

ESTTA Tracking number: **ESTTA1284621**


Filing date: **05/11/2023**

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

Proceeding no.	91281208
Party	Plaintiff Folexport, Inc.
Correspondence address	JOSEPH T. NABOR FITCH, EVEN, TABIN & FLANNERY, LLP 120 S. LASALLE STREET SUITE 2100 CHICAGO, IL 60603 UNITED STATES Primary email: trademark@fitcheven.com Secondary email(s): jtnabo@fitcheven.com 312-577-7000
Submission	Motion to Amend Pleading/Amended Pleading
Filer's name	Kerianne A. Strachan
Filer's email	trademark@fitcheven.com, jtnabo@fitcheven.com, kstrachan@fitcheven.com
Signature	/Kerianne A. Strachan/
Date	05/11/2023
Attachments	21596-155754 Notice of Motion Motion for Leave and Amended Notice of Opposition - FOLEX.pdf(533318 bytes)

21596-155754

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

Folexport, Inc.)	
	Opposer,)	
v.)	
)	Opposition No. 91281208
Florex USA, Inc.)	
	Applicant.)	
<hr/>)	
Serial No.	90616308)	
Filed:	March 31, 2021)	
Mark:	FLOREX Stylized )	
Published:	August 16, 2022)	

FOLEXPORT, INC.’S NOTICE OF MOTION AND MOTION FOR LEAVE
TO AMEND NOTICE OF OPPOSITION

Opposer Folexport, Inc. (“Opposer”) hereby moves pursuant to Rule 15 of the Federal Rules of Civil Procedure for leave to amend its Notice of Opposition filed on October 14, 2022. In support of this motion, Opposer encloses its Memorandum of Points, Authorities, and proposed Amended Notice of Opposition. Opposer respectfully requests that the Amended Notice of Opposition be accepted as the operative pleading.

Respectfully submitted,

Dated: May 11, 2023

/Joseph T. Nabor/
 Joseph T. Nabor
 Kerianne A. Strachan
 Fitch, Even, Tabin & Flannery, LLP
 120 South LaSalle, Suite 1600
 Chicago, Illinois 60603-3406
 Telephone: 312.577.7000/Facsimile: 312.577.7007
 Email: Trademark@fitcheven.com
Attorney for Opposers

MEMORANDUM OF POINTS AND AUTHORITIES

Opposer moves for leave to file an amended Notice of Opposition. In addition to insubstantial textual changes, Opposer intends to add three current Registrations for its FOLEX mark relating to goods similar to all purpose cleaners and cleaning preparations. While the additions of these Registrations are significant support for Opposer's claims, Opposer's amendment would not materially change the scope of this proceeding or the evidence to be adduced in discovery. These Registrations are for the same mark as the Registration in the original Opposition and are all for related goods. Given the early stage of these proceedings, the total lack of prejudice to Applicant, and the Board's broad authority to grant amendments at any time, leave to amend is warranted.

I. FACTUAL BACKGROUND

On October 14, 2022, Opposer filed its Notice of Opposition to Applicant's application to register its FLOREX Stylized mark. The Board instituted this proceeding on that same date and Applicant answered on November 21, 2022. The parties have completed their initial discovery conference but have not yet engaged in any significant written discovery or document productions for which the Discovery Period is presently open. A copy of Opposer's proposed Amended Notice of Opposition is attached hereto.

II. ARGUMENT

Trademark Rule 2.115, 37 C.F.R. § 2.107, and Fed. R. Civ. P. 15(a) encourage the Board to look favorably on motions to amend pleadings, stating that "leave shall be freely given when justice so requires." *See also Embarcadero Technologies, Inc. v. Delphix Corp.*, 117 U.S.P.Q.2d 1518, 1523 (TTAB 2016). In deciding whether to grant leave to amend, the Board may consider undue delay, prejudice to the opposing party, bad faith or dilatory motive, futility of the amendment, and

whether the party has previously amended its pleadings. *Foman v. Davis*, 371 U.S. 178, 182 (1962); *ChaCha Search Inc. v. Grape Technology Group Inc.*, 105 U.S.P.Q.2d 1298, 1300 (TTAB 2012).

Firstly, Opposer asserts that there has been no undue delay in amending its Notice of Opposition since this proceeding is at its initial stages before the parties have engaged in substantial discovery. In determining whether the other party would be prejudiced by allowance of the proposed amendment, the timing of the motion for leave to amend plays a substantial role. *Black & Decker Corp. v. Emerson Electric Co.*, 84 U.S.P.Q.2d 1482, 1486 (TTAB 2007). The Board routinely grants such motions for proceedings in the "pre-trial phase." *See, e.g., United States Olympic Comm. v. O-M Bread Inc.*, 26 U.S.P.Q.2d 1221, 1223 (TTAB 1993) (granting opposer's motion to amend and explaining that applicant would not be prejudiced).

Opposer further asserts that the Board has allowed amendments to pleadings at much later stages than that requested by Opposer. *See Metromedia Steakhouses Inc. v. Pondco II Inc.*, 28 U.S.P.Q.2d 1205, 1206-07 (TTAB 1993) (permitting motion to amend after close of discovery as additional discovery would not be necessary); *Focus 21 Int'l Inc. v. Pola Kasei Kogyo Kabushiki Kaisha*, 22 U.S.P.Q.2d 1316, 1318 (TTAB 1992) (permitting motion to amend filed prior to opening of petitioner's testimony period).

Furthermore, there is no conceivable prejudice to Applicant in allowing Opposer to amend its Notice of Opposition because the proposed amendments present no new cause of action or legal theory. In fact, the proposed changes add additional existing Registrations for the same mark and related goods to the Registration recited in the original Notice of Opposition. Moreover, this proceeding is still at its initial stages and trial has not yet begun. Applicant will have the full opportunity to present facts and evidence to support its defense at trial based on the proposed amended pleading.

In addition to the foregoing, Opposer does not have any bad faith or dilatory motive in seeking to amend its Notice of Opposition. As this is Opposer's first request to amend, it has not demonstrated any abuse of amendment privileges. As mentioned above, Opposer seeks to incorporate three additional Registrations for its FOLEX mark that was inadvertently not listed in the original pleading. The additional Registrations help to demonstrate Opposer's prior, extensive, and broad use of its FOLEX mark, including for goods markedly similar to those for which Applicant has specified in the subject application.

III. CONCLUSION


Therefore, based on the early stage of this proceeding, the Board's liberal policy in favor of granting amendments, and a lack of prejudice to Applicant, Opposer respectfully requests that the Board grant its motion for leave to amend in order to litigate all issues relevant to this action on the merits. If this motion is granted, Opposer further requests that the Board deem the Amended Notice of Opposition filed and served upon entry of the Board's order on this motion.

Respectfully submitted,

Dated: May 11, 2023

/Joseph T. Nabor/
Joseph T. Nabor
Kerianne A. Strachan
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Attorney for Opposers

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

Folexport, Inc.)	
	Opposer,)	
v.)	
)	Opposition No. 91281208
Florex USA, Inc.	Applicant.)	
<hr/>)	
Serial No.	90616308)	
Filed:	March 31, 2021)	
Mark:	FLOREX Stylized )	
Published:	August 16, 2022)	

AMENDED NOTICE OF OPPOSITION

Folexport, Inc., an Oregon corporation, having a principal place of business at 10870 SW Tualatin Sherwood Rd., Tualatin, Oregon 97062 believes that it will be damaged by the registration of the FLOREX Stylized mark in Application No. 90616308 filed by Florex USA, Inc. identified as a Florida corporation with an address of 3430 60th Avenue NE, Naples, Florida 34120 (hereinafter referred to as “Applicant”) and hereby oppose the same upon the following grounds:

COUNT 1: LIKELIHOOD OF CONFUSION

1. Folexport, Inc. is the owner of the trademark FOLEX for use on “Cleaning preparations for use in pool care; deodorizers for pets; combination cleaner and deodorizer for litter boxes; cleaners for porcelain, glass, windows, and similar surfaces; pet stain removers with deodorizers; carpet cleaner with deodorizer and deodorizing products, namely, all purpose deodorizer preparations for household and commercial use” based on its use beginning at least as early as 1967, long before the Applicant can make any claim to its FLOREX Stylized mark.
2. On November 11, 1997, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 2112477 for the mark FOLEX for use in connection

with “household cleaning compound, namely, all-purpose spot remover” in International Class 3. A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 2112477 appears in Exhibit A. Said Registration is presently valid and subsisting and is now owned by Folexport, Inc. and is *prima facie* evidence of Folexport, Inc.'s exclusive right to use said mark in commerce in connection with the services. Opposer has made substantially continuous use in commerce of the said mark in connection with the said goods since at least as early as June 15, 1967.

3. On December 16, 2014, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 4655774 for the mark FOLEX for use in connection with “All purpose cleaners; all purpose cleaning preparations; all purpose cleaning preparation with deodorizing properties; cleaning agents and preparations; cleaning agents for cleaning surfaces; cleaning and washing preparations; cleaning preparations for cleaning surfaces; cleaning preparations for household and commercial use; automobile carpet and upholstery cleaning preparations; pet stain removers; carpet cleaners; stain removers; floor cleaning preparations; deodorizing floor cleaner” in International Class 3 and “All purpose deodorizing preparations; deodorizing products, namely, deodorizing cleaning preparations” in International Class 5. A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 4655774 appears in Exhibit B. Said Registration is presently valid and subsisting and is now owned by Folexport, Inc. and is *prima facie* evidence of Folexport, Inc.'s exclusive right to use said mark in commerce in connection with the services. Said Registration is also incontestible under 15 U.S.C. § 1065. Opposer has made substantially continuous use in commerce of the said mark in connection with the said goods since at least as early as June 15, 1967.

4. On August 18, 2015, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 4796931 for the mark FOLEX for use in connection with “Cleaning preparations for use in pool care; deodorizers for pets; combination cleaner and deodorizer for litter boxes; cleaners for porcelain, glass, windows, and similar surfaces; pet stain removers with deodorizers; carpet cleaner with deodorizer.” in International Class 3 and “Deodorizing products, namely, all purpose deodorizer preparations for household and commercial use” in International Class 5. A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 4796931 appears in Exhibit C. Said Registration is presently valid and subsisting and is now owned by Folexport, Inc. and is *prima facie* evidence of Folexport, Inc.'s exclusive right to use said mark in commerce in connection with the services. Said Registration is also incontestible under 15 U.S.C. § 1065. Opposer has made substantially continuous use in commerce of the said mark in connection with the said goods since at least as early as June 15, 1967.

5. On January 2, 2018, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 5370323 for the mark FOLEX for use in connection with “Deodorizing preparations for use in pool care; deodorizing products, namely, deodorizing preparations for pet litter boxes; air deodorizers; deodorizers for automobiles; carpet deodorizer; household deodorizers” in International Class 5. A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 5370323 appears in Exhibit D. Said Registration is presently valid and subsisting and is now owned by Folexport, Inc. and is *prima facie* evidence of Folexport, Inc.'s exclusive right to use said mark in commerce in connection with the services. Opposer has made substantially continuous use in commerce of the said mark in connection with the said goods since at least as early as November 9, 2017.

6. In its Application No. 90616308, Applicant seeks registration on the Principal Register for the FLOREX Stylized mark in connection with “Cleaning agents and preparations; Cleaning agents for cleaning surfaces; Cleaning preparations for household, industrial and medical use; All purpose cleaning preparations” in International Class 3 and Clean room installations; Clean rooms“ in International Class 11.

7. Upon information and belief, Applicant cannot claim priority in the United States for its FLOREX Stylized mark earlier than March 31, 2021, the filing date of the subject application.

8. By reason of longstanding and extensive marketing, advertising and promotion of the goods in connection with the FOLEX Mark, and the high quality of those goods, the FOLEX Mark has developed extremely valuable goodwill, is famous and has a reputation associated and identified with it long before the Applicant can assert any claim in the Applicant’s FLOREX Stylized Mark.

9. On information and belief, Applicant's adoption and use of the Applicant’s FLOREX Stylized Mark has been with actual or constructive knowledge of the prior use of, applications for, and registrations of the FOLEX Mark.

10. Applicant's adoption and use of the Applicant’s FLOREX Stylized Mark has been without the consent or permission of the Opposer.

11. The goods specified in the Applicant’s trademark application for the Applicant’s FLOREX Stylized Mark are similar to the goods in the registrations for the FOLEX Mark and provided under the FOLEX Mark in current use.

12. On information and belief, the Applicant’s FLOREX Stylized Mark in connection with the specified goods are promoted in the same channels of trade, to the same potential purchasers, and use the same advertising media and channels as those in connection with the FOLEX Mark.

13. The Applicant’s FLOREX Stylized Mark is confusingly similar to the FOLEX Mark.

14. If Applicant is granted registration of its FLOREX Stylized Mark as set forth in Application No. 90616308, Applicant will thereby obtain the *prima facie* exclusive right to use such mark, and such registration will damage, impair, diminish, and dilute Folexport, Inc.'s goodwill and rights in their FOLEX Mark causing irreparable injury to the Opposer.

15. Applicant's FLOREX Stylized Mark is likely to cause confusion, mistake, or deception that Applicant's goods are those of Folexport, Inc. or are otherwise endorsed, sponsored, or approved by Folexport, Inc., resulting in damage to the Opposer.

PRAYER FOR RELIEF

WHEREFORE, the Opposer Folexport, Inc. respectfully request that Application No. 90616308 be rejected; and, that registration of the Applicant's FLOREX Stylized Mark be refused.

Respectfully submitted,

Dated: May 11, 2023

/Joseph T. Nabor/
Joseph T. Nabor
Kerianne A. Strachan
Fitch, Even, Tabin & Flannery, LLP
120 South LaSalle, Suite 1600
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Attorneys for Opposers

CERTIFICATE OF SERVICE

I, Joseph T. Nabor, Attorney for the Opposer, hereby certify that a copy of the foregoing Amended Notice of Opposition has been served via email upon:

Carlos Burgos
Burgos & Associates Law Group
150 S Pine Island Rd, Suite 300
Plantation, FL 33324
cburgos@burgoslawgroup.com
evanbrowne@burgoslawgroup.com

Attorney for Applicant

Dated: May 11, 2023

/Kerianne A. Strachan/
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Kerianne A. Strachan
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Attorneys for Opposer

Exhibit A

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Mark: FOLEX

FOLEX

US Serial Number: 75229565

Application Filing Date: Jan. 22, 1997

US Registration Number: 2112477

Registration Date: Nov. 11, 1997

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Feb. 03, 2017

Publication Date: Aug. 19, 1997

Mark Information

Mark Literal Elements: FOLEX

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 1663910

Goods and Services

Note:

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

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

For: household cleaning compound, namely, all-purpose spot remover

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 1966

Use in Commerce: Jun. 15, 1967

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: FOLEXPORT, INC.

Owner Address: PO BOX 789
TUALATIN, OREGON UNITED STATES 97062

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Tara Reedy Sliva

Docket Number: 10020718.002

Attorney Primary Email Address: trademarks.us@dentons.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Tara Reedy Sliva
DENTONS US LLP
P.O. BOX 1302
CHICAGO, ILLINOIS UNITED STATES 60604

Phone: 312-876-2837

Fax: 312-876-7934

Correspondent e-mail: trademarks.us@dentons.com hope.karmo@dentons.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 29, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 29, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 29, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 03, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 03, 2017	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	71359
Feb. 03, 2017	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	71359
Feb. 02, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71359
Nov. 29, 2016	TEAS SECTION 8 & 9 RECEIVED	
Nov. 11, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jan. 01, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jun. 24, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 20, 2007	CASE FILE IN TICRS	
Feb. 09, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	59807
Feb. 09, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 07, 2007	ASSIGNED TO PARALEGAL	59807
Dec. 07, 2006	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Dec. 07, 2006	TEAS SECTION 8 & 9 RECEIVED	
Jan. 30, 2003	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Nov. 20, 2002	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Nov. 20, 2002	PAPER RECEIVED	
Nov. 11, 1997	REGISTERED-PRINCIPAL REGISTER	
Aug. 19, 1997	PUBLISHED FOR OPPOSITION	
Jul. 18, 1997	NOTICE OF PUBLICATION	
Jun. 23, 1997	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 23, 1997	ASSIGNED TO EXAMINER	72516

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Feb. 03, 2017

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: RDH Chemical Company

Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5175/0745](#)

Pages: 5

Date Recorded: Dec. 17, 2013

Supporting Documents: [assignment-tm-5175-0745.pdf](#)

Assignor

Name: [RDH CHEMICAL CO. \(S/K/A RDH CHEMICAL COMPANY\)](#)

Execution Date: Nov. 22, 2013

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Assignee

Name: [FOLEXPOR, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Address: PO BOX 789
TUALATIN, OREGON 97062

Correspondent

Correspondent Name: DENTONS US LLP

Correspondent Address: P.O. BOX #061080
WACKER DRIVE STATION, WILLIS TOWER
CHICAGO, IL 60606-1080

Domestic Representative - Not Found

Int. Cl.: 3

Prior U.S. Cls.: 1, 4, 6, 50, 51 and 52

Reg. No. 2,112,477

United States Patent and Trademark Office

Registered Nov. 11, 1997

**TRADEMARK
PRINCIPAL REGISTER**

FOLEX

RDH CHEMICAL COMPANY (CALIFORNIA
CORPORATION)
2737 VIA ORANGE WAY
SPRING VALLEY, CA 91978

FIRST USE 5-1-1966; IN COMMERCE
6-15-1967.

OWNER OF U.S. REG. NO. 1,663,910.

FOR: HOUSEHOLD CLEANING COM-
POUND, NAMELY, ALL-PURPOSE SPOT RE-
MOVER, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51
AND 52).

SER. NO. 75-229,565, FILED 1-22-1997.

GEORGE POLOGEORGIS, EXAMINING AT-
TORNEY

Exhibit B

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Mark: FOLEX

FOLEX

US Serial Number: 86259256

Application Filing Date: Apr. 22, 2014

US Registration Number: 4655774

Registration Date: Dec. 16, 2014

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Mar. 09, 2021

Publication Date: Sep. 30, 2014

Mark Information

Mark Literal Elements: FOLEX

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2112477

Goods and Services

Note:

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

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

For: All purpose cleaners; all purpose cleaning preparations; all purpose cleaning preparation with deodorizing properties; cleaning agents and preparations; cleaning agents for cleaning surfaces; cleaning and washing preparations; cleaning preparations for cleaning surfaces; cleaning preparations for household and commercial use; automobile carpet and upholstery cleaning preparations; pet stain removers; carpet cleaners; stain removers; floor cleaning preparations; deodorizing floor cleaner

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 1966

Use in Commerce: Jun. 15, 1967

For: All purpose deodorizing preparations; deodorizing products, namely, deodorizing cleaning preparations

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 2011

Use in Commerce: Dec. 31, 2011

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Folexport, Inc.

Owner Address: 10870 SW Tualatin Sherwood Rd.
Tualatin, OREGON UNITED STATES 97062

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Carol Anne Been

Docket Number: 10020718-002

Attorney Primary Email Address: trademarks.us@dentons.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Carol Anne Been
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P.O. Box #1302
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Correspondent e-mail: trademarks.us@dentons.com hope.karmo@dentons.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 25, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 25, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 25, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 09, 2021	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 09, 2021	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Dec. 03, 2020	TEAS SECTION 8 & 15 RECEIVED	
Dec. 16, 2019	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Dec. 16, 2014	REGISTERED-PRINCIPAL REGISTER	
Sep. 30, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 30, 2014	PUBLISHED FOR OPPOSITION	
Sep. 10, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Aug. 27, 2014	ASSIGNED TO LIE	68552
Aug. 18, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 15, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 15, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 15, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	

Aug. 04, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 04, 2014	NON-FINAL ACTION E-MAILED	6325
Aug. 04, 2014	NON-FINAL ACTION WRITTEN	78426
Aug. 03, 2014	ASSIGNED TO EXAMINER	78426
May 06, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Apr. 25, 2014	NEW APPLICATION ENTERED	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Mar. 09, 2021

United States of America
United States Patent and Trademark Office

FOLEX

Reg. No. 4,655,774

Registered Dec. 16, 2014

Int. Cls.: 3 and 5

TRADEMARK

PRINCIPAL REGISTER

FOLEXPORT, INC. (OREGON CORPORATION)
PO BOX 789
TUALATIN, OR 97062

FOR: ALL PURPOSE CLEANERS; ALL PURPOSE CLEANING PREPARATIONS; ALL PURPOSE CLEANING PREPARATION WITH DEODORIZING PROPERTIES; CLEANING AGENTS AND PREPARATIONS; CLEANING AGENTS FOR CLEANING SURFACES; CLEANING AND WASHING PREPARATIONS; CLEANING PREPARATIONS FOR CLEANING SURFACES; CLEANING PREPARATIONS FOR HOUSEHOLD AND COMMERCIAL USE; AUTOMOBILE CARPET AND UPHOLSTERY CLEANING PREPARATIONS; PET STAIN REMOVERS; CARPET CLEANERS; STAIN REMOVERS; FLOOR CLEANING PREPARATIONS; DEODORIZING FLOOR CLEANER, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 5-1-1966; IN COMMERCE 6-15-1967.

FOR: ALL PURPOSE DEODORIZING PREPARATIONS; DEODORIZING PRODUCTS, NAMELY, DEODORIZING CLEANING PREPARATIONS, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 12-31-2011; IN COMMERCE 12-31-2011.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NO. 2,112,477.

SER. NO. 86-259,256, FILED 4-22-2014.

TIMOTHY FINNEGAN, EXAMINING ATTORNEY



Michelle K. Lee

Deputy Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*
What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*
What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

Exhibit C

Generated on: This page was generated by TSDR on 2023-05-11 19:33:42 EDT

Mark: FOLEX

FOLEX

US Serial Number: 86976674

Application Filing Date: Apr. 22, 2014

US Registration Number: 4796931

Registration Date: Aug. 18, 2015

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Oct. 24, 2020

Publication Date: Sep. 30, 2014 Notice of Allowance Date: Nov. 25, 2014

Mark Information

Mark Literal Elements: FOLEX

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2112477

Child Of: 86259261

Goods and Services

Note:

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

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

For: Cleaning preparations for use in pool care; deodorizers for pets; combination cleaner and deodorizer for litter boxes; cleaners for porcelain, glass, windows, and similar surfaces; pet stain removers with deodorizers; carpet cleaner with deodorizer

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 15, 1967

Use in Commerce: Jun. 15, 1967

For: deodorizing products, namely, all purpose deodorizer preparations for household and commercial use

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 15, 1967

Use in Commerce: Jun. 15, 1967

Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes
Filed ITU:	Yes	Currently ITU:	No
Filed 44D:	No	Currently 44E:	No
Filed 44E:	No	Currently 66A:	No
Filed 66A:	No	Currently No Basis:	No
Filed No Basis:	No		

Current Owner(s) Information

Owner Name: Folexport, Inc.

Owner Address: 10870 SW Tualatin Sherwood Rd.
Tualatin, OREGON UNITED STATES 97062

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Carol Anne Been	Docket Number:	10020718-000
Attorney Primary Email Address:	trademarks.us@dentons.com	Attorney Email Authorized:	Yes

Correspondent

Correspondent Name/Address:	Carol Anne Been DENTONS US LLP P.O. Box #1302 CHICAGO, ILLINOIS UNITED STATES 60604	Phone:	312-876-3122	Fax:	312-876-7934
Correspondent e-mail:	trademarks.us@dentons.com hope.karmo@dentons.com	Correspondent e-mail Authorized:	Yes		

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 25, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 25, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 25, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 24, 2020	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Oct. 24, 2020	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70132
Oct. 24, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70132
Sep. 02, 2020	TEAS SECTION 8 & 15 RECEIVED	
Aug. 18, 2020	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Aug. 18, 2015	REGISTERED-PRINCIPAL REGISTER	
Jul. 15, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 14, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 27, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 26, 2015	STATEMENT OF USE PROCESSING COMPLETE	69302
May 20, 2015	USE AMENDMENT FILED	69302
Jun. 26, 2015	SOU EXTENSION 1 GRANTED	69302
May 20, 2015	SOU EXTENSION 1 FILED	69302
Jun. 26, 2015	DIVISIONAL PROCESSING COMPLETE	

May 20, 2015	DIVISIONAL REQUEST RECEIVED	
Jun. 24, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 24, 2015	ITU OFFICE ACTION ISSUED FOR DIVISIONAL REQUEST	69302
Jun. 20, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
May 20, 2015	TEAS REQUEST TO DIVIDE RECEIVED	
May 20, 2015	TEAS EXTENSION RECEIVED	
May 20, 2015	TEAS STATEMENT OF USE RECEIVED	
Nov. 25, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 30, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 30, 2014	PUBLISHED FOR OPPOSITION	
Sep. 10, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Aug. 27, 2014	ASSIGNED TO LIE	68552
Aug. 18, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 15, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 15, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 15, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 04, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 04, 2014	NON-FINAL ACTION E-MAILED	6325
Aug. 04, 2014	NON-FINAL ACTION WRITTEN	78426
Aug. 03, 2014	ASSIGNED TO EXAMINER	78426
May 06, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Apr. 25, 2014	NEW APPLICATION ENTERED	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 104

Date in Location: Oct. 24, 2020

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91281208](#)

Filing Date: Oct 14, 2022

Status: Pending

Status Date: Oct 14, 2022

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Florex USA, Inc.

Correspondent Address: CARLOS BURGOS
BURGOS & ASSOCIATES LAW GROUP
150 S PINE ISLAND RD, SUITE 300
PLANTATION FL UNITED STATES , 33324

Correspondent e-mail: cburgos@burgoslawgroup.com , evanbrowne@burgoslawgroup.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLOREX	Opposition Pending	90616308	

Plaintiff(s)

Name: Folexport, Inc.

Correspondent Address: JOSEPH T. NABOR
FITCH, EVEN, TABIN & FLANNERY, LLP

120 S. LASALLE STREET, SUITE 2100
CHICAGO IL UNITED STATES , 60603

Correspondent e-mail: trademark@fitcheven.com , jtnabo@fitcheven.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FOLEX	Section 8 and 15 - Accepted and Acknowledged	86976674	4796931

Prosecution History

Entry Number	History Text	Date	Due Date
4	ANSWER	Nov 21, 2022	
3	INSTITUTED	Oct 14, 2022	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 14, 2022	Nov 23, 2022
1	FILED AND FEE	Oct 14, 2022	

United States of America
United States Patent and Trademark Office

FOLEX

Reg. No. 4,796,931

Registered Aug. 18, 2015

Int. Cls.: 3 and 5

TRADEMARK

PRINCIPAL REGISTER

FOLEXPOR, INC. (OREGON CORPORATION)
PO BOX 789
TUALATIN, OR 97062

FOR: CLEANING PREPARATIONS FOR USE IN POOL CARE; DEODORIZERS FOR PETS; COMBINATION CLEANER AND DEODORIZER FOR LITTER BOXES; CLEANERS FOR PORCELAIN, GLASS, WINDOWS, AND SIMILAR SURFACES; PET STAIN REMOVERS WITH DEODORIZERS; CARPET CLEANER WITH DEODORIZER, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 6-15-1967; IN COMMERCE 6-15-1967.

FOR: DEODORIZING PRODUCTS, NAMELY, ALL PURPOSE DEODORIZER PREPARATIONS FOR HOUSEHOLD AND COMMERCIAL USE, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 6-15-1967; IN COMMERCE 6-15-1967.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NO. 2,112,477.

SN 86-976,674, FILED 4-22-2014.

TIMOTHY FINNEGAN, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

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Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

Exhibit D

Generated on: This page was generated by TSDR on 2023-05-11 19:34:23 EDT

Mark: FOLEX

FOLEX

US Serial Number: 86259261

Application Filing Date: Apr. 22, 2014

US Registration Number: 5370323

Registration Date: Jan. 02, 2018

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Jan. 02, 2018

Publication Date: Sep. 30, 2014 Notice of Allowance Date: Nov. 25, 2014

Mark Information

Mark Literal Elements: FOLEX

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2112477

Parent Of: 86976674

Goods and Services

Note:

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

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

For: Deodorizing preparations for use in pool care; deodorizing products, namely, deodorizing preparations for pet litter boxes; air deodorizers; deodorizers for automobiles; carpet deodorizer; household deodorizers

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 09, 2017

Use in Commerce: Nov. 09, 2017

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Folexport, Inc.

Owner Address: PO Box 789
Tualatin, OREGON UNITED STATES 97062

Legal Entity Type: CORPORATION

State or Country OREGON
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Carol Anne Been

Docket Number: 10020718-000

Attorney Primary trademarks.us@dentons.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Carol Anne Been
Name/Address: DENTONS US LLP
P.O. Box #1302
CHICAGO, ILLINOIS UNITED STATES 60604

Phone: 312-876-3122

Fax: 312-876-7934

Correspondent e-mail: trademarks.us@dentons.com hope.karmo@dentons.com
ns.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 02, 2023	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
May 25, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 25, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 25, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 02, 2018	REGISTERED-PRINCIPAL REGISTER	
Nov. 30, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Nov. 29, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 28, 2017	STATEMENT OF USE PROCESSING COMPLETE	69302
Nov. 16, 2017	USE AMENDMENT FILED	69302
Nov. 16, 2017	TEAS STATEMENT OF USE RECEIVED	
Jun. 21, 2017	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 20, 2017	SOU EXTENSION 5 GRANTED	69302
May 22, 2017	SOU EXTENSION 5 FILED	69302
May 22, 2017	TEAS EXTENSION RECEIVED	
Nov. 17, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 16, 2016	SOU EXTENSION 4 GRANTED	69302
Nov. 10, 2016	SOU EXTENSION 4 FILED	69302
Nov. 10, 2016	TEAS EXTENSION RECEIVED	
Jun. 01, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 31, 2016	SOU EXTENSION 3 GRANTED	69302
May 24, 2016	SOU EXTENSION 3 FILED	69302
May 24, 2016	TEAS EXTENSION RECEIVED	
Dec. 08, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 07, 2015	SOU EXTENSION 2 GRANTED	69302

Nov. 24, 2015	SOU EXTENSION 2 FILED	69302
Nov. 24, 2015	TEAS EXTENSION RECEIVED	
Jun. 27, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 27, 2015	CORRECTED NOA E-MAILED	
Jun. 26, 2015	SOU EXTENSION 1 GRANTED	69302
May 20, 2015	SOU EXTENSION 1 FILED	69302
Jun. 26, 2015	DIVISIONAL PROCESSING COMPLETE	
May 20, 2015	DIVISIONAL REQUEST RECEIVED	
Jun. 24, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 24, 2015	ITU OFFICE ACTION ISSUED FOR DIVISIONAL REQUEST	69302
Jun. 20, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
May 20, 2015	TEAS REQUEST TO DIVIDE RECEIVED	
May 20, 2015	TEAS EXTENSION RECEIVED	
Nov. 25, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 30, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 30, 2014	PUBLISHED FOR OPPOSITION	
Sep. 10, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Aug. 27, 2014	ASSIGNED TO LIE	68552
Aug. 18, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 15, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 15, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 15, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 04, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 04, 2014	NON-FINAL ACTION E-MAILED	6325
Aug. 04, 2014	NON-FINAL ACTION WRITTEN	78426
Aug. 03, 2014	ASSIGNED TO EXAMINER	78426
May 06, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Apr. 25, 2014	NEW APPLICATION ENTERED	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 29, 2017

United States of America

United States Patent and Trademark Office

FOLEX

Reg. No. 5,370,323

Registered Jan. 02, 2018

Int. Cl.: 5

Trademark

Principal Register

Folexport, Inc. (OREGON CORPORATION)

Po Box 789

Tualatin, OREGON 97062

CLASS 5: Deodorizing preparations for use in pool care; deodorizing products, namely, deodorizing preparations for pet litter boxes; air deodorizers; deodorizers for automobiles; carpet deodorizer; household deodorizers

FIRST USE 11-9-2017; IN COMMERCE 11-9-2017

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

OWNER OF U.S. REG. NO. 2112477

SER. NO. 86-259,261, FILED 04-22-2014



Joseph Matol

Performing the Functions and Duties of the
Under Secretary of Commerce for
Intellectual Property and Director of the
United States Patent and Trademark Office

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

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