTAINED	Mar 14, 2019	
6	TERMINATED	Mar 14, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91245642](#)

Filing Date: Dec 17, 2018

Status: Terminated

Status Date: Mar 25, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: Hangzhou Luxi Trading Co., Ltd.

Correspondent Address: LIU YANGZI
ECON & TECH DEV Z ROOM B108 NO 37 J
HANGZHOU CHINA , 311215

Correspondent e-mail: kzt@kzton.com , info@kuazhitong.com , law@kuazhitong.com , nerissalee86@163.com , ip@kuazhitong.com

Mark	Application Status	Serial Number	Registration Number
FAYBERY	Registered	88008883	5738139

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JASON H COOPER
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 07, 2019	Feb 16, 2019
3	INSTITUTED	Jan 07, 2019	
4	NOTICE OF DEFAULT	Feb 26, 2019	
5	W/DRAW OF OPPOSITION	Mar 20, 2019	

6 BD DECISION: OPP DISMISSED W/O PREJ Mar 25, 2019
 7 TERMINATED Mar 25, 2019

Type of Proceeding: Opposition

Proceeding Number: [91244926](#) **Filing Date:** Nov 20, 2018
Status: Terminated **Status Date:** May 07, 2019
Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Zhouxuan
Correspondent Address: CHUNMING ZHANG
 ROOM 1116 11 F XINJING BUILDING, BEIZHAN COMMUNITY MINZHI ST LONGHUA DIST
 SHENZHEN GUANGDONG CHINA , 518100
Correspondent e-mail: YvonneZH1991@163.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
LOVESFAY	Abandoned - After Inter-Partes Decision	87862335	

Plaintiff(s)

Name: Tod's S.P.A.
Correspondent Address: JEFFREY B SLADKUS
 THE SLADKUS LAW GROUP
 1397 CARROLL DRIVE
 ATLANTA GA UNITED STATES , 30318
Correspondent e-mail: jeff@sladlaw.com , mandy@sladlaw.com , jason@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 20, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 23, 2018	Jan 02, 2019
3	INSTITUTED	Nov 23, 2018	
4	ANSWER	Dec 29, 2018	
5	D CHANGE OF CORRESP ADDRESS	Dec 20, 2018	
6	P MOT TO STRIKE PLEADING/AFFIRMATIVE DEFENSE	Jan 09, 2019	
7	P CHANGE OF CORRESP ADDRESS	Jan 09, 2019	
8	SUSP PEND DISP OF OUTSTNDNG MOT	Jan 31, 2019	
9	P REPLY IN SUPPORT OF MOTION	Feb 01, 2019	
10	PROCEEDINGS RESUMED	Feb 28, 2019	
11	P MOT FOR DEFAULT JUDGMENT	Apr 04, 2019	
12	BD DECISION: OPP SUSTAINED	May 07, 2019	
13	TERMINATED	May 07, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91218339](#) **Filing Date:** Sep 12, 2014
Status: Terminated **Status Date:** Apr 27, 2015
Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Charles Stone

Correspondent WAHEEDAN JARIWALLA
Address: 29 CARLTON CRESCENT
SOUTHAMPTON ENGLAND UNITED KINGDOM , SO152EW

Correspondent e-mail: waheedan@jariwalla.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FAY ET FILLE	Abandoned - After Inter-Partes Decision	86059268	
Plaintiff(s)			

Name: Tod's S.p.A.

Correspondent RICHARD S MANDEL
Address: COWAN LIEBOWITZ AND LATMAN PC
1133 AVENUE OF THE AMERICAS
NEW YORK NY UNITED STATES , 10036-6799

Correspondent e-mail: trademark@cll.com , lmr@cll.com , rsm@cll.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 12, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 15, 2014	Oct 25, 2014
3	PENDING, INSTITUTED	Sep 15, 2014	
4	D MOT FOR EXT W/ CONSENT	Oct 24, 2014	
5	EXTENSION OF TIME GRANTED	Oct 27, 2014	
6	D MOT FOR EXT W/ CONSENT	Jan 01, 2015	
7	EXTENSION OF TIME GRANTED	Jan 17, 2015	
8	D MOT FOR EXT W/ CONSENT	Feb 24, 2015	
9	EXTENSION OF TIME GRANTED	Feb 24, 2015	
10	W/DRAW OF APPLICATION	Apr 20, 2015	
11	BD DECISION: SUSTAINED	Apr 27, 2015	
12	TERMINATED	Apr 27, 2015	

Generated on: This page was generated by TSDR on 2020-07-30 15:06:44 EDT

Mark: FAY



US Serial Number: 79124822

Application Filing Date: Nov. 21, 2012

US Registration Number: 4603610

Registration Date: Sep. 16, 2014

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Sep. 16, 2014

Publication Date: Nov. 05, 2013

Mark Information

Mark Literal Elements: FAY

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark comprises a rectangular figure with the long sides vertical and with a filled background, with fine void hatchings, containing at the top a profile of a dog's snout in fine void lines; below is the word "FAY" in lowercase italic letters with the initial letter is a capital letter in fine void lines.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 03.01.08 - Dogs; Puppies
03.01.16 - Heads of cats, dogs, wolves, foxes, bears, lions, tigers
26.11.05 - Rectangles made of broken or dotted lines
26.11.20 - Rectangles inside one another
26.11.21 - Rectangles that are completely or partially shaded

Related Properties Information

International Registration Number: 0826822

International Registration Date: Jan. 14, 2004

Claimed Ownership of US Registrations: 3348680, 3712273, 3769306 and others

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Leather coats, leather jackets, leather trousers, leather skirts, leather tops, leather raincoats, leather long coats, leather overcoats, leather belts, leather braces for clothing, belts, suits, padded jackets, jackets, stuff jackets, jumpers, trousers, jeans, skirts, dresses, coats, overcoats, cloaks, raincoats, parkas, pullovers, shirts, T-shirts, blouses, sweaters, underwear, baby-dolls being nightwear, bathrobes, bathing costumes, negligée, swim suits, dressing gowns, nightgowns, one-piece dresses, two-piece dresses, evening

dresses, shawls, scarves, ties, neckties, gentlemen's suits, women's clothing, namely, tops, bottoms, dresses, jackets, dress shirts, button-front aloha shirts, sweat shirts, under shirts, polo shirts, body suits, blazers, shorts, sport shirts; shoes, athletic shoes, slippers, overshoes, low heel shoes, leather shoes, rubber shoes, galoshes, golf shoes, wooden clog, angler shoes, basketball shoes, dress shoes, heels, hiking shoes, rugby shoes, boxing shoes, base ball shoes, vinyl shoes, beach shoes, inner soles, soles for footwear, footwear upper, heelpieces for shoes and boots, non-slipping soles for shoes and boots, tips for footwear, rain shoes, track-racing shoes, work shoes, straw shoes, gymnastic shoes, boots, ski boots, half boots, arctic boots, football boots, laced boots, field hockey shoes, hand ball shoes, esparto shoes or sandals, sandals, bath sandals; gloves, gloves for protection against cold, leather gloves, mittens; hats and caps, visors, leather hats and caps

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 66(a)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: Yes

Filed 66A: Yes

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: TOD'S S.p.A.

Owner Address: Via Filippo Della Valle, 1
I-63811 Sant'Elpidio a Mare (FM)
ITALY

Legal Entity Type: CORPORATION

State or Country Where Organized: ITALY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Stacey R. Halpern

Docket Number: JACBA96.060I

Attorney Primary Email Address: efiling@knobbe.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Stacey R. Halpern
Knobbe, Martens, Olson & Bear, LLP
2040 Main Street, Fourteenth Floor
Irvine, CALIFORNIA UNITED STATES 92614

Phone: 949-760-0404

Fax: 949-760-9502

Correspondent e-mail: efiling@knobbe.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 16, 2019	COURTESY REMINDER - SEC. 71 (6-YR) E-MAILED	
Oct. 09, 2015	CORRECTION FROM THE IB EXAMINED, NO ACTION IS NEEDED	72629
Oct. 07, 2015	CORRECTION FROM THE IB EXAMINED, NO ACTION IS NEEDED	67445
Oct. 02, 2015	CORRECTION TRANSACTION RECEIVED FROM IB	
Oct. 02, 2015	CORRECTION TRANSACTION RECEIVED FROM IB	
May 01, 2015	NEW REPRESENTATIVE AT IB RECEIVED	
Mar. 27, 2015	FINAL DECISION TRANSACTION PROCESSED BY IB	
Feb. 24, 2015	FINAL DISPOSITION NOTICE SENT TO IB	
Feb. 24, 2015	FINAL DISPOSITION PROCESSED	67445

Dec. 16, 2014	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Sep. 16, 2014	REGISTERED-PRINCIPAL REGISTER	
Apr. 08, 2014	REG. CANCELLED - RESTORED TO PENDENCY	
Apr. 08, 2014	ASSIGNED TO PETITION STAFF	67832
Apr. 08, 2014	REQUEST TO CANCEL INADVERTENTLY ISSUED REGISTRATION RECEIVED	69690
Feb. 27, 2014	CORRECTION FROM IB ENTERED - NO REVIEW REQUIRED	70527
Jan. 30, 2014	INTERNATIONAL REGISTRATION RENEWED	
Jan. 24, 2014	USPTO CORRECTION PROCESSED BY IB	
Jan. 24, 2014	CORRECTION TRANSACTION RECEIVED FROM IB	
Jan. 21, 2014	REGISTERED-PRINCIPAL REGISTER	
Dec. 19, 2013	CORRECTION FROM THE IB EXAMINED, NO ACTION IS NEEDED	67445
Nov. 22, 2013	CORRECTION TRANSACTION RECEIVED FROM IB	
Nov. 05, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 05, 2013	PUBLISHED FOR OPPOSITION	
Oct. 16, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 28, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Sep. 27, 2013	ASSIGNED TO LIE	73797
Sep. 16, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 13, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 12, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 12, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 06, 2013	REFUSAL PROCESSED BY IB	
Mar. 19, 2013	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Mar. 19, 2013	REFUSAL PROCESSED BY MPU	72589
Mar. 19, 2013	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Mar. 18, 2013	NON-FINAL ACTION WRITTEN	82103
Mar. 15, 2013	ASSIGNED TO EXAMINER	82103
Feb. 19, 2013	APPLICATION FILING RECEIPT MAILED	
Feb. 13, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 11, 2013	LIMITATION FROM ORIGINAL APPLICATION ENTERED	67445
Feb. 09, 2013	SN ASSIGNED FOR SECT 66A SUBSEQ DESIG FROM IB	

International Registration Information (Section 66a)

International Registration Number:	0826822	International Registration Date:	Jan. 14, 2004
Intl. Registration Status:	REQUEST FOR EXTENSION OF PROTECTION PROCESSED	Date of International Registration Status:	Feb. 09, 2013
Notification of Designation Date:	Feb. 07, 2013	Date of Automatic Protection:	Apr. 01, 2017
International Registration Renewal Date:	Jan. 14, 2024		
First Refusal Flag:	Yes		

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 16, 2014

Proceedings

Summary

Number of Proceedings: 9

Type of Proceeding: Opposition

Proceeding Number: [91254123](#)

Filing Date: Feb 17, 2020

Status: Terminated

Status Date: May 12, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Yiwu Yunpu Trade Co.,Ltd

Correspondent Address: WAYNE V HARPER
WAYNE V HARPER
2112 W MARJORY AVENUE
TAMPA FL UNITED STATES , 33606

Correspondent e-mail: tm@kafiling.com , tm60@kafiling.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STACY FAY	Abandoned - After Inter-Partes Decision	88557391	

Plaintiff(s)

Name: Tod's S.p.A.

Correspondent Address: JEFFREY B SLADKUS
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Section 8 and 15 - Accepted and Acknowledged	78599666	3769306
FAY	Registered	79130160	4516823
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 17, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 17, 2020	Mar 28, 2020
3	INSTITUTED	Feb 17, 2020	
4	P MOT FOR DEFAULT JUDGMENT	Mar 31, 2020	
5	BD DECISION: OPP SUSTAINED	May 12, 2020	
6	TERMINATED	May 12, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91253034](#)

Filing Date: Dec 18, 2019

Status: Terminated

Status Date: Mar 03, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Shenzhen Yingzang Trading Co., Ltd.

Correspondent Address: LIU ZHIWEI
LONG HUA XIN QU, WEI DONG LONG KE JI DA
SHENZHEN, GUANGDONG CHINA , 518109

Correspondent e-mail: 2551693690@qq.com

Associated marks

Mark	Application Status	Serial	Registration
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		Number	Number
HOPFAY	Abandoned - After Inter-Partes Decision	88528784	
AIMFAY	Abandoned - After Inter-Partes Decision	88528749	

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JEFFREY B SLADKUS
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: mandy@sladlaw.com , jeff@sladlaw.com , jason@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79130160	4516823
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 18, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 19, 2019	Jan 28, 2020
3	INSTITUTED	Dec 19, 2019	
4	P MOT FOR DEFAULT JUDGMENT	Jan 30, 2020	
5	BD DECISION: OPP SUSTAINED	Mar 03, 2020	
6	TERMINATED	Mar 03, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91250809](#)

Filing Date: Sep 10, 2019

Status: Terminated

Status Date: Jan 07, 2020

Interlocutory Attorney: LAWRENCE (LARRY) T STANLEY

Defendant

Name: Jiang Yanping

Correspondent Address: JIANG YANPING
ROOM 402-1 NO 48, FENGYU ROAD
XIAMEN CHINA , 361000

Correspondent e-mail: 549429645@qq.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYLAND	Abandoned - After Inter-Partes Decision	88399385	

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JEFFREY B SLADKUS
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Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Section 8 and 15 - Accepted and Acknowledged	78599666	3769306
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 10, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 11, 2019	Oct 21, 2019
3	INSTITUTED	Sep 11, 2019	
4	P EXHIBITS	Sep 11, 2019	
5	NOTICE OF DEFAULT	Nov 08, 2019	
6	BD DECISION: OPP SUSTAINED	Jan 07, 2020	
7	TERMINATED	Jan 07, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91250098](#)

Filing Date: Aug 09, 2019

Status: Terminated

Status Date: Nov 15, 2019

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Jian Cai

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WANG IP LAW GROUP PC
18645 E GALE AVE STE 205
CITY OF INDUSTRY CA UNITED STATES , 91748

Correspondent e-mail: TWang@TheWangIPLaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYE CURVES	Abandoned - After Inter-Partes Decision	88240941	

Plaintiff(s)

Name: Tod's S.p.a.

Correspondent Address: JEFFREY B SLADKUS
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1397 CARROLL DRIVE
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Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 09, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 09, 2019	Sep 18, 2019
3	INSTITUTED	Aug 09, 2019	
4	NOTICE OF DEFAULT	Sep 28, 2019	
5	BD DECISION: OPP SUSTAINED	Nov 15, 2019	
6	TERMINATED	Nov 15, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91248203](#)

Filing Date: May 15, 2019

Status: Terminated

Status Date: Jul 30, 2019

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Yali Li

Correspondent YALI LI
Address: EXCELLENCE CENTURY CENTER TOWER 3, 7/F ROOM 709-710
SHENZHEN CHINA , 518000

Correspondent e-mail: hongyan@cadmon.net

Associated marks			
Mark	Application Status	Serial Number	Registration Number
OWLFAY	Abandoned - After Inter-Partes Decision	87932485	
Plaintiff(s)			

Name: Tod's S.p.a.

Correspondent JEFFREY B SLADKUS
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Correspondent e-mail: jeff@sladlaw.com , mandy@sladlaw.com , jason@sladlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 15, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 15, 2019	Jun 24, 2019
3	INSTITUTED	May 15, 2019	
4	P MOT FOR DEFAULT JUDGMENT	Jun 26, 2019	
5	BD DECISION: OPP SUSTAINED	Jul 30, 2019	
6	TERMINATED	Jul 30, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91245822](#)

Filing Date: Jan 14, 2019

Status: Terminated

Status Date: Apr 08, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: Marcelous IV, Irvin

Correspondent MARCELOUS IV IRVIN
Address: 7311 ROVEEN TRAIL
SAN ANTONIO TX UNITED STATES , 78244

Correspondent e-mail: fayban44@yahoo.com , notifications@trademarkengine.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
F.A.Y.B.A.N	Abandoned - After Inter-Partes Decision	88038385	
Plaintiff(s)			

Name: Tod's S.P.

Correspondent JEFFREY B SLADKUS
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1397 CARROLL DRIVE
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Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

FAY REGISTERED AND RENEWED [78978587](#) [3348680](#)
FAY Registered [79124822](#) [4603610](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 14, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 14, 2019	Feb 23, 2019
3	PENDING, INSTITUTED	Jan 14, 2019	
4	P MOT FOR DEFAULT JUDGMENT	Feb 28, 2019	
5	BD DECISION: OPP SUSTAINED	Apr 08, 2019	
6	TERMINATED	Apr 08, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91245476](#) Filing Date: Dec 17, 2018

Status: Terminated Status Date: Mar 14, 2019

Interlocutory Attorney: WENDY COHEN

Defendant

Name: Wen Wei

Correspondent Address: XIAMEN EVERPAL TRADE CO LTD
UNIT 611 NO 10 GAODIAN ROAD
PILOT FREE TRADE ZONE
XIAMEN CHINA , 361015

Correspondent e-mail: 75213932@qq.com , 350209773@qq.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYNET	Abandoned - After Inter-Partes Decision	88076800	

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JASON H COOPER
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ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 21, 2018	Jan 30, 2019
3	INSTITUTED	Dec 21, 2018	
4	P MOT FOR DEFAULT JUDGMENT	Feb 01, 2019	
5	BD DECISION: OPP SUSTAINED	Mar 14, 2019	
6	TERMINATED	Mar 14, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91245642](#) Filing Date: Dec 17, 2018

Status: Terminated Status Date: Mar 25, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: Hangzhou Luxi Trading Co., Ltd.

Correspondent Address: LIU YANGZI
ECON & TECH DEV Z ROOM B108 NO 37 J
HANGZHOU CHINA , 311215

Correspondent e-mail: kzt@kzton.com , info@kuazhitong.com , law@kuazhitong.com , nerissalee86@163.com , ip@kuazhitong.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAYBERY	Registered	88008883	5738139

Plaintiff(s)

Name: Tod's S.P.A.

Correspondent Address: JASON H COOPER
THE SLADKUS LAW GROUP
1397 CARROLL DRIVE
ATLANTA GA UNITED STATES , 30318

Correspondent e-mail: jeff@sladlaw.com , jason@sladlaw.com , mandy@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 07, 2019	Feb 16, 2019
3	INSTITUTED	Jan 07, 2019	
4	NOTICE OF DEFAULT	Feb 26, 2019	
5	W/DRAW OF OPPOSITION	Mar 20, 2019	
6	BD DECISION: OPP DISMISSED W/O PREJ	Mar 25, 2019	
7	TERMINATED	Mar 25, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91244926](#)

Filing Date: Nov 20, 2018

Status: Terminated

Status Date: May 07, 2019

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Zhouxuan

Correspondent Address: CHUNMING ZHANG
ROOM 1116 11 F XINJING BUILDING, BEIZHAN COMMUNITY MINZHI ST LONGHUA DIST
SHENZHEN GUANGDONG CHINA , 518100

Correspondent e-mail: YvonneZH1991@163.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
LOVESFAY	Abandoned - After Inter-Partes Decision	87862335	

Plaintiff(s)

Name: Tod's S.P.A.

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Correspondent e-mail: jeff@sladlaw.com , mandy@sladlaw.com , jason@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FAY	REGISTERED AND RENEWED	78978587	3348680
FAY	Registered	79124822	4603610

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 20, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 23, 2018	Jan 02, 2019
3	INSTITUTED	Nov 23, 2018	
4	ANSWER	Dec 29, 2018	
5	D CHANGE OF CORRESP ADDRESS	Dec 20, 2018	
6	P MOT TO STRIKE PLEADING/AFFIRMATIVE DEFENSE	Jan 09, 2019	
7	P CHANGE OF CORRESP ADDRESS	Jan 09, 2019	
8	SUSP PEND DISP OF OUTSTNDNG MOT	Jan 31, 2019	
9	P REPLY IN SUPPORT OF MOTION	Feb 01, 2019	
10	PROCEEDINGS RESUMED	Feb 28, 2019	
11	P MOT FOR DEFAULT JUDGMENT	Apr 04, 2019	
12	BD DECISION: OPP SUSTAINED	May 07, 2019	
13	TERMINATED	May 07, 2019	