

ESTTA Tracking number: **ESTTA1143688**

Filing date: **06/30/2021**

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	TF Intellectual Property Pty Ltd		
Entity	Proprietary Limited Company	Citizenship	Australia
Address	39 KERRY ROAD ARCHERFIELD, QLD 4108 AUSTRALIA		
Attorney information	MICHAEL J. KOSMA WHITMYER IP GROUP LLC 600 SUMMER STREET STAMFORD, CT 06901 UNITED STATES Primary Email: litigation@whipgroup.com Secondary Email(s): mkosma@whipgroup.com, rkeeler@whipgroup.com 203-703-0800		
Docket Number	07477-N0026A		

Applicant Information

Application No.	90343860	Publication date	06/22/2021
Opposition Filing Date	06/30/2021	Opposition Period Ends	07/22/2021
Applicant	Thomas, Kenneth 1135 CARLO TERRACE ATLANTA, GA 30331 UNITED STATES		


Goods/Services Affected by Opposition

Class 041. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Entertainment services in the nature of development, creation, production, distribution, and post-production of documentaries about the history and ongoing impact of urban and hip hop culture; Entertainment services in the nature of production of documentaries about the history and ongoing impact of urban and hip hop culture; Entertainment media production services for motion pictures, television and Internet; Film and video film production; Film distribution; Entertainment services, namely, displaying a series of films; Multimedia entertainment services in the nature of development, production and post-production services in the fields of video and films
--

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
--------------------------------------	----------------------------

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4801658	Application Date	03/11/2014
Registration Date	09/01/2015	Foreign Priority Date	01/25/2014
Word Mark	CULTURE KINGS		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 025. First use: First Use: 0 First Use In Commerce: 0 Clothing and clothing accessories, namely, shirts, trousers, skirts, dresses, suits, underwear, coats, dressing gowns, headbands, neckties, hosiery, socks, jackets, knitwear, namely, sweaters and jumpers, mittens, pyjamas, bathrobes, scarfs, shawls, swimsuits, belts, jeans, footwear, headgear, namely, berets, caps, hats, bandannas</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0 Advertising services; Advertising by mail order; Advertising services provided over the internet; Advertising commercial information services provided by access to a computer database; Arranging exhibitions for advertising purposes; Onlineadvertising on a computer network; Promotional marketing services using audiovisual media; Advertising and promotional Services; Retail store services featuring streetwear clothing and accessories; Retail and wholesale department stores services in the field of consumer goods and equipment for domestic use; Retail store services via global computer networksfeaturing streetwear clothing and accessories; Retail mail and telephone order services featuring streetwear clothing and accessories; Marketing services</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 [Clothing and fashion design consulting services; Commercial and graphic art designing; Commercial design services, namely, art design; design of brand names,namely, development of brands for businesses; business management services, namely, administration of business engaged in clothing and jewellery design]</p> <p>Class 044. First use: First Use: 0 First Use In Commerce: 0 [Barber shop services; hair care services, namely, haircutting, styling, colouring and hair extension services; hair salon services; hair styling; personal hair removal services; cosmetology services, namely, hair shampooing and shaving and grooming services]</p>		
U.S. Application No.	90369944	Application Date	12/09/2020
Registration Date	NONE	Foreign Priority Date	11/25/2020
Word Mark	CULTURE KINGS		

Design Mark	CULTURE KINGS
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Protective masks Class 024. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Face cloths of textile; Apparel fabrics; Cotton fabrics; Fabric; Fabrics made from synthetic threads

U.S. Application No.	90370048	Application Date	12/09/2020
Registration Date	NONE	Foreign Priority Date	11/25/2020

Word Mark	C CULTURE KINGS
-----------	-----------------

Design Mark	
-------------	--

Description of Mark	The mark consists of the letter c surrounded by two branches with a crown on top separating the words culture and kings.
---------------------	--

Goods/Services	Class 009. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Protective masks Class 014. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Articles of jewellery; Bracelets (jewellery); Cases adapted to contain items of jewellery; Chains (jewellery); Charms for jewellery; Ear ornaments in the nature of jewellery; Gold jewellery; Gold thread (jewellery); Jewellery; Jewellery fashioned from non-precious metals; Jewellery fashioned of cultured pearls; Jewellery fashioned of precious metals; Jewellery fashioned of semi-precious stones; Jewellery items; Jewellery made from gold; Jewellery made from silver; Jewellery made of bronze; Jewellery made of crystal; Jewellery made of glass; Jewellery made of non-precious metal; Jewellery products; Jewellery stones; Jewellery watches; Neck chains (jewellery); Pendants (jewellery); Pewter jewellery; Precious jewellery; Ring bands (jewellery); Rings (jewellery); Sterling silver jewellery; Trinkets (jewellery); Bands for watches; bracelets and watches combined; Braceletsfor watches; Cases (fitted) for watches; Cases of precious metals for watches; Chronographs (watches); Digital watches with automatic timers; Electrically operated movements for watches; Electronic watches; Mechanical
----------------	--

	<p>watches with automatic winding; Mechanical watches with manual winding; Ornaments of precious metals incorporating watches; Pendant watches; Pocket watches; Presentation boxes for watches; Presentation cases for watches; Quartz movements for watches; Quartz watches; Sports watches; Stop watches; Watches; Watches made of gold; Watches made of plated gold; Watches made of precious metals; Watches made of rolled gold; Wrist straps for watches; Wrist Watches</p> <p>Class 024. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Face cloths of textile; Apparel fabrics; Cotton fabrics; Fabric; Fabrics made from synthetic threads</p> <p>Class 025. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Apparel (clothing, footwear, headgear); Clothing and clothing accessories (in this class); Clothing; Pants (clothing); Polo shirts; Printed t-shirts; Shirts, Short-sleeve shirts; T-shirts; Tee-shirts; Skirts, Dresses, Suits, Underwear, Coats, Dressing gowns, Headbands (clothing); Neckties, Hosiery, Socks, Shoes; Jackets (clothing); Knitwear (clothing); Mittens, Slippers; Outer clothing, Pyjamas, Baseball caps; Beach caps; Caps being headwear; Flat caps; Jumpers (pullovers); Jumpers (sweaters); Polo neck jumpers; Sports jumpers; Singlets; Sport singlets; Shorts; Scarfs, Shawls, Swimsuits; Footwear; Berets, Bandannas (neckerchiefs)</p> <p>Class 035. First use: First Use: 2020/04/26 First Use In Commerce: 2020/04/26 Advertising; Advertising by mail order; Advertising services provided over the internet; Advertising services provided via a data base; Arranging exhibitions for advertising purposes; Online advertising on a computer network; Promotional advertising services; Online retail services; Retail services; Retailing of goods (by any means); Department store retailing; Telephone order services for goods</p>
--	--

U.S. Application No.	79307360	Application Date	02/28/2021
Registration Date	NONE	Foreign Priority Date	02/19/2021
Word Mark	CULTURE KINGS		
Design Mark	CULTURE KINGS		
Description of Mark	NONE		
Goods/Services	<p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Articles of luggage being bags; bags for shaving kits; bags for sports; bags for toiletry kits; bags for transport of clothes; bags for use in sports for carrying sports clothing; bags made of imitation leather; bags made of leather; beach-bags; belt bags; book bags; casual bags; clutch bags; cosmetic bags (not fitted); evening bags; garment bags for travel; hat bags; jewellery bags (empty); leather bags; make-up bags; net bags for shopping; overnight bags; portable bags (luggage); shoe bags; shopping bags; shoulder bags; sling bags; toilet bags; tote bags; travel bags; waist bags; weekend bags; articles of luggage; luggage; luggage tags; travel goods (luggage); chain mesh purses; clutch purses; coin purses; cosmetic purses (not fitted); evening purses; leather purses; purses; card holders (wallets); credit card cases (wallets); leather wallets; pocket wallets; key cases; make-up cases; boxes of leather or leather board</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0 Articles of sports apparatus; bags adapted for carrying sporting articles; gloves made specifically for use in playing sports; protective covers for sporting articles; protective paddings (parts of sports suits); protectors for the knees for use when participating in the sport of cricket; protectors for the knees for use when riding bicycles (sports articles); protectors for the knees for use when skateboarding</p>		

	(sports articles); punchbags (sporting apparatus); sport balls; wrist bands for use in playing sports; balls for games; boxing gloves; apparatus for games; gloves for games; pumps specially adapted for use with balls for games; men's athletic supporters (sports articles); nets for sports; weight lifting belts (sports articles); toy figures; video game machines; yoga swings
--	---

U.S. Application No.	79303725	Application Date	11/18/2020
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	CULTURE KINGS
-----------	---------------

Design Mark	Culture Kings
-------------	----------------------

Description of Mark	NONE
---------------------	------

Goods/Services	<p>Class 014. First use: First Use: 0 First Use In Commerce: 0</p> <p>Articles of jewellery, namely, bracelets; cases adapted to contain items of jewellery; chains being jewellery; charms for jewellery; ear ornaments in the nature of jewellery; gold jewellery; gold thread being jewellery; jewellery; jewellery fashioned from non-precious metals; jewellery fashioned of cultured pearls; jewellery fashioned of precious metals; jewellery fashioned of semi-precious stones; jewellery made from gold; jewellery made from silver; jewellery made of bronze; jewellery made of crystal; jewellery made of glass; jewellery made of non-precious metal; jewellery stones; jewellery watches; neck chains being jewellery; pendants being jewellery; pewter jewellery; precious jewellery; ring bands being jewellery; rings being jewellery; sterling silver jewellery; trinkets being jewellery; bands for watches; bracelets and watches combined; bracelets for watches; fitted cases for watches; cases of precious metals for watches; chronographs being watches; digital watches with automatic timers; electrically operated movements for watches; electronic watches; mechanical watches with automatic winding; mechanical watches with manual winding; metal watch bands; ornaments of precious metals incorporating watches; pendant watches; pendants for watch chains; pocket watches; presentation boxes for watches; quartz movements for watches; quartz watches; sports watches; stop watches; watch bands; watch chains; watches made of gold; watches made of plated gold; watches made of precious metals; watches made of rolled gold</p>
----------------	--

Attachments	<p>79153005#TMSN.png(bytes) 90369944#TMSN.png(bytes) 90370048#TMSN.png(bytes) 79307360#TMSN.png(bytes) 79303725#TMSN.png(bytes) Notice of Opposition - KULTURE KINGS QUEENS.pdf(1556864 bytes)</p>
-------------	--

Signature	/Michael J. Kosma/
Name	Michael J. Kosma
Date	06/30/2021

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

TF Intellectual Property Pty Ltd	:	
	:	
Opposer,	:	
v.	:	Opposition No.
	:	[not yet assigned]
Kenneth Thomas,	:	
	:	
Applicant.	:	

Application Serial No. 90343860
Mark: KULTURE KINGS & QUEENS


NOTICE OF OPPOSITION

TF Intellectual Property Pty Ltd (“TFIP” or “Opposer”) believes that it is and will be damaged by registration of the mark KULTURE KINGS & QUEENS in U.S. Trademark Application Serial No. 90343860 and therefore opposes the same pursuant to Section 13 of the 1946 Trademark Act (15 U.S.C. §1063) and pursuant to 37 CFR §§ 2.101 and 2.104 on the grounds enumerated below.

1. Opposer, TFIP, is a proprietary limited company organized under the laws of Australia with a business address at: 39 Kerry Road, Archerfield, QLD AUSTRALIA 4108.
2. Opposer is the owner of the following U.S. trademarks (the “CULTURE KINGS Marks”).

Mark	Registration / Serial No.	Goods and Services	Registration / First Use / Priority Date
Culture Kings	4801658	IC 025: Clothing and clothing accessories, namely, shirts, trousers, skirts, dresses, suits, underwear, coats, dressing gowns, headbands, neckties, hosiery, socks, jackets, knitwear, namely,	Reg Date: 09/01/2015

		<p>sweaters and jumpers, mittens, pyjamas, bathrobes, scarfs, shawls, swimsuits, belts, jeans, footwear, headgear, namely, berets, caps, hats, bandannas</p> <p>IC 035: Advertising services; Advertising by mail order; Advertising services provided over the internet; Advertising commercial information services provided by access to a computer database; Arranging exhibitions for advertising purposes; Online advertising on a computer network; Promotional marketing services using audiovisual media; Advertising and promotional Services; Retail store services featuring streetwear clothing and accessories; Retail and wholesale department stores services in the field of consumer goods and equipment for domestic use; Retail store services via global computer networks featuring streetwear clothing and accessories; Retail mail and telephone order services featuring streetwear clothing and accessories; Marketing services</p> <p>IC 042: Clothing and fashion design consulting services; Commercial and graphic art designing; Commercial design services, namely, art design; design of brand names, namely, development of brands for businesses; business management services, namely, administration of business engaged in clothing and jewellery design</p> <p>IC 044: Barber shop services; hair care services, namely, haircutting, styling, colouring and hair extension services; hair salon services; hair styling; personal hair removal services; cosmetology services, namely, hair shampooing and shaving and grooming services</p>	
CULTURE KINGS	90369944	<p>IC 009: Protective masks.</p> <p>IC 024: Face cloths of textile; Apparel fabrics; Cotton fabrics; Fabric; Fabrics</p>	First Use at least as early as: 04/26/2020

		made from synthetic threads.	
	90370048	<p>IC 009: Protective masks.</p> <p>IC 014: Articles of jewellery; Bracelets (jewellery); Cases adapted to contain items of jewellery; Chains (jewellery); Charms for jewellery; Ear ornaments in the nature of jewellery; Gold jewellery; Gold thread (jewellery); Jewellery; Jewellery fashioned from non-precious metals; Jewellery fashioned of cultured pearls; Jewellery fashioned of precious metals; Jewellery fashioned of semi-precious stones; Jewellery items; Jewellery made from gold; Jewellery made from silver; Jewellery made of bronze; Jewellery made of crystal; Jewellery made of glass; Jewellery made of non-precious metal; Jewellery products; Jewellery stones; Jewellery watches; Neck chains (jewellery); Pendants (jewellery); Pewter jewellery; Precious jewellery; Ring bands (jewellery); Rings (jewellery); Sterling silver jewellery; Trinkets (jewellery); Bands for watches; bracelets and watches combined; Bracelets for watches; Cases (fitted) for watches; Cases of precious metals for watches; Chronographs (watches); Digital watches with automatic timers; Electrically operated movements for watches; Electronic watches; Mechanical watches with automatic winding; Mechanical watches with manual winding; Ornaments of precious metals incorporating watches; Pendant watches; Pocket watches; Presentation boxes for watches; Presentation cases for watches; Quartz movements for watches; Quartz watches; Sports watches; Stop watches; Watches; Watches made of gold; Watches made of plated gold; Watches made of precious</p>	First Use at least as early as: 04/26/2020

		<p>metals; Watches made of rolled gold; Wrist straps for watches; Wrist Watches.</p> <p>IC 024: Face cloths of textile; Apparel fabrics; Cotton fabrics; Fabric; Fabrics made from synthetic threads.</p> <p>IC 025: Apparel (clothing, footwear, headgear); Clothing and clothing accessories (in this class); Clothing; Pants (clothing); Polo shirts; Printed t-shirts; Shirts, Short-sleeve shirts; T-shirts; Tee-shirts; Skirts, Dresses, Suits, Underwear, Coats, Dressing gowns, Headbands (clothing); Neckties, Hosiery, Socks, Shoes; Jackets (clothing); Knitwear (clothing); Mittens, Slippers; Outer clothing, Pyjamas, Baseball caps; Beach caps; Caps being headwear; Flat caps; Jumpers (pullovers); Jumpers (sweaters); Polo neck jumpers; Sports jumpers; Singlets; Sport singlets; Shorts; Scarfs, Shawls, Swimsuits; Footwear; Berets, Bandannas (neckerchiefs).</p> <p>IC 035: Advertising; Advertising by mail order; Advertising services provided over the internet; Advertising services provided via a data base; Arranging exhibitions for advertising purposes; Online advertising on a computer network; Promotional advertising services; Online retail services; Retail services; Retailing of goods (by any means); Department store retailing; Telephone order services for goods.</p>	
CULTURE KINGS	79307360	<p>IC 018: Articles of luggage being bags; bags for shaving kits; bags for sports; bags for toiletry kits; bags for transport of clothes; bags for use in sports for carrying sports clothing; bags made of imitation leather; bags made of leather; beach bags; belt bags; book bags; casual bags; clutch bags; cosmetic bags (not fitted); evening bags; garment bags for travel; hat bags; jewellery bags (empty); leather bags; make-up bags; net bags for</p>	<p>Priority Date: 02/19/2021</p>

		<p>shopping; overnight bags; portable bags (luggage); shoe bags; shopping bags; shoulder bags; sling bags; toilet bags; tote bags; travel bags; waist bags; weekend bags; articles of luggage; luggage; luggage tags; travel goods (luggage); chain mesh purses; clutch purses; coin purses; cosmetic purses (not fitted); evening purses; leather purses; purses; card holders (wallets); credit card cases (wallets); leather wallets; pocket wallets; key cases; make-up cases; boxes of leather or leather board</p> <p>IC 028: Articles of sports apparatus; bags adapted for carrying sporting articles; gloves made specifically for use in playing sports; protective covers for sporting articles; protective paddings (parts of sports suits); protectors for the knees for use when participating in the sport of cricket; protectors for the knees for use when riding bicycles (sports articles); protectors for the knees for use when skateboarding (sports articles); punch bags (sporting apparatus); sport balls; wrist bands for use in playing sports; balls for games; boxing gloves; apparatus for games; gloves for games; pumps specially adapted for use with balls for games; men's athletic supporters (sports articles); nets for sports; weight lifting belts (sports articles); toy figures; video game machines; yoga swings</p>	
Culture Kings	79303725	<p>IC 014: Articles of jewellery; bracelets (jewellery); cases adapted to contain items of jewellery; chains (jewellery); charms for jewellery; ear ornaments in the nature of jewellery; gold jewellery; gold thread (jewellery); jewellery; jewellery fashioned from non-precious metals; jewellery fashioned of cultured pearls; jewellery fashioned of precious metals; jewellery fashioned of semi-precious stones; jewellery items;</p>	11/18/2020

		jewellery made from gold; jewellery made from silver; jewellery made of bronze; jewellery made of crystal; jewellery made of glass; jewellery made of non-precious metal; jewellery products; jewellery stones; jewellery watches; neck chains (jewellery); pendants (jewellery); pewter jewellery; precious jewellery; ring bands (jewellery); rings (jewellery); sterling silver jewellery; trinkets (jewellery); bands for watches; bracelets and watches combined; bracelets for watches; cases (fitted) for watches; cases of precious metals for watches; chronographs (watches); digital watches with automatic timers; electrically operated movements for watches; electronic watches; mechanical watches with automatic winding; mechanical watches with manual winding; metal watch bands; ornaments of precious metals incorporating watches; pendant watches; pendants for watch chains; pocket watches; presentation boxes for watches; quartz movements for watches; quartz watches; sports watches; stop watches; watch bands; watch chains; watches made of gold; watches made of plated gold; watches made of precious metals; watches made of rolled gold	
--	--	--	--

3. A copy of the USPTO online TESS database records of the CULTURE KINGS marks are attached as **Exhibit A** and made of record in this proceeding pursuant to Trademark Rule 2.122(d).

4. Opposer's goods, as described in paragraph 2 above, include, but are not limited to, clothing, clothing accessories, clothing and fashion consulting services, advertising, marketing and promotional services, retail store services, barber shop services, jewellery,

watches, watch accessories, luggage and luggage accessories, articles of sports apparatus, and face clothes and masks (“Opposer’s Goods”).

5. Opposer’s services, as described in paragraph 2 above, include, but are not limited to, advertising, promotional, and marketing services, advertising by mail order, advertising services provided over the internet, promotional marketing services using audiovisual media, retail store services via global computer networks featuring streetwear clothing and accessories (“Opposer’s Services,” collectively with Opposer’s Goods, “Opposer’s Goods and Services”).

6. The CULTURE KINGS Marks registered as early as January 25, 2014 and Opposer has used the CULTURE KINGS Marks extensively and continuously in U.S. commerce long before Applicant filed its trademark application as set forth in paragraph 7 below. As a result of such use, the public has come to know the CULTURE KINGS Marks, in connection with Opposer’s Goods and Services, as originating with Opposer and the CULTURE KINGS Marks have developed substantial goodwill.

7. The records of the USPTO indicate that Applicant Kenneth Thomas (“Applicant”) is an individual whose address is 1135 Carlo Terrace, Atlanta, Georgia 30331.

8. The records of the USPTO indicate that Applicant is the owner of the following trademark application filed on an intent-to-use basis:

Mark	Serial No.	Filing Date	Goods-Services
KULTURE KINGS & QUEENS	90343860	11/25/2020	IC 041: Entertainment services in the nature of development, creation, production, distribution, and post-production of documentaries about the history and ongoing impact of urban and hip hop culture; Entertainment services in the nature of

			production of documentaries about the history and ongoing impact of urban and hip hop culture; Entertainment media production services for motion pictures, television and Internet; Film and video film production; Film distribution; Entertainment services, namely, displaying a series of films; Multimedia entertainment services in the nature of development, production and post-production services in the fields of video and films
--	--	--	--

("Opposed Application")

9. At least one of Opposer's applications for the CULTURE KINGS Marks were filed prior to the filing date of the Opposed Application.

10. Opposer's rights in the CULTURE KINGS Marks predate any date that Applicant may rely upon in this proceeding.

11. Opposer's CULTURE KINGS Marks and the Opposed Application are nearly identical, in sound, appearance, meaning, connotation, and commercial impression.

12. In the Opposed Application, the term "KULTURE KINGS" is nearly identical to Opposer's CULTURE KINGS Marks.

13. The services identified in the Opposed Application are highly related to Opposer's Goods and Services which are being sold under the CULTURE KINGS Marks because Opposer's Goods and Services can be used for media services, including advertising, promotional and marketing services.

14. The services identified in International Class 41 of the Opposed Application are offered for sale and sold to the same consumers and travel in the same channels of trade and, as

such, can directly compete with each other.

15. In view of the similarities between Opposer's CULTURE KINGS Marks and the KULTURE KINGS & QUEENS mark in the Opposed Application, compounded by the relatedness of the parties' respective goods, services, and trade channels, there is a likelihood that Applicant's products will be seen as being sponsored by, affiliated with, or originating from Opposer.

COUNT ONE: LIKELIHOOD OF CONFUSION

16. The KULTURE KINGS & QUEENS mark in the Opposed Application so resembles Opposer's CULTURE KINGS Marks that it will likely cause confusion, mistake, or deceive consumers as to the source of the identified goods/services within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

17. The use and registration of the mark in the Opposed Application will damage Opposer in the selling of its goods and services by causing a likelihood of confusion.

WHEREFORE, Opposer prays that the Trademark Trial and Appeal Board deny registration to U.S. Trademark Application Serial No. 90343860 and otherwise sustain this opposition.

Respectfully submitted,
TF Intellectual Property Pty Ltd

June 30, 2021

/s/ Michael J. Kosma
Michael J. Kosma
Robert D. Keeler
WHITMYER IP GROUP LLC
600 Summer Street
Stamford, CT 06901
Tel. (203) 703-0800
Facsimile (203) 703-0801
Email: litigation@whipgroup.com

ATTORNEYS FOR OPPOSER

EXHIBIT A


United States Patent and Trademark Office
[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#)
Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Jun 28 03:32:22 EDT 2021

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE Dict](#) | [SEARCH OG](#) | [BOTTOM](#) | [HELP](#)

Logout Please logout when you are done to release system resources allocated for you.

Record 1 out of 1
[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)

Culture Kings

Word Mark CULTURE KINGS

Goods and Services IC 025. US 022 039. G & S: Clothing and clothing accessories, namely, shirts, trousers, skirts, dresses, suits, underwear, coats, dressing gowns, headbands, neckties, hosiery, socks, jackets, knitwear, namely, sweaters and jumpers, mittens, pyjamas, bathrobes, scarfs, shawls, swimsuits, belts, jeans, footwear, headgear, namely, berets, caps, hats, bandannas

IC 035. US 100 101 102. G & S: Advertising services; Advertising by mail order; Advertising services provided over the internet; Advertising commercial information services provided by access to a computer database; Arranging exhibitions for advertising purposes; Online advertising on a computer network; Promotional marketing services using audiovisual media; Advertising and promotional Services; Retail store services featuring streetwear clothing and accessories; Retail and wholesale department stores services in the field of consumer goods and equipment for domestic use; Retail store services via global computer networks featuring streetwear clothing and accessories; Retail mail and telephone order services featuring streetwear clothing and accessories; Marketing services

(CANCELLED) IC 042. US 100 101. G & S: [Clothing and fashion design consulting services; Commercial and graphic art designing; Commercial design services, namely, art design; design of brand names, namely, development of brands for businesses; business management services, namely, administration of business engaged in clothing and jewellery design]

(CANCELLED) IC 044. US 100 101. G & S: [Barber shop services; hair care services, namely, haircutting, styling, colouring and hair extension services; hair salon services; hair styling; personal hair removal services; cosmetology services, namely, hair shampooing and shaving and grooming services]

Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79153005

Filing Date March 11, 2014

Current Basis 66A

Original Filing Basis 66A

Published for Opposition June 16, 2015
Registration Number 4801658
International Registration Number 1218368
Registration Date September 1, 2015
Owner (REGISTRANT) TF Intellectual Property Pty Ltd Corporation Limited by Shares AUSTRALIA 39 Kerry Road Archerfield QLD 4108 AUSTRALIA
Attorney of Record Michael J. Kosma
Priority Date January 25, 2014
Type of Mark TRADEMARK. SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

[TESS HOME](#)[NEW USER](#)[STRUCTURED](#)[FREE FORM](#)[BROWSE DICT](#)[SEARCH OG](#)[TOP](#)[HELP](#)

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)


United States Patent and Trademark Office
[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#)
Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Jun 28 03:32:22 EDT 2021

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [BOTTOM](#) | [HELP](#)

Logout Please logout when you are done to release system resources allocated for you.

Record 1 out of 1

[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) *(Use the "Back" button of the Internet Browser to return to TESS)*

CULTURE KINGS

Word Mark	CULTURE KINGS
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Protective masks. FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426 IC 024. US 042 050. G & S: Face cloths of textile; Apparel fabrics; Cotton fabrics; Fabric; Fabrics made from synthetic threads. FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	90369944
Filing Date	December 9, 2020
Current Basis	1A;44D
Original Filing Basis	1A;44D
Owner	(APPLICANT) TF Intellectual Property Pty Ltd proprietary limited company (p/l or Pty. Ltd.) AUSTRALIA 39 Kerry Road Archerfield, QLD AUSTRALIA 4108
Attorney of Record	Michael J. Kosma
Priority Date	November 25, 2020
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [TOP](#) | [HELP](#)
[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#)

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Jun 28 03:32:22 EDT 2021

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [BOTTOM](#) [HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) *(Use the "Back" button of the Internet Browser to return to TESS)*



Word Mark C CULTURE KINGS

Goods and Services IC 009. US 021 023 026 036 038. G & S: Protective masks. FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426

IC 014. US 002 027 028 050. G & S: Articles of jewellery; Bracelets (jewellery); Cases adapted to contain items of jewellery; Chains (jewellery); Charms for jewellery; Ear ornaments in the nature of jewellery; Gold jewellery; Gold thread (jewellery); Jewellery; Jewellery fashioned from non-precious metals; Jewellery fashioned of cultured pearls; Jewellery fashioned of precious metals; Jewellery fashioned of semi-precious stones; Jewellery items; Jewellery made from gold; Jewellery made from silver; Jewellery made of bronze; Jewellery made of crystal; Jewellery made of glass; Jewellery made of non-precious metal; Jewellery products; Jewellery stones; Jewellery watches; Neck chains (jewellery); Pendants (jewellery); Pewter jewellery; Precious jewellery; Ring bands (jewellery); Rings (jewellery); Sterling silver jewellery; Trinkets (jewellery); Bands for watches; bracelets and watches combined; Bracelets for watches; Cases (fitted) for watches; Cases of precious metals for watches; Chronographs (watches); Digital watches with automatic timers; Electrically operated movements for watches; Electronic watches; Mechanical watches with automatic winding; Mechanical watches with manual winding; Ornaments of precious metals incorporating watches; Pendant watches; Pocket watches; Presentation boxes for watches; Presentation cases for watches; Quartz movements for watches; Quartz watches; Sports watches; Stop watches; Watches; Watches made of gold; Watches made of plated gold; Watches made of precious metals; Watches made of rolled gold; Wrist straps for watches; Wrist Watches. FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426

IC 024. US 042 050. G & S: Face cloths of textile; Apparel fabrics; Cotton fabrics; Fabric; Fabrics made from synthetic threads. FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426

IC 025. US 022 039. G & S: Apparel (clothing, footwear, headgear); Clothing and clothing accessories (in this class); Clothing; Pants (clothing); Polo shirts; Printed t-shirts; Shirts, Short-sleeve shirts; T-shirts; Tee-shirts; Skirts, Dresses, Suits, Underwear, Coats, Dressing gowns, Headbands (clothing); Neckties, Hosiery, Socks, Shoes; Jackets (clothing); Knitwear (clothing); Mittens, Slippers; Outer clothing, Pyjamas, Baseball caps; Beach caps; Caps being headwear; Flat caps; Jumpers (pullovers); Jumpers (sweaters); Polo neck jumpers; Sports jumpers; Singlets; Sport singlets; Shorts; Scarfs, Shawls, Swimsuits; Footwear; Berets, Bandannas (neckerchiefs). FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426

IC 035. US 100 101 102. G & S: Advertising; Advertising by mail order; Advertising services provided over the internet; Advertising services provided via a data base; Arranging exhibitions for advertising purposes; Online advertising on a computer network; Promotional advertising services; Online retail services; Retail services;

Retailing of goods (by any means); Department store retailing; Telephone order services for goods. FIRST USE: 20200426. FIRST USE IN COMMERCE: 20200426

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
24.11.02 - Crowns open at the top

Serial Number **90370048**

Filing Date December 9, 2020

Current Basis 1A;44D

Original Filing Basis 1A;44D

Owner (APPLICANT) TF Intellectual Property Pty Ltd proprietary limited company (p/l or pty. ltd.) AUSTRALIA 39 Kerry Road Archerfield, QLD AUSTRALIA 4108

Attorney of Record Michael J. Kosma

Priority Date November 25, 2020

Description of Mark The mark consists of the letter c surrounded by two branches with a crown on top separating the words culture and kings.

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [TOP](#) [HELP](#)

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#)

[Trademarks](#) > [Trademark Electronic Search System \(TESS\)](#)

TESS was last updated on Mon Jun 28 03:32:22 EDT 2021

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE Dict](#) [SEARCH OG](#) [BOTTOM](#) [HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)

CULTURE KINGS

Word Mark CULTURE KINGS

Goods and Services IC 018. US 001 002 003 022 041. G & S: Articles of luggage being bags; bags for shaving kits; bags for sports; bags for toiletry kits; bags for transport of clothes; bags for use in sports for carrying sports clothing; bags made of imitation leather; bags made of leather; beach bags; belt bags; book bags; casual bags; clutch bags; cosmetic bags (not fitted); evening bags; garment bags for travel; hat bags; jewellery bags (empty); leather bags; make-up bags; net bags for shopping; overnight bags; portable bags (luggage); shoe bags; shopping bags; shoulder bags; sling bags; toilet bags; tote bags; travel bags; waist bags; weekend bags; articles of luggage; luggage; luggage tags; travel goods (luggage); chain mesh purses; clutch purses; coin purses; cosmetic purses (not fitted); evening purses; leather purses; purses; card holders (wallets); credit card cases (wallets); leather wallets; pocket wallets; key cases; make-up cases; boxes of leather or leather board

IC 028. US 022 023 038 050. G & S: Articles of sports apparatus; bags adapted for carrying sporting articles; gloves made specifically for use in playing sports; protective covers for sporting articles; protective paddings (parts of sports suits); protectors for the knees for use when participating in the sport of cricket; protectors for the knees for use when riding bicycles (sports articles); protectors for the knees for use when skateboarding (sports articles); punch bags (sporting apparatus); sport balls; wrist bands for use in playing sports; balls for games; boxing gloves; apparatus for games; gloves for games; pumps specially adapted for use with balls for games; men's athletic supporters (sports articles); nets for sports; weight lifting belts (sports articles); toy figures; video game machines; yoga swings

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79307360

Filing Date February 28, 2021

Current Basis 66A

Original Filing Basis 66A

International Registration Number 1582798

Owner (APPLICANT) TF Intellectual Property Pty Ltd Incorporated Company NOT PROVIDED 39 Kerry Road

ARCHERFIELD QLD 4108 AUSTRALIA

Priority Date February 19, 2021

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [TOP](#) [HELP](#)

[| HOME](#) [| SITE INDEX](#) [| SEARCH](#) [| eBUSINESS](#) [| HELP](#) [| PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#)

[Trademarks](#) > [Trademark Electronic Search System \(TESS\)](#)

TESS was last updated on Mon Jun 28 03:32:22 EDT 2021

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [BOTTOM](#) [HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)

Culture Kings

Word Mark CULTURE KINGS

Goods and Services IC 014. US 002 027 028 050. G & S: Articles of jewellery, namely, bracelets; cases adapted to contain items of jewellery; chains being jewellery; charms for jewellery; ear ornaments in the nature of jewellery; gold jewellery; gold thread being jewellery; jewellery; jewellery fashioned from non-precious metals; jewellery fashioned of cultured pearls; jewellery fashioned of precious metals; jewellery fashioned of semi-precious stones; jewellery made from gold; jewellery made from silver; jewellery made of bronze; jewellery made of crystal; jewellery made of glass; jewellery made of non-precious metal; jewellery stones; jewellery watches; neck chains being jewellery; pendants being jewellery; pewter jewellery; precious jewellery; ring bands being jewellery; rings being jewellery; sterling silver jewellery; trinkets being jewellery; bands for watches; bracelets and watches combined; bracelets for watches; fitted cases for watches; cases of precious metals for watches; chronographs being watches; digital watches with automatic timers; electrically operated movements for watches; electronic watches; mechanical watches with automatic winding; mechanical watches with manual winding; metal watch bands; ornaments of precious metals incorporating watches; pendant watches; pendants for watch chains; pocket watches; presentation boxes for watches; quartz movements for watches; quartz watches; sports watches; stop watches; watch bands; watch chains; watches made of gold; watches made of plated gold; watches made of precious metals; watches made of rolled gold

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79303725

Filing Date November 18, 2020

Current Basis 66A

Original Filing Basis 66A

Published for Opposition July 27, 2021

International Registration Number 1574157

Owner (APPLICANT) TF Intellectual Property Pty Ltd AUSTRALIA 39 Kerry Road Archerfield QLD 4108 AUSTRALIA
Attorney of Record Michael J. Kosma
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [TOP](#) | [HELP](#)

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

CERTIFICATE OF SERVICE

This is to certify that a true copy of the foregoing **NOTICE OF OPPOSITION** was served by electronic mail on the Correspondent for the Applicant at the address identified in USPTO records:

AKIL DAN-FODIO
B. LAWRENCE WATKINS & ASSOCIATES, PC
325 EDGEWOOD AVENUE SE, SUITE 200
ATLANTA, GEORGIA UNITED STATES 30312
akil@blwapc.com bernie@blwapc.com

June 30, 2021
Date

/s/ Joan M. Burnett
Joan M. Burnett