

ESTTA Tracking number: **ESTTA1241312**

Filing date: **10/12/2022**

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	Tokyo Broadcasting System Television, Inc.
Granted to date of previous extension	10/12/2022
Address	5-3-6 AKASAKA MINATO-KU TOKYO, 107-8006 JAPAN
Attorney information	IRENE Y. LEE RUSS, AUGUST & KABAT 12424 WILSHIRE BOULEVARD 12TH FLOOR LOS ANGELES, CA 90025 UNITED STATES Primary email: trademark@raklaw.com 3108267474
Docket no.	3835-05

Applicant information

Application no.	90305174	Publication date	06/14/2022
Opposition filing date	10/12/2022	Opposition period ends	10/12/2022
Applicant	Ninja Princess Warrior LLC 54 KAULIKE ST HILO, HI 96720 UNITED STATES		

Goods/services affected by opposition

<p>Class 016. First Use: None First Use In Commerce: None All goods and services in the class are opposed, namely: Book covers; Book ends; Book jackets; Book markers; Book markers of precious metal; Book marks; Book-cover paper; Books in the field of Ninjas; Scrapbook albums; Scrapbooks; Address books and diaries; Baby books; Birthday books; Blackboards and scrap books; Blank journal books; Brag books; Check book covers; Check books; Cheque books; Children's books; Children's books and Christmas tree ornaments sold as a unit; Children's books and dolls sold as a unit; Children's activity books; Children's pop-up books; Cloth children's books; Coloring books; Coloring books for adults; Composition books; Date books; Exercise books; Flip books; Gift books featuring inspirational quotes; Manuscript books; Memory books; Non-fiction books on a variety of topics; Notebooks; Personalized coloring books for children; Protective covers for sheets of paper and pages of books and the like; Scrap books; Series of children's books; Series of fiction books; Sketch books; Song books; Sticker books; Story books; Talking children's books; Wirebound books; Writing or drawing books</p>

Class 028. First Use: None First Use In Commerce: None

All goods and services in the class are opposed, namely: Game cards; Game equipment, namely, chips; Game tables; Leg weights for exercising; Skateboard decks; Skateboard grip tapes; Skateboard paddle boards; Skateboard paddles; Skateboard rails; Skateboard riser pads; Skateboard wheels; Skateboard wheels; Skateboarding gloves; Skateboards; Skateboards; Surf boards; Surf fins; Surf paddles; Surf skis; Toy action figures; Toy action figures and accessories therefor; Toy airplanes; Toy and novelty face masks; Toy animals; Toy animals and accessories therefor; Toy artificial fingernails; Toy bakeware and cookware; Toy balloons; Toy beanbags; Toy blocks for learning braille; Toy boxes; Toy brooches; Toy building blocks; Toy building blocks capable of interconnection; Toy buildings and accessories therefor; Toy butterfly nets; Toy cameras; Toy candy dispensers; Toy Christmas trees; Toy clocks and watches; Toy construction blocks; Toy cookware; Toy doll styling heads; Toy dough; Toy figures; Toy foam novelty items, namely, foam fingers and hands; Toy food; Toy furniture; Toy glow sticks; Toy hoop sets; Toy houses; Toy imitation cosmetics; Toy jewelry; Toy LED light sticks; Toy looms; Toy mailboxes; Toy masks; Toy mobiles; Toy model cars; Toy model guitars; Toy modeling compounds; Toy modeling dough; Toy models; Toy music boxes; Toy musical boxes; Toy noisemakers; Toy paddles having balls attached thereto by strings; Toy pianos; Toy pianos, sold as a unit with printed books in the field of music education; Toy pinwheels; Toy prism glasses; Toy prism spectacles; Toy putty; Toy record players; Toy robots; Toy rockets; Toy scooters; Toy scooters and accessories therefor; Toy snow globes; Toy stamps; Toy strollers; Toy stuffed animals; Toy telescopes; Toy tiaras; Toy tricycles for children; Toy vehicles; Toy vehicles and accessories therefor; Toy watches; Toy water globes; Toy water guns; Toy whistles; Toys designed to be attached to strollers; Toys designed to be attached to walkers; Toys in the nature of whirligigs; Toys, namely, a disk to toss in playing a game wherein other disks are flipped and collected; Toys, namely, bean bag animals; Toys, namely, children's dress-up accessories; Toys, namely, detonating caps; Toys, namely, kites and accessories for kites, namely, kite handles, kite lines, kite reels, kite string and kite tails; Toys, namely, percussion caps; Toys, namely, puppets and accessories therefor; Action figure toys; Articles of clothing for toys; Athletic protective arm pads for skateboarding; Athletic protective elbow pads for skateboarding; Athletic protective knee pads for skateboarding; Athletic protective wrist pads for skateboarding; Attachable, wearable, magnetic toy figurines; Baby multiple activity toys; Backgammon game sets; Backgammon games; Bags for skateboards; Balancing bird toys; Ball bearings for skateboards; Balls for games; Bath toys; Bathtub toys; Bats for games; Battery operated action toys; Bendable toys; Board games; Body surf hand planes; Body-training apparatus for toning; Building games; Bushings specially adapted for skateboards; Card games; Carry bags sold filled with children's toys; Carrying bags specially adapted for toy vehicles; Cases for toy structures; Cases for toy action figures; Checkers games; Chess games; Children's toy bicycles other than for transport; Children's activity tables containing manipulative toys which convert to easels; Children's dress up accessories, namely, toy helmets for play; Children's educational toys for developing fine motor, oral language, numbers, counting, colors and alphabet skills sold in a fabric bag which has a clear vinyl window for viewing small trinkets and toys securely contained within the bag itself; Children's educational toys for developing motor skills; Children's multiple activity toys; Children's multiple activity toys sold as a unit with printed books; Chinese checkers as games; Clockwork toys; Clockwork toys; Collectable toy figures; Construction toys; Crib toys; Dart games; Decorative toy mobiles and plush toys for children made of felt; Dice games; Disc toss toys; Dolls and children's books sold as a unit; Dolls and doll accessories, namely, clothing for dolls, doll rooms, doll beds, doll houses, toy fabrics and linens for dolls and strollers for dolls; Drawing toys; Educational toys for teaching and testing knowledge relating to the politics, political process, and political history of the United States; Educational toys for teaching math principles to children, namely, manipulative blocks for displaying patterns and groupings; Educational toys for teaching music principles to children, namely, hand-held music notation symbols and music related figures, such as individual hand-held piano keys; Educational toys in the nature of an illustrated wall map; Educational card games; Electric action toys; Electronic toy vehicles; Electronic action toys; Electronic dart games; Electronic learning toys; Electronic novelty toys, namely, toys that electronically record, play back, and distort or manipulate voices and sounds; Exercise machines for slimming down; Fantasy character toys; Fitted covers specially adapted for toy miniature action figures; Flying toys using electrostatic levitation; Flying saucers; Game equipment set sold as a unit comprised primarily of a playing board and playing cards and also including rules of play, dry erase boards and erasers, markers, a timer and T-shirts; Gift baskets comprised primarily of toy imitations of sporting goods, namely, toy game balls and accessories therefor; Gift baskets comprised primarily of imitation toys sports products, namely, toy game balls and accessories therefor; Gift baskets containing plush toys; Hand-powered non-mechanical flying toy; Harnesses specially adapted for carrying snowboards, skis and skateboards;

Helical spring toys; Horseshoe games; Infant toys; Infant action crib toys; Infant development toys; Inflatable toys; Inflatable toys for swimmingpools; Inflatable toys showing decorative pictures; Inflatable bath toys; Inflatable pool toys; Inflatable ride-on toys; Interlocking construction toys; Knitted toys; Leashes used in conjunction withsurfing; Lever action toys; Longboard skateboard trucks; Longboard skateboard wheels; Longboard skateboards; Magnetic putty being toys; Mah jong games; Manipulative logic games; Marbles for games; Mechanical toys; Mechanical action toys; Memory games; Miniature toy helmets; Miniature toy sports games; Model toy steam operated traction engines; Music box toys; Musical toys; Non-electronic toy vehicles; Non-riding transportation toys; Novelty toy items in the nature of pop ups; Novelty toys for playing jokes; Novelty toys in the nature of magic kits for playing jokes; Novelty noisemaker toys for parties; Novelty plush toys for parties; Nuts and bolts for skateboards; Paddle ball games; Parlor games; Parlour games; Party games; Party favors in the nature of small toys; Pinball games; Plastic toy hoops; Plastic character toys; Playhouses and toy accessories therefor; Play mats containing infant toys; Play mats for use with toy vehicles; Playing cards and card games; Playing pieces in thenature of miniature action figures and toy model vehicles for use with table top hobby battle games in the nature of battle, war and skirmish games, and fantasy games; Plush toys; Plush toys with attached comfort blanket; Pool noodle toys;Pop up toys; Portable musical toys incorporating telecommunication functions; Positionable toy figures; Positionable printed toy figures for use in games; Positionable printed toy figures for use in puzzles; Positionable three dimensional toys for use in games; Positionable two dimensional toys for use in games; Printed positionable toys for use in children's board games; Printing toys; Promotional game cards; Protective padding for skateboarding; Pull toys; Punching toys; Push toys; PVC toy figures; Remote control toys, namely, remote control cars; Remote controls for toy action figures; Ride-on game machines; Ride-on toys; Ride-on toys and accessories therefor; Rideable toys and accessories therefor; Ring games; Role playing games; Role playing toys in the nature of play sets for children to imitate real life occupations; Rubber character toys; Sand toys; Sandbox toys; Self-erasing toy drawing boards; Sketching toys; Smart electronic toy vehicles; Smart plush toys; Smart robot toys;Soft knitted toys; Soft sculpture toys;Spinning fidget toys; Squeezable squeaking toys; Squeeze toys; Stacking toys; Stand-up surf paddles; Stands for rideable toys; Stress relief exercise toys; Stuffed toy animals; Stuffed toy bears; Stuffed toys; Stuffed and plush toys; Tabletop games; Talking toys; Tessellation toys; Tibetan dice game; Tossing disc toys;Trading cards for games; Traditionally dressed modern dolls; Transforming robotic toys; Trivia game played with cards and game components; Two and three dimensional positionable toy figures sold as a unit with educational books; Two and three dimensional positionable toy figures sold as a unit with memory training equipment; Two and three dimensional positionable toy figures sold as a unit with other toys; Two and three dimensional positionable figures sold as an integral component of toys; Vending machine toys; Water toys; Water squirting toys; Water-squirting toys; Wind-up toys

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.	3387835	Application date	02/16/2007
Register	Principal		
Registration date	02/26/2008	Foreign priority date	NONE
Word mark	NINJA WARRIOR		
Design mark			
Description of mark	NONE		
Goods/services	Class 041. First use: First Use: Oct 3, 2006 First Use In Commerce: Oct 3, 2006 Production of [motion picture films and] television programs, series and segments; [production of pre-recorded optical, electronic, digital, and magnetic media in the nature of compact discs, laser discs, CD-ROMs, DVDs, DVD-ROMs, videotapes and videocassettes featuring competition-based entertainment and		

	companion programming with actual and/or fictional characters involved in comedic, dramatic, documental and animated stories;] design, creation, production and post-production of audiovisual works, particularly [cinematic,] television [and multimedia works;]entertainment services, namely, a continuing competition-based program and companion variety programs with actual and/or fictional characters in comedic, dramatic, documental [and animated stories] broadcast over television, satellite, audio and video media, and via a global computer network; providing information in the field of entertainment via a global computer network; distribution for others of motion picture films and television programs; production of television programs; entertainment services, namely, an on-going television series broadcast over television and podcast featuring competition-based programming and companion programming with actual and/or fictional characters involved in comedic, dramatic, documental and animated stories; entertainment services in the nature of variety shows
--	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

U.S. registration no.	5857733	Application date	12/17/2015
Register	Principal		
Registration date	09/10/2019	Foreign priority date	NONE
Word mark	AMERICAN NINJA WARRIOR		
Design mark			
Description of mark	NONE		
Goods/services	Class 016. First use: First Use: Aug 2018 First Use In Commerce: Aug 2018 Paper and cardboard products, namely, children's wall stickers and murals, flags and pennants of paper, paper banners, party ornaments of paper; stickers		

U.S. registration no.	5886374	Application date	07/18/2017
Register	Principal		
Registration date	10/15/2019	Foreign priority date	NONE
Word mark	AMERICAN NINJA WARRIOR		
Design mark			
Description of mark	The mark consists of the words "AMERICAN NINJA WARRIOR" inside a stylized shield. The word "AMERICAN" is between two stars above the word "NINJA" which is above the word "WARRIOR". Below all the wording and still in the shield is a pattern consisting of vertical stripes.		
Goods/services	Class 016. First use: First Use: Aug 2018 First Use In Commerce: Aug 2018 Paper and cardboard products, namely, children's wall stickers and murals, flags and pennants of paper, paper banners, party ornaments of paper; stickers; paper party supplies, namely, paper napkins, paper placemats, paper table cloths		

U.S. registration no.	6315896	Application date	07/18/2017
Register	Principal		
Registration date	04/06/2021	Foreign priority date	NONE
Word mark	AMERICAN NINJA WARRIOR		
Design mark			
Description of	The mark consists of the words "AMERICAN NINJA WARRIOR" inside a styl-		

mark	ized shield. The word "AMERICAN" is between two stars above the word "NINJA" which is above the word "WARRIOR". Below all the wording and still in the shield is a pattern consisting of vertical stripes.
Goods/services	Class 016. First use: First Use: Aug 2018 First Use In Commerce: Aug 2018 Paper and cardboard products, namely, graphic prints and representations, hand towels of paper, paper party decorations, paper serviettes, paper table linens, paper tissues, paper towels, stickers

U.S. registration no.	5857734	Application date	12/17/2015
-----------------------	---------	------------------	------------

Register	Principal		
----------	-----------	--	--

Registration date	09/10/2019	Foreign priority date	NONE
-------------------	------------	-----------------------	------

Word mark	AMERICAN NINJA WARRIOR		
-----------	------------------------	--	--

Design mark			
-------------	------------------------------------------------------------------------------------	--	--

Description of mark	NONE		
---------------------	------	--	--


Goods/services	Class 028. First use: First Use: Jan 2019 First Use In Commerce: Jan 2019 Toys, games and playthings, namely, action target games; action-type target games; aero-dynamic disk for use in playing catching games; amusement game machines; amusement products, namely, inflatable balls; equipment sold as a unit for playing action type target games; play balls; toy construction blocks; toy construction sets; flying disks; balls for games; board games; action skill games		
----------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--	--

U.S. registration no.	6315898	Application date	07/18/2017
-----------------------	---------	------------------	------------

Register	Principal		
----------	-----------	--	--

Registration date	04/06/2021	Foreign priority date	NONE
-------------------	------------	-----------------------	------

Word mark	AMERICAN NINJA WARRIOR		
-----------	------------------------	--	--

Design mark	
Description of mark	<p>The mark consists of the words "AMERICAN NINJA WARRIOR" inside a stylized shield. The word "AMERICAN" is between two stars above the word "NINJA" which is above the word "WARRIOR". Below all the wording and still in the shield is a pattern consisting of vertical stripes.</p>
Goods/services	<p>Class 028. First use: First Use: Jan 19, 2019 First Use In Commerce: Jan 19, 2019 Inflatable toys; toys, namely, children's dress-up accessories; battery operated action toys; balls for sports; role playing games</p>

Attachments	86852411#TMSN.png(bytes) 87532449#TMSN.png(bytes) Ninja opp.pdf(124553 bytes) Ninja exh.pdf(174479 bytes)
-------------	--------------------------------------------------------------------------------------------------------------------------

Signature	/Irene Y. Lee/
Name	IRENE Y. LEE
Date	10/12/2022

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

Tokyo Broadcasting System
Television, Inc.,

Opposer,

v.

Ninja Princess Warrior LLC,

Applicant.

Opposition No.: _____

Mark: NINJA PRINCESS WARRIOR

Application No.: 90/305,174

Filed: November 7, 2020

Publication Date: June 14, 2022

Applicant: Ninja Princess Warrior, LLC

NOTICE OF OPPOSITION

Opposer Tokyo Broadcasting System Television, Inc. (“TBS”) believes that it is being and will continue to be damaged by Ninja Princess Warrior LLC (“Applicant”)’s use and registration of the mark NINJA PRINCESS WARRIOR shown in U.S. Application Number 90/305,174, and hereby opposes the same. As grounds for opposition, TBS alleges as follows:

TBS AND ITS “NINJA WARRIOR” and ”AMERICAN NINJA WARRIOR” MARKS

1. Since as early as 1997, TBS and its predecessors have produced and broadcast sports entertainment programs under the “Ninja Warrior” mark. The programs have achieved worldwide popularity and been broadcast in over 150 countries.

2. For over the last decade, the American version of the “Ninja Warrior” branded programs have been broadcast in the United States and elsewhere under the “American Ninja Warrior” mark.

3. Through TBS’s extensive and continuous use of the NINJA WARRIOR and AMERICAN NINJA WARRIOR marks, TBS has cultivated significant goodwill in the marks.

4. As is especially pertinent here, TBS has made open, continuous, and extensive use in United States commerce of, and owns common law rights in, NINJA WARRIOR and AMERICAN NINJA WARRIOR marks in connection with a wide range of goods and services, including but not limited to:

Mark	App. No.	Reg. No.	Goods and Services
NINJA WARRIOR	77/109,965 Feb. 16, 2007	3,387,835 Feb. 26, 2008	Television programs, series and segments; design, creation, production and post-production of audiovisual works, particularly television; entertainment services, namely, a continuing competition-based program and companion variety programs with actual and/or fictional characters in comedic, dramatic, documental broadcast over television, satellite, audio and video media, and via a global computer network; providing information in the field of entertainment via a global computer network; distribution for others of motion picture films and television programs; production of television programs; entertainment services, namely, an on-going television series broadcast over television and podcast featuring competition-based programming and companion programming with actual and/or fictional characters involved in comedic, dramatic, documental and animated stories; entertainment services in the nature of variety shows in Class 41.
AMERICAN NINJA WARRIOR	86/852,403 Dec. 17, 2015	5,857,733 Sept. 10, 2019	Paper and cardboard products, namely, children's wall stickers and murals, flags and pennants of paper, paper banners, party ornaments of paper; sticker in Class 16.
AMERICAN NINJA WARRIOR and design	87/981,732 July 18, 2017	5,886,374 Oct. 15, 2019	Paper and cardboard products, namely, children's wall stickers and murals, flags and pennants of paper, paper banners, party ornaments of paper; stickers; paper party supplies, namely, paper napkins, paper placemats, paper table cloths in Class 16.
AMERICAN NINJA WARRIOR and design	87/532,427 July 18, 2017	6,315,896 April 6, 2021	Paper and cardboard products, namely, graphic prints and representations, hand towels of paper, paper party decorations, paper serviettes, paper table linens, paper tissues, paper towels, stickers in Class 16.
AMERICAN NINJA WARRIOR	86/852,411 Dec. 17, 2015	5,857,734 Sept. 10, 2019	Toys, games and playthings, namely, action target games; action-type target games; aerodynamic disk for use in playing catching games; amusement game machines; amusement products, namely, inflatable balls; equipment sold as a unit for playing action type target games; play balls; toy construction

			blocks; toy construction sets; flying disks; balls for games; board games; action skill games in Class 28.
AMERICAN NINJA WARRIOR	87/532,449 July 18, 2017	6,315,898 April 6, 2021	Inflatable toys; toys, namely, children's dress-up accessories; battery operated action toys; balls for sports; role playing games in Class 28.

5. TBS also has used the NINJA WARRIOR formative marks, through a license, in connection with entertainment facilities that often use inflatable toys and devices similar to those claimed by Applicant in the pending trademark application for NINJA PRINCESS WARRIOR. One of these facilities recently opened in Santa Ana, California: <https://americanninjawarrioradventurepark.com/santa-ana/>.

6. TBS has continuously used the NINJA WARRIOR and AMERICAN NINJA WARRIOR marks in commerce since long prior to the filing date of Applicant's NINJA PRINCESS WARRIOR application.

APPLICANT AND ITS "NINJA PRINCESS WARRIOR" MARK

7. According to the application submitted by Applicant, Applicant is a limited liability company legally organized in Hawaii, having an address of 54 Kaulike Street, Hilo, Hawaii 96720.

8. Applicant is the listed owner of United States Trademark Application Number 90/305,174, for the standard character word mark NINJA PRINCESS WARRIOR ("Subject Application"), filed on November 7, 2020 under both Section 1(a), 15 U.S.C. §1051(a),¹ and Section 1(b), 15 U.S.C. §1051(b), covering a plethora of goods and services, including but not limited to, a wide variety of books under Class 16, and regular and inflatable toys and board games under Class 28. Attached hereto as Exhibit A is a true and correct copy of a screenshot of the Trademark Electronic Search System webpage for the Subject Application, which provides a complete list of goods upon which Applicant intends to use NINJA PRINCESS WARRIOR. As noted in Exhibit A, the current filing basis for the Subject Application is under Section 1(b) only.

¹ In the Subject Application, Applicant initially claimed certain goods and services in Classes 25, 41, and 42 under Section 1(a), 15 U.S.C. §1051(a). In response to the Office Actions refusing to register under Section 2(b), 15 U.S.C. §1052(d), these goods and services have been withdrawn.

9. Applicant's Subject Mark is confusingly similar to TBS's NINJA WARRIOR and AMERICAN NINJA WARRIOR marks. It closely resembles TBS's NINJA WARRIOR and AMERICAN NINJA WARRIOR in appearance, sound, connotation, and commercial impression as it simply injects a single word "PRINCESS" between "NINJA" and "WARRIOR". It is worth noting that while the Subject Application seeks to register NINJA PRINCESS WARRIOR in standard characters, according to the purported specimens submitted in support of the Subject Application, Applicant has routinely used "NINJA" and "WARRIOR" in the same font and color and "Princess" in different font and color, thereby highlighting TBS's NINJA WARRIOR formative marks and evoking TBS's goods and services in the minds of consumers and general public.

10. Further, Applicant's goods, as identified in the Subject Application, are identical to and/or closely related to the goods offered by TBS under its NINJA WARRIOR and AMERICAN NINJA WARRIOR marks and/or represent a natural zone of expansion for TBS, and the presumption is that Applicant's goods will be marketed and sold to the same classes of consumers through the same channels of trade as TBS's goods and services.

11. Applicant's use and registration of the Subject Mark in connection with the goods identified in the Subject Application, as reflected in Exhibit A, are likely to cause confusion, mistake, or deception as to the source of origin of Applicant's goods in that the public, trade, and others are likely to believe that Applicant's goods are the same goods as TBS's goods or provided by, sponsored by, approved by, licensed by, affiliated with, or in some other way legitimately connected to TBS's goods and services.

Count 1: Likelihood of Confusion Under Section 2(d) of the Trademark Act

(15 U.S.C. § 1052(d))

12. TBS repeats and realleges Paragraphs 1-11 above as though fully set forth herein.

13. TBS has priority based on its extensive use of its NINJA WARRIOR and AMERICAN NINJA WARRIOR marks in commerce, which pre-date the filing date of the Subject

Application and any date of first use that Applicant may establish as to the NINJA PRINCESS WARRIOR mark.

14. Any use by Applicant of its confusingly similar NINJA PRINCESS WARRIOR mark in connection with the goods identified in the Subject Application is likely to cause confusion and/or to cause mistake and/or to deceive as to the source of origin of Applicant's goods in that the public, trade and others are likely to believe that Applicant's goods are provided, sponsored, approved, licensed, authorized or endorsed by, or affiliated with, or in some other way legitimately connected to TBS.

15. WHEREFORE, TBS respectfully requests that this opposition be sustained and Applicant's Subject Application to register the NINJA PRINCESS WARRIOR mark be denied in all respects.

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 Oct 10 03:17:23 EDT 2022

[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)*

Ninja Princess Warrior

Word Mark NINJA PRINCESS WARRIOR

Goods and Services IC 016. US 002 005 022 023 029 037 038 050. G & S: Book covers; Book ends; Book jackets; Book markers; Book markers of precious metal; Book marks; Book-cover paper; Books in the field of Ninjas; Scrapbook albums; Scrapbooks; Address books and diaries; Baby books; Birthday books; Blackboards and scrap books; Blank journal books; Brag books; Check book covers; Check books; Cheque books; Children's books; Children's books and Christmas tree ornaments sold as a unit; Children's books and dolls sold as a unit; Children's activity books; Children's pop-up books; Cloth children's books; Coloring books; Coloring books for adults; Composition books; Date books; Exercise books; Flip books; Gift books featuring inspirational quotes; Manuscript books; Memory books; Non-fiction books on a variety of topics; Note books; Personalized coloring books for children; Protective covers for sheets of paper and pages of books and the like; Scrap books; Series of children's books; Series of fiction books; Sketch books; Song books; Sticker books; Story books; Talking children's books; Wirebound books; Writing or drawing books

IC 028. US 022 023 038 050. G & S: Game cards; Game equipment, namely, chips; Game tables; Leg weights for exercising; Skateboard decks; Skateboard grip tapes; Skateboard paddle boards; Skateboard paddles; Skateboard rails; Skateboard riser pads; Skateboard wheels; Skateboard wheels; Skateboarding gloves; Skateboards; Skateboards; Surf boards; Surf fins; Surf paddles; Surf skis; Toy action figures; Toy action figures and accessories therefor; Toy airplanes; Toy and novelty face masks; Toy animals; Toy animals and accessories therefor; Toy artificial fingernails; Toy bakeware and cookware; Toy balloons; Toy beanbags; Toy blocks for learning braille; Toy boxes; Toy brooches; Toy building blocks; Toy building blocks capable of interconnection; Toy buildings and accessories therefor; Toy butterfly nets; Toy cameras; Toy candy dispensers; Toy Christmas trees; Toy clocks and watches; Toy construction blocks; Toy cookware; Toy doll styling heads; Toy dough; Toy figures; Toy foam novelty items, namely, foam fingers and hands; Toy food; Toy furniture; Toy glow sticks; Toy hoop sets; Toy houses; Toy imitation cosmetics; Toy jewelry; Toy LED light sticks; Toy looms; Toy mailboxes; Toy masks; Toy mobiles; Toy model cars; Toy model guitars; Toy modeling compounds; Toy modeling dough; Toy models; Toy music boxes; Toy musical boxes; Toy noisemakers; Toy paddles having balls attached thereto by strings; Toy pianos; Toy pianos, sold as a unit with printed books in the field of music

education; Toy pinwheels; Toy prism glasses; Toy prism spectacles; Toy putty; Toy record players; Toy robots; Toy rockets; Toy scooters; Toy scooters and accessories therefor; Toy snow globes; Toy stamps; Toy strollers; Toy stuffed animals; Toy telescopes; Toy tiaras; Toy tricycles for children; Toy vehicles; Toy vehicles and accessories therefor; Toy watches; Toy water globes; Toy water guns; Toy whistles; Toys designed to be attached to strollers; Toys designed to be attached to walkers; Toys in the nature of whirligigs; Toys, namely, a disk to toss in playing a game wherein other disks are flipped and collected; Toys, namely, bean bag animals; Toys, namely, children's dress-up accessories; Toys, namely, detonating caps; Toys, namely, kites and accessories for kites, namely, kite handles, kite lines, kite reels, kite string and kite tails; Toys, namely, percussion caps; Toys, namely, puppets and accessories therefor; Action figure toys; Articles of clothing for toys; Athletic protective arm pads for skateboarding; Athletic protective elbow pads for skateboarding; Athletic protective knee pads for skateboarding; Athletic protective wrist pads for skateboarding; Attachable, wearable, magnetic toy figurines; Baby multiple activity toys; Backgammon game sets; Backgammon games; Bags for skateboards; Balancing bird toys; Ball bearings for skateboards; Balls for games; Bath toys; Bathtub toys; Bats for games; Battery operated action toys; Bendable toys; Board games; Body surf hand planes; Body-training apparatus for toning; Building games; Bushings specially adapted for skateboards; Card games; Carry bags sold filled with children's toys; Carrying bags specially adapted for toy vehicles; Cases for toy structures; Cases for toy action figures; Checkers games; Chess games; Children's toy bicycles other than for transport; Children's activity tables containing manipulative toys which convert to easels; Children's dress up accessories, namely, toy helmets for play; Children's educational toys for developing fine motor, oral language, numbers, counting, colors and alphabet skills sold in a fabric bag which has a clear vinyl window for viewing small trinkets and toys securely contained within the bag itself; Children's educational toys for developing motor skills; Children's multiple activity toys; Children's multiple activity toys sold as a unit with printed books; Chinese checkers as games; Clockwork toys; Clockwork toys; Clockwork toys; Collectable toy figures; Construction toys; Crib toys; Dart games; Decorative toy mobiles and plush toys for children made of felt; Dice games; Disc toss toys; Dolls and children's books sold as a unit; Dolls and doll accessories, namely, clothing for dolls, doll rooms, doll beds, doll houses, toy fabrics and linens for dolls and strollers for dolls; Drawing toys; Educational toys for teaching and testing knowledge relating to the politics, political process, and political history of the United States; Educational toys for teaching math principles to children, namely, manipulative blocks for displaying patterns and groupings; Educational toys for teaching music principles to children, namely, hand-held music notation symbols and music related figures, such as individual hand-held piano keys; Educational toys in the nature of an illustrated wall map; Educational card games; Electric action toys; Electronic toy vehicles; Electronic action toys; Electronic dart games; Electronic learning toys; Electronic novelty toys, namely, toys that electronically record, play back, and distort or manipulate voices and sounds; Exercise machines for slimming down; Fantasy character toys; Fitted covers specially adapted for toy miniature action figures; Flying toys using electrostatic levitation; Flying saucers; Game equipment set sold as a unit comprised primarily of a playing board and playing cards and also including rules of play, dry erase boards and erasers, markers, a timer and T-shirts; Gift baskets comprised primarily of toy imitation sporting goods, namely, toy game balls and accessories therefor; Gift baskets comprised primarily of imitation toys sports products, namely, toy game balls and accessories therefor; Gift baskets containing plush toys; Hand-powered non-mechanical flying toy; Harnesses specially adapted for carrying snowboards, skis and skateboards; Helical spring toys; Horseshoe games; Infant toys; Infant action crib toys; Infant development toys; Inflatable toys; Inflatable toys for swimming pools; Inflatable toys showing decorative pictures; Inflatable bath toys; Inflatable pool toys; Inflatable ride-on toys; Interlocking construction toys; Knitted toys; Leashes used in conjunction with surfing; Lever action toys; Longboard skateboard trucks; Longboard skateboard wheels; Longboard skateboards; Magnetic putty being toys; Mah jong games; Manipulative logic games; Marbles for games; Mechanical toys; Mechanical action toys; Memory games; Miniature toy helmets; Miniature toy sports games; Model toy steam operated traction engines; Music box toys; Musical toys; Non-electronic toy vehicles; Non-riding transportation toys; Novelty toy items in the nature of pop ups; Novelty toys for playing jokes; Novelty toys in the nature of magic kits for playing jokes; Novelty noisemaker toys for parties; Novelty plush toys for parties; Nuts and bolts for skateboards; Paddle ball games; Parlor games; Parlour games; Party games; Party favors in the nature of small toys; Pinball games; Plastic toy hoops; Plastic character toys; Play houses and toy accessories therefor; Play mats containing infant toys; Play mats for use with toy vehicles; Playing cards and card games; Playing pieces in the nature of miniature action figures and toy model vehicles for use with table top hobby battle games in the nature of battle, war and skirmish games, and fantasy games; Plush toys; Plush toys with attached comfort blanket; Pool noodle toys; Pop up toys; Portable musical toys incorporating telecommunication functions; Positionable toy figures; Positionable printed toy figures for use in games; Positionable printed toy figures for use in puzzles; Positionable three dimensional toys for use in games; Positionable two dimensional toys for use in games;

Printed positionable toys for use in children's board games; Printing toys; Promotional game cards; Protective padding for skateboarding; Pull toys; Punching toys; Push toys; PVC toy figures; Remote control toys, namely, remote control cars; Remote controls for toy action figures; Ride-on game machines; Ride-on toys; Ride-on toys and accessories therefor; Rideable toys and accessories therefor; Ring games; Role playing games; Role playing toys in the nature of play sets for children to imitate real life occupations; Rubber character toys; Sand toys; Sandbox toys; Self-erasing toy drawing boards; Sketching toys; Smart electronic toy vehicles; Smart plush toys; Smart robot toys; Soft knitted toys; Soft sculpture toys; Spinning fidget toys; Squeezable squeaking toys; Squeeze toys; Stacking toys; Stand-up surf paddles; Stands for rideable toys; Stress relief exercise toys; Stuffed toy animals; Stuffed toy bears; Stuffed toys; Stuffed and plush toys; Tabletop games; Talking toys; Tessellation toys; Tibetan dice game; Tossing disc toys; Trading cards for games; Traditionally dressed modern dolls; Transforming robotic toys; Trivia game played with cards and game components; Two and three dimensional positionable toy figures sold as a unit with educational books; Two and three dimensional positionable toy figures sold as a unit with memory training equipment; Two and three dimensional positionable toy figures sold as a unit with other toys; Two and three dimensional positionable figures sold as an integral component of toys; Vending machine toys; Water toys; Water squirting toys; Water-squirting toys; Wind-up toys

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 90305174

Filing Date November 7, 2020

Current Basis 1B

Original Filing Basis 1A;1B

Published for Opposition June 14, 2022

Owner (APPLICANT) Ninja Princess Warrior LLC LIMITED LIABILITY COMPANY HAWAII 54 Kaulike St Hilo HAWAII 96720

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](#)