

ESTTA Tracking number: **ESTTA1169011**

Filing date: **10/28/2021**

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	Cosmetic Skin Solutions, LLC
Granted to Date of previous extension	10/30/2021
Address	10580 N. MCCARRAN BLVD. SUITE 115-275 RENO, NV 89503 UNITED STATES
Party who filed Extension of time to oppose	Cosmetic Skin Solutions, LLC
Relationship to party who filed Extension of time to oppose	"LLC" was inadvertently left off of the request for extension of time. The entities are the same.

Attorney information	IAN BURNS ATIP LAW 4790 CAUGHLIN PKWY 701 RENO, NV 89519 UNITED STATES Primary Email: iburns@atiplaw.com Secondary Email(s): pjpanzica@ATIPLaw.com 7758266160
Docket Number	7198.7458

Applicant Information

Application No.	90150725	Publication date	08/31/2021
Opposition Filing Date	10/28/2021	Opposition Period Ends	10/30/2021
Applicant	COSMETIC SIBEAUTESI LLC UNIT 158, 1007 NORTH ORANGE STREET 4TH FLOOR, WILMINGTON, DE 19801 UNITED STATES		

Goods/Services Affected by Opposition

Class 003. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Cosmetics; Bath gels; Non-medicated skin care preparations; Shower gels; Skin cleansers; Skin moisturizer; Skin toners; Sun block

Applicant Information

Application No.	90150731	Publication date	08/31/2021
Opposition Filing Date	10/28/2021	Opposition Period Ends	
Applicant	COSMETIC SIBEAUTESI LLC UNIT 158, 1007 NORTH ORANGE STREET 4TH FLOOR, WILMINGTON, DE 19801 UNITED STATES		

Goods/Services Affected by Opposition

Class 003. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Cosmetics; Bath gels; Non-medicated skin care preparations; Shower gels; Skin cleansers; Skin moisturizer; Skin toners; Sun block

Applicant Information

Application No.	90150734	Publication date	08/31/2021
Opposition Filing Date	10/28/2021	Opposition Period Ends	
Applicant	COSMETIC SIBEAUTESI LLC 1007 NORTH ORANGE STREET 4TH FLOOR, UNIT 158 WILMINGTON, DE 19801 UNITED STATES		

Goods/Services Affected by Opposition

Class 005. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Dietary and nutritional supplements; Vitamins and vitamin preparations

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4005859	Application Date	12/29/2010
Registration Date	08/02/2011	Foreign Priority Date	NONE
Word Mark	COSMETIC SKIN SOLUTIONS		

Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2010/09/01 First Use In Commerce: 2010/12/01 Skincare products, namely, topical vitamin C serums, antioxidant serums, facial-creams and moisturizers		

U.S. Application No.	90180066	Application Date	09/14/2020
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	COSMETIC SKIN SOLUTIONS		
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Design Mark			
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Description of Mark	NONE		
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Goods/Services	<p>Class 003. First use: First Use: 2009/01/01 First Use In Commerce: 2009/01/01 After-sun gels; After-sun lotions; After sun creams; After sun moisturisers; Anti-aging cream; Anti-aging creams; Anti-aging moisturizer; Anti-aging moisturizers used as cosmetics; Anti-aging toner; Anti-aging cleanser; Beauty creams; Cosmetic creams; Cosmetic creams for skin care; Cosmetic masks; Cosmetic preparations; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin care; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, firming lotions; Cosmetic facial masks; Cosmetic nourishing creams; Exfoliant creams; Eye cream; Eye gels; Face creams; Face creams for cosmetic use; Facial beauty masks; Facial cream; Facial creams; Facial lotion; Facial moisturizers; Facial scrubs; Facial sheet masks for cosmetic use; Facial washes; Gel eye masks; Mask pack for cosmetic purposes; Moisturising creams; Moisturizing creams; Moisturizing preparations for the skin; Moisturizing solutions for the skin; Non-medicated facial and eye serum containing antioxidants; Non-medicated skin care creams and lotions; Non-medicated skin care preparations; Non-medicated skin creams; Non-medicated skin serums; Non-medicated cleansers for personal use, namely, skin cleansers; Non-medicated cleansers, namely, skin cleansers; Non-medicated skin care preparations; Skin cleansers; Skin</p>		
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	lighteners; Skin lightening creams; Skin care products, namely, non-medicated skin serum; Sunscreen cream; Sunscreen creams; Sunscreen preparations; Wipes impregnated with a skin cleanser; Beauty serums; Cosmetic sunscreen preparations; Non-medicated anti-aging serum; Non-medicated serums for use on skin; Pre-moistened cosmetic wipes
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U.S. Application No.	90447578	Application Date	01/04/2021
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	CSS SKINCARE
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0</p> <p>After-sun gels; After-sun lotions; After sun creams; After sun moisturisers; Anti-aging cleanser; Anti-aging cream; Anti-aging creams; Anti-aging moisturizer; Anti-aging moisturizers used as cosmetics; Anti-aging toner; Beauty creams; Beauty gels; Beauty lotions; Beauty masks; Beauty serums; Cosmetic preparations; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, firming lotions; Cosmetic sunscreen preparations; Cosmeticcreams; Cosmetic creams for skin care; Cosmetic masks; Cosmetic nourishing creams; Cosmetic preparations for skin care; Cosmetic sun-protecting preparations; Exfoliant creams; Eye cream; Eye gels; Facial scrubs; Facial beauty masks; Facialcream; Facial creams; Facial lotion; Facial moisturizers; Facial sheet masks for cosmetic use; Facial washes; Gel eye masks; Mask pack for cosmetic purposes; Moisturising creams; Moisturizing creams; Moisturizing preparations for the skin; Moisturizing solutions for the skin; Non-medicated anti-aging serum; Non-medicated facial and eye serum containing antioxidants; Non-medicated skin care creams and lotions; Non-medicated skin care preparations; Non-medicated skin creams; Non-medicated skin serums; Non-medicated skin toners; Non-medicated stimulating lotions for the skin; Non-medicated sun care preparations; Skin care products, namely, non-medicated skin serum; Skin cleansers; Skin lighteners; Skin lighteningcreams; Sunscreen cream; Sunscreen creams; Sunscreen preparations; Wipes impregnated with a skin cleanser; Face creams for cosmetic use; Pre-moistened cosmeticwipes; Skin moisturizer; Skin moisturizer masks; Skin moisturizing gel; Skin conditioning creams for cosmetic purposes</p>
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U.S. Application No.	90447586	Application Date	01/04/2021
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	CSS
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Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0</p> <p>After-sun gels; After-sun lotions; After sun creams; After sun moisturisers; Anti-aging cleanser; Anti-aging cream; Anti-aging creams; Anti-aging moisturizer; Anti-aging moisturizers used as cosmetics; Anti-aging toner; Beauty creams; Beauty gels; Beauty lotions; Beauty masks; Beauty serums; Cosmetic preparations; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, firming lotions; Cosmetic sunscreen preparations; Cosmeticcreams; Cosmetic creams for skin care; Cosmetic masks; Cosmetic nourishing creams; Cosmetic preparations for skin care;Cosmetic sun-protecting preparations; Exfoliant creams; Eye cream; Eye gels; Facial scrubs; Facial beauty masks; Facialcream; Facial creams; Facial lotion; Facial moisturizers; Facial sheet masks for cosmetic use; Facial washes; Gel eye masks; Mask pack for cosmetic purposes; Moisturising creams; Moisturizing creams;Moisturizing preparations for the skin;Moisturizing solutions for the skin; Non-medicated anti-aging serum; Non-medicated facial and eye serum containing antioxidants; Non-medicated skin care creamsand lotions; Non-medicated skin care preparations; Non-medicated skin creams; Non-medicated skin serums; Non-medicated skin toners; Non-medicated stimulating lotions for the skin; Non-medicated sun care preparations; Skin care products, namely, non-medicated skin serum; Skin cleansers; Skin lighteners; Skin lighteningcreams; Sunscreen cream; Sunscreen creams; Sunscreen preparations; Wipes impregnated with a skin cleanser; Face creams for cosmetic use; Pre-moistened cosmeticwipes; Skin moisturizer; Skin moisturizer masks; Skin moisturizing gel; Skin conditioning creams for cosmetic purposes</p>

Attachments	85207539#TMSN.png(bytes) 90180066#TMSN.png(bytes) 90447578#TMSN.png(bytes) 90447586#TMSN.png(bytes) Notice_of_Opposition_CSS_CSS_SKIN.pdf(1162050 bytes)
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Signature	/ian burns/
Name	IAN BURNS
Date	10/28/2021

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

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

Filing Date: September 1, 2020

Publication Date: August 31, 2021

COSMETIC SKIN SOLUTIONS, LLC,

Opposer,

v.

COSMETIC SIBEAUTESI LLC,

Applicant.

Opposition No. _____

NOTICE OF OPPOSITION

Opposer Cosmetic Skin Solutions, LLC (“Opposer”), a limited liability company organized and existing under the laws of Nevada with a principal place of business at 10580 N. McCarran Blvd., Suite 115-275, Reno, Nevada 89503, will be damaged by registration of CSS and CSS SKIN marks (“Applicant’s Marks”) in Application Serial Nos. 90150725, 90150731 and 90150734 (the “Applications”) and published in the *Official Gazette* on August 31, 2021, and accordingly, Opposer opposes the Applications. Opposer is timely filing this Notice of Opposition.

As grounds for this Notice of Opposition, CSS alleges as follows:

1. Opposer develops, manufactures, and markets a variety of cosmetics and skin care products. Before Applicant applied to register Applicant’s Marks, Opposer used COSMETIC

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

SKIN SOLUTIONS on its products. Opposer used its trademark COSMETIC SKIN SOLUTIONS at least as early as 2010.

2. Opposer applied for registration of its composite trademark on December 29, 2010. The trademark was registered on May 17, 2011, registration number 4005859, for use on “Skincare products, namely, topical vitamin C serums, antioxidant serums, facial creams and moisturizers”.



Word Mark	COSMETIC SKIN SOLUTIONS
Goods and Services	IC 003. US 001 004 006 050 051 052. G & S. Skincare products, namely, topical vitamin C serums, antioxidant serums, facial creams and moisturizers. FIRST USE: 20100901. FIRST USE IN COMMERCE: 20101201
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	26.15.13 - More than one polygon 26.15.21 - Polygons that are completely or partially shaded
Serial Number	85207539
Filing Date	December 29, 2010
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	May 17, 2011
Registration Number	4005859
International Registration Number	1492446
Registration Date	August 2, 2011
Owner	(REGISTRANT) Petriño, Jonathan INDIVIDUAL UNITED STATES 10580 N McCarran Blvd Suite 115-275 Reno NEVADA 89503 (LAST LISTED OWNER) COSMETIC SKIN SOLUTIONS, LLC LIMITED LIABILITY COMPANY NEVADA care of ATIP Law 4790 Caughlin Pkwy #701 Reno NEVADA 89519
Assignment Recorded	ASSIGNMENT RECORDED
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COSMETIC SKIN SOLUTIONS" APART FROM THE MARK AS SHOWN
Description of Mark	Color is not claimed as a feature of the mark.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR)
Live/Dead Indicator	LIVE

3. Opposer applied for registration of its word mark COSMETIC SKIN SOLUTIONS on September 14, 2020, serial number 90180066. The application has been examined and published on September 28, 2021. As of the date of filing this Notice of Opposition, no opposition has been received.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

COSMETIC SKIN SOLUTIONS

Word Mark COSMETIC SKIN SOLUTIONS
Goods and Services IC 003 US 001 004 006 050 051 052. G & S: After-sun gels; After-sun lotions; After-sun creams; After-sun moisturizers; Anti-aging cream; Anti-aging creams; Anti-aging moisturizer; Anti-aging moisturizers used as cosmetics; Anti-aging toner; Anti-aging cleanser; Beauty creams; Cosmetic creams; Cosmetic creams for skin care; Cosmetic masks; Cosmetic preparations; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin care; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, firming lotions; Cosmetic facial masks; Cosmetic nourishing creams; Exfoliant creams; Eye cream; Eye gels; Face creams; Face creams for cosmetic use; Facial beauty masks; Facial cream; Facial creams; Facial lotion; Facial moisturizers; Facial scrubs; Facial sheet masks for cosmetic use; Facial washes; Gel eye masks; Mask pack for cosmetic purposes; Moisturising creams; Moisturizing creams; Moisturizing preparations for the skin; Moisturizing solutions for the skin; Non-medicated facial and eye serum containing antioxidants; Non-medicated skin care creams and lotions; Non-medicated skin care preparations; Non-medicated skin creams; Non-medicated skin serums; Non-medicated cleansers for personal use, namely, skin cleansers; Non-medicated cleansers, namely, skin cleansers; Non-medicated skin care preparations; Skin cleansers; Skin lighteners; Skin lightening creams; Skin care products, namely, non-medicated skin serum; Sunscreen cream; Sunscreen preparations; Wipes impregnated with a skin cleanser; Beauty serums; Cosmetic sunscreen preparations; Non-medicated anti-aging serum; Non-medicated serums for use on skin; Pre-moistened cosmetic wipes. FIRST USE: 20090101. FIRST USE IN COMMERCE: 20090101

Standard Characters Claimed
Mark (4) STANDARD CHARACTER MARK
Drawing Code
Serial Number 90180066
Filing Date September 14, 2020
Current Basis 1A
Original Filing Basis 1A
Published for Opposition September 28, 2021
Owner (APPLICANT) Cosmetic Skin Solutions, LLC LIMITED LIABILITY COMPANY NEVADA 4790 Caughlin Pkwy #701 Reno NEVADA 89519
Attorney of Record Ian Burns
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COSMETIC SKIN" APART FROM THE MARKS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL-2(F)
Live/Dead I / V F

4. Opposer applied for registration of its mark CSS SKINCARE on January 4, 2021, serial number 90447578. The application has been examined and suspended in view of Applicant's Applications.

CSS SKINCARE

Word Mark CSS SKINCARE
Goods and Services IC 003 US 001 004 006 050 051 052. G & S: After-sun gels; After-sun lotions; After-sun creams; After-sun moisturizers; Anti-aging cleanser; Anti-aging cream; Anti-aging creams; Anti-aging moisturizer; Anti-aging moisturizers used as cosmetics; Anti-aging toner; Beauty creams; Beauty gels; Beauty lotions; Beauty masks; Beauty serums; Cosmetic preparations; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, firming lotions; Cosmetic sunscreen preparations; Cosmetic creams; Cosmetic creams for skin care; Cosmetic masks; Cosmetic nourishing creams; Cosmetic preparations for skin care; Cosmetic sun-protecting preparations; Exfoliant creams; Eye cream; Eye gels; Facial scrubs; Facial beauty masks; Facial cream; Facial creams; Facial lotion; Facial moisturizers; Facial sheet masks for cosmetic use; Facial washes; Gel eye masks; Mask pack for cosmetic purposes; Moisturizing creams; Moisturizing preparations for the skin; Moisturizing solutions for the skin; Non-medicated anti-aging serum; Non-medicated facial and eye serum containing antioxidants; Non-medicated skin care creams and lotions; Non-medicated skin care preparations; Non-medicated skin creams; Non-medicated skin serums; Non-medicated skin toners; Non-medicated stimulating lotions for the skin; Non-medicated sun care preparations; Skin care products, namely, non-medicated skin serum; Skin cleansers; Skin lighteners; Skin lightening creams; Sunscreen cream; Sunscreen preparations; Wipes impregnated with a skin cleanser; Face creams for cosmetic use; Pre-moistened cosmetic wipes; Skin moisturizer; Skin moisturizer masks; Skin moisturizing gel; Skin conditioning creams for cosmetic purposes

Standard Characters Claimed
Mark (4) STANDARD CHARACTER MARK
Drawing Code
Serial Number 90447578
Filing Date January 4, 2021
Current Basis 1B
Original Filing Basis 1B
Owner (APPLICANT) Cosmetic Skin Solutions, LLC LIMITED LIABILITY COMPANY NEVADA 4790 Caughlin Pkwy #701 Reno NEVADA 89519
Attorney of Record Ian Burns
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SKINCARE" APART FROM THE MARKS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

5. Opposer applied for registration of its mark CSS on January 4, 2021, serial number 90447586. The application has been examined and suspended in view of Applicant's Applications.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

CSS

Word Mark CSS
Goods and Services IC 003, US 001 004 006 050 051 052, G & S: After-sun gels; After-sun lotions; After-sun creams; After-sun moisturizers; Anti-aging cleanser; Anti-aging cream; Anti-aging creams; Anti-aging moisturizer; Anti-aging moisturizers used as cosmetics; Anti-aging toner; Beauty creams; Beauty gels; Beauty lotions; Beauty masks; Beauty serums; Cosmetic preparations; Cosmetic preparations for protecting the skin from the sun's rays; Cosmetic preparations for skin renewal; Cosmetic preparations, namely, firming creams; Cosmetic preparations, namely, firming lotions; Cosmetic sunscreen preparations; Cosmetic creams; Cosmetic creams for skin care; Cosmetic masks; Cosmetic nourishing creams; Cosmetic preparations for skin care; Cosmetic sun-protecting preparations; Exfoliant creams; Eye cream; Eye gels; Facial scrubs; Facial beauty masks; Facial cream; Facial creams; Facial lotion; Facial moisturizers; Facial sheet masks for cosmetic use; Facial washes; Gel eye masks; Mask pack for cosmetic purposes; Moisturizing creams; Moisturizing preparations for the skin; Moisturizing solutions for the skin; Non-medicated anti-aging serum; Non-medicated facial and eye serum containing antioxidants; Non-medicated skin care creams and lotions; Non-medicated skin care preparations; Non-medicated skin creams; Non-medicated skin serums; Non-medicated skin toners; Non-medicated stimulating lotions for the skin; Non-medicated sun care preparations; Skin care products, namely, non-medicated skin serum; Skin cleansers; Skin lighteners; Skin lightening creams; Sunscreen cream; Sunscreen creams; Sunscreen preparations; Wipes impregnated with a skin cleanser; Face creams for cosmetic use; Pre-moistened cosmetic wipes; Skin moisturizer; Skin moisturizer masks; Skin moisturizing gel; Skin conditioning creams for cosmetic purposes

Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 90447586
Filing Date January 4, 2021
Current Basis 1B
Original Filing Basis 1B
Owner (APPLICANT) Cosmetic Skin Solutions, LLC LIMITED LIABILITY COMPANY NEVADA 4790 Caughlin Pkwy #701 Reno NEVADA 89519
Attorney of Record Ian Burns
Type of Mark Register TRADEMARK PRINCIPAL
Live/Dead Indicator LIVE

6. Opposer has extensively used its trademarks on its products.

7. Before Applicant applied to register Applicant's Marks, Opposer used, advertised and marketed its products so as to create common exposure to and recognition by purchasers of the common characteristic indicating origin. Opposer advertised and promoted its skin care products as coming from the same source by displaying those products together in promotional materials and in everyday sales activities.

8. As a result of Opposer's extensive promotion and sales of its products under the Opposer's trademarks, as well as unsolicited media attention, the consuming public and the trade associate the CSS trademark with a single source, namely Opposer, and have identified Opposer as the source of those products since prior to the filing date of the Applications.

9. In addition, since 2009, Opposer has expended significant funds, time and other resources to advertise and promote its products sold under its CSS trademarks, and has sold a great many products under those marks.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

10. Opposer is widely and extensively recognized by the general consuming public as CSS. For example, the following unsolicited and independent review was captured from Amazon.com's website. The review shows that customers commonly refer to Opposer as CSS.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN



Sarah Jones



SkinCeuticals CE Ferulic vs. Cosmetic Skin Solutions Vitamin C+E Serum

Reviewed in the United States on March 13, 2018

Verified Purchase

A few weeks after ordering this on Amazon, SkinCeuticals sent me a free sample bottle of their CE Ferulic... (Do they have access to my purchase history? That was creepy.) BUT it did allow me to do a side-by-side comparison of this product and the SkinCeuticals one. (I also previously used Paula's Choice Resist C15. I like PC products and use their Clinical Retinol Serum, but for me, their C15 was more irritating to the skin than either **CSS** or SC's vitamin C serums.)

So, back to my side-by-side comparison. (In fact, right at this moment I have this Cosmetic Skin Solutions Vitamin C+E Serum (**CSS**) on the right side of my face and SkinCeuticals (SC) on the left.) Here are my thoughts so far:

Both products make my skin a little sticky, a little shine, and sometimes have a slight stinging sensation. They're both almost clear, but very slightly yellowish in hue. **CSS** is a little stronger in odor (kind of astringent smelling--not unpleasant. And I'm more sensitive to smells than anyone I now.), a little more watery in texture (drops roll down my face faster), and it's just a bit stickier after I put it on than SkinCeuticals. I've also had the **CSS** bottle open longer, so that might account for some of the difference.

After applying either product, I wait a bit for absorption and then apply moisturizer. Once that absorbs, the stickiness is much less of a problem. And if I wear foundation, I don't notice the stickiness at all.

When I have either product on, my complexion glows. It's noticeable right away. It also tightens the skin a little right away. I really like the way my skin looks when I have either product on. As I mentioned, both products sting slightly sometimes. When this seems to last longer or cause a little redness, I take a day or two off. Neither makes my skin look yellowish (I'm caucasian with yellow undertones anyway, though). Also, my skin tends to be quite sensitive.

What I've seen of the research on vitamin C is that the results take several months to show. I'm 39 and interested in decreasing current/preventing future: sagging, dark spots from sun damage, and wrinkles. All the experts agree L-ascorbic acid is great for this, so I'm going to try to give it several months before making a judgement.

Bottom line: ALMOST NO DIFFERENCE BETWEEN THESE TWO PRODUCTS in my experience of them after a few weeks. And yet, **CSS** costs about 75% less than SC. It's a HUGE difference in price. I can afford a \$40 bottle a couple of times per year. \$165 is a dramatic difference. And let's face it, a rip off. Which I resent. SC has built a huge following with their branding, but it's not worth 4x the price for basically the same ingredients that several other companies (like **CSS** and Paula's Choice) offer. The ingredients are almost identical. (SC patented the pH of their formula, so **CSS** is a tiny bit less acidic in order not to violate the patent.) And how much does it actually cost to manufacture this stuff? If other companies can make the same product for just 20-30% of the cost, then it's my feeling SC is making us feel like theirs is better by creating perceived value through a hiked up price and raking in enormous profits off of our desire as (mostly) women to look better. It ticks me off, and I'll do whatever I can to avoid these fancy brands with insane mark-ups.

[^ Read less](#)

50 people found this helpful

Helpful

Report abuse

<https://www.amazon.com/BEST-Supreme-Serum-Antioxidant-SUPERPREVENTC/dp/B00163JVJQ>

Captured on 23 September 2021.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

11. As a further example, the following unsolicited, independent review was captured from [influenster.com](https://www.influenster.com). It also establishes that consumers refer to Opposer as CSS.



Donna O. @donnao6 · Follow

reviewed 3 combo pack - CE Ferulic serum + Vitamin C 20% + Hydrating B5 Gel Advanced Formula +. Prevent / Hydrate - 1 fl oz / 30 ml each - Advanced antioxidant treatment with hydrating gel.

Beauty Junkie Expert Level 5



I am a long time customer of **CSS** having used their Vit C serum with religious fervor for years. I am now trying the VitC Phloretin Serum and so far am well pleased. I've done a lot of reading into Vits A and C skin benefits and at one time spent \$80 bottle for vit C serum [can't believe I did that] before I discovered that I was being ripped off [in its natural form L- Ascorbic Acid doesn't warrant a \$70 & up price tag]. Which is why I'm so glad I found **CSS**. Their products are formulated correctly and the company keeps up with the latest research and skin care ingredients. For those of you in your 30s, you will probably not see a lot of improvement. When I was in my mid 30's Vit A became the "rage" and I tried it. Not seeing any real results I quit. I didn't start back with antioxidants until my early 60s, so just a little advice from an old lady....start using antioxidants [Vit A, C] in your 30s and don't stop!

BROWNSVILLE, TN - 2 YEARS AGO

<https://www.influenster.com/brand/cosmetic-skin-solutions-llc/reviews>

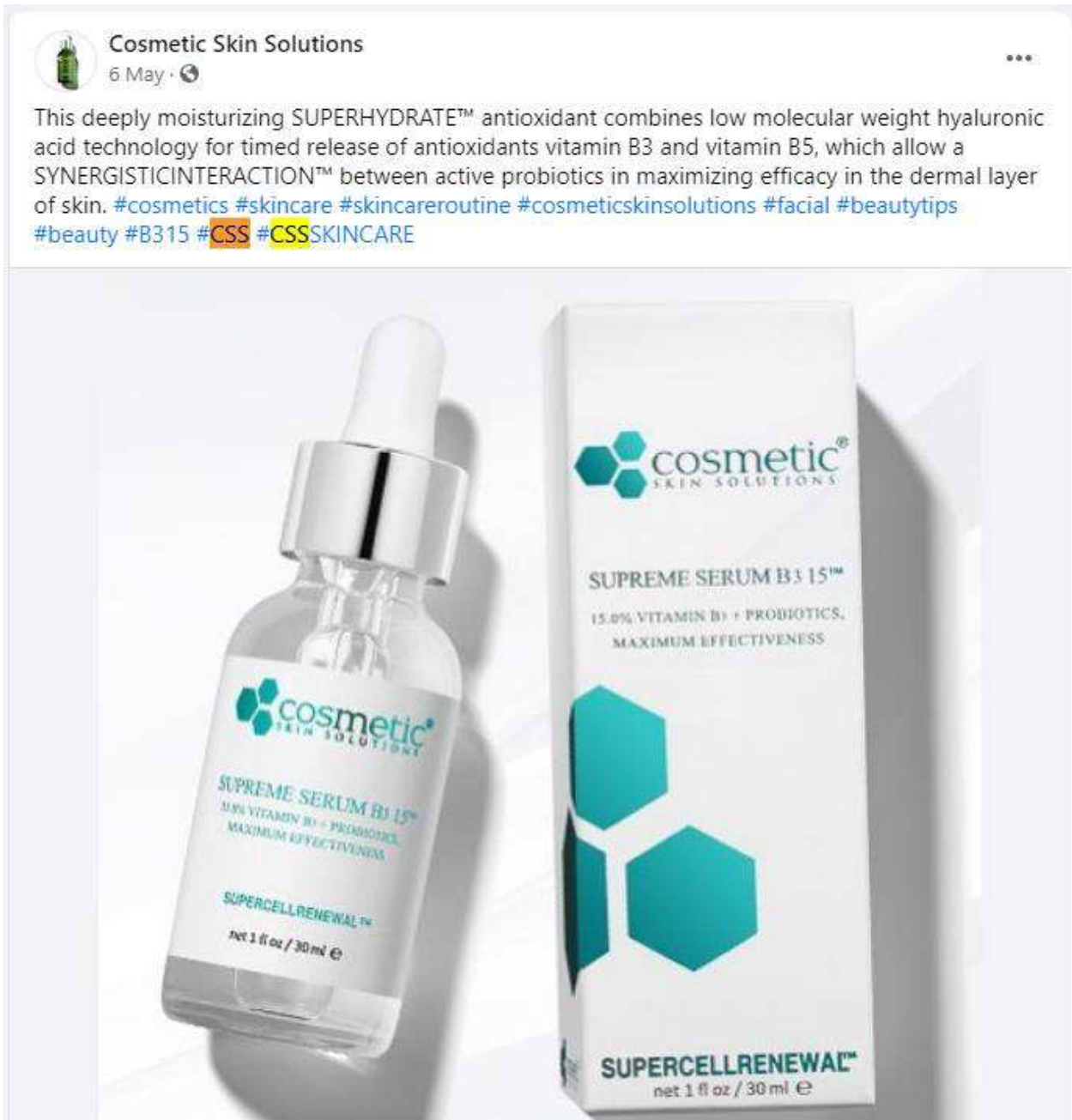
Captured on 23 September 2021.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

12. As seen below, Opposer's page on Facebook.com uses hash tags #CSS and #CSSSKINCARE to refer to Opposer and Opposer's products. This indicates that customers are accustomed to seeing CSS in association with Opposer and Opposer's products.



<https://www.facebook.com/cosmeticskinsolutions/>

Captured on 23 September 2021.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

13. Independent retail websites often refer to Opposer as CSS. As seen below, Skinbar.com refers to Opposer as CSS. This is further evidence that customers identify Opposer as CSS and indicate the origin of Opposer's products by using CSS.

SKIN BAR® Not Your Ordinary Skincare

FREE Shipping see details >>

Refer A Friend Login / Register My Cart (0 item) Customer Service

HOME FOR MEN FOR WOMEN BRANDS BEAUTY TALK LOYALTY REWARD

Sign Up! Find Search SkinBar Go Find us on Facebook

SHOP BY

PRODUCT TYPE

- Cleanser
- Sunscreen
- Blemish/ Acne Gel
- Face Serum
- Moisturizer
- Skin Peel/ Chemical Peel
- Eye Serum
- Eye Cream
- Body Lotion
- All Product Types

SKIN CONCERN

- Adult Acne
- Enlarge Pores and Blackheads
- Fine Lines & Wrinkles
- Hyperpigmentation
- All Skin Conditions

SKIN TYPE

- Combination Skin
- Normal Skin
- Dry Skin
- Oily-Acne Prone Skin
- All Skin Types

INGREDIENT TYPE

- Vitamin C
- Pantothenic Acid (Vitamin B5)
- Retinol (Vitamin A)
- Vitamin E
- Hyaluronic Acid
- Alpha Hydroxy Acids (AHAs)
- Co Enzyme Q10 (Ubiquinone)
- Alpha Arbutin or Arbutin
- All Ingredient Types

cosmetic™ SKIN SOLUTIONS

BACKGROUND

Cosmetic Skin Solutions LLC (CSS) is one of the most scientifically-advanced and effective skin treatment lines available today. Their ADVANCED FORMULA + selection of topical antioxidant vitamin C serums are designed to directly target common skin symptoms associated with fine lines, wrinkles, uneven pigmentation, discoloration, loss of elasticity, or external environmental damage caused by sun exposure, airborne toxins, and free radicals. Other contributing factors to visible signs of skin aging may include unhealthy lifestyle choices, genetics, age, or stress.

SCIENCE

Cosmetic Skin Solutions entire product line sets the standard for skin care technology in the field of cosmetic science. To reverse the consequences of environmental damage and effects of time, CSS skincare products are formulated using pharmaceutical grade (USP) ingredients which provide restorative properties to aging, and sun-damaged skin. The chosen blend of ingredients is scientifically proven to provide nourishing and restorative properties which work at the sub-dermal skin layer through selective carriers to regenerate the health of the skin. Vitamin C, Vitamin E, antioxidants ferulic acid, phloretin, to botanical extracts improve texture, elasticity, tone, for brighter, healthier skin.

SOLUTIONS

Cosmetic Skin Solutions is dedicated to formulating advanced skin care products to improve overall skin health, and to prevent signs of premature skin aging and also provides products for those with aging, dry, oily, normal, mature, and sensitive skin types.

All Cosmetic Skin Solutions products do not contain parabens and are not tested on animals.

MUST HAVES

- Supreme Phloretin C10™
- Supreme Serum CET™
- Vitamin C 20% Advanced
- Phyto Botanical Gel Advanced

<http://www.skinbar.com.sg/brand/cosmetic-skin-solutions>

Captured on 23 September 2021.

Notice of Opposition

In re Application Serial Nos.: 90150725, 90150731 and 90150734

Marks: CSS and CSS SKIN

14. Independent review websites often refer to Opposer as CSS. The following example was captured from beautyholicsanonymous.com. This is further evidence that CSS is synonymous with Opposer.

The screenshot shows the homepage of beautyholicsanonymous.com. The header features a logo of a woman's face with red lips and the text "beautyholicsanonymous" in black and red, with the tagline "FEEDING YOUR BEAUTY ADDICTION SINCE 2007". A navigation bar includes links for HOME, ABOUT, BROWSE, PRESS, F.A.Q, A BEAUTY BLOGGER'S MEDIA KIT, and NEED HELP WITH YOUR BLOG?. The main content area displays a blog post titled "Cosmetic Skin Solutions Day Moisturizing Creme Is Another CSS Winner" dated 13 May 2013. The post includes an image of a jar of "cosmetic SKIN SOLUTIONS Day Moisturizing Creme" and a testimonial. The testimonial reads: "The first time I stumbled upon Cosmetic Skin Solutions, I knew I discovered something good. It's seldom to discover skincare products that are fuss-free, says what it does and more without the hefty price tag. It's no wonder that I go back for more. During one of their 5% off sales, I snapped up more serums to try as CSS is popular for their amazing serums. In my quest for trying new things, I decided to also pick up the Day Moisturizing Creme. I mean, if the serums are THAT good, the moisturiser can't go wrong, right? Well, I'd say, read on and find out." To the right of the post is a search bar, social media icons, an "ABOUT TINE" section with a profile picture and bio, and a "SUBSCRIBE!" banner for a "FREE Skincare Cheat Sheet!" with a "Join the BA Insider community!" call to action.

<http://www.beautyholicsanonymous.com/2013/05/cosmetic-skin-solutions-day-moisturizing-creme-is-another-css-winner/>

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FIRST GROUND FOR OPPOSITION
LIKELIHOOD OF CONFUSION
15 U.S.C. § 1052(d)

18. CSS hereby incorporates each of the preceding paragraphs as if fully set forth herein.

19. Applicant's Mark is confusingly similar in appearance, sound, and commercial impression to Opposer's trademarks.

20. CSS is an abbreviation of Opposer's name, COSMETIC SKIN SOLUTIONS.

21. In addition, Applicant's specified products are identical, closely related, or complementary to those sold by Opposer under its trademarks.

22. Applicant's goods are sold in the same channels of trade as Opposer's products.

23. Applicant's target customers will be the same or highly similar to Opposer's customers.

24. Applicant's use of a mark highly similar to or identical with Opposer's trademarks on goods that are identical, closely related, and complementary to those offered by Opposer is likely to lead consumers mistakenly to believe that Applicant's products under Applicant's Marks are associated with, endorsed by, connected with, or affiliated with Opposer.

25. Opposer will be damaged by the registration of Applicant's Marks because Applicant's Marks so closely resemble Opposer's previously used and registered trademarks as to be likely to cause confusion, mistake, or deception in the minds of consumers as to the origin or source of Applicant's products or the affiliation between Applicant and Opposer, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

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Marks: CSS and CSS SKIN

SECOND GROUND FOR OPPOSITION
LIKELIHOOD OF DILUTION
15 U.S.C. § 1125(c)

26. Opposer hereby incorporates each of the preceding paragraphs as if fully set forth herein.

27. Opposer trademarks are inherently distinctive in relation to Opposer's goods and services under the marks.

28. Opposer's trademarks also are widely recognized by the general consuming public of the United States as designating Opposer as the source of its goods and services under the marks. Opposer's trademarks therefore are famous and distinctive within the meaning of Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).

29. Opposer's trademarks have been famous within the meaning of Section 43(c) since prior to the filing date of the Application and any first date of *bona fide* use in United States commerce that Applicant may be able to establish.

30. Opposer also has engaged in substantially exclusive use of its trademarks.

31. Applicant's Mark is highly similar to Opposer's trademarks, in that Applicant's Marks use CSS, a recognized and distinctive component of Opposer's trademarks.

32. Applicant's use of Applicant's Marks in connection with Applicant's goods likely would cause consumers to associate Applicant's Marks with Opposer's trademarks.

33. Applicant's Mark therefore is likely to dilute the distinctiveness of Opposer's trademarks by eroding consumers' identification of those marks with Opposer, and by otherwise lessening the capacity of those marks to identify and distinguish Opposer's goods and services, in violation of Section 43(c)(1).

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34. If the Application matured into a registration, Applicant would obtain a *prima facie* exclusive right to use Applicant's Mark in connection with Applicant's goods, thus causing damage and injury to Opposer.

35. Opposer therefore asks the Board to sustain this proceeding in Opposer's favor by refusing registration to the mark underlying Applicant's Applications.

The required opposition fee is being electronically processed in connection with this Notice of Opposition.

This 28th day of October, 2021.

Respectfully submitted,

/ian burns/

Ian Burns
ATIP Law
4790 Caughlin Pkwy #701
Reno, NV 89519
Telephone: (775) 826-6160
iburns@atiplaw.com
pjpanzica@atiplaw.com
*Attorneys for Opposer, Cosmetic
Skin Solutions, LLC*

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CERTIFICATE OF TRANSMITTAL

I hereby certify that a true and correct copy of the foregoing **NOTICE OF OPPOSITION** is being filed electronically with the TTAB via ESTTA on this, the 28th day of October, 2021.

/ian burns/

Ian Burns