

ESTTA Tracking number: **ESTTA1356138**  
Filing date: **05/02/2024**

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

Proceeding no.	91284057
Party	Plaintiff Alfwear Inc.
Correspondence address	TRENT H. BAKER BAKER IP PLLC 124 SOUTH MAIN STREET #3147 CEDAR CITY, UT 84720 UNITED STATES Primary email: trent@bakerip.com Secondary email(s): admin@bakerip.com, bowen@rqn.com, arichards@rqn.com, kpickering@rqn.com, docket@rqn.com 801-618-3359
Submission	Plaintiff's Notice of Reliance
Filer's name	S. Brandon Owen
Filer's email	bowen@rqn.com, arichards@rqn.com, trent@bakerip.com, admin@bakerip.com, kpickering@rqn.com, docket@rqn.com
Signature	/s S. Brandon Owen/
Date	05/02/2024
Attachments	Opposers Second Notice of Reliance - optimized - Part 10.pdf(5743944 bytes ) Opposers Second Notice of Reliance - optimized - Part 11.pdf(5670709 bytes ) Opposers Second Notice of Reliance - optimized - Part 12.pdf(5687610 bytes ) Opposers Second Notice of Reliance - optimized - Part 13.pdf(2474385 bytes )

Jun. 11, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.
Jun. 11, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL
Apr. 05, 2016	TEAS SECTION 8 & 15 RECEIVED
Apr. 05, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Nov. 16, 2015	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED
Nov. 16, 2010	REGISTERED-PRINCIPAL REGISTER
Oct. 14, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED
Oct. 13, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED
Oct. 13, 2010	ASSIGNED TO LIE
Sep. 30, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED
Sep. 09, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED
Sep. 08, 2010	STATEMENT OF USE PROCESSING COMPLETE
Aug. 25, 2010	USE AMENDMENT FILED
Sep. 08, 2010	DIVISIONAL PROCESSING COMPLETE
Aug. 25, 2010	DIVISIONAL REQUEST RECEIVED
Sep. 08, 2010	SOU EXTENSION 3 GRANTED
Aug. 25, 2010	SOU EXTENSION 3 FILED
Sep. 03, 2010	RESPONSE TO ITU OFFICE ACTION ENTERED
Sep. 03, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Sep. 01, 2010	ITU OFFICE ACTION ISSUED FOR DIVISIONAL REQUEST
Aug. 25, 2010	TEAS STATEMENT OF USE RECEIVED
Aug. 25, 2010	TEAS REQUEST TO DIVIDE RECEIVED
Aug. 25, 2010	SOU TEAS EXTENSION RECEIVED
Mar. 26, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED
Mar. 25, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED
Mar. 24, 2010	SOU EXTENSION 2 GRANTED
Feb. 19, 2010	SOU EXTENSION 2 FILED
Mar. 24, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Feb. 19, 2010	SOU TEAS EXTENSION RECEIVED
Jun. 01, 2009	SOU EXTENSION 1 GRANTED
May 12, 2009	SOU EXTENSION 1 FILED
Jun. 01, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL
May 12, 2009	SOU TEAS EXTENSION RECEIVED
Apr. 14, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT
Jan. 20, 2009	PUBLISHED FOR OPPOSITION
Dec. 31, 2008	NOTICE OF PUBLICATION
Dec. 15, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED
Dec. 15, 2008	ASSIGNED TO LIE
Dec. 05, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER
Dec. 04, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED
Dec. 04, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE
Dec. 04, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Nov. 21, 2008	UNDELIVERABLE MAIL - COURTESY COPY MAILED
Nov. 20, 2008	NOTIFICATION OF NON-FINAL ACTION E-MAILED
Nov. 20, 2008	NON-FINAL ACTION E-MAILED
Nov. 20, 2008	NON-FINAL ACTION WRITTEN
Nov. 20, 2008	ASSIGNED TO EXAMINER
Sep. 25, 2008	NEW APPLICATION ENTERED

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## TM Staff and Location Information

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TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 106

Date in Location: Jan. 04, 2020

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## Proceedings

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KUHL007570

**Summary**

Number of 3  
Proceedings:

**Type of Proceeding: Opposition**

Proceeding [91247291](#)  
Number:

Filing Date: Mar 29, 2019

Status: Terminated

Status Date: Sep 18, 2019

Interlocutory LAWRENCE (LARRY) T STANLEY  
Attorney:

**Defendant**

Name: D'Carlton Grant Jr.

Correspondent D'CARLTON GRANT  
Address: 2213 NORTH BOIS D'ARC AVENUE  
TYLER TX UNITED STATES , 75702

Correspondent e-mail: [dcgrant1205@gmail.com](mailto:dcgrant1205@gmail.com) , [notifications@trademarkengine.com](mailto:notifications@trademarkengine.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
OMNI SUPERIOR		<a href="#">88063974</a>	

**Plaintiff(s)**

Name: Columbia Sportswear North America, Inc.

Correspondent ADAM R KELLY  
Address: COLUMBIA SPORTSWEAR NORTH AMERICA INC  
14375 NW SCIENCE PARK DRIVE  
PORTLAND OR UNITED STATES , 97229

Correspondent e-mail: [ADKelly@columbia.com](mailto:ADKelly@columbia.com) , [kcushman@columbia.com](mailto:kcushman@columbia.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
OMNI-FREEZE		<a href="#">77546175</a>	<a href="#">3894351</a>
OMNI-FREEZE		<a href="#">85581578</a>	<a href="#">4296505</a>
OMNI-GRIP		<a href="#">76039404</a>	<a href="#">2480957</a>
OMNI-HEAT		<a href="#">77980321</a>	<a href="#">3878153</a>
OMNI-HEAT		<a href="#">77575675</a>	<a href="#">4070939</a>
OMNI-SHADE		<a href="#">77121073</a>	<a href="#">3565202</a>
OMNI-SHIELD		<a href="#">77344541</a>	<a href="#">3807528</a>
OMNI - SHIELD		<a href="#">78255992</a>	<a href="#">2856008</a>
OMNI-SHIELD BLOOD 'N GUTS		<a href="#">77672032</a>	<a href="#">3741074</a>
OMNI SHIELD BLOOD 'N GUTS		<a href="#">77669172</a>	<a href="#">3857646</a>
OMNI-TECH		<a href="#">76033922</a>	<a href="#">2435407</a>
OMNI-TECH		<a href="#">78255448</a>	<a href="#">3190859</a>
OMNI-WICK		<a href="#">77949385</a>	<a href="#">4077572</a>
OMNI-WIND		<a href="#">85449158</a>	<a href="#">4388739</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
11	TERMINATED	Sep 18, 2019	
10	BD DECISION: OPP DISMISSED W/ PREJ	Sep 18, 2019	
9	W/DRAW OF OPPOSITION	Sep 11, 2019	
8	RESPONSE DUE 30 DAYS (DUE DATE)	Sep 09, 2019	Oct 09, 2019
7	MOT TO AMEND APPLICATION	Sep 04, 2019	
6	ANSWER	Jun 07, 2019	
5	EXTENSION OF TIME GRANTED	Jun 06, 2019	
4	D MOT FOR EXT W/O CONSENT	May 08, 2019	

3	PENDING, INSTITUTED	Mar 29, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 29, 2019	May 08, 2019
1	FILED AND FEE	Mar 29, 2019	

### Type of Proceeding: Opposition

Proceeding Number: [91241752](#)

Filing Date: Jun 12, 2018

Status: Terminated

Status Date: Sep 24, 2018

Interlocutory Attorney: KATIE W MCKNIGHT

#### Defendant

Name: Michael John Matuszczak, Jr. and Elijah Emanuel Elmore

Correspondent Address: MICHAEL JOHN MATUSZCZAK JR  
920 STONY HILL RD  
WILBRAHAM MA UNITED STATES , 01095

Correspondent e-mail: [officialomniverse@gmail.com](mailto:officialomniverse@gmail.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
OMNIAPPAREL		<a href="#">87451772</a>	

#### Plaintiff(s)

Name: Columbia Sportswear North America, Inc.

Correspondent Address: MICHAEL A COHEN  
SCHWABE WILLIAMSON & WYATT PC  
1211 SW FIFTH AVENUE, SUITE 1900  
PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: [trademarks@schwabe.com](mailto:trademarks@schwabe.com) , [mcohen@schwabe.com](mailto:mcohen@schwabe.com) , [apentheny@schwabe.com](mailto:apentheny@schwabe.com) , [aaddae@schwabe.com](mailto:aaddae@schwabe.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
OMNI-DRY		<a href="#">75977942</a>	<a href="#">2219756</a>
OMNI-FREEZE		<a href="#">77546175</a>	<a href="#">3894351</a>
OMNI-FREEZE		<a href="#">85581578</a>	<a href="#">4296505</a>
OMNI-HEAT		<a href="#">77575675</a>	<a href="#">4070939</a>
OMNI-HEAT		<a href="#">77980321</a>	<a href="#">3878153</a>
OMNI-HEAT		<a href="#">77777626</a>	<a href="#">4164890</a>
OMNI-HEAT		<a href="#">86241343</a>	<a href="#">5355367</a>
OMNI-WICK		<a href="#">77949385</a>	<a href="#">4077572</a>
OMNI-SHADE		<a href="#">77121073</a>	<a href="#">3565202</a>
OMNI-TECH		<a href="#">78255448</a>	<a href="#">3190859</a>
OMNI-TECH		<a href="#">76033922</a>	<a href="#">2435407</a>
OMNI-GRIP		<a href="#">76039404</a>	<a href="#">2480957</a>
OMNILITE		<a href="#">74585372</a>	<a href="#">2057844</a>
OMNI-SHIELD		<a href="#">77344541</a>	<a href="#">3807528</a>
OMNI - SHIELD		<a href="#">78255992</a>	<a href="#">2856008</a>
OMNI-SHIELD		<a href="#">77395696</a>	<a href="#">3693431</a>
OMNI-SHIELD		<a href="#">85591151</a>	<a href="#">4237616</a>
OMNI-SHIELD BLOOD 'N GUTS		<a href="#">77672032</a>	<a href="#">3741074</a>
OMNI SHIELD BLOOD 'N GUTS		<a href="#">77669172</a>	<a href="#">3857646</a>
OMNI-WIND		<a href="#">85449158</a>	<a href="#">4388739</a>

#### Prosecution History

Entry Number	History Text	Date	Due Date
7	TERMINATED	Sep 24, 2018	
6	BD DECISION: OPP SUSTAINED	Sep 24, 2018	



5	P UNDELIVERABLE MAIL	Aug 20, 2018	
4	NOTICE OF DEFAULT	Aug 01, 2018	
3	PENDING, INSTITUTED	Jun 12, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 12, 2018	Jul 22, 2018
1	FILED AND FEE	Jun 12, 2018	

### Type of Proceeding: Opposition

Proceeding Number: [91220323](#)

Filing Date: Dec 30, 2014

Status: Terminated

Status Date: Nov 20, 2015

Interlocutory Attorney: JENNIFER KRISP

#### Defendant

Name: Paul Wai Chun Lee

Correspondent Address: ERIK M PELTON  
ERIK M PELTON & ASSOCIATES PLLC  
PO BOX 100637  
ARLINGTON VA UNITED STATES , 22210

Correspondent e-mail: [xhang@globaliplawfirm.com](mailto:xhang@globaliplawfirm.com) , [uspto@tm4smallbiz.com](mailto:uspto@tm4smallbiz.com) , [erik@erikpelton.com](mailto:erik@erikpelton.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
AUMNIE		<a href="#">79141369</a>	

#### Plaintiff(s)

Name: Columbia Sportswear North America, Inc.

Correspondent Address: MICHAEL A COHEN  
SCHWABE WILLIAMSON & WYATT PC  
1211 SW FIFTH AVENUE SUITES 1500-2000  
PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: [trademarks@schwabe.com](mailto:trademarks@schwabe.com) , [mcohen@schwabe.com](mailto:mcohen@schwabe.com) , [abodnar@schwabe.com](mailto:abodnar@schwabe.com) , [apentheny@schwabe.com](mailto:apentheny@schwabe.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
OMNI-DRY		<a href="#">85122525</a>	<a href="#">3954825</a>
OMNI-DRY		<a href="#">75977942</a>	<a href="#">2219756</a>
OMNI-FREEZE		<a href="#">77546175</a>	<a href="#">3894351</a>
OMNI-FREEZE		<a href="#">85581578</a>	<a href="#">4296505</a>
OMNI-HEAT		<a href="#">77575675</a>	<a href="#">4070939</a>
OMNI-HEAT		<a href="#">77980321</a>	<a href="#">3878153</a>
OMNI-WICK		<a href="#">77949385</a>	<a href="#">4077572</a>
OMNI-SHADE		<a href="#">77121073</a>	<a href="#">3565202</a>
OMNI-TECH		<a href="#">78255448</a>	<a href="#">3190859</a>
OMNI-GRIP		<a href="#">76039404</a>	<a href="#">2480957</a>
OMNILITE		<a href="#">74585372</a>	<a href="#">2057844</a>
OMNI-SHIELD		<a href="#">77344541</a>	<a href="#">3807528</a>
OMNI - SHIELD		<a href="#">78255992</a>	<a href="#">2856008</a>
OMNI-SHIELD		<a href="#">77395696</a>	<a href="#">3693431</a>
OMNI-SHIELD BLOOD 'N GUTS		<a href="#">77672032</a>	<a href="#">3741074</a>
OMNI SHIELD BLOOD 'N GUTS		<a href="#">77669172</a>	<a href="#">3857646</a>
OMNITHERM		<a href="#">74572372</a>	<a href="#">1916598</a>
OMNITHERM		<a href="#">74345984</a>	<a href="#">1790408</a>
OMNI-WIND		<a href="#">85449158</a>	<a href="#">4388739</a>

#### Prosecution History

Entry Number	History Text	Date	Due Date
12	TERMINATED	Nov 20, 2015	

11	BD DECISION: DISMISSED W/O PREJ	Nov 20, 2015	
10	W/DRAW OF APPLICATION	Nov 04, 2015	
9	SUSPENDED	Sep 28, 2015	
8	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 28, 2015	
7	CHANGE OF CORRESP ADDRESS	May 13, 2015	
6	TRIAL DATES REMAIN AS SET	Apr 10, 2015	
5	D MOT FOR EXT W/O CONSENT	Mar 04, 2015	
4	ANSWER	Mar 04, 2015	
3	PENDING, INSTITUTED	Jan 22, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 22, 2015	Mar 03, 2015
1	FILED AND FEE	Dec 30, 2014	

# **EXHIBIT 79**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

Int. Cls.: 9, 14, 18, 20, 21, 24, 25, 35, and 41

Prior U.S. Cls.: 1, 2, 3, 13, 21, 22, 23, 25, 26, 27, 28, 29, 30, 32, 33, 36, 38, 39, 40, 41, 42, 50, 100, 101, 102, and 107

Reg. No. 3,648,829

United States Patent and Trademark Office

Registered June 30, 2009

TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER

QUIKSILVER

QUIKSILVER, INC (DELAWARE CORPORATION)  
15202 GRAHAM STREET  
HUNTINGTON BEACH, CA 92649

FOR: SUNGLASSES; EYEWEAR, NAMELY, GOGGLES FOR SPORTS; PRE-RECORDED DIGITAL VIDEO DISCS AND CD-ROMS FEATURING SURFING, SNOWBOARDING, AND SKATEBOARDING, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 10-1-1992; IN COMMERCE 10-1-1992.

FOR: TIMEPIECES; WATCHES; KEY RINGS OF PRECIOUS METAL, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

FIRST USE 10-1-1992; IN COMMERCE 10-1-1992.

FOR: TRAVEL BAGS; ALL-PURPOSE CARRYING BAGS; HANDBAGS; BEACH BAGS; TOTE BAGS; SPORTS BAGS; BACKPACKS; WALLET; SATCHELS; SUITCASES; UMBRELLAS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 4-1-1980; IN COMMERCE 5-1-1980.

FOR: PILLOWS, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 1-1-2008; IN COMMERCE 1-1-2008.

FOR: LUNCH BOXES AND BOTTLE OPENERS, IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

FIRST USE 5-1-2008; IN COMMERCE 5-1-2008.

FOR: BED LINEN; TOWELS; BED SPREADS, IN CLASS 24 (U.S. CLS. 42 AND 50).

FIRST USE 1-1-2008; IN COMMERCE 1-1-2008.

FOR: FOOTWEAR; HEADWEAR; WETSUITS; SWIMWEAR; T-SHIRTS; SHIRTS AND CASUAL TOPS WITH LONG AND SHORT SLEEVES; SLEEVELESS SHIRTS; SLEEVELESS TOPS; SWEAT TOPS; JACKETS; COATS; SHORTS; BOARD SHORTS; WALK SHORTS; LONG PANTS; TROUSERS; JEANS; DRESSES; SKIRTS; SKI WEAR AND SNOWBOARD WEAR, NAMELY, SKI PANTS, SKI JACKETS, SNOWBOARD PANTS, AND SNOWBOARD JACKETS; UNDERWEAR; SOCKS; BELTS; GLOVES; BEANIES; HATS; VISORS; CAPS; SURF HOODS; BOOTS; SHOES; THONGED AND STRAPPED SANDALS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 10-1-1970; IN COMMERCE 9-1-1974.

FOR: RETAIL STORE SERVICES FEATURING CLOTHING, HEADWEAR, FOOTWEAR, WETSUITS, LUGGAGE, SUNGLASSES, WATCHES, AND ACCESSORIES; COMPUTERIZED ONLINE RETAIL STORE SERVICES FEATURING CLOTHING, HEADWEAR, FOOTWEAR, WETSUITS, LUGGAGE, SUNGLASSES, WATCHES, AND ACCESSORIES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 5-1-1991; IN COMMERCE 5-1-1991.

FOR: EDUCATIONAL SERVICES, NAMELY, CONDUCTING CLASSES AND WORKSHOPS IN THE FIELD OF A WIDE VARIETY OF SPORTS; TRAINING IN THE FIELD OF SPORTS; ENTERTAINMENT IN THE NATURE OF CONCERTS, CULTURAL EVENTS, SPORTING EVENTS AND COMPETITIONS; ORGANIZATION AND CONDUCTING OF SPORTS COMPETITIONS, NAMELY, EXTREME SPORTS SUCH AS SKIING, SKATE-

BOARDING, AND SURFING; ORGANIZATION OF EXHIBITIONS FOR CULTURAL, ENTERTAINMENT OR EDUCATIONAL PURPOSES; SPORT CAMP SERVICES; MOTION PICTURE FILM PRODUCTION; PRODUCTION OF DVDS; PRODUCTION OF ONLINE CONTENT IN THE NATURE OF SPORTS AND ENTERTAINMENT; PRESENTATION OF LIVE PERFORMANCES IN THE NATURE OF MUSICAL CONCERTS; ORGANIZATION OF A WIDE VARIETY OF SPORTS GAMES; PUBLISHING OF BOOKS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 12-1-1986; IN COMMERCE 12-1-1986.

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

OWNER OF U.S. REG. NOS. 1,453,205, 1,803,546, AND OTHERS.

SN 78-618,407, FILED 4-27-2005.

CAROL SPILS, EXAMINING ATTORNEY



Generated on: This page was generated by TSDR on 2023-12-15 15:42:51 EST

Mark: QUIKSILVER

QUIKSILVER

US Serial Number: 78618407

Application Filing Date: Apr. 27, 2005

US Registration Number: 3648829

Registration Date: Jun. 30, 2009

Register: Principal

Mark Type: Trademark, Service Mark

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: Jun. 29, 2019

Publication Date: Jan. 22, 2008 Notice of Allowance Date: Apr. 15, 2008

## Mark Information

Mark Literal Elements: QUIKSILVER

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: 1453205, 1803546, 1800150 and others

## Goods and Services

### Note:

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

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

For: Sunglasses; eyewear, namely, goggles for sports [ ; pre-recorded digital video discs and CD-ROMs featuring surfing, snowboarding, and skateboarding ]

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 1992

Use in Commerce: Oct. 01, 1992

For: Timepieces; watches [ ; key rings of precious metal ]

International Class(es): 014 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 1992

Use in Commerce: Oct. 01, 1992

For: Travel bags; all-purpose carrying bags; [ handbags; ] beach bags; tote bags; sports bags; backpacks; wallets; [ satchels; ] suitcases; umbrellas

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 01, 1980

Use in Commerce: May 01, 1980

For: [ pillows ]

International Class(es): 020 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Jan. 01, 2008

Use in Commerce: Jan. 01, 2008

For: Lunch boxes [ and bottle openers ]

International Class(es): 021 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 2008

Use in Commerce: May 01, 2008

For: [ Bed linen; ] towels [ ; bed spreads ]

International Class(es): 024 - Primary Class

U.S Class(es): 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 2008

Use in Commerce: Jan. 01, 2008

For: Footwear; headwear; wetsuits; swimwear; t-shirts; shirts and casual tops with long and short sleeves; sleeveless shirts; sleeveless tops; sweat tops; jackets; coats; shorts; board shorts; walk shorts; long pants; trousers; jeans; [ dresses; skirts; ] ski wear and snowboard wear, namely, ski pants, ski jackets, snowboard pants, and snowboard jackets; underwear; socks; belts; gloves; beanies; hats; visors; caps; surf hoods; boots; shoes; thonged and strapped sandals

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 1970

Use in Commerce: Sep. 01, 1974

For: Retail store services featuring clothing, headwear, footwear, wetsuits, luggage, sunglasses, watches, and accessories; computerized online retail store services featuring clothing, headwear, footwear, wetsuits, luggage, sunglasses, watches, and accessories

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 1991

Use in Commerce: May 01, 1991

For: [ Educational services, namely, conducting classes and workshops in the field of a wide variety of sports; ] training in the field of sports; entertainment in the nature of [ concerts, ] cultural events, sporting events and [ competitions; organization and conducting of sports ] competitions, namely, extreme sports such as [ skiing, skateboarding, ] and surfing; [ organization of exhibitions for cultural, entertainment or educational purposes; ] sport camp services; motion picture film production; [ production of DVDs; ] production of online content in the nature of sports and entertainment [ ; presentation of live performances in the nature of musical concerts; organization of a wide variety of sports games; publishing of books ]

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 01, 1986

Use in Commerce: Dec. 01, 1986

## Basis Information (Case Level)

Filed Use: Yes

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: BOARDRIDERS IP HOLDINGS, LLC

Owner Address: 1411 Broadway  
New York, NEW YORK UNITED STATES 10018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Bridgette Fitzpatrick

Attorney Primary  
Email Address: [bfitzpatrick@authentic.com](mailto:bfitzpatrick@authentic.com)

Attorney Email: Yes  
Authorized:

### Correspondent

Correspondent  
Name/Address: Bridgette Fitzpatrick  
Authentic Brands Group  
1411 Broadway  
New York, NEW YORK United States 10018

Phone: 646-490-9839

Correspondent e-mail: [bfitzpatrick@authentic.com](mailto:bfitzpatrick@authentic.com) [trademark@authentic.com](mailto:trademark@authentic.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2023	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 15, 2023	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 15, 2023	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 15, 2023	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Sep. 15, 2023	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 27, 2022	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
May 27, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 27, 2022	TEAS WITHDRAWAL AS DOMESTIC REPRESENTATIVE RECEIVED	
May 27, 2022	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
May 27, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 27, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 27, 2022	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Sep. 13, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 13, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 29, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 29, 2019	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jun. 29, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 28, 2019	TEAS SECTION 8 & 9 RECEIVED	
Aug. 15, 2018	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jun. 30, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	

May 16, 2018	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 08, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 08, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 15, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Mar. 09, 2016	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 24, 2016	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Oct. 07, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Oct. 07, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 24, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jul. 24, 2015	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 24, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Jun. 30, 2015	TEAS SECTION 8 & 15 RECEIVED	
Jun. 30, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 01, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 01, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 11, 2012	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 19, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jun. 30, 2009	REGISTERED-PRINCIPAL REGISTER	
May 28, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	
May 21, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 02, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	
May 02, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 30, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 30, 2008	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Oct. 30, 2008	NON-FINAL ACTION E-MAILED	
Oct. 30, 2008	SU - NON-FINAL ACTION - WRITTEN	
Oct. 17, 2008	STATEMENT OF USE PROCESSING COMPLETE	
Oct. 15, 2008	USE AMENDMENT FILED	
Oct. 16, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Oct. 15, 2008	TEAS STATEMENT OF USE RECEIVED	
Apr. 15, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 22, 2008	PUBLISHED FOR OPPOSITION	
Jan. 02, 2008	NOTICE OF PUBLICATION	
Dec. 18, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Nov. 26, 2007	ASSIGNED TO LIE	
Nov. 20, 2007	EXPARTE APPEAL TERMINATED	618407
Nov. 20, 2007	EXPARTE APPEAL TERMINATED	618407
Oct. 22, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 28, 2007	EXAMINER'S AMENDMENT ENTERED	
Sep. 28, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	
Sep. 28, 2007	EXAMINERS AMENDMENT E-MAILED	
Sep. 28, 2007	EXAMINERS AMENDMENT -WRITTEN	
Sep. 11, 2007	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 11, 2007	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 31, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	
Aug. 31, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 31, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 10, 2007	NOTIFICATION OF ACTION DENYING REQ FOR RECON E-MAILED	
Jun. 10, 2007	ACTION DENYING REQ FOR RECON E-MAILED	
Jun. 10, 2007	ACTION CONTINUING FINAL - COMPLETED	
Jun. 11, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	
Mar. 10, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	
May 09, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	618407
Mar. 10, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 26, 2006	ACTION DENYING REQ FOR RECON E-MAILED	



Dec. 26, 2006	ACTION CONTINUING FINAL - COMPLETED	
Dec. 13, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 30, 2006	ATTORNEY REVIEW/DECISION ON AMENDMENT REQUIRED	
Nov. 20, 2006	ASSIGNED TO PETITION STAFF	
Nov. 13, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	
Nov. 09, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 09, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 09, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 09, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 09, 2006	EX PARTE APPEAL-INSTITUTED	618407
Nov. 09, 2006	JURISDICTION RESTORED TO EXAMINING ATTORNEY	618407
Nov. 09, 2006	EXPORTE APPEAL RECEIVED AT TTAB	
May 09, 2006	FINAL REFUSAL E-MAILED	
May 09, 2006	FINAL REFUSAL WRITTEN	
Apr. 05, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	
Mar. 29, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 29, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 29, 2005	NON-FINAL ACTION E-MAILED	
Sep. 29, 2005	NON-FINAL ACTION WRITTEN	
Sep. 22, 2005	ASSIGNED TO EXAMINER	
May 11, 2005	NEW APPLICATION ENTERED	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 29, 2019

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 23

Registrant: Quiksilver, Inc

### Assignment 1 of 23

Conveyance: SECURITY INTEREST

Reel/Frame: [3893/0173](#)

Pages: 8

Date Recorded: Nov. 21, 2008

Supporting Documents: [assignment-tm-3893-0173.pdf](#)

### Assignor

Name: [QUIKSILVER, INC.](#)

Execution Date: Nov. 12, 2008

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

### Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country: No Place Where Organized Found  
Where Organized:

Address: 270 PARK AVENUE  
NEW YORK, NEW YORK 10017

### Correspondent

Correspondent Name: MINDY M. LOK, ESQ.

Correspondent Address: SIMPSON THACHER & BARTLETT LLP  
425 LEXINGTON AVENUE  
NEW YORK, NY 10017

Domestic Representative - Not Found

### Assignment 2 of 23



Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [4038/0383](#)

Pages: 14

Date Recorded: Aug. 05, 2009

Supporting Documents: [assignment-tm-4038-0383.pdf](#)

**Assignor**

Name: [QUIKSILVER, INC.](#)

Execution Date: Jul. 30, 2009

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

**Assignee**

Name: [QUIKSILVER AMERICAS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

**Correspondent**

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLC

Correspondent Address: FOUR TIMES SQUARE  
ATTN: OREN EPSTEIN, ESQ.  
NEW YORK, NY 10036

Domestic Representative - Not Found

**Assignment 3 of 23**

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [4036/0365](#)

Pages: 8

Date Recorded: Aug. 03, 2009

Supporting Documents: [assignment-tm-4036-0365.pdf](#)

**Assignor**

Name: [JPMORGAN CHASE BANK, N.A.](#)

Execution Date: Jul. 31, 2009

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

**Assignee**

Name: [QUICKSILVER, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

**Correspondent**

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE  
ATTN: ELAINE ZIFF, ESQ.  
NEW YORK, NY 10036

Domestic Representative - Not Found

**Assignment 4 of 23**

Conveyance: SECURITY INTEREST

Reel/Frame: [4039/0332](#)

Pages: 23

Date Recorded: Aug. 06, 2009

Supporting Documents: [assignment-tm-4039-0332.pdf](#)

**Assignor**

Name: [QUIKSILVER AMERICAS, INC.](#)

Execution Date: Jul. 31, 2009

Legal Entity Type: CORPORATION

State or Country CALIFORNIA

Where Organized:	
Name: <a href="#">DC SHOES, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">HAWK DESIGNS, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">MERVIN MANUFACTURING, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Assignee	
Name: <a href="#">RHONE GROUP L.L.C.</a>	
Legal Entity Type: LIMITED LIABILITY COMPANY	State or Country DELAWARE
Where Organized:	
Address: 630 5TH AVENUE, FLOOR 27 NEW YORK, NEW YORK 10111	
Correspondent	
Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLC	
Correspondent Address: FOUR TIMES SQUARE ATTN: OREN EPSTEIN, ESQ. NEW YORK, NY 10036	
Domestic Representative - Not Found	
Assignment 5 of 23	
Conveyance: SECURITY INTEREST	
Reel/Frame: <a href="#">4039/0853</a>	Pages: 36
Date Recorded: Aug. 07, 2009	
Supporting Documents: <a href="#">assignment-tm-4039-0853.pdf</a>	
Assignor	
Name: <a href="#">QUIKSILVER AMERICAS, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">DC SHOES, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">HAWK DESIGNS, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">MERVIN MANUFACTURING, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">QS WHOLESALE, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">QS RETAIL, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country CALIFORNIA
Where Organized:	
Name: <a href="#">QUIKSILVER, INC.</a>	Execution Date: Jul. 31, 2009
Legal Entity Type: CORPORATION	State or Country DELAWARE
Where Organized:	
Assignee	
Name: <a href="#">BANK OF AMERICA, N.A.</a>	

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country: UNITED STATES  
Where Organized:

Address: 100 FEDERAL STREET, 9TH FLOOR  
BOSTON, MASSACHUSETTS 02110

#### Correspondent

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLC

Correspondent Address: FOUR TIMES SQUARE  
ATTN: ELAINE ZIFF, ESQ.  
NEW YORK, NY 10036

#### Domestic Representative - Not Found

#### Assignment 6 of 23

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [4304/0897](#)

Pages: 63

Date Recorded: Oct. 27, 2010

Supporting Documents: [assignment-tm-4304-0897.pdf](#)

#### Assignor

Name: [RHONE GROUP, L.L.C.](#)

Execution Date: Oct. 27, 2010

Legal Entity Type: CORPORATION

State or Country: NEW YORK  
Where Organized:

#### Assignee

Name: [QUIKSILVER AMERICAS, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [MOUNTAIN & WAVE S.A.R.L.](#)

Legal Entity Type: UNKNOWN

State or Country: LUXEMBOURG  
Where Organized:

Address: 9-11, RUE LOUVIGNY, L-1946 LUXEMBOURG  
GRAND-DUCHY OF LUXEMBOURG, LUXEMBOURG

Name: [QUIKSILVER, INC.](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 1333 KEYSTONE WAY  
VISTA, CALIFORNIA 92081

Name: [HAWK DESIGNS, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [MERVIN MANUFACTURING, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 155 BUSINESS PARK LOOP  
SEQUIM, WASHINGTON 98382

Name: [54TH STREET HOLDINGS S.A.R.L.](#)

Legal Entity Type: UNKNOWN

State or Country: LUXEMBOURG  
Where Organized:

Address: 9-11, RUE LOUVIGNY, L-1946 LUXEMBOURG  
GRAND-DUCHY OF LUXEMBOURG, LUXEMBOURG

**Correspondent**

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE  
ATTN: OREN EPSTEIN, ESQ.  
NEW YORK, NY 10036

**Domestic Representative - Not Found**

**Assignment 7 of 23**

Conveyance: SECURITY INTEREST

Reel/Frame: [4409/0816](#)

Pages: 19

Date Recorded: Nov. 19, 2010

Supporting Documents: [assignment-tm-4409-0816.pdf](#)

**Assignor**

Name: [QUIKSILVER AMERICAS, INC.](#)

Execution Date: Oct. 27, 2010

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [DC SHOES, INC.](#)

Execution Date: Oct. 27, 2010

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [HAWK DESIGNS, INC.](#)

Execution Date: Oct. 27, 2010

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [MERVIN MANUFACTURING, INC.](#)

Execution Date: Oct. 27, 2010

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

**Assignee**

Name: [BANK OF AMERICA, N.A., COLLATERAL AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 100 FEDERAL STREET  
9TH FLOOR  
BOSTON, MASSACHUSETTS 02110

**Correspondent**

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 1725 DUKE STREET  
SUITE 530  
ALEXANDRIA, VA 22314

**Domestic Representative - Not Found**

**Assignment 8 of 23**

Conveyance: MERGER EFFECTIVE 03/01/2012

Reel/Frame: [4748/0016](#)

Pages: 11

Date Recorded: Apr. 05, 2012

Supporting Documents: [assignment-tm-4748-0016.pdf](#)

**Assignor**

Name: [QUIKSILVER AMERICAS, INC.](#)

Execution Date: Mar. 01, 2012

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

**Assignee**

Name: [QS WHOLESALE, INC.](#)



Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Correspondent

Correspondent Name: QUIKSILVER, INC.

Correspondent Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CA 92649

Domestic Representative - Not Found

Assignment 9 of 23

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [5070/0579](#)

Pages: 17

Date Recorded: Jul. 16, 2013

Supporting Documents: [assignment-tm-5070-0579.pdf](#)

Assignor

Name: [BANK OF AMERICA, N.A., AS COLLATERAL AGENT](#)

Execution Date: Jul. 16, 2013

Legal Entity Type: UNKNOWN

State or Country: UNITED STATES  
Where Organized:

Assignee

Name: [QS WHOLESALE, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [HAWK DESIGNS, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 15202 GRAHAM STREET  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [MERVIN MANUFACTURING, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: 701 N. 34TH STREET  
#100-101  
SEATTLE, WASHINGTON 98103

Correspondent

Correspondent Name: HENRY LEBOWITZ

Correspondent Address: ONE NEW YORK PLAZA  
FRIED FRANK LLP  
NEW YORK, NY 10004

Domestic Representative - Not Found

Assignment 10 of 23

Conveyance: SECURITY INTEREST

Reel/Frame: [5074/0924](#)

Pages: 19

Date Recorded: Jul. 16, 2013

Supporting Documents: [assignment-tm-5074-0924.pdf](#)



Documents: \_\_\_\_\_

**Assignor**

Name: [QS WHOLESALE, INC.](#) Execution Date: Jul. 16, 2013  
Legal Entity Type: CORPORATION State or Country: CALIFORNIA  
Where Organized:

Name: [DC SHOES, INC.](#) Execution Date: Jul. 16, 2013  
Legal Entity Type: CORPORATION State or Country: CALIFORNIA  
Where Organized:

Name: [HAWK DESIGNS, INC.](#) Execution Date: Jul. 16, 2013  
Legal Entity Type: CORPORATION State or Country: CALIFORNIA  
Where Organized:

Name: [MERVIN MANUFACTURING, INC.](#) Execution Date: Jul. 16, 2013  
Legal Entity Type: CORPORATION State or Country: CALIFORNIA  
Where Organized:

Name: [QS RETAIL, INC.](#) Execution Date: Jul. 16, 2013  
Legal Entity Type: CORPORATION State or Country: CALIFORNIA  
Where Organized:

Name: [QUIKSILVER, INC.](#) Execution Date: Jul. 16, 2013  
Legal Entity Type: CORPORATION State or Country: DELAWARE  
Where Organized:

**Assignee**

Name: [WELLS FARGO BANK, N.A., AS COLLATERAL AGENT](#)  
Legal Entity Type: UNKNOWN State or Country: UNITED STATES  
Where Organized:  
Address: 625 MARQUETTE AVENUE  
11TH FLOOR  
MINNEAPOLIS, MINNESOTA 55479

**Correspondent**

Correspondent Name: HENRY LEBOWITZ  
Correspondent Address: ONE NEW YORK PLAZA  
FRIED FRANK LLP  
NEW YORK, NY 10004

Domestic Representative - Not Found

**Assignment 11 of 23**

Conveyance: RELEASE OF SECURITY INTEREST  
Reel/Frame: [5740/0360](#) Pages: 17  
Date Recorded: Feb. 26, 2016  
Supporting Documents: [assignment-tm-5740-0360.pdf](#)

**Assignor**

Name: [DELAWARE TRUST COMPANY \(SUCCESSOR TO WELLS FARGO BANK, NATIONAL ASSOCIATION\)](#) Execution Date: Feb. 24, 2014  
Legal Entity Type: CORPORATION State or Country: DELAWARE  
Where Organized:

**Assignee**

Name: [QUIKSILVER, INC.](#)  
Legal Entity Type: CORPORATION State or Country: DELAWARE  
Where Organized:  
Address: 5600 ARGOSY AVE. #100  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [QS WHOLESALE, INC.](#)  
Legal Entity Type: CORPORATION State or Country: CALIFORNIA  
Where Organized:

Address: 5600 ARGOSY AVE. #100  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

Address: 5600 ARGOSY AVE. #100  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [HAWK DESIGNS, INC.](#)

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

Address: 5600 ARGOSY AVE. #100  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [QS RETAIL, INC.](#)

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

Address: 5600 ARGOSY AVE. #100  
HUNTINGTON BEACH, CALIFORNIA 92649

#### Correspondent

Correspondent Name: SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE  
NEW YORK, NY 10036

#### Domestic Representative - Not Found

#### Assignment 12 of 23

Conveyance: SECURITY AGREEMENT

Reel/Frame: [5734/0573](#)

Pages: 40

Date Recorded: Feb. 16, 2016

Supporting Documents: [assignment-tm-5734-0573.pdf](#)

#### Assignor

Name: [QUIKSILVER, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Name: [QS WHOLESALE, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

Name: [DC SHOES, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

Name: [QS RETAIL, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

#### Assignee

Name: [BANK OF AMERICA, N.A., AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: UNKNOWN

State or Country UNITED STATES  
Where Organized:

Address: 100 FEDERAL STREET  
9TH FLOOR  
BOSTON, MASSACHUSETTS 02110

#### Correspondent

Correspondent Name: DARLENA BARI STARK

Correspondent Address: 1025 VERMONT AVE NW, SUITE 1130  
NATIONAL CORPORATE RESEARCH, LTD.  
WASHINGTON, DC 20005

## Domestic Representative - Not Found

## Assignment 13 of 23

Conveyance: SECURITY INTEREST

Reel/Frame: [5746/0319](#)

Pages: 36

Date Recorded: Mar. 04, 2016

Supporting Documents: [assignment-tm-5746-0319.pdf](#)

## Assignor

Name: [QUIKSILVER, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [QS WHOLESALE, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [DC SHOES, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [QS RETAIL, INC.](#)

Execution Date: Feb. 11, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

## Assignee

Name: [OCM FIE, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 333 SOUTH GRAND AVENUE  
28TH FLOOR  
LOS ANGELES, CALIFORNIA 90071

## Correspondent

Correspondent Name: ROB SONESON

Correspondent Address: 300 N LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654

## Domestic Representative - Not Found

## Assignment 14 of 23

Conveyance: SECURITY INTEREST

Reel/Frame: [6049/0084](#)

Pages: 43

Date Recorded: May 03, 2017

Supporting Documents: [assignment-tm-6049-0084.pdf](#)

## Assignor

Name: [QS WHOLESALE, INC.](#)

Execution Date: Mar. 14, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [DC SHOES, INC.](#)

Execution Date: Mar. 14, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [QS RETAIL, INC.](#)

Execution Date: Mar. 14, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Name: [QUIKSILVER, INC.](#)

Execution Date: Mar. 14, 2016

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

**Assignee**Name: [WILMINGTON TRUST, NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country UNITED STATES  
Where Organized:Address: 1100 N. MARKET STREET  
WILMINGTON, DELAWARE 19890**Correspondent**

Correspondent Name: ROB SONESON

Correspondent Address: 300 N LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654**Domestic Representative - Not Found****Assignment 15 of 23**

Conveyance: ENTITY CONVERSION

Reel/Frame: [5999/0676](#)

Pages: 6

Date Recorded: Mar. 01, 2017

Supporting Documents: [assignment-tm-5999-0676.pdf](#)**Assignor**Name: [QS WHOLESALE, INC.](#)

Execution Date: Oct. 31, 2016

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:**Assignee**Name: [QS WHOLESALE, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:Address: 5600 ARGOSY CIRCLE  
SUITE 100  
HUNTINGTON BEACH, CALIFORNIA 92649**Correspondent**

Correspondent Name: PAM FOWLIE C/O SHEPPARD MULLIN

Correspondent Address: 650 TOWN CENTER DR.  
FOURTH FLOOR  
COSTA MESA, CA 92626**Domestic Representative - Not Found****Assignment 16 of 23**

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [6321/0780](#)

Pages: 15

Date Recorded: Apr. 27, 2018

Supporting Documents: [assignment-tm-6321-0780.pdf](#)**Assignor**Name: [QS WHOLESALE, LLC](#)

Execution Date: Apr. 11, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:**Assignee**Name: [BOARDRIDERS IP HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:Address: 5600 ARGOSY CIRCLE, SUITE 100  
HUNTINGTON BEACH, CALIFORNIA 92649**Correspondent**

Correspondent Name: ARENT FOX LLP



Correspondent 555 W 5TH ST, 48TH FLOOR  
Address: ATTN: ANTHONY PELUSO  
LOS ANGELES, CA 90013-1065

Domestic Representative - Not Found

Assignment 17 of 23

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [6321/0466](#)

Pages: 12

Date Recorded: Apr. 24, 2018

Supporting Documents: [assignment-tm-6321-0466.pdf](#)

Assignor

Name: [OCM FIE LLC](#)

Execution Date: Apr. 23, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Assignee

Name: [QS WHOLESALE, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 5600 ARGOSY CIRCLE  
#100  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 5600 ARGOSY CIRCLE  
#100  
HUNTINGTON BEACH, CALIFORNIA 92649

Correspondent

Correspondent Name: RAZA SIDDIQUI

Correspondent Address: 300 N. LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654

Domestic Representative - Not Found

Assignment 18 of 23

Conveyance: SECURITY INTEREST

Reel/Frame: [6333/0001](#)

Pages: 184

Date Recorded: May 18, 2018

Supporting Documents: [assignment-tm-6333-0001.pdf](#)

Assignor

Name: [BOARDRIDERS IP HOLDINGS, LLC](#)

Execution Date: Apr. 23, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Assignee

Name: [DEUTSCHE BANK AG NEW YORK BRANCH AS COLLATERAL AGENT](#)

Legal Entity Type: UNKNOWN

State or Country Where Organized: GERMANY

Address: 60 WALL STREET  
NEW YORK, NEW YORK 10005

Correspondent

Correspondent Name: THOMAS J. BUETTNER

Correspondent Address: LATHAM & WATKINS LLP  
330 NORTH WABASH AVENUE, SUITE 2800  
CHICAGO, IL 60611



## Domestic Representative - Not Found

## Assignment 19 of 23

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [6347/0555](#)

Pages: 12

Date Recorded: Apr. 24, 2018

Supporting Documents: [assignment-tm-6347-0555.pdf](#)

## Assignor

Name: [WILMINGTON TRUST, NATIONAL ASSOCIATION](#)

Execution Date: Apr. 23, 2018

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

## Assignee

Name: [QS WHOLESALE, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 5600 ARGOSY CIRCLE  
#100  
HUNTINGTON BEACH, CALIFORNIA 92649Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 5600 ARGOSY CIRCLE  
#100  
HUNTINGTON BEACH, CALIFORNIA 92649

## Correspondent

Correspondent Name: RAZA SIDDIQUI

Correspondent Address: 300 N. LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654

## Domestic Representative - Not Found

## Assignment 20 of 23

Conveyance: TRADEMARK SECURITY AGREEMENT

Reel/Frame: [6405/0793](#)

Pages: 127

Date Recorded: May 22, 2018

Supporting Documents: [assignment-tm-6405-0793.pdf](#)

## Assignor

Name: [BOARDRIDERS IP HOLDINGS, LLC](#)

Execution Date: Apr. 23, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Name: [DC SHOES, INC.](#)

Execution Date: Apr. 23, 2018

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

## Assignee

Name: [BANK OF AMERICA, N.A., AS COLLATERAL AGENT](#)

Legal Entity Type: UNKNOWN

State or Country Where Organized: UNITED STATES

Address: 100 FEDERAL STREET  
BOSTON, MASSACHUSETTS 02110

## Correspondent

Correspondent Name: LINDA A. SALERA, SENIOR PARALEGAL

Correspondent Address: ONE FEDERAL STREET

Address: C/O MORGAN, LEWIS & BOCKIUS LLP  
BOSTON, MA 02110

Domestic Representative - Not Found

Assignment 21 of 23

Conveyance: SECURITY INTEREST

Reel/Frame: [7052/0001](#)

Pages: 288

Date Recorded: Sep. 15, 2020

Supporting Documents: [assignment-tm-7052-0001.pdf](#)

Assignor

Name: [BOARDRIDERS IP HOLDINGS, LLC](#)

Execution Date: Aug. 31, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Name: [DC SHOES, INC.](#)

Execution Date: Aug. 31, 2020

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Assignee

Name: [WILMINGTON SAVINGS FUND SOCIETY, FSB, AS COLLATERAL AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: DELAWARE

Address: 500 DELAWARE AVENUE  
WILMINGTON, DELAWARE 19801

Correspondent

Correspondent Name: STROOCK & STROOCK & LAVAN LLP

Correspondent Address: 180 MAIDEN LANE  
NEW YORK, NY 10038

Domestic Representative - Not Found

Assignment 22 of 23

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [8192/0579](#)

Pages: 23

Date Recorded: Sep. 08, 2023

Supporting Documents: [assignment-tm-8192-0579.pdf](#)

Assignor

Name: [WILMINGTON SAVINGS FUND SOCIETY, FSB](#)

Execution Date: Sep. 01, 2023

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: DELAWARE

Assignee

Name: [BOARDRIDERS IP HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 5600 ARGOSY CIRCLE #100  
HUNTINGTON BEACH, CALIFORNIA 92649

Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 5600 ARGOSY CIRCLE #100  
HUNTINGTON BEACH, CALIFORNIA 92649

Correspondent

Correspondent Name: CARRIE ROSENBURG

Correspondent Address: KIRKLAND AND ELLIS  
300 N LASALLE  
CHICAGO, IL 60654

## Assignment 23 of 23

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [8192/0735](#)

Pages: 35

Date Recorded: Sep. 08, 2023

Supporting Documents: [assignment-tm-8192-0735.pdf](#)

## Assignor

Name: [ALTER DOMUS \(US\) LLC](#)

Execution Date: Sep. 01, 2023

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: NEW YORK  
Where Organized:

## Assignee

Name: [BOARDRIDERS IP HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:Address: 5600 ARGOSY CIRCLE #100  
HUNTINGTON BEACH, CALIFORNIA 92649Name: [DC SHOES, INC.](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:Address: 5600 ARGOSY CIRCLE #100  
HUNTINGTON BEACH, CALIFORNIA 92649

## Correspondent

Correspondent Name: CARRIE ROSENBURG

Correspondent Address: KIRKLAND AND ELLIS  
300 N LASALLE  
CHICAGO, IL 60654

# **EXHIBIT 80**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**Int. Cls.: 22 and 25**

**Prior U.S. Cls.: 1, 2, 7, 19, 22, 39, 42 and 50**

**United States Patent and Trademark Office**

**Reg. No. 3,324,675**

**Registered Oct. 30, 2007**

**TRADEMARK  
PRINCIPAL REGISTER**

**DAKOTA OUTERWEAR**

DAKOTA OUTERWEAR COMPANY (NORTH  
DAKOTA CORPORATION)  
203 72ND AVE. N.E., HWY. 83N  
MINOT, ND 58702

FOR: MULTI-PURPOSE CLOTH BAGS, IN CLASS  
22 (U.S. CLS. 1, 2, 7, 19, 22, 42 AND 50).

FIRST USE 11-19-1998; IN COMMERCE 11-19-1998.

FOR: CLOTHING, NAMELY T-SHIRTS, SWEATERS, SOCKS, UNDERWEAR, THERMAL SOCKS, THERMAL UNDERWEAR, COVERALLS, PARKAS, JACKETS, VESTS, GLOVES, HOODS; HEADWEAR; FOOTWEAR FOR MEN AND WOMEN; BIB OVERALLS; RAINWEAR; SKI MASKS; HUNTING VESTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 11-19-1998; IN COMMERCE 11-19-1998.

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

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "OUTERWEAR" IN INTERNATIONAL CLASS 25, APART FROM THE MARK AS SHOWN.

SEC. 2(F).

SER. NO. 78-966,985, FILED 9-5-2006.

RAY THOMAS, EXAMINING ATTORNEY



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Mark: DAKOTA OUTERWEAR

DAKOTA OUTERWEAR

US Serial Number: 78966985

Application Filing Date: Sep. 05, 2006

US Registration Number: 3324675

Registration Date: Oct. 30, 2007

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Nov. 16, 2017

Publication Date: Aug. 14, 2007

## Mark Information

Mark Literal Elements: DAKOTA OUTERWEAR

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

Disclaimer: "OUTERWEAR" IN INTERNATIONAL CLASS 25

## 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: [ Multi-purpose cloth bags ]

International Class(es): 022 - Primary Class

U.S Class(es): 001, 002, 007, 019, 022, 042, 050

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Nov. 19, 1998

Use in Commerce: Nov. 19, 1998

For: Clothing, namely t-shirts, sweaters, socks, underwear, thermal socks, thermal underwear, coveralls, parkas, jackets, vests, gloves, hoods; headwear; footwear for men and women; bib overalls; rainwear; ski masks; hunting vests

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 19, 1998

Use in Commerce: Nov. 19, 1998

## Basis Information (Case Level)

KUHL007660

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: Dakota Outerwear Company

Owner Address: 203 72nd Ave. N.E., Hwy. 83N P.O. Box 88  
Minot, NORTH DAKOTA UNITED STATES 58702

Legal Entity Type: CORPORATION

State or Country NORTH DAKOTA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Patricia I. Reding

Docket Number: 79121-336166

Attorney Primary [tmmpls@FaegreBD.com](mailto:tmmpls@FaegreBD.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Patricia I. Reding  
Name/Address: Faegre Baker Daniels LLP  
90 South Seventh Street  
2200 Wells Fargo Center  
MINNEAPOLIS, MINNESOTA UNITED STATES 55402-3901

Phone: +1 612 766 6886

Fax: +1 612 766 1600

Correspondent e- [tmmpls@FaegreBD.com](mailto:tmmpls@FaegreBD.com)  
mail:

Correspondent e- Yes  
mail Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Nov. 16, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Nov. 16, 2017	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 16, 2017	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	
Nov. 16, 2017	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	
Nov. 16, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 19, 2017	TEAS SECTION 8 & 9 RECEIVED	
Oct. 30, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Oct. 30, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Oct. 30, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 16, 2013	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 30, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 16, 2013	TEAS SECTION 8 & 15 RECEIVED	
Oct. 30, 2007	REGISTERED-PRINCIPAL REGISTER	
Aug. 14, 2007	PUBLISHED FOR OPPOSITION	
Jul. 25, 2007	NOTICE OF PUBLICATION	
Jul. 12, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Jul. 12, 2007	ASSIGNED TO LIE	
Jun. 07, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 17, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	
May 16, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	
May 16, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 27, 2006	NON-FINAL ACTION E-MAILED	

Nov. 27, 2006 NON-FINAL ACTION WRITTEN  
Nov. 21, 2006 ASSIGNED TO EXAMINER  
Sep. 08, 2006 NEW APPLICATION ENTERED

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## TM Staff and Location Information

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TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Nov. 16, 2017

# **EXHIBIT 81**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**United States of America**  
United States Patent and Trademark Office

**PACSUN**

**Reg. No. 4,119,420**

**Registered Mar. 27, 2012**

**Int. Cls.: 25 and 35**

**TRADEMARK**

**SERVICE MARK**

**PRINCIPAL REGISTER**

PACIFIC SUNWEAR OF CALIFORNIA, INC. (CALIFORNIA CORPORATION)  
3450 EAST MIRALOMA AVENUE  
ANAHEIM, CA 92806

FOR: CLOTHING, NAMELY, SHIRTS, T-SHIRTS, WOVEN SHIRTS, FLANNEL SHIRTS, KNIT TOPS, TANK TOPS, DRESSES, SKIRTS, SWEATSHIRTS, SWEAT PANTS, PANTS, JEANS, LEGGINGS, SHORTS, JACKETS, SWEATERS, PAJAMAS, UNDER GARMENTS, SWIM SUITS, SWIM WEAR, SCARVES, SHAWLS, BELTS, GLOVES, MITTENS, SOCKS; FOOTWEAR, NAMELY, CASUAL FOOTWEAR, ATHLETIC FOOTWEAR, SHOES, SANDALS, SLIPPERS, BOOTS, BEACH FOOTWEAR; HEADGEAR, NAMELY, HATS, CAPS, VISORS, BEANIES AND HEAD BANDS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 10-21-1987; IN COMMERCE 10-21-1987.

FOR: RETAIL STORE AND ONLINE RETAIL STORE SERVICES IN THE FIELDS OF CLOTHING, HEADWEAR, FOOTWEAR, BAGS, COSMETICS, EYEWEAR, WATCHES, JEWELRY, SKATEBOARDS AND CONSUMER ELECTRONICS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 11-27-1999; IN COMMERCE 11-27-1999.

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

OWNER OF U.S. REG. NOS. 1,613,010, 2,579,269, AND OTHERS.

SN 85-202,985, FILED 12-21-2010.

MATTHEW MCDOWELL, EXAMINING ATTORNEY



*David J. Kybas*

Director of the United States Patent and Trademark Office

KUHL007449



**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>.

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Mark: PACSUN

PACSUN

US Serial Number: 85202985

Application Filing Date: Dec. 21, 2010

US Registration Number: 4119420

Registration Date: Mar. 27, 2012

Register: Principal

Mark Type: Trademark, Service Mark

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: May 20, 2022

Publication Date: May 10, 2011 Notice of Allowance Date: Jul. 05, 2011

## Mark Information

Mark Literal Elements: PACSUN

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: 1613010, 2579269, 2429854 and others

## Goods and Services

### Note:

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

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

For: Clothing, namely, shirts, t-shirts, woven shirts, flannel shirts, knit tops, tank tops, dresses, skirts, sweatshirts, sweat pants, pants, jeans, leggings, shorts, jackets, sweaters, pajamas, under garments, swim suits, swim wear, scarves, [ shawls, ] belts, gloves, mittens, socks; footwear, namely, casual footwear, athletic footwear, shoes, sandals, slippers, boots, beach footwear; headgear, namely, hats, caps, visors, beanies and head bands

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 21, 1987

Use in Commerce: Oct. 21, 1987

For: Retail store and online retail store services in the fields of clothing, headwear, footwear, bags, cosmetics, eyewear, [ watches ], jewelry, [ skateboards ] and consumer electronics

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

KUHL007682

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 27, 1999

Use in Commerce: Nov. 27, 1999

## 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: PACIFIC SUNWEAR OF CALIFORNIA, LLC

DBA, AKA, AKA PACSUN  
Formerly:

Owner Address: 3450 E MIRALOMA AVE  
ANAHEIM, CALIFORNIA UNITED STATES 928062101

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Pamela N. Hirschman

Docket Number: 10647-36

Attorney Primary [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Name/Address: Pamela N. Hirschman  
Sheridan Ross P.C.  
1560 Broadway, Suite 1200  
Denver, COLORADO UNITED STATES 80202

Phone: 303-863-9700

Fax: 303-863-0223

Correspondent e-mail: [docketing@sheridanross.com](mailto:docketing@sheridanross.com) [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com)  
[danross.com](mailto:danross.com) [ahartman@sheridanross.com](mailto:ahartman@sheridanross.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 20, 2022	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
May 20, 2022	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
May 20, 2022	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 20, 2022	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Jan. 12, 2022	TEAS SECTION 8 & 9 RECEIVED	
Mar. 27, 2021	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Nov. 08, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 08, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 17, 2018	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
May 12, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
May 12, 2017	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
May 12, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Mar. 28, 2017	TEAS SECTION 8 & 15 RECEIVED	
Mar. 28, 2017	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 27, 2017	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	

Jan. 26, 2017	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Jan. 04, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP
Dec. 09, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Dec. 09, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Dec. 09, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Mar. 27, 2012	REGISTERED-PRINCIPAL REGISTER
Feb. 22, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED
Feb. 21, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED
Feb. 18, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED
Jan. 20, 2012	STATEMENT OF USE PROCESSING COMPLETE
Dec. 20, 2011	USE AMENDMENT FILED
Jan. 20, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Dec. 20, 2011	TEAS STATEMENT OF USE RECEIVED
Jul. 05, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT
May 10, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED
May 10, 2011	PUBLISHED FOR OPPOSITION
Apr. 06, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED
Apr. 06, 2011	ASSIGNED TO LIE
Mar. 22, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER
Mar. 22, 2011	EXAMINER'S AMENDMENT ENTERED
Mar. 22, 2011	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED
Mar. 22, 2011	EXAMINERS AMENDMENT E-MAILED
Mar. 22, 2011	EXAMINERS AMENDMENT -WRITTEN
Mar. 21, 2011	ASSIGNED TO EXAMINER
Dec. 31, 2010	NOTICE OF PSEUDO MARK MAILED
Dec. 30, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Dec. 24, 2010	NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: GENERIC WEB UPDATE

Date in Location: May 20, 2022

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 11

Registrant: Pacific Sunwear of California, Inc.

### Assignment 1 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: [4735/0426](#)

Pages: 6

Date Recorded: Mar. 13, 2012

Supporting Documents: [assignment-tm-4735-0426.pdf](#)

### Assignor

Name: [PACIFIC SUNWEAR OF CALIFORNIA, INC.](#)

Execution Date: Mar. 09, 2012

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

### Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)

Legal Entity Type: UNKNOWN

State or Country: UNITED STATES  
Where Organized:

Address: ONE BOSTON PLACE, 18TH FLOOR  
BOSTON, MASSACHUSETTS 02108

### Correspondent



Correspondent Name: RACHEL CHASE  
Correspondent Address: TWO INTERNATIONAL PLACE  
CHOATE, HALL & STEWART  
BOSTON, MA 02110

Domestic Representative - Not Found

Assignment 2 of 11

Conveyance: SECURITY INTEREST  
Reel/Frame: [5902/0845](#) Pages: 10  
Date Recorded: Oct. 14, 2016  
Supporting Documents: [assignment-tm-5902-0845.pdf](#)

Assignor

Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#) Execution Date: Sep. 07, 2016  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country CALIFORNIA  
Where Organized:

Assignee

Name: [PS HOLDINGS AGENCY CORP.](#)  
Legal Entity Type: CORPORATION State or Country DELAWARE  
Where Organized:  
Address: ONE EMBARCADERO CENTER, 39TH FLOOR  
SAN FRANCISCO, CALIFORNIA 94111

Correspondent

Correspondent Name: SUSAN ZABLOCKI  
Correspondent Address: KIRKLAND & ELLIS LLP  
601 LEXINGTON AVENUE  
NEW YORK, NY 10022

Domestic Representative - Not Found

Assignment 3 of 11

Conveyance: ENTITY CONVERSION  
Reel/Frame: [5945/0636](#) Pages: 7  
Date Recorded: Dec. 09, 2016  
Supporting Documents: [assignment-tm-5945-0636.pdf](#)

Assignor

Name: [PACIFIC SUNWEAR OF CALIFORNIA, INC.](#) Execution Date: Sep. 07, 2016  
Legal Entity Type: CORPORATION State or Country CALIFORNIA  
Where Organized:

Assignee

Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country CALIFORNIA  
Where Organized:  
Address: 3450 E MIRALOMA AVE  
ANAHEIM, CALIFORNIA 92806-2101  
DBA, AKA, TA, AKA PACSUN  
Formerly:

Correspondent

Correspondent Name: PACIFIC SUNWEAR OF CALIFORNIA, LLC  
Correspondent Address: 3450 E MIRALOMA AVE  
ANAHEIM, CA 92806-2101

Domestic Representative - Not Found

Assignment 4 of 11

Conveyance: SECURITY INTEREST



Reel/Frame: [5901/0219](#)

Pages: 10

Date Recorded: Oct. 14, 2016

Supporting Documents: [assignment-tm-5901-0219.pdf](#)

**Assignor**

Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)

Execution Date: Sep. 07, 2016

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

**Assignee**

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)

Legal Entity Type: UNKNOWN

State or Country: UNITED STATES  
Where Organized:

Address: ONE BOSTON PLACE, 18TH FLOOR  
BOSTON, MASSACHUSETTS 02108

**Correspondent**

Correspondent Name: SUSAN ZABLOCKI

Correspondent Address: KIRKLAND & ELLIS LLP  
601 LEXINGTON AVENUE  
NEW YORK, NY 10022

Domestic Representative - Not Found

**Assignment 5 of 11**

Conveyance: SECURITY INTEREST

Reel/Frame: [6455/0587](#)

Pages: 11

Date Recorded: Oct. 12, 2018

Supporting Documents: [assignment-tm-6455-0587.pdf](#)

**Assignor**

Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)

Execution Date: Oct. 12, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

**Assignee**

Name: [OBSIDIAN AGENCY SERVICES, INC., AS COLLATERAL TRUSTEE](#)

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Address: C/O TENNENBAUM CAPITAL PARTNERS, LLC, 2951 28TH ST.  
SUITE 1000  
SANTA MONICA, CALIFORNIA 90405

**Correspondent**

Correspondent Name: ALANA HERNANDEZ C/O KATTEN MUCHIN

Correspondent Address: 525 W MONROE STREET  
CHICAGO, IL 60661

Domestic Representative - Not Found

**Assignment 6 of 11**

Conveyance: JOINDER AND SUPPLEMENT TO TRADEMARK SECURITY AGREEMENT

Reel/Frame: [6455/0827](#)

Pages: 78

Date Recorded: Oct. 12, 2018

Supporting Documents: [assignment-tm-6455-0827.pdf](#)

**Assignor**

Name: [EDDIE BAUER LICENSING SERVICES LLC](#)

Execution Date: Oct. 12, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)  
Legal Entity Type: LIMITED LIABILITY COMPANY

Execution Date: Oct. 12, 2018  
State or Country CALIFORNIA  
Where Organized:

**Assignee**

Name: [BANK OF AMERICA, N.A., AS ADMINISTRATIVE AGENT](#)  
Legal Entity Type: UNKNOWN  
State or Country UNITED STATES  
Where Organized:

Address: 100 FEDERAL STREET, 9TH FLOOR  
BOSTON, MASSACHUSETTS 02110

Name: [BANK OF AMERICA, N.A. \(ACTING THROUGH ITS CANADA BRANCH\), AS CANADIAN AGENT](#)  
Legal Entity Type: UNKNOWN  
State or Country CANADA  
Where Organized:

Address: 181 BAY STREET  
TORONTO, CANADA M5J 2V8

**Correspondent**

Correspondent Name: LINDA A. SALERA, SENIOR PARALEGAL

Correspondent Address: ONE FEDERAL STREET  
C/O MORGAN, LEWIS & BOCKIUS LLP  
BOSTON, MA 02110

**Domestic Representative - Not Found**

**Assignment 7 of 11**

Conveyance: RELEASE OF SECURITY INTEREST AT REEL/FRAME 4735/0426

Reel/Frame: [6456/0724](#)

Pages: 6

Date Recorded: Oct. 15, 2018

Supporting Documents: [assignment-tm-6456-0724.pdf](#)

**Assignor**

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)  
Legal Entity Type: UNKNOWN  
Execution Date: Oct. 12, 2018  
State or Country UNITED STATES  
Where Organized:

**Assignee**

Name: [PACIFIC SUNWEAR OF CALIFORNIA, INC.](#)  
Legal Entity Type: CORPORATION  
State or Country CALIFORNIA  
Where Organized:

Address: 3450 MIRALOMA AVE.  
ANAHEIM, CALIFORNIA 92806

**Correspondent**

Correspondent Name: SUSAN ZABLOCKI

Correspondent Address: KIRKLAND & ELLIS LLP  
601 LEXINGTON AVENUE  
NEW YORK, NY 10022

**Domestic Representative - Not Found**

**Assignment 8 of 11**

Conveyance: RELEASE OF SECURITY INTEREST AT REEL/FRAME 5901/0219

Reel/Frame: [6456/0815](#)

Pages: 9

Date Recorded: Oct. 15, 2018

Supporting Documents: [assignment-tm-6456-0815.pdf](#)

**Assignor**

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)  
Legal Entity Type: UNKNOWN  
Execution Date: Oct. 12, 2018  
State or Country UNITED STATES  
Where Organized:

**Assignee**Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:Address: 3450 MIRALOMA AVE.  
ANAHEIM, CALIFORNIA 92806**Correspondent**

Correspondent Name: SUSAN ZABLOCKI

Correspondent Address: KIRKLAND & ELLIS LLP  
601 LEXINGTON AVENUE  
NEW YORK, NY 10022**Domestic Representative - Not Found****Assignment 9 of 11**

Conveyance: RELEASE OF SECURITY INTEREST AT REEL/FRADE 5902/0845

Reel/Frame: [6456/0665](#)

Pages: 9

Date Recorded: Oct. 15, 2018

Supporting Documents: [assignment-tm-6456-0665.pdf](#)**Assignor**Name: [PS HOLDINGS AGENCY CORP.](#)

Execution Date: Oct. 12, 2018

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:**Assignee**Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:Address: 3450 MIRALOMA AVE.  
ANAHEIM, CALIFORNIA 92806**Correspondent**

Correspondent Name: SUSAN ZABLOCKI

Correspondent Address: KIRKLAND & ELLIS LLP  
601 LEXINGTON AVENUE  
NEW YORK, NY 10022**Domestic Representative - Not Found****Assignment 10 of 11**

Conveyance: SECURITY INTEREST

Reel/Frame: [6457/0315](#)

Pages: 11

Date Recorded: Oct. 15, 2018

Supporting Documents: [assignment-tm-6457-0315.pdf](#)**Assignor**Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)

Execution Date: Oct. 12, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:**Assignee**Name: [ANGEL ISLAND ORIGINATIONS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:Address: C/O ANGEL ISLAND CAPITAL MANAGEMENT, LLC  
ONE EMBARCADERO CENTER, SUITE 2110  
SAN FRANCISCO, CALIFORNIA 94111**Correspondent**

Correspondent Name: SUSAN ZABLOCKI

Name:

Correspondent KIRKLAND & ELLIS LLP  
Address: 601 LEXINGTON AVENUE  
NEW YORK, NY 10022

Domestic Representative - Not Found

### Assignment 11 of 11

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [7312/0586](#)

Pages: 8

Date Recorded: Jun. 01, 2021

Supporting Documents: [assignment-tm-7312-0586.pdf](#)

#### Assignor

Name: [ANGEL ISLAND ORIGINATIONS, LLC](#)

Execution Date: Jun. 01, 2021

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

#### Assignee

Name: [PACIFIC SUNWEAR OF CALIFORNIA, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 3450 EAST MIRALOMA AVENUE  
ANAHEIM, CALIFORNIA 92806

#### Correspondent

Correspondent Name: SUSAN ZABLOCKI

Correspondent Address: KIRKLAND & ELLIS LLP  
601 LEXINGTON AVENUE  
NEW YORK, NY 10022

Domestic Representative - Not Found

## Proceedings

#### Summary

Number of Proceedings: 5

#### Type of Proceeding: Opposition

Proceeding Number: [91286529](#)

Filing Date: Aug 11, 2023

Status: Terminated

Status Date: Nov 15, 2023

Interlocutory Attorney: ASHLYN LEMBREE

#### Defendant

Name: Shenzhen Shunlide Electronic Commerce Co., LTD

Correspondent Address: WEI GU  
TIANYU LAW GROUP  
9660 FLAIR DR, STE 328  
EL MONTE CA UNITED STATES , 91731

Correspondent e-mail: [weigu.vandy@gmail.com](mailto:weigu.vandy@gmail.com) , [chen412142129@163.com](mailto:chen412142129@163.com) , [2021097642@qq.com](mailto:2021097642@qq.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
PIKSUN		<a href="#">97577523</a>	

#### Plaintiff(s)

Name: Pacific Sunwear of California, LLC

Correspondent Address: MIRIAM D TRUDELL  
SHERIDAN ROSS PC  
1560 BROADWAY SUITE 1200



DENVER CO UNITED STATES , 80202

Correspondent e-mail: [mtrudell@sheridanross.com](mailto:mtrudell@sheridanross.com) , [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com) , [jshursky@sheridanross.com](mailto:jshursky@sheridanross.com) , [docketing@sheridanross.com](mailto:docketing@sheridanross.com)

Associated marks

Mark	Application Status	Serial Number	Registration Number
PACSUN		<a href="#">97335855</a>	<a href="#">6957470</a>
PACSUN		<a href="#">97173349</a>	<a href="#">6953864</a>
PACSUN		<a href="#">85202985</a>	<a href="#">4119420</a>
PACSUN.COM		<a href="#">75699267</a>	<a href="#">2579269</a>
PAC SUN		<a href="#">75923467</a>	<a href="#">2429854</a>
PAC SUN		<a href="#">73808857</a>	<a href="#">1613010</a>

Prosecution History

Entry Number	History Text	Date	Due Date
6	TERMINATED	Nov 15, 2023	
5	BD DECISION: OPP SUSTAINED	Nov 15, 2023	
4	NOTICE OF DEFAULT	Oct 01, 2023	
3	INSTITUTED	Aug 11, 2023	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 11, 2023	Sep 20, 2023
1	FILED AND FEE	Aug 11, 2023	

Type of Proceeding: Opposition

Proceeding Number: [91281595](#)

Filing Date: Nov 03, 2022

Status: Terminated

Status Date: Feb 04, 2023

Interlocutory Attorney: KEVIN G CRENNAN

Defendant

Name: Hangzhou Paixun Electronic Commerce Co., LTD.

Correspondent ZHIRONG LIU

Address: ARZLIU LLC  
9003 70TH DRIVE  
FOREST HILLS NY UNITED STATES , 11375

Correspondent e-mail: [arzliulc@gmail.com](mailto:arzliulc@gmail.com) , [02uonisan@gmail.com](mailto:02uonisan@gmail.com)

Associated marks

Mark	Application Status	Serial Number	Registration Number
PAIXUN		<a href="#">97087239</a>	

Plaintiff(s)

Name: Pacific Sunwear of California, LLC

Correspondent MIRIAM D. TRUDELL

Address: SHERIDAN ROSS P.C.  
1560 BROADWAY, SUITE 1200  
DENVER CO UNITED STATES , 80202

Correspondent e-mail: [mtrudell@sheridanross.com](mailto:mtrudell@sheridanross.com) , [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com) , [ahartman@sheridanross.com](mailto:ahartman@sheridanross.com) , [docketing@sheridanross.com](mailto:docketing@sheridanross.com)

Associated marks

Mark	Application Status	Serial Number	Registration Number
PACSUN		<a href="#">85202985</a>	<a href="#">4119420</a>
PACSUN.COM		<a href="#">75699267</a>	<a href="#">2579269</a>
PACSUN		<a href="#">86093433</a>	<a href="#">4537517</a>
PAC SUN		<a href="#">75923467</a>	<a href="#">2429854</a>
PAC SUN		<a href="#">73808857</a>	<a href="#">1613010</a>

Prosecution History

Entry Number	History Text	Date	Due Date
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KUHL007690



6	TERMINATED	Feb 04, 2023	
5	BD DECISION: OPP SUSTAINED	Feb 04, 2023	
4	NOTICE OF DEFAULT	Dec 24, 2022	
3	INSTITUTED	Nov 03, 2022	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 03, 2022	Dec 13, 2022
1	FILED AND FEE	Nov 03, 2022	

#### Type of Proceeding: Opposition

Proceeding Number: [91275480](#)

Filing Date: Apr 06, 2022

Status: Terminated

Status Date: Jul 06, 2022

Interlocutory Attorney: TASHIA A BUNCH

#### Defendant

Name: Ren Jie

Correspondent YUE NIU

Address: 545 W. 48TH STREET, APT 204S  
NEW YORK NY UNITED STATES , 10019

Correspondent e-mail: [tm@mainleaf-law.com](mailto:tm@mainleaf-law.com) , [vele.nicolas.ip@foxmail.com](mailto:vele.nicolas.ip@foxmail.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
POSUN		<a href="#">90748168</a>	

#### Plaintiff(s)

Name: Pacific Sunwear of California, LLC

Correspondent MIRIAM D. TRUDELL

Address: SHERIDAN ROSS PC  
1560 BROADWAY, SUITE 1200  
DENVER CO UNITED STATES , 80202

Correspondent e-mail: [mtrudell@sheridanross.com](mailto:mtrudell@sheridanross.com) , [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com) , [ahartman@sheridanross.com](mailto:ahartman@sheridanross.com) , [docketing@sheridanross.com](mailto:docketing@sheridanross.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
PACSUN		<a href="#">85202985</a>	<a href="#">4119420</a>
PACSUN.COM		<a href="#">75699267</a>	<a href="#">2579269</a>
PACSUN		<a href="#">86093433</a>	<a href="#">4537517</a>
PAC SUN		<a href="#">75923467</a>	<a href="#">2429854</a>
PAC SUN		<a href="#">73808857</a>	<a href="#">1613010</a>

#### Prosecution History

Entry Number	History Text	Date	Due Date
6	TERMINATED	Jul 06, 2022	
5	BD DECISION: OPP SUSTAINED	Jul 06, 2022	
4	NOTICE OF DEFAULT	May 27, 2022	
3	INSTITUTED	Apr 06, 2022	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 06, 2022	May 16, 2022
1	FILED AND FEE	Apr 06, 2022	

#### Type of Proceeding: Opposition

Proceeding Number: [91273187](#)

Filing Date: Nov 30, 2021

Status: Terminated

Status Date: Dec 07, 2022

Interlocutory Attorney: ANDREW P BAXLEY

#### Defendant

Name: Pashun Products Ltd.

Correspondent PAUL ASHUN  
Address: PASHUN PRODUCTS LTD  
FLAT 11, DAMSON HOUSE, HEMLOCK CLOSE  
LONDON UNITED KINGDOM , SW16 5PL

Correspondent e-mail: [mrpashun@hotmail.com](mailto:mrpashun@hotmail.com)

Associated marks

Mark	Application Status	Serial Number	Registration Number
------	--------------------	---------------	---------------------

PASHUN LIFESTYLE [90503209](#)

Plaintiff(s)

Name: Pacific Sunwear of California, LLC

Correspondent PAMELA N HIRSCHMAN  
Address: SHERIDAN ROSS PC  
1560 BROADWAY, SUITE 1200  
DENVER CO UNITED STATES , 80202

Correspondent e-mail: [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com) , [ahartman@sheridanross.com](mailto:ahartman@sheridanross.com) , [docketing@sheridanross.com](mailto:docketing@sheridanross.com) , [mtrudell@sheridanross.com](mailto:mtrudell@sheridanross.com)

Associated marks

Mark	Application Status	Serial Number	Registration Number
------	--------------------	---------------	---------------------

PACSUN [85202985](#) [4119420](#)

PACSUN [86093433](#) [4537517](#)

PACSUN.COM [75699267](#) [2579269](#)

Prosecution History

Entry Number	History Text	Date	Due Date
25	TERMINATED	Dec 07, 2022	
24	BD DECISION: OPP SUSTAINED	Dec 07, 2022	
23	P MOT FOR DEFAULT JUDGMENT	Nov 09, 2022	
22	SUSPENDED	Sep 22, 2022	
21	P REPLY IN SUPPORT OF MOTION	Jul 20, 2022	
20	D OPP/RESP TO MOTION	Jul 11, 2022	
19	RESPONSE DUE	Jun 22, 2022	
18	P MOT FOR DEFAULT JUDGMENT	Jun 21, 2022	
17	P MOT FOR DEFAULT JUDGMENT	Jun 15, 2022	
16	SUSPENDED	May 09, 2022	
15	P OPP/RESP TO MOTION	May 06, 2022	
14	D MOT FOR EXT W/O CONSENT	May 03, 2022	
13	SUSPENDED	Apr 19, 2022	
12	D MOT FOR EXT W/O CONSENT	Apr 17, 2022	
11	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 21, 2022	Apr 20, 2022
10	ANSWER	Feb 24, 2022	
9	D REQ TO W/DRAW AS ATTORNEY	Feb 22, 2022	
8	TRIAL DATES RESET	Jan 26, 2022	
7	P MOT TO AMEND PLEADING/AMENDED PLEADING	Jan 25, 2022	
6	D APPEARANCE / POWER OF ATTORNEY	Jan 12, 2022	
5	D APPEARANCE / POWER OF ATTORNEY	Jan 10, 2022	
4	ANSWER	Jan 05, 2022	
3	INSTITUTED	Nov 30, 2021	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 30, 2021	Jan 09, 2022
1	FILED AND FEE	Nov 30, 2021	

Type of Proceeding: Opposition

Proceeding Number: [91254492](#)

Filing Date: Mar 05, 2020

Status: Terminated

Status Date: Jun 13, 2020

Interlocutory Attorney: LAWRENCE (LARRY) T STANLEY

# Defendant

Name: Lu Tianci

Correspondent WAYNE V HARPER

Address: 2112 W MARJORY AVENUE  
TAMPA FL UNITED STATES , 33606

Correspondent e-mail: [TM@KAFILING.COM](mailto:TM@KAFILING.COM) , [us@chanfone.com](mailto:us@chanfone.com)

## Associated marks

Mark	Application Status	Serial Number	Registration Number
VAKSUN		<a href="#">88547832</a>	

# Plaintiff(s)

Name: Pacific Sunwear of California, LLC

Correspondent MIRIAM D TRUDELL

Address: SHERIDAN ROSS PC  
1560 BROADWAY, SUITE 1200  
DENVER CO UNITED STATES , 80202

Correspondent e-mail: [mtrudell@sheridanross.com](mailto:mtrudell@sheridanross.com) , [phirschman@sheridanross.com](mailto:phirschman@sheridanross.com) , [cbryce@sheridanross.com](mailto:cbryce@sheridanross.com)

## Associated marks

Mark	Application Status	Serial Number	Registration Number
PAC SUN		<a href="#">73808857</a>	<a href="#">1613010</a>
PACSUN		<a href="#">85202985</a>	<a href="#">4119420</a>
PACSUN.COM		<a href="#">75699267</a>	<a href="#">2579269</a>
PAC SUN		<a href="#">75923467</a>	<a href="#">2429854</a>

## Prosecution History

Entry Number	History Text	Date	Due Date
6	TERMINATED	Jun 13, 2020	
5	BD DECISION: OPP SUSTAINED	Jun 13, 2020	
4	NOTICE OF DEFAULT	Apr 24, 2020	
3	INSTITUTED	Mar 05, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 05, 2020	Apr 14, 2020
1	FILED AND FEE	Mar 05, 2020	

# **EXHIBIT 82**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office



**Reg. No. 4,302,600**

**Registered Mar. 12, 2013**

**Int. Cl.: 25**

**TRADEMARK**

**PRINCIPAL REGISTER**

CARHARTT, INC. (MICHIGAN CORPORATION)  
5750 MERCURY DRIVE  
DEARBORN, MI 48126

FOR: CLOTHING, NAMELY, COATS, SHIRTS, T-SHIRTS, UNDERWEAR, LONG UNDERWEAR, TOPS, BOTTOMS, BIB OVERALLS, PANTS, JACKETS, VESTS, COVERALLS, JEANS, SWEAT PANTS, SWEAT SHIRTS, SHORTS, PARKAS, JEAN JACKETS, SWEATERS, HATS, CAPS, BELTS, SUSPENDERS, BANDANAS, HOODS, RAINWEAR, GLOVES, SOCKS, HEADBANDS, SCARVES, GAITERS, HEADWEAR, FOOTWEAR, BOOTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 2-1-2012; IN COMMERCE 2-1-2012.

OWNER OF U.S. REG. NOS. 1,193,235, 3,805,359, AND OTHERS.

THE COLOR(S) WHITE AND GOLD IS/ARE CLAIMED AS A FEATURE OF THE MARK.

THE MARK CONSISTS OF THE FOLLOWING: THE WORDING "CARHARTT" IN THE COLOR WHITE TO THE LEFT OF A "C" DESIGN IN THE COLOR GOLD. THE COLOR BLACK REPRESENTS BACKGROUND, OUTLINING, SHADING AND/OR TRANSPARENT AREAS AND IS NOT PART OF THE MARK.

SN 85-529,810, FILED 1-31-2012.

BARNEY CHARLON, EXAMINING ATTORNEY



*Lisa M. Smith*  
Acting Director of the United States Patent and Trademark Office

KUHL007451



**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>.

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Mark: CARHARTT C



US Serial Number: 85529810

Application Filing Date: Jan. 31, 2012

US Registration Number: 4302600

Registration Date: Mar. 12, 2013

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: Sep. 13, 2023

Publication Date: May 15, 2012 Notice of Allowance Date: Jul. 10, 2012

## Mark Information

Mark Literal Elements: CARHARTT C

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S)/LETTER(S)/NUMBER(S) IN STYLIZED FORM

Description of Mark: The mark consists of the following: the wording "CARHARTT" in the color white to the left of a "C" design in the color gold. The color black represents background, outlining, shading and/or transparent areas and is not part of the mark.

Color Drawing: Yes

Color(s) Claimed: The color(s) white and gold is/are claimed as a feature of the mark.

## Related Properties Information

Claimed Ownership of US Registrations: 1193235, 1841700, 3805359 and others

## Goods and Services

### Note:

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

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

For: Clothing, namely, coats, shirts, T-shirts, underwear, long underwear, tops, bottoms, bib overalls, pants, jackets, vests, coveralls, jeans, sweat pants, sweat shirts, shorts, parkas, jean jackets, [ sweaters, ] hats, caps, belts, suspenders, [ bandanas, ] hoods, rainwear, gloves, socks, headbands, [ scarves, ] gaiters; footwear; boots

International Class(es): 025 - Primary Class

U.S. Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2012

Use in Commerce: Feb. 01, 2012

## 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: Carhartt, Inc.  
Owner Address: 5750 Mercury Drive  
Dearborn, MICHIGAN UNITED STATES 48126  
Legal Entity Type: CORPORATION  
State or Country: MICHIGAN  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Jenny T. Slocum  
Docket Number: 050824-00167  
Attorney Primary Email Address: [DWTrademarks@dickinson-wright.com](mailto:DWTrademarks@dickinson-wright.com)  
Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Jenny T. Slocum  
Dickinson Wright, PLLC  
1825 Eye Street N.W.; Suite 900  
Washington, DISTRICT OF COLUMBIA United States 20006  
Phone: 202-659-6927  
Fax: 844-670-6009  
Correspondent e-mail: [DWTrademarks@dickinson-wright.com](mailto:DWTrademarks@dickinson-wright.com) CFraker@  
[dickinson-wright.com](mailto:dickinson-wright.com) JSlocum@dickinson-  
[wright.com](mailto:wright.com) KBoie@dickinson-wright.com cgeroni  
[mo@dickinson-wright.com](mailto:mo@dickinson-wright.com)  
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 13, 2023	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 13, 2023	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Sep. 13, 2023	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Sep. 12, 2023	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
Mar. 14, 2023	OFFICE ACTION ISSUED POU1	
Mar. 14, 2023	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Mar. 10, 2023	TEAS SECTION 8 & 9 RECEIVED	
Mar. 12, 2022	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Aug. 19, 2021	NOTICE OF SUIT	
Aug. 10, 2021	NOTICE OF SUIT	
Apr. 20, 2021	NOTICE OF SUIT	
Apr. 17, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 17, 2019	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 15, 2019	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Mar. 12, 2019	TEAS SECTION 8 & 15 RECEIVED	
Nov. 09, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 09, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 12, 2018	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Apr. 11, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Mar. 12, 2013	REGISTERED-PRINCIPAL REGISTER
Feb. 06, 2013	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED
Feb. 05, 2013	LAW OFFICE REGISTRATION REVIEW COMPLETED
Jan. 30, 2013	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED
Jan. 29, 2013	STATEMENT OF USE PROCESSING COMPLETE
Jan. 08, 2013	USE AMENDMENT FILED
Jan. 29, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Jan. 08, 2013	TEAS STATEMENT OF USE RECEIVED
Oct. 02, 2012	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED
Oct. 02, 2012	TEAS CHANGE OF OWNER ADDRESS RECEIVED
Jul. 10, 2012	NOA E-MAILED - SOU REQUIRED FROM APPLICANT
May 15, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED
May 15, 2012	PUBLISHED FOR OPPOSITION
Apr. 25, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED
Apr. 06, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED
Apr. 06, 2012	ASSIGNED TO LIE
Mar. 17, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER
Mar. 17, 2012	EXAMINER'S AMENDMENT ENTERED
Mar. 13, 2012	EXAMINER'S AMENDMENT ENTERED
Mar. 13, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED
Mar. 13, 2012	EXAMINERS AMENDMENT E-MAILED
Mar. 13, 2012	EXAMINERS AMENDMENT -WRITTEN
Mar. 08, 2012	ASSIGNED TO EXAMINER
Feb. 03, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Feb. 03, 2012	NEW APPLICATION ENTERED

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 13, 2023

# **EXHIBIT 83**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**



# United States of America

United States Patent and Trademark Office

# MUSA

**Reg. No. 4,513,586**

**Registered Apr. 15, 2014**

**Int. Cl.: 25**

**TRADEMARK**

**PRINCIPAL REGISTER**

MUSA APPAREL, LLC (CALIFORNIA LIMITED LIABILITY COMPANY)  
1840 S. SANTA FE  
SANTA ANA, CA 92705

FOR: SWEATSHIRTS, SOCKS, HATS, BEANIES, UNDERWEAR, BELTS, SHIRTS, T-SHIRTS, TANK TOPS, SWEATSHIRTS, HOODED SWEATSHIRTS, JACKETS, SHORTS, TROUSERS, PANTS, DRESSES, SKIRTS, TOPS, BOTTOMS, HEADWEAR, FOOTWEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 1-1-2013; IN COMMERCE 1-1-2013.

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

SER. NO. 85-934,544, FILED 5-16-2013.

ERIN FALK, EXAMINING ATTORNEY



*Michelle K. Lee*

Deputy Director of the United States  
Patent and Trademark Office

KUHL007453

**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>.

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Mark: MUSA

MUSA

US Serial Number: 85934544

Application Filing Date: May 16, 2013

US Registration Number: 4513586

Registration Date: Apr. 15, 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 Section 8 declaration has been accepted.

Status Date: Mar. 28, 2022

Publication Date: Oct. 22, 2013

## Mark Information

Mark Literal Elements: MUSA

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

## 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: Sweatshirts, socks, hats, beanies, underwear, belts, shirts, t-shirts, tank tops, sweatshirts, hooded sweatshirts, jackets, shorts, trousers, pants, dresses, skirts, tops, bottoms, headwear, footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 2013

Use in Commerce: Jan. 01, 2013

## 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

KUHL007700

## Current Owner(s) Information

Owner Name: MUSA Apparel, LLC

Owner Address: 1840 S. Santa Fe  
Santa Ana, CALIFORNIA UNITED STATES 92705

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: Brian Jones  
8 Comet Trail  
Ladera Ranch, CALIFORNIA UNITED STATES 92694

Phone: 9494443036

Correspondent e-mail: [musaapparel@gmail.com](mailto:musaapparel@gmail.com) [brianjone1@gmail.com](mailto:brianjone1@gmail.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Apr. 15, 2023	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Mar. 28, 2022	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Mar. 28, 2022	REGISTERED - SEC. 8 (6-YR) ACCEPTED	
Sep. 27, 2021	POST REGISTRATION ACTION MAILED - SEC. 8	
Nov. 17, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Aug. 26, 2020	TEAS SECTION 8 RECEIVED	
Apr. 15, 2019	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Apr. 15, 2014	REGISTERED-PRINCIPAL REGISTER	
Mar. 07, 2014	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Nov. 18, 2013	EXTENSION OF TIME TO OPPOSE RECEIVED	
Oct. 22, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 22, 2013	PUBLISHED FOR OPPOSITION	
Oct. 02, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 10, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 04, 2013	ASSIGNED TO EXAMINER	
May 28, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 101

Date in Location: Mar. 28, 2022

## Proceedings

### Summary

Number of 1  
Proceedings:

Type of Proceeding: Extension of Time

Proceeding Number: [85934544](#)

Filing Date: Nov 18, 2013

Status: Terminated

Status Date: Mar 07, 2014

Interlocutory  
Attorney:

KUHL007701

**Defendant****Name:** MUSA Apparel, LLC**Correspondent** MUSA APPAREL, LLC**Address:** MUSA APPAREL, LLC  
1840 S SANTA FE ST  
SANTA ANA CA UNITED STATES , 92705-4820**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MUSA		<a href="#">85934544</a>	

**Potential Opposer(s)****Name:** Maggy London International, Ltd.**Correspondent** Thomas M. Furth**Address:** Kudman Trachten Aloe LLP  
350 Fifth Avenue, Suite 4400  
New York NY UNITED STATES , 10118**Correspondent e-mail:** [tfurth@kudmanlaw.com](mailto:tfurth@kudmanlaw.com)**Prosecution History**

Entry Number	History Text	Date	Due Date
2	EXTENSION OF TIME GRANTED	Nov 18, 2013	
1	INCOMING - EXT TIME TO OPPOSE FILED	Nov 18, 2013	



# **EXHIBIT 84**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## NOBLE CRUST

**Reg. No. 5,059,898**

**Registered Oct. 11, 2016**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Noble Crust, LLC (FLORIDA LIMITED LIABILITY COMPANY)  
c/o SHUTTS & BOWEN LLP, Suite 300  
4301 W. Boy Scout Boulevard  
Tampa, FL 33607

CLASS 25: Clothing, namely, aprons, shirts, tops, one-piece garments for infants and toddlers, jackets, shorts and sweaters; headwear; footwear

FIRST USE 7-1-2016; IN COMMERCE 7-1-2016

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

SER. NO. 86-196,727, FILED 02-18-2014  
REBECCA JOY POVARCHUK, EXAMINING ATTORNEY



*Michelle K. Lee*

Director of the United States  
Patent and Trademark Office

KUHL007455

## 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.

**\*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>.

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Mark: NOBLE CRUST

NOBLE CRUST

US Serial Number: 86196727

Application Filing Date: Feb. 18, 2014

US Registration Number: 5059898

Registration Date: Oct. 11, 2016

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: Jun. 05, 2023

Publication Date: Jul. 01, 2014 Notice of Allowance Date: Aug. 26, 2014

## Mark Information

Mark Literal Elements: NOBLE CRUST

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

## 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: Clothing, namely, aprons, shirts, tops, one-piece garments for infants and toddlers, jackets, shorts and sweaters; headwear; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 2016

Use in Commerce: Jul. 01, 2016

## 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

KUHL007712

Owner Name: SOCIAL HOLDINGS, LLC

Owner Address: 13830 W. HILLSBOROUGH AVENUE  
TAMPA, FLORIDA UNITED STATES 33635

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: FLORIDA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Nicholas Pfeifer  
Docket Number: 3327.06  
Attorney Primary Email Address: [trademarks@smithhopen.com](mailto:trademarks@smithhopen.com)  
Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Nicholas Pfeifer  
Smith & Hopen, P. A.  
180 Pine Ave. N.  
Oldsmar, FLORIDA UNITED STATES 34677  
Phone: 813-925-8505  
Fax: 8007261491  
Correspondent e-mail: [trademarks@smithhopen.com](mailto:trademarks@smithhopen.com)  
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jun. 06, 2023	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Jun. 06, 2023	REVIEW OF CORRESPONDENCE COMPLETE - SEE NOTE TO FILE	
Jun. 05, 2023	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Jun. 05, 2023	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jun. 05, 2023	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 17, 2023	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Apr. 13, 2023	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 04, 2022	TEAS SECTION 8 & 15 RECEIVED	
Oct. 11, 2021	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Aug. 26, 2020	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jul. 15, 2020	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jun. 19, 2020	REVIEW OF CORRESPONDENCE COMPLETE - ADDRESS UPDATED	
May 22, 2020	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
May 22, 2020	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 22, 2020	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
May 22, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 22, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 22, 2020	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 11, 2016	REGISTERED-PRINCIPAL REGISTER	
Sep. 06, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Sep. 03, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 26, 2016	STATEMENT OF USE PROCESSING COMPLETE	
Aug. 15, 2016	USE AMENDMENT FILED	
Aug. 15, 2016	TEAS STATEMENT OF USE RECEIVED	
Feb. 26, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 25, 2016	SOU EXTENSION 3 GRANTED	
Feb. 18, 2016	SOU EXTENSION 3 FILED	
Feb. 18, 2016	SOU TEAS EXTENSION RECEIVED	
Sep. 01, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Aug. 29, 2015	SOU EXTENSION 2 GRANTED	
Aug. 26, 2015	SOU EXTENSION 2 FILED	



Aug. 26, 2015	SOU TEAS EXTENSION RECEIVED
Apr. 03, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED
Apr. 02, 2015	SOU EXTENSION 1 GRANTED
Feb. 26, 2015	SOU EXTENSION 1 FILED
Apr. 02, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Feb. 26, 2015	SOU TEAS EXTENSION RECEIVED
Aug. 26, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT
Jul. 01, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED
Jul. 01, 2014	PUBLISHED FOR OPPOSITION
Jun. 11, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED
May 23, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER
May 23, 2014	ASSIGNED TO EXAMINER
Mar. 01, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Feb. 21, 2014	NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: POST REGISTRATION

Date in Location: Jun. 05, 2023

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 2

Registrant: Noble Crust, LLC

### Assignment 1 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [6987/0371](#)

Pages: 3

Date Recorded: Jul. 01, 2020

Supporting Documents: [assignment-tm-6987-0371.pdf](#)

### Assignor

Name: [NOBEL CRUST, LLC](#)

Execution Date: Jul. 01, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: FLORIDA  
Where Organized:

### Assignee

Name: [SOCIAL HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: FLORIDA  
Where Organized:

Address: 13830 W. HILLSBOROUGH AVENUE  
TAMPA, FLORIDA 33635

### Correspondent

Correspondent Name: SMITH & HOPEN, P. A.

Correspondent Address: 180 PINE AVE. N.  
OLDSMAR, FL 34677

### Domestic Representative - Not Found

### Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE ASSIGNOR'S NAME PREVIOUSLY RECORDED AT REEL: 006987 FRAME: 0371. ASSIGNOR(S) HEREBY CONFIRMS THE ASSIGNMENT.

Reel/Frame: [7019/0600](#)

Pages: 5

Date Recorded: Jul. 10, 2020

Supporting Documents: [assignment-tm-7019-0600.pdf](#)

### Assignor

Name: [NOBLE CRUST, LLC](#)

Execution Date: Jul. 10, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country FLORIDA  
Where Organized:

#### Assignee

Name: [SOCIAL HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country FLORIDA  
Where Organized:

Address: 13830 W. HILLSBOROUGH AVENUE  
TAMPA, FLORIDA 33635

#### Correspondent

Correspondent Name: SMITH & HOPEN, P. A.

Correspondent Address: 180 PINE AVE. N.  
OLDSMAR, FL 34677

#### Domestic Representative - Not Found

# **EXHIBIT 85**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## SURF YOUR SKATE

**Reg. No. 4,695,626**

**Registered Mar. 3, 2015**

**Int. Cl.: 25**

**TRADEMARK**

**PRINCIPAL REGISTER**

STRATTON, NEIL (UNITED STATES INDIVIDUAL)  
706 6TH AVE.  
VENICE, CA 90291

FOR: CLOTHING, NAMELY, TOPS, BOTTOMS, HEADWEAR, FOOTWEAR; ATHLETIC APPAREL, NAMELY, SHIRTS, PANTS, JACKETS, FOOTWEAR, HATS AND CAPS, ATHLETIC UNIFORMS; BELTS; BOARD SHORTS; SHOES; SHORTS; SOCKS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 7-1-2004; IN COMMERCE 7-1-2004.

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

OWNER OF U.S. REG. NO. 3,569,992.

SER. NO. 86-344,956, FILED 7-22-2014.

DAVID MURRAY, EXAMINING ATTORNEY



*Michelle K. Lee*

Deputy Director of the United States  
Patent and Trademark Office

KUHL007457

**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.

**\*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>.



Generated on: This page was generated by TSDR on 2023-12-15 15:44:08 EST

Mark: SURF YOUR SKATE

SURF YOUR SKATE

US Serial Number: 86344956

Application Filing Date: Jul. 22, 2014

US Registration Number: 4695626

Registration Date: Mar. 03, 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: Dec. 06, 2021

Publication Date: Dec. 16, 2014

## Mark Information

Mark Literal Elements: SURF YOUR SKATE

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: 3569992

## 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: Clothing, namely, tops, bottoms, headwear, footwear; Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Belts; Board shorts; Shoes; Shorts; Socks

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 2004

Use in Commerce: Jul. 01, 2004

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

KUHL007716

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: CARVER INTERNATIONAL, INC.

Owner Address: 1600 W. 166th Street  
Gardena, CALIFORNIA UNITED STATES 90247

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Thomas J. Speiss, III

Docket Number: C6821-5015

Attorney Primary  
Email Address: [TSpeiss@Buchalter.com](mailto:TSpeiss@Buchalter.com)

Attorney Email  
Authorized: Yes

### Correspondent

Correspondent  
Name/Address: Thomas J. Speiss, III  
BUCHALTER, A PROFESSIONAL CORPORATION  
805 S.W. Broadway, Suite 1500  
Portland, OREGON UNITED STATES 97205

Phone: (310) 490-3373

Fax: (503) 226-0079

Correspondent e-  
mail: [TSpeiss@Buchalter.com](mailto:TSpeiss@Buchalter.com) [MCrowther@Buchalter.c](mailto:MCrowther@Buchalter.com)  
[om IPDocket@Buchalter.com](mailto:om IPDocket@Buchalter.com)

Correspondent e-  
mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Dec. 06, 2022	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Dec. 06, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 06, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 06, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Dec. 06, 2022	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jun. 09, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 09, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jun. 09, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Dec. 20, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 20, 2021	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 20, 2021	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Dec. 06, 2021	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Dec. 06, 2021	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 06, 2021	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Sep. 03, 2021	TEAS SECTION 8 & 15 RECEIVED	
Mar. 03, 2020	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jan. 30, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 30, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Nov. 16, 2016	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 06, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 06, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 03, 2015	REGISTERED-PRINCIPAL REGISTER	
Dec. 16, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 16, 2014	PUBLISHED FOR OPPOSITION	
Nov. 26, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	

KUHL007717

Nov. 03, 2014 APPROVED FOR PUB - PRINCIPAL REGISTER  
Nov. 03, 2014 ASSIGNED TO EXAMINER  
Jul. 30, 2014 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED  
Jul. 25, 2014 NEW APPLICATION ENTERED

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 113

Date in Location: Dec. 06, 2021

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: Stratton, Neil

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5907/0813](#)

Pages: 5

Date Recorded: Oct. 26, 2016

Supporting Documents: [assignment-tm-5907-0813.pdf](#)

### Assignor

Name: [STRATTON, NEIL](#)

Execution Date: Oct. 19, 2016

Legal Entity Type: INDIVIDUAL

Citizenship: No Citizenship Found

### Assignee

Name: [CARVER INTERNATIONAL, INC.](#)

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

Address: 111 SIERRA STREET  
EL SEGUNDO, CALIFORNIA 90245

### Correspondent

Correspondent Name: THOMAS J. SPEISS, III

Correspondent Address: 100 WILSHIRE BLVD., FOURTH FLOOR  
SANTA MONICA, CA 90401

Domestic Representative - Not Found

# **EXHIBIT 86**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## STRAIN APPAREL

**Reg. No. 5,027,857**

**Registered Aug. 23, 2016**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Callison, Sian (UNITED STATES INDIVIDUAL)  
PO Box 1421  
Sebastopol, CA 95473

Callison, Jeff (UNITED STATES INDIVIDUAL)  
PO Box 1421  
Sebastopol, CA 95473

CLASS 25: Clothing, namely, tops, bottoms, headwear, footwear, t-shirts, polo shirts, tank tops, pants, skirts, jerseys, sweaters, sweat pants, sweatshirts, hooded sweatshirts, hats, caps, socks, underwear, belts, shoes, swimwear, jackets, scarves, headbands, stockings and vests

FIRST USE 5-1-2016; IN COMMERCE 5-1-2016

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

No claim is made to the exclusive right to use the following apart from the mark as shown:  
"APPAREL"

SER. NO. 86-509,073, FILED 01-21-2015  
KATHERINE M DUBRAY, EXAMINING ATTORNEY



*Michelle K. Lee*

Director of the United States  
Patent and Trademark Office

KUHL007459



## 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.

**\*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>.

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Mark: STRAIN APPAREL

STRAIN APPAREL

US Serial Number: 86509073

Application Filing Date: Jan. 21, 2015

US Registration Number: 5027857

Registration Date: Aug. 23, 2016

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 Section 8 declaration has been accepted.

Status Date: Mar. 28, 2023

Publication Date: Jun. 16, 2015 Notice of Allowance Date: Aug. 11, 2015

## Mark Information

Mark Literal Elements: STRAIN APPAREL

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

Disclaimer: "APPAREL"

## 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: Clothing, namely, tops, bottoms, headwear, footwear, t-shirts, polo shirts, tank tops, pants, skirts, jerseys, sweaters, sweat pants, sweatshirts, hooded sweatshirts, hats, caps, socks, underwear, belts, shoes, swimwear, jackets, scarves, headbands, stockings and vests

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 2016

Use in Commerce: May 01, 2016

## 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

KUHL007722

Filed No Basis: No

## Current Owner(s) Information

Owner Name: HIGH DESERT RESEARCH AND DEVELOPMENT, IN

Owner Address: 16600 KOALA ROAD, BUILDING B  
ADELANTO, CALIFORNIA UNITED STATES 92311

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Rinad Abdulla

Attorney Primary [rabdulla@calcannabizlaw.com](mailto:rabdulla@calcannabizlaw.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Name/Address: Rinad Abdulla  
16600 KOALA RD Bldg B Adelanto  
Adelanto, CALIFORNIA UNITED STATES 92301

Phone: 760-995-7147

Correspondent e-mail: [rinadabdulla@gmail.com](mailto:rinadabdulla@gmail.com) [rabdulla@calcannabizlaw.com](mailto:rabdulla@calcannabizlaw.com)  
[w.com](http://w.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Mar. 28, 2023	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Mar. 28, 2023	REGISTERED - SEC. 8 (6-YR) ACCEPTED	
Mar. 27, 2023	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Aug. 11, 2022	TEAS SECTION 8 RECEIVED	
Aug. 23, 2021	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
May 13, 2020	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 17, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 17, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 31, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Aug. 31, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 23, 2016	REGISTERED-PRINCIPAL REGISTER	
Jul. 16, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 15, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 23, 2016	STATEMENT OF USE PROCESSING COMPLETE	
Jun. 21, 2016	USE AMENDMENT FILED	
Jun. 21, 2016	TEAS STATEMENT OF USE RECEIVED	
Jun. 21, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 12, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 11, 2016	SOU EXTENSION 1 GRANTED	
Feb. 09, 2016	SOU EXTENSION 1 FILED	
Mar. 10, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Feb. 09, 2016	SOU TEAS EXTENSION RECEIVED	
Aug. 11, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 16, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 16, 2015	PUBLISHED FOR OPPOSITION	
May 27, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 21, 2015	ASSIGNED TO EXAMINER	
Apr. 26, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 26, 2015	ASSIGNED TO EXAMINER	

KUHL007723

Jan. 31, 2015 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED  
Jan. 24, 2015 NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: TMO LAW OFFICE 118

Date in Location: Mar. 28, 2023

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: Callison, Sian

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [6933/0507](#)

Pages: 2

Date Recorded: May 08, 2020

Supporting Documents: [assignment-tm-6933-0507.pdf](#)

### Assignor

Name: [CALLISON, JEFF](#)

Execution Date: Mar. 30, 2020

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Name: [CALLISON, SIAN](#)

Execution Date: Mar. 30, 2020

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

### Assignee

Name: [HIGH DESERT RESEARCH AND DEVELOPMENT, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 16600 KOALA ROAD, BUILDING B  
ADELANTO, CALIFORNIA 92311

### Correspondent

Correspondent Name: KATE MONTGOMERY

Correspondent Address: 446 E SOUTHERN AVE  
TEMPE, AZ 85282

Domestic Representative - Not Found

# **EXHIBIT 87**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**



# United States of America

United States Patent and Trademark Office

## HAVANERA

**Reg. No. 5,375,965**

**Registered Jan. 09, 2018**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

PEI Licensing, Inc. (DELAWARE CORPORATION)  
Legal Department  
3000 Nw 107th Avenue  
Miami, FLORIDA 33172

CLASS 25: Clothing, namely, shirts, knit shirts, woven shirts, polo's, sweaters, jackets, vest, pants, suits, swim trunks, shorts; headwear; footwear

FIRST USE 2-6-2015; IN COMMERCE 2-6-2015

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

SER. NO. 86-971,256, FILED 04-11-2016



*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

KUHL007461

**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.

**\*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>.

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Mark: HAVANERA

# HAVANERA

US Serial Number: 86971256

Application Filing Date: Apr. 11, 2016

US Registration Number: 5375965

Registration Date: Jan. 09, 2018

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

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. 09, 2018

Publication Date: Mar. 14, 2017 Notice of Allowance Date: May 09, 2017

## Mark Information

Mark Literal Elements: HAVANERA

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

## 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: Clothing, namely, shirts, knit shirts, woven shirts, polo's, sweaters, jackets, vest, pants, suits, swim trunks, shorts; headwear; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 06, 2015

Use in Commerce: Feb. 06, 2015

## 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

KUHL007728

## Current Owner(s) Information

Owner Name: PEI LICENSING, LLC

Owner Address: 3000 NW 107TH AVENUE  
ATTN: LEGAL DEPARTMENT  
MIAMI, FLORIDA UNITED STATES 33172

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Tricia M. Thompkins,

Attorney Primary [legal@pery.com](mailto:legal@pery.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Name/Address: TRICIA M. THOMPkins,  
PERRY ELLIS INTERNATIONAL  
3000 NW 107TH AVENUE  
LEGAL DEPARTMENT  
MIAMI, FLORIDA UNITED STATES 33172

Phone: 3058731735

Fax: 786-221-8735

Correspondent e-mail: [legal@pery.com](mailto:legal@pery.com) [allpeiparalegals@pery.com](mailto:allpeiparalegals@pery.com)

Correspondent e-mail Yes  
Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 09, 2023	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jun. 23, 2022	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 09, 2022	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 04, 2022	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Nov. 07, 2018	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 09, 2018	REGISTERED-PRINCIPAL REGISTER	
Dec. 02, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Dec. 01, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 14, 2017	STATEMENT OF USE PROCESSING COMPLETE	
Oct. 25, 2017	USE AMENDMENT FILED	
Nov. 08, 2017	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Oct. 25, 2017	TEAS STATEMENT OF USE RECEIVED	
May 09, 2017	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 14, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 14, 2017	PUBLISHED FOR OPPOSITION	
Feb. 22, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 03, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 03, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	
Feb. 02, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 02, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 02, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Aug. 02, 2016	NON-FINAL ACTION E-MAILED	
Aug. 02, 2016	NON-FINAL ACTION WRITTEN	
Jul. 26, 2016	ASSIGNED TO EXAMINER	
Apr. 15, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Apr. 14, 2016	NEW APPLICATION ENTERED	

## TM Staff and Location Information

## TM Staff Information - None

## File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Dec. 01, 2017

**Assignment Abstract Of Title Information****Summary**

Total Assignments: 6

Registrant: PEI Licensing, Inc.

**Assignment 1 of 6**

Conveyance: SECURITY INTEREST

Reel/Frame: [6465/0761](#)

Pages: 28

Date Recorded: Oct. 25, 2018

Supporting Documents: [assignment-tm-6465-0761.pdf](#)**Assignor**Name: [PEI LICENSING, LLC](#)

Execution Date: Oct. 22, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

**Assignee**Name: [FORTRESS CREDIT CORP.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1345 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10145**Correspondent**

Correspondent Name: ROB SONESON

Correspondent Address: 300 N. LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654**Domestic Representative - Not Found****Assignment 2 of 6**

Conveyance: SECURITY INTEREST

Reel/Frame: [6465/0796](#)

Pages: 28

Date Recorded: Oct. 25, 2018

Supporting Documents: [assignment-tm-6465-0796.pdf](#)**Assignor**Name: [PEI LICENSING, LLC](#)

Execution Date: Oct. 22, 2018

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

**Assignee**Name: [FORTRESS CREDIT CORP.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1345 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10105**Correspondent**

Correspondent Name: ROB SONESON

Correspondent Address: 300 N. LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654**Domestic Representative - Not Found****Assignment 3 of 6**



Conveyance: ENTITY CONVERSION

Reel/Frame: [6471/0240](#)

Pages: 14

Date Recorded: Oct. 22, 2018

Supporting Documents: [assignment-tm-6471-0240.pdf](#)

**Assignor**

Name: [PEI LICENSING, INC.](#)

Execution Date: Oct. 22, 2018

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

**Assignee**

Name: [PEI LICENSING, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 3000 NW 107TH AVENUE  
ATTN: LEGAL DEPARTMENT  
MIAMI, FLORIDA 33172

**Correspondent**

Correspondent Name: OLSHAN FROME WOLOSKY LLP

Correspondent Address: 1325 AVENUE OF THE AMERICAS  
ATTN: MARY L. GRIECO  
NEW YORK, NY 10019

Domestic Representative - Not Found

**Assignment 4 of 6**

Conveyance: SECURITY INTEREST

Reel/Frame: [7536/0347](#)

Pages: 48

Date Recorded: Dec. 20, 2021

Supporting Documents: [assignment-tm-7536-0347.pdf](#)

**Assignor**

Name: [PEI LICENSING LLC](#)

Execution Date: Dec. 20, 2021

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

**Assignee**

Name: [SOUND POINT AGENCY LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 375 PARK AVENUE, 33RD FLOOR  
NEW YORK, NEW YORK 10152

**Correspondent**

Correspondent Name: PHILIP KAMINSKI

Correspondent Address: PROSKAUER ROSE LLP  
ELEVEN TIMES SQUARE  
NEW YORK, NY 10036-8299

Domestic Representative - Not Found

**Assignment 5 of 6**

Conveyance: RELEASE OF FIRST LIEN SECURITY INTEREST RECORDED AT REEL/FRAME 6465/0761

Reel/Frame: [7536/0890](#)

Pages: 27

Date Recorded: Dec. 21, 2021

Supporting Documents: [assignment-tm-7536-0890.pdf](#)

**Assignor**

Name: [FORTRESS CREDIT CORP.](#)

Execution Date: Dec. 20, 2021

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

**Assignee**

Name: [PEI LICENSING, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 3000 NW 107TH AVENUE  
MIAMI, FLORIDA 33172

**Correspondent**

Correspondent Name: ROB SONESON

Correspondent Address: 300 N LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654

**Domestic Representative - Not Found**

**Assignment 6 of 6**

Conveyance: RELEASE OF 2ND LIEN SECURITY INTEREST RECORDED AT REEL/FRAME 6465/0796

Reel/Frame: [7626/0767](#)

Pages: 27

Date Recorded: Dec. 21, 2021

Supporting Documents: [assignment-tm-7626-0767.pdf](#)

**Assignor**

Name: [FORTRESS CREDIT CORP.](#)

Execution Date: Dec. 20, 2021

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

**Assignee**

Name: [PEI LICENSING, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 3000 NW 107TH AVENUE  
MIAMI, FLORIDA 33172

**Correspondent**

Correspondent Name: ROB SONESON

Correspondent Address: 300 N LASALLE  
KIRKLAND & ELLIS LLP  
CHICAGO, IL 60654

**Domestic Representative - Not Found**

# **EXHIBIT 88**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## TREXO GEAR

**Reg. No. 5,829,374**

**Registered Aug. 06, 2019**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Trexo Gear, LLC (KENTUCKY LIMITED LIABILITY COMPANY)  
9504 Indian Pipe Ln  
Prospect, KENTUCKY 40059

CLASS 25: Clothing, namely, tops, bottoms, headwear, footwear; shirts; shorts; pants; yoga pants; hats; visors; socks; headbands; wristbands; all of the aforementioned goods excluding cycling-related clothing

FIRST USE 6-2-2017; IN COMMERCE 9-25-2017

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

No claim is made to the exclusive right to use the following apart from the mark as shown:  
"GEAR"

SER. NO. 87-412,420, FILED 04-14-2017



*Andrei Iancu*

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.

**\*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>.



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Mark: TREXO GEAR

TREXO GEAR

US Serial Number: 87412420

Application Filing Date: Apr. 14, 2017

US Registration Number: 5829374

Registration Date: Aug. 06, 2019

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

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: Aug. 06, 2019

Publication Date: Aug. 29, 2017 Notice of Allowance Date: Dec. 25, 2018

## Mark Information

Mark Literal Elements: TREXO GEAR

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

Disclaimer: "GEAR"

## 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: Clothing, namely, tops, bottoms, headwear, footwear; shirts; shorts; pants; yoga pants; hats; visors; socks; headbands; wristbands; all of the aforementioned goods excluding cycling-related clothing

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 02, 2017

Use in Commerce: Sep. 25, 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

KUHL007746

Filed No Basis: No

## Current Owner(s) Information

Owner Name: Trexo Gear, LLC

Owner Address: 9504 Indian Pipe Ln  
Prospect, KENTUCKY UNITED STATES 40059

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: KENTUCKY  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Docket Number: 73493.0000

### Correspondent

Correspondent Name/Address: W. Scott Creasman  
Taylor English Duma LLP  
1600 Parkwood Circle, Suite 200  
Atlanta, GEORGIA UNITED STATES 30339

Phone: 7704346868

Fax: 7704347376

Correspondent e-mail: [screasman@taylorenghish.com](mailto:screasman@taylorenghish.com)  
[renglish.com](mailto:renglish.com) [kelleby@taylorenghish.com](mailto:kelleby@taylorenghish.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Aug. 06, 2019	REGISTERED-PRINCIPAL REGISTER	
Jul. 02, 2019	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 01, 2019	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 28, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 27, 2019	STATEMENT OF USE PROCESSING COMPLETE	
Jun. 13, 2019	USE AMENDMENT FILED	
Jun. 27, 2019	SOU EXTENSION 1 GRANTED	
Jun. 12, 2019	SOU EXTENSION 1 FILED	
Jun. 27, 2019	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Jun. 24, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jun. 24, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 13, 2019	TEAS STATEMENT OF USE RECEIVED	
Jun. 12, 2019	SOU TEAS EXTENSION RECEIVED	
Dec. 25, 2018	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 13, 2018	TTAB RELEASE CASE TO TRADEMARKS	236949
Nov. 13, 2018	OPPOSITION TERMINATED NO. 999999	236949
Nov. 13, 2018	OPPOSITION DISMISSED NO. 999999	236949
May 04, 2018	ASSIGNED TO EXAMINER	
Nov. 27, 2017	ASSIGNED TO EXAMINER	
Oct. 03, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 03, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 28, 2017	OPPOSITION INSTITUTED NO. 999999	236949
Sep. 28, 2017	OPPOSITION PAPERS RECEIVED AT TTAB	
Aug. 29, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 29, 2017	PUBLISHED FOR OPPOSITION	
Aug. 09, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 28, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 28, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 23, 2017	ASSIGNED TO LIE	
Jul. 11, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	

KUHL007747

Jul. 11, 2017 EXAMINER'S AMENDMENT ENTERED  
 Jul. 11, 2017 NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED  
 Jul. 11, 2017 EXAMINERS AMENDMENT E-MAILED  
 Jul. 11, 2017 EXAMINERS AMENDMENT -WRITTEN  
 Jul. 10, 2017 ASSIGNED TO EXAMINER  
 Apr. 21, 2017 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED  
 Apr. 18, 2017 NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 01, 2019

## Proceedings

### Summary

Number of 1  
 Proceedings:

### Type of Proceeding: Opposition

Proceeding [91236949](#)  
 Number:

Filing Date: Sep 28, 2017

Status: Terminated

Status Date: Nov 13, 2018

Interlocutory MARY B MYLES  
 Attorney:

### Defendant

Name: Trexo Gear, LLC

Correspondent W SCOTT CREASMAN

Address: TAYLOR ENGLISH DUMA LLP  
 1600 PARKWOOD CIRCLE, SUITE 200  
 ATLANTA GA UNITED STATES , 30339

Correspondent e-mail: [screasman@taylorenghish.com](mailto:screasman@taylorenghish.com) , [cnixon@taylorenghish.com](mailto:cnixon@taylorenghish.com) , [kelleby@taylorenghish.com](mailto:kelleby@taylorenghish.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
TREXO GEAR		<a href="#">87412420</a>	

### Plaintiff(s)

Name: Trek Bicycle Corporation

Correspondent MARY CATHERINE MERZ

Address: MERZ & ASSOCIATES PC  
 1010 LAKE STREET , SUITE 400  
 OAK PARK IL UNITED STATES , 60301

Correspondent e-mail: [docket@merz-law.com](mailto:docket@merz-law.com) , [jwidmer@merz-law.com](mailto:jwidmer@merz-law.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
TREK		<a href="#">73259070</a>	<a href="#">1168276</a>
TREKKING		<a href="#">74604152</a>	<a href="#">1989281</a>
TREK 100		<a href="#">74580965</a>	<a href="#">1994479</a>
TREK		<a href="#">74583173</a>	<a href="#">2060274</a>
ETREK		<a href="#">75933601</a>	<a href="#">2687012</a>
TREK		<a href="#">78171262</a>	<a href="#">2742116</a>
TREK		<a href="#">75414082</a>	<a href="#">2745442</a>
TREKLITE		<a href="#">78085960</a>	<a href="#">2876977</a>
TREK TRAVEL		<a href="#">76599435</a>	<a href="#">3031210</a>

TREK UNIVERSITY	<a href="#">78447581</a>	<a href="#">3042834</a>
TREK	<a href="#">78316205</a>	<a href="#">3053077</a>
TREKER	<a href="#">78182435</a>	<a href="#">3066516</a>
TREK BICYCLE STORE	<a href="#">77221529</a>	<a href="#">3397739</a>
TREK	<a href="#">77433264</a>	<a href="#">3516346</a>
TREK STOP	<a href="#">77536257</a>	<a href="#">3576106</a>
TREK 100	<a href="#">77388493</a>	<a href="#">3653169</a>
TREK	<a href="#">77476296</a>	<a href="#">3709688</a>
TREK	<a href="#">77797825</a>	<a href="#">3789682</a>
TREK	<a href="#">77388536</a>	<a href="#">3798045</a>
TREK	<a href="#">85065052</a>	<a href="#">3900734</a>
TREK	<a href="#">85085570</a>	<a href="#">3900782</a>
TREK	<a href="#">77937970</a>	<a href="#">3979036</a>
TREK BICYCLES OF TUCSON	<a href="#">85173419</a>	<a href="#">4021852</a>
PRO TREK	<a href="#">85179666</a>	<a href="#">4077999</a>
TREK	<a href="#">85085438</a>	<a href="#">4372869</a>
TREK	<a href="#">86006347</a>	<a href="#">4599850</a>
TREK CARE	<a href="#">86139775</a>	<a href="#">4608677</a>
TREK	<a href="#">86117686</a>	<a href="#">4647933</a>
TREKMATES	<a href="#">79088328</a>	<a href="#">4690248</a>
TREKKER	<a href="#">86288639</a>	<a href="#">4847020</a>
TREK	<a href="#">86743992</a>	<a href="#">4936375</a>
TREK	<a href="#">86674667</a>	<a href="#">5004800</a>
PRO TREK SMART	<a href="#">87048301</a>	
PRO TREK	<a href="#">87048310</a>	
TREK	<a href="#">87565645</a>	

Prosecution History			
Entry Number	History Text	Date	Due Date
13	TERMINATED	Nov 13, 2018	
12	BD DECISION: OPP DISMISSED	Nov 13, 2018	
11	MOT TO AMEND APPLICATION	Nov 07, 2018	
10	ANSWER	Mar 09, 2018	
9	SUSPENDED	Jan 04, 2018	
8	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 04, 2018	
7	SUSPENDED	Nov 02, 2017	
6	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 02, 2017	
5	D CHANGE OF CORRESP ADDRESS	Oct 03, 2017	
4	D APPEARANCE / POWER OF ATTORNEY	Oct 03, 2017	
3	PENDING, INSTITUTED	Sep 28, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 28, 2017	Nov 07, 2017
1	FILED AND FEE	Sep 28, 2017	

# **EXHIBIT 89**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**



# United States of America

United States Patent and Trademark Office

## VEDIUS

**Reg. No. 6,102,419**

**Registered Jul. 14, 2020**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

EPITOMEDICAL IP, LLC (NEVADA LIMITED LIABILITY COMPANY)  
8859 West Flamingo Road  
Las Vegas, NEVADA 89147

CLASS 25: Clothing, namely, bottoms; Caps being headwear; Footwear; Hats; Jackets; Pants; Shirts; Clothing, namely, tops; Scrub tops and pants not for surgical purposes; T-shirts

FIRST USE 7-00-2016; IN COMMERCE 7-00-2016

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

SER. NO. 87-440,879, FILED 05-08-2017



*Andrew K. ...*

Director of the United States  
Patent and Trademark Office



KUHL007465

## 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.

**\*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/>.

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**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>.**

Generated on: This page was generated by TSDR on 2023-12-15 15:45:01 EST

Mark: VEDIUS

VEDIUS

US Serial Number: 87440879

Application Filing Date: May 08, 2017

US Registration Number: 6102419

Registration Date: Jul. 14, 2020

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

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: Jul. 14, 2020

Publication Date: Sep. 26, 2017 Notice of Allowance Date: Nov. 21, 2017

## Mark Information

Mark Literal Elements: VEDIUS

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

## 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: Clothing, namely, bottoms; Caps being headwear; Footwear; Hats; Jackets; Pants; Shirts; Clothing, namely, tops; Scrub tops and pants not for surgical purposes; T-shirts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 2016

Use in Commerce: Jul. 2016

## 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

KUHL007750

Filed No Basis: No

## Current Owner(s) Information

Owner Name: EPITOMEDICAL IP, LLC

Owner Address: 8859 WEST FLAMINGO ROAD  
LAS VEGAS, NEVADA UNITED STATES 89147

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: NEVADA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Joanna M. Myers

Attorney Primary Email Address: [tip@nevadafirm.com](mailto:tip@nevadafirm.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Joanna M. Myers  
HOLLEY DRIGGS WALCH FINE PUZEY STEIN & THOMPSON  
400 SOUTH FOURTH STREET, THIRD FLOOR  
LAS VEGAS, NEVADA UNITED STATES 89101

Phone: 702-791-0308

Fax: 702-791-1912

Correspondent e-mail: [jmyers@nevadafirm.com](mailto:jmyers@nevadafirm.com) [tip@nevadafirm.com](mailto:tip@nevadafirm.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jul. 14, 2020	REGISTERED-PRINCIPAL REGISTER	
Jun. 12, 2020	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 11, 2020	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 28, 2020	STATEMENT OF USE PROCESSING COMPLETE	
Apr. 10, 2020	USE AMENDMENT FILED	
Apr. 27, 2020	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Apr. 10, 2020	TEAS STATEMENT OF USE RECEIVED	
Nov. 23, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 21, 2019	SOU EXTENSION 4 GRANTED	
Nov. 21, 2019	SOU EXTENSION 4 FILED	
Nov. 21, 2019	SOU TEAS EXTENSION RECEIVED	
May 23, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 21, 2019	SOU EXTENSION 3 GRANTED	
May 21, 2019	SOU EXTENSION 3 FILED	
May 21, 2019	SOU TEAS EXTENSION RECEIVED	
Nov. 23, 2018	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 21, 2018	SOU EXTENSION 2 GRANTED	
Nov. 21, 2018	SOU EXTENSION 2 FILED	
Nov. 21, 2018	SOU TEAS EXTENSION RECEIVED	
May 09, 2018	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 07, 2018	SOU EXTENSION 1 GRANTED	
May 07, 2018	SOU EXTENSION 1 FILED	
May 07, 2018	SOU TEAS EXTENSION RECEIVED	
Mar. 14, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 14, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Nov. 21, 2017	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 26, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 26, 2017	PUBLISHED FOR OPPOSITION	

KUHL007751

Sep. 06, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED
Aug. 23, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP
Aug. 22, 2017	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS
Aug. 22, 2017	ASSIGNED TO LIE
Aug. 08, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER
Aug. 07, 2017	EXAMINER'S AMENDMENT ENTERED
Aug. 07, 2017	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED
Aug. 07, 2017	EXAMINERS AMENDMENT E-MAILED
Aug. 07, 2017	EXAMINERS AMENDMENT -WRITTEN
Aug. 04, 2017	ASSIGNED TO EXAMINER
May 12, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
May 11, 2017	NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 11, 2020

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: EPITOMEDICAL IP, LLC

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [6131/0808](#)

Pages: 2

Date Recorded: Aug. 14, 2017

Supporting Documents: [assignment-tm-6131-0808.pdf](#)

### Assignor

Name: [KOSTA MD CONCIERGE GEORGE, P.C.](#)

Execution Date: Jul. 26, 2017

Legal Entity Type: PROFESSIONAL CORPORATION

State or Country NEVADA  
Where Organized:

### Assignee

Name: [EPITOMEDICAL IP, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NEVADA  
Where Organized:

Address: 8859 WEST FLAMINGO ROAD  
LAS VEGAS, NEVADA 89147

### Correspondent

Correspondent Name: JOANNA M. MYERS; JENNIFER K. CRAFT; JOHN

Correspondent Address: 8363 W. SUNSET RD., STE. 200  
LAS VEGAS, NV 89113

Domestic Representative - Not Found



# **EXHIBIT 90**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office



**Reg. No. 5,967,933**

**Registered Jan. 21, 2020**

**Int. Cl.: 8, 25, 35**

**Service Mark**

**Trademark**

**Principal Register**

Advanced Technology Gear Inc. (CALIFORNIA CORPORATION)  
D4-427  
27702 Crown Valley Pkwy  
Ladera Ranch, CALIFORNIA 92694

CLASS 8: Breaching tools being hand-operated tools for forcible entry, namely, axes, picks, sledge hammers, pry bars, forcible entry bars, and halligans; knives

FIRST USE 10-31-2019; IN COMMERCE 10-31-2019

CLASS 25: Clothing, namely, pants, shorts, vests, shirts, T-shirts, polo shirts, fleece pullovers, coats, jackets, blazers, parkas, wind resistant jackets, coveralls, dungarees, jump suits, uniforms, waterproof jackets, waterproof pants, underwear, headwear, namely, hats and caps; gloves; belts; socks; footwear

FIRST USE 10-31-2019; IN COMMERCE 10-31-2019

CLASS 35: Retail store services and on-line retail store services featuring clothing, headwear, footwear, uniforms, equipment belts and vests, knives, bags, watches, and tactical gear and accessories

FIRST USE 10-31-2019; IN COMMERCE 10-31-2019

The mark consists of an eagle head inside a shield design over the word "OUTLAW", over the word "TACTICAL", in a stylized font.

No claim is made to the exclusive right to use the following apart from the mark as shown: "TACTICAL"

SER. NO. 87-655,980, FILED 10-23-2017



*Andrei Iancu*

Director of the United States  
Patent and Trademark Office



KUHL007467

## 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.

**\*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>.

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Mark: OUTLAW TACTICAL



US Serial Number: 87655980

Application Filing Date: Oct. 23, 2017

US Registration Number: 5967933

Registration Date: Jan. 21, 2020

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

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. 21, 2020

Publication Date: Jun. 25, 2019 Notice of Allowance Date: Aug. 20, 2019

## Mark Information

Mark Literal Elements: OUTLAW TACTICAL

Standard Character Claim: No

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

Description of Mark: The mark consists of an eagle head inside a shield design over the word "OUTLAW", over the word "TACTICAL", in a stylized font.

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

Disclaimer: "TACTICAL"

Design Search Code(s): 03.15.01 - Eagles

03.15.24 - Stylized birds

03.17.16 - Heads of birds

24.01.02 - Shields or crests with figurative elements contained therein or superimposed thereon

## 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: Breaching tools being hand-operated tools for forcible entry, namely, axes, picks, sledge hammers, pry bars, forcible entry bars, and halligans; knives

International Class(es): 008 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 31, 2019

Use in Commerce: Oct. 31, 2019

For: Clothing, namely, pants, shorts, vests, shirts, T-shirts, polo shirts, fleece pullovers, coats, jackets, blazers, parkas, wind resistant

KUHL007766

jackets, coveralls, dungarees, jump suits, uniforms, waterproof jackets, waterproof pants, underwear; headwear, namely, hats and caps; gloves; belts; socks; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 31, 2019

Use in Commerce: Oct. 31, 2019

For: Retail store services and on-line retail store services featuring clothing, headwear, footwear, uniforms, equipment belts and vests, knives, bags, watches, and tactical gear and accessories

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 31, 2019

Use in Commerce: Oct. 31, 2019

## 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: Advanced Technology Gear Inc.

Owner Address: D4-427  
27702 Crown Valley Pkwy  
Ladera Ranch, CALIFORNIA UNITED STATES 92694

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Andrew Nelson

Attorney Primary Email Address: [ANelson@fortislaw.com](mailto:ANelson@fortislaw.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Andrew Nelson  
Fortis LLP  
1530  
650 Town Center Drive  
Costa Mesa, CALIFORNIA UNITED STATES 92626

Phone: 7148393800

Fax: 7147952995

Correspondent e-mail: [ANelson@fortislaw.com](mailto:ANelson@fortislaw.com) [KPfeiffer@fortislaw.com](mailto:KPfeiffer@fortislaw.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 21, 2020	REGISTERED-PRINCIPAL REGISTER	
Dec. 19, 2019	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Dec. 18, 2019	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 29, 2019	STATEMENT OF USE PROCESSING COMPLETE	



Nov. 15, 2019	USE AMENDMENT FILED
Nov. 26, 2019	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Nov. 15, 2019	TEAS STATEMENT OF USE RECEIVED
Aug. 20, 2019	NOA E-MAILED - SOU REQUIRED FROM APPLICANT
Jun. 25, 2019	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED
Jun. 25, 2019	PUBLISHED FOR OPPOSITION
Jun. 05, 2019	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED
May 20, 2019	APPROVED FOR PUB - PRINCIPAL REGISTER
Apr. 30, 2019	SUSPENSION CHECKED ? TO ATTORNEY FOR ACTION
Oct. 18, 2018	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED
Oct. 18, 2018	LETTER OF SUSPENSION E-MAILED
Oct. 18, 2018	SUSPENSION LETTER WRITTEN
Oct. 17, 2018	TEAS/EMAIL CORRESPONDENCE ENTERED
Oct. 17, 2018	CORRESPONDENCE RECEIVED IN LAW OFFICE
Oct. 15, 2018	ASSIGNED TO LIE
Oct. 03, 2018	NOTICE OF REVIVAL - E-MAILED
Oct. 02, 2018	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Oct. 02, 2018	PETITION TO REVIVE-GRANTED
Oct. 02, 2018	TEAS PETITION TO REVIVE RECEIVED
Aug. 16, 2018	ABANDONMENT NOTICE MAILED - FAILURE TO RESPOND
Aug. 16, 2018	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE
Apr. 27, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Apr. 27, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Jan. 19, 2018	NOTIFICATION OF NON-FINAL ACTION E-MAILED
Jan. 19, 2018	NON-FINAL ACTION E-MAILED
Jan. 19, 2018	NON-FINAL ACTION WRITTEN
Jan. 18, 2018	ASSIGNED TO EXAMINER
Nov. 02, 2017	NOTICE OF DESIGN SEARCH CODE E-MAILED
Nov. 01, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Oct. 26, 2017	NEW APPLICATION ENTERED

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## TM Staff and Location Information

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TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Dec. 18, 2019

# **EXHIBIT 91**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## CAPE SURF

**Reg. No. 5,999,516**

**Registered Mar. 03, 2020**

**Int. Cl.: 18, 25**

**Trademark**

**Principal Register**

Cape Surf LLC (FLORIDA LIMITED LIABILITY COMPANY)  
270 Jacala Drive  
Merritt Island, FLORIDA 32953

CLASS 18: Tote bags; Carry-all bags; Reusable shopping bags

FIRST USE 12-00-2017; IN COMMERCE 12-00-2017

CLASS 25: tops as clothing; bottoms as clothing; headwear; footwear

FIRST USE 12-00-2017; IN COMMERCE 12-00-2017

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

No claim is made to the exclusive right to use the following apart from the mark as shown:  
"SURF"

SER. NO. 87-787,263, FILED 02-06-2018



*Andrew K. Lerner*

Director of the United States  
Patent and Trademark Office



KUHL007469

## REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

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#### 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>.

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Mark: CAPE SURF

# CAPE SURF

US Serial Number: 87787263

Application Filing Date: Feb. 06, 2018

US Registration Number: 5999516

Registration Date: Mar. 03, 2020

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

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: Mar. 03, 2020

Publication Date: Dec. 17, 2019

## Mark Information

Mark Literal Elements: CAPE SURF

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

Disclaimer: "SURF"

## 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: Tote bags; Carry-all bags; Reusable shopping bags

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2017

Use in Commerce: Dec. 2017

For: tops as clothing; bottoms as clothing; headwear; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2017

Use in Commerce: Dec. 2017

## Basis Information (Case Level)

KUHL007776



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: Cape Surf LLC

Owner Address: 270 Jacala Drive  
Merritt Island, FLORIDA UNITED STATES 32953

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: FLORIDA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Thomas Dunlap

Docket Number: 018794-001

Attorney Primary Email Address: [trademarks@dbllawyers.com](mailto:trademarks@dbllawyers.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Thomas Dunlap  
Dunlap Bennett & Ludwig PLLC  
211 Church Street SE  
Leesburg, VIRGINIA UNITED STATES 20175

Phone: 8557056414

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Correspondent e-mail: [abutterman@dbllawyers.com](mailto:abutterman@dbllawyers.com) [trademarks@dbllawyers.com](mailto:trademarks@dbllawyers.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Mar. 03, 2020	REGISTERED-PRINCIPAL REGISTER	
Dec. 17, 2019	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 17, 2019	PUBLISHED FOR OPPOSITION	
Nov. 27, 2019	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 14, 2019	ASSIGNED TO LIE	
Nov. 12, 2019	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 06, 2019	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Oct. 30, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 31, 2018	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	
Oct. 31, 2018	LETTER OF SUSPENSION E-MAILED	
Oct. 31, 2018	SUSPENSION LETTER WRITTEN	
Oct. 30, 2018	TEAS/EMAIL CORRESPONDENCE ENTERED	
Oct. 30, 2018	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 30, 2018	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 02, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Aug. 02, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 18, 2018	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Jul. 18, 2018	NON-FINAL ACTION E-MAILED	
Jul. 18, 2018	NON-FINAL ACTION WRITTEN	
Jun. 16, 2018	TEAS/EMAIL CORRESPONDENCE ENTERED	
Jun. 15, 2018	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 15, 2018	TEAS RESPONSE TO OFFICE ACTION RECEIVED	

KUHL007777

May 24, 2018	NOTIFICATION OF NON-FINAL ACTION E-MAILED
May 24, 2018	NON-FINAL ACTION E-MAILED
May 24, 2018	NON-FINAL ACTION WRITTEN
May 18, 2018	ASSIGNED TO EXAMINER
Feb. 15, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Feb. 09, 2018	NEW APPLICATION ENTERED

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## TM Staff and Location Information

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TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 03, 2020

## **EXHIBIT 92**

### **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## HAILEY & CO.

**Reg. No. 5,647,259**

**Registered Jan. 08, 2019**

**Int. Cl.: 25, 35**

**Service Mark**

**Trademark**

**Principal Register**

ELLA MARA CORPORATION (CALIFORNIA CORPORATION)  
1437 Oak St  
Los Angeles, CALIFORNIA 90015

CLASS 25: Clothing, namely, headwear, footwear, tops and bottoms

FIRST USE 3-2-2015; IN COMMERCE 3-2-2015

CLASS 35: Retail store and online retail store services featuring a full line of apparel and related accessories

FIRST USE 3-2-2015; IN COMMERCE 3-2-2015

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

No claim is made to the exclusive right to use the following apart from the mark as shown:  
CO

SER. NO. 87-909,885, FILED 05-07-2018



*Andrew K. ...*

Director of the United States  
Patent and Trademark Office

KUHL007471

## 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.

**\*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>.



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Mark: HAILEY & CO.

HAILEY & CO.

US Serial Number: 87909885

Application Filing Date: May 07, 2018

US Registration Number: 5647259

Registration Date: Jan. 08, 2019

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

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. 08, 2019

Publication Date: Oct. 23, 2018

## Mark Information

Mark Literal Elements: HAILEY & CO.

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

Disclaimer: CO.

## 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: Clothing, namely, headwear, footwear, tops and bottoms

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 02, 2015

Use in Commerce: Mar. 02, 2015

For: Retail store and online retail store services featuring a full line of apparel and related accessories

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 02, 2015

Use in Commerce: Mar. 02, 2015

## Basis Information (Case Level)

KUHL007790

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: ELLA MARA CORPORATION

Owner Address: 1437 Oak St  
Los Angeles, CALIFORNIA UNITED STATES 90015

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Raj Abhyanker

Attorney Primary [trademarks@legalforcelaw.com](mailto:trademarks@legalforcelaw.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Name/Address: Raj Abhyanker  
LegalForce RAPC Worldwide, P.C.  
446 E Southern Ave  
Tempe, ARIZONA UNITED STATES 85282

Phone: 650 965-8731

Fax: 650 989-2131

Correspondent e- [trademarks@legalforcelaw.com](mailto:trademarks@legalforcelaw.com)  
mail:

Correspondent e- Yes  
mail Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 11, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 11, 2021	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
Jan. 11, 2021	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 11, 2021	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 27, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 27, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 08, 2019	REGISTERED-PRINCIPAL REGISTER	
Oct. 23, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 23, 2018	PUBLISHED FOR OPPOSITION	
Oct. 03, 2018	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 12, 2018	ASSIGNED TO LIE	
Aug. 30, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 30, 2018	EXAMINER'S AMENDMENT ENTERED	
Aug. 30, 2018	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	
Aug. 30, 2018	EXAMINERS AMENDMENT E-MAILED	
Aug. 30, 2018	EXAMINERS AMENDMENT -WRITTEN	
Aug. 28, 2018	ASSIGNED TO EXAMINER	
May 16, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
May 10, 2018	NEW APPLICATION ENTERED	

## TM Staff and Location Information

TM Staff Information - None

KUHL007791

**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Jan. 08, 2019

# **EXHIBIT 93**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

## United States Patent and Trademark Office

MOKE

**Reg. No. 6,119,540**

**Registered Aug. 04, 2020**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Moke USA, LLC (DELAWARE LIMITED LIABILITY COMPANY)  
15 Lewis Street  
Hartford, CONNECTICUT 06103

CLASS 25: Clothing, namely, shirts and tops, polo shirts, sweaters, sweatshirts, coats and jackets, gloves, sleepwear, pants; headwear; footwear

FIRST USE 2-3-2020; IN COMMERCE 2-3-2020

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

SER. NO. 88-011,397, FILED 06-22-2018



*Andrei Iancu*

Director of the United States  
Patent and Trademark Office



KUHL007473

## 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.

**\*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>.**



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Mark: MOKE

MOKE

US Serial Number: 88011397

Application Filing Date: Jun. 22, 2018

US Registration Number: 6119540

Registration Date: Aug. 04, 2020

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

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: Aug. 04, 2020

Publication Date: Jun. 11, 2019 Notice of Allowance Date: Aug. 06, 2019

## Mark Information

Mark Literal Elements: MOKE

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

## 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: Clothing, namely, shirts and tops, polo shirts, sweaters, sweatshirts, coats and jackets, gloves, sleepwear, pants; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 03, 2020

Use in Commerce: Feb. 03, 2020

## 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

KUHL007810

## Current Owner(s) Information

Owner Name: MOKE INTERNATIONAL LIMITED

Owner Address: WINGRAVE ROAD, ASTON ABBOTTS AYLESBURY  
UNIT 3  
BUCKINGHAMSHIRE UNITED KINGDOM HP22 4LU

Legal Entity Type: PRIVATE LIMITED COMPANY

State or Country UNITED KINGDOM  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Michelle P. Ciotola

Docket Number: LZW0017TUS

Attorney Primary [TM-CT@cantorcolburn.com](mailto:TM-CT@cantorcolburn.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Name/Address: Michelle P. Ciotola  
CANTOR COLBURN LLP  
20 CHURCH STREET  
FLOOR 22  
HARTFORD, CONNECTICUT UNITED STATES 06103

Phone: 860-286-2929

Fax: 860-286-0115

Correspondent e-mail: [TM-CT@cantorcolburn.com](mailto:TM-CT@cantorcolburn.com) [clemon@cantorcolburn.com](mailto:clemon@cantorcolburn.com)  
[rn.com](http://rn.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 12, 2021	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 04, 2020	REGISTERED-PRINCIPAL REGISTER	
Jun. 27, 2020	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 26, 2020	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 10, 2020	TEAS/EMAIL CORRESPONDENCE ENTERED	
Jun. 10, 2020	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 10, 2020	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 09, 2020	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Mar. 09, 2020	NON-FINAL ACTION E-MAILED	
Mar. 09, 2020	SU - NON-FINAL ACTION - WRITTEN	
Feb. 25, 2020	STATEMENT OF USE PROCESSING COMPLETE	
Feb. 05, 2020	USE AMENDMENT FILED	
Feb. 25, 2020	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Feb. 05, 2020	TEAS STATEMENT OF USE RECEIVED	
Aug. 06, 2019	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 11, 2019	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 11, 2019	PUBLISHED FOR OPPOSITION	
May 22, 2019	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 06, 2019	ASSIGNED TO LIE	
Apr. 22, 2019	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 15, 2018	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	
Oct. 15, 2018	LETTER OF SUSPENSION E-MAILED	
Oct. 15, 2018	SUSPENSION LETTER WRITTEN	
Oct. 11, 2018	ASSIGNED TO EXAMINER	
Jun. 28, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Jun. 26, 2018	NEW APPLICATION ENTERED	

## TM Staff and Location Information

## TM Staff Information - None

## File Location

Current Location: TMO LAW OFFICE 129 - EXAMINING  
ATTORNEY ASSIGNED

Date in Location: Jun. 26, 2020

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: Moke USA, LLC

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [7279/0226](#)

Pages: 3

Date Recorded: May 04, 2021

Supporting Documents: [assignment-tm-7279-0226.pdf](#)

### Assignor

Name: [MOKE USA, LLC](#)

Execution Date: Apr. 29, 2021

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

### Assignee

Name: [MOKE INTERNATIONAL LIMITED](#)

Legal Entity Type: PRIVATE LIMITED COMPANY

State or Country: UNITED KINGDOM  
Where Organized:

Address: WINGRAVE ROAD, ASTON ABBOTTS AYLESBURY  
UNIT 3  
BUCKINGHAMSHIRE, UNITED KINGDOM HP22 4LU

### Correspondent

Correspondent Name: CANTOR COLBURN LLP

Correspondent Address: 20 CHURCH STREET  
FLOOR 22  
HARTFORD, CT 06103

Domestic Representative - Not Found

# **EXHIBIT 94**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## GOGO CULTURE

**Reg. No. 6,716,558**

**Registered May 03, 2022**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

FabMania Studios LLC (DISTRICT OF COLUMBIA LIMITED LIABILITY COMPANY)

2100 32ND Street SE

Washington, D.C. 20030

CLASS 25: Tops as clothing, bottoms as clothing, coats, jackets, suits, dresses, jumpsuits, bathing suits, scarves, ties as clothing, belts, gloves, headwear, footwear, tights, socks, stockings

FIRST USE 4-9-2021; IN COMMERCE 4-10-2021

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

SER. NO. 90-678,068, FILED 04-28-2021



*Katherine Kelly Vidal*

Director of the United States  
Patent and Trademark Office



KUHL007475

## 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.

**\*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>.**



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Mark: GOGO CULTURE

GOGO CULTURE

US Serial Number: 90678068

Application Filing Date: Apr. 28, 2021

US Registration Number: 6716558

Registration Date: May 03, 2022

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: May 03, 2022

Publication Date: Feb. 15, 2022

## Mark Information

Mark Literal Elements: GOGO CULTURE

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

## 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: Tops as clothing, bottoms as clothing, coats, jackets, suits, dresses, jumpsuits, bathing suits, scarves, ties as clothing, belts, gloves, headwear, footwear, tights, socks, stockings

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 09, 2021

Use in Commerce: Apr. 10, 2021

## 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

KUHL007864

## Current Owner(s) Information

Owner Name: FabMania Studios LLC

Owner Address: 2100 32ND Street SE  
Washington, DISTRICT OF COLUMBIA UNITED STATES 20030

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DISTRICT OF COLUMBIA  
Where Organized:

## Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent FABMANIA STUDIOS LLC  
Name/Address: PO BOX 30515  
WASHINGTON, DISTRICT OF COLUMBIA UNITED STATES 20030

Phone: 301-437-4700

Correspondent e-mail: [FabManiaStudios@Gmail.com](mailto:FabManiaStudios@Gmail.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 03, 2022	REGISTERED-PRINCIPAL REGISTER	
Feb. 15, 2022	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 15, 2022	PUBLISHED FOR OPPOSITION	
Jan. 26, 2022	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 10, 2022	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 05, 2022	TEAS/EMAIL CORRESPONDENCE ENTERED	
Jan. 04, 2022	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jan. 04, 2022	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 03, 2022	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Jan. 03, 2022	NON-FINAL ACTION E-MAILED	
Jan. 03, 2022	NON-FINAL ACTION WRITTEN	
Dec. 27, 2021	ASSIGNED TO EXAMINER	
Aug. 03, 2021	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
May 01, 2021	NEW APPLICATION ENTERED	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 03, 2022

# **EXHIBIT 95**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

# ZUMBA

**Reg. No. 6,771,658**

**Registered Jun. 28, 2022**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Zumba Fitness, LLC (FLORIDA LIMITED LIABILITY COMPANY)  
800 Silks Run, Suite 2310  
Hallandale, FLORIDA 33009

CLASS 25: Clothing, namely, crops, bras, swimwear, bathing suits, leggings, tops, underwear, sleepwear, suits, dresses, skirts, socks, coats, vests, stockings, pullovers, bandanas, jerseys, tights, cargo pants, capris, cardigans, wristbands, scarves, shawls, gloves, belts; headgear, namely, hats, visors being headwear, headbands and headwear; footwear, namely, shoes, sneakers, flip flops, sandals; infants and children's clothing, namely, shirts, pants, and shoes; infant and children's headgear, namely, headwear; infants and children's footwear

FIRST USE 10-1-2002; IN COMMERCE 10-1-2002

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

OWNER OF U.S. REG. NO. 3965414, 5854835, 3717909

SER. NO. 90-735,683, FILED 05-26-2021



*Katherine Kelly Vidal*

Director of the United States  
Patent and Trademark Office



KUHL007477

## 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.

**\*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>.**

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Mark: ZUMBA

# ZUMBA

US Serial Number: 90735683

Application Filing Date: May 26, 2021

US Registration Number: 6771658

Registration Date: Jun. 28, 2022

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: Jun. 28, 2022

Publication Date: Apr. 12, 2022

## Mark Information

Mark Literal Elements: ZUMBA

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: 3717909, 3965414, 5854835 and others

## Goods and Services

### Note:

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

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

For: Clothing, namely, crops, bras, swimwear, bathing suits, leggings, tops, underwear, sleepwear, suits, dresses, skirts, socks, coats, vests, stockings, pullovers, bandanas, jerseys, tights, cargo pants, capris, cardigans, wristbands, scarves, shawls, gloves, belts; headgear, namely, hats, visors being headwear, headbands and headwear; footwear, namely, shoes, sneakers, flip flops, sandals; infants and children's clothing, namely, shirts, pants, and shoes; infant and children's headgear, namely, headwear; infants and children's footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2002

Use in Commerce: Oct. 01, 2002

## Basis Information (Case Level)

KUHL007866



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: Zumba Fitness, LLC

Owner Address: 800 Silks Run, Suite 2310  
Hallandale, FLORIDA UNITED STATES 33009

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: FLORIDA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Alan C. Veronick

Attorney Primary Email Address: [alan.veronick@zumba.com](mailto:alan.veronick@zumba.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Alan C. Veronick  
800 SILKS RUN, SUITE 2310  
HALLANDALE, FLORIDA UNITED STATES 33009

Phone: 412-915-5018

Correspondent e-mail: [alan.veronick@zumba.com](mailto:alan.veronick@zumba.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jun. 28, 2022	NOTICE OF REGISTRATION CONFIRMATION EMAILED	
Jun. 28, 2022	REGISTERED-PRINCIPAL REGISTER	
Apr. 12, 2022	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 12, 2022	PUBLISHED FOR OPPOSITION	
Mar. 23, 2022	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 09, 2022	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 08, 2022	TEAS/EMAIL CORRESPONDENCE ENTERED	
Mar. 08, 2022	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 08, 2022	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 09, 2022	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Feb. 09, 2022	NON-FINAL ACTION E-MAILED	
Feb. 09, 2022	NON-FINAL ACTION WRITTEN	
Feb. 08, 2022	ASSIGNED TO EXAMINER	
Aug. 23, 2021	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
May 29, 2021	NEW APPLICATION ENTERED	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 28, 2022

# **EXHIBIT 96**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**Reg. No. 3,060,315**

**United States Patent and Trademark Office**

**Registered Feb. 21, 2006**

**TRADEMARK  
PRINCIPAL REGISTER**

**ARIAT**

ARIAT INTERNATIONAL, INC. (CALIFORNIA CORPORATION)  
3242 WHIPPLE ROAD  
UNION CITY, CA 94587

FOR: SPORTS CLOTHING, EQUESTRIAN AND PEDESTRIAN APPAREL, NAMELY, SHIRTS, T-SHIRTS, BLOUSES, JACKETS, SWEATSHIRTS, PANTS, BREECHES, RIDING CHAPS AND LEGGINGS, COATS, PULLOVERS, OVERCOATS, VESTS, TROUSERS, HALTERS, STOCKING SUSPENDERS, BRACES/SUSPENDERS, WAISTBANDS, BELTS, GLOVES AND TIES; FOOTWEAR, NAMELY, BOOTS, SHOES, SOCKS, SLIPPERS AND SANDALS; HEADWEAR, NAMELY, HATS, CAPS, VISORS AND SCARVES, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 5-28-1991; IN COMMERCE 6-20-1991.

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

OWNER OF U.S. REG. NOS. 1,755,466, 1,937,391, AND 2,487,753.

SER. NO. 78-578,343, FILED 3-2-2005.

ANDREW BENZMILLER, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2023-12-15 15:09:57 EST

Mark: ARIAT

ARIAT

US Serial Number: 78578343

Application Filing Date: Mar. 02, 2005

US Registration Number: 3060315

Registration Date: Feb. 21, 2006

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jan. 14, 2016

Publication Date: Nov. 29, 2005

## Mark Information

Mark Literal Elements: ARIAT

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

International Registration Number: 0861970

International Application(s) /Registration(s) Based on this Property: A0000898/0861970

Claimed Ownership of US Registrations: 1755466, 1937391, 2487753

## 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: Sports clothing, equestrian and pedestrian apparel, namely, shirts, T-shirts, blouses, jackets, sweatshirts, pants, breeches, riding chaps and leggings, coats, pullovers, overcoats, vests, trousers, [ stocking suspenders, braces/suspenders,] waistbands, belts, gloves [ and ties,] footwear, namely, boots, shoes, socks, [ slippers ] and sandals; headwear, namely, hats, caps, visors [ and scarves ]

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

KUHL007630

Basis: 1(a)

First Use: May 28, 1991

Use in Commerce: Jun. 20, 1991

## 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: Ariat International, Inc.

Owner Address: 1500 Alvarado Street, Suite 100  
San Leandro, CALIFORNIA UNITED STATES 94577

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: David S. D'Ascenzo

Docket Number: AAT402

Attorney Primary Email Address: [david@krdglaw.com](mailto:david@krdglaw.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: David S. D'Ascenzo  
Kolitch Romano Dascenzo Gates LLC  
621 SW Morrison Street, #1100  
Portland, OREGON UNITED STATES 97205

Phone: (503) 224-7529

Fax: (503) 224-7329

Correspondent e-mail: [david@krdglaw.com](mailto:david@krdglaw.com) [robin@krdglaw.com](mailto:robin@krdglaw.com) [dgdocke@krdglaw.com](mailto:dgdocke@krdglaw.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Mar. 21, 2023	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Mar. 21, 2023	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 21, 2023	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 21, 2023	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 21, 2023	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Sep. 24, 2020	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Sep. 24, 2020	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 24, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 24, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 24, 2020	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 14, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Jan. 14, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jan. 14, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 14, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Nov. 03, 2015	TEAS SECTION 8 & 9 RECEIVED	
Mar. 10, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 10, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 21, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	

KUHL007631



Aug. 12, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Aug. 12, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Mar. 25, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Mar. 22, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED
Mar. 22, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.
Mar. 22, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL
Feb. 14, 2012	TEAS SECTION 8 & 15 RECEIVED
Feb. 11, 2010	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Feb. 11, 2010	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Mar. 29, 2006	DATA MODIFICATION COMPLETED
Mar. 29, 2006	PAPER RECEIVED
Feb. 21, 2006	REGISTERED-PRINCIPAL REGISTER
Feb. 10, 2006	ASSIGNED TO EXAMINER
Nov. 29, 2005	PUBLISHED FOR OPPOSITION
Nov. 09, 2005	NOTICE OF PUBLICATION
Oct. 03, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED
Sep. 30, 2005	ASSIGNED TO LIE
Sep. 28, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER
Sep. 28, 2005	EXAMINERS AMENDMENT E-MAILED
Sep. 28, 2005	EXAMINERS AMENDMENT -WRITTEN
Sep. 23, 2005	ASSIGNED TO EXAMINER
Mar. 09, 2005	NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 14, 2016

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 2

Registrant: Ariat International, Inc.

### Assignment 1 of 2

Conveyance: SECURITY INTEREST

Reel/Frame: [4818/0559](#)

Pages: 11

Date Recorded: Jul. 10, 2012

Supporting Documents: [assignment-tm-4818-0559.pdf](#)

#### Assignor

Name: [ARIAT INTERNATIONAL, INC.](#)

Execution Date: Jul. 10, 2012

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

#### Assignee

Name: [WELLS FARGO BANK](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country: UNITED STATES  
Where Organized:

Address: 1 FRONT STREET  
21ST FLOOR  
SAN FRANCISCO, CALIFORNIA 94111

#### Correspondent

Correspondent Name: LYNN M. HUMPHREYS

Correspondent Address: MORRISON & FOERSTER LLP  
425 MARKET STREET  
SAN FRANCISCO, CA 94105-2482



Assignment 2 of 2

Conveyance: SECURITY INTEREST

Reel/Frame: [6427/0535](#)

Pages: 12

Date Recorded: Aug. 31, 2018

Supporting Documents: [assignment-tm-6427-0535.pdf](#)

Assignor

Name: [ARIAT INTERNATIONAL, INC.](#)

Execution Date: Aug. 31, 2018

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country: UNITED STATES  
Where Organized:

Address: 1525 WEST W.T. HARRIS BLVD.  
MAC D1109-019  
CHARLOTTE, NORTH CAROLINA 28262

Correspondent

Correspondent Name: TERRY L. WITCHER, PARALEGAL

Correspondent Address: MCGUIREWOODS LLP  
201 N. TRYON STREET, SUITE 3000  
CHARLOTTE, NC 28202

# **EXHIBIT 97**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**Int. Cls.: 18 and 25**

**Prior U.S. Cls.: 1, 2, 3, 22, 39 and 41**

**Reg. No. 3,126,131**

**United States Patent and Trademark Office**

**Registered Aug. 8, 2006**

**TRADEMARK  
PRINCIPAL REGISTER**



COLUMBIA SPORTSWEAR NORTH AMERICA,  
INC. (OREGON CORPORATION)  
14375 NW SCIENCE PARK DRIVE  
PORTLAND, OR 97229

FOR: HOUSE MARK FOR A FULL LINE OF ALL-  
PURPOSE BAGS, PACKS, POUCHES AND BRIEF-  
CASES, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 0-0-1987; IN COMMERCE 0-0-1987.

FOR: HOUSE MARK FOR A FULL LINE OF  
CLOTHING, FOOTWEAR AND HEADWEAR, IN  
CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 0-0-1987; IN COMMERCE 0-0-1987.

OWNER OF U.S. REG. NOS. 1,975,556, 2,738,700  
AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "SPORTSWEAR COMPANY",  
APART FROM THE MARK AS SHOWN.

SER. NO. 78-623,288, FILED 5-4-2005.

MATTHEW PAPPAS, EXAMINING ATTORNEY

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Mark: COLUMBIA SPORTSWEAR COMPANY



US Serial Number: 78623288

Application Filing Date: May 04, 2005

US Registration Number: 3126131

Registration Date: Aug. 08, 2006

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: May 03, 2016

Publication Date: May 16, 2006

## Mark Information

Mark Literal Elements: COLUMBIA SPORTSWEAR COMPANY

Standard Character Claim: No

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

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

Disclaimer: "SPORTSWEAR COMPANY"

Design Search Code(s): 26.07.21 - Diamonds that are completely or partially shaded

26.07.28 - Diamond shapes (miscellaneous overall shape); Miscellaneous designs with overall diamond shape, including letters forming or comprising a diamond  
26.11.14 - Rectangles (three or more rectangles); Three or more rectangles  
26.11.21 - Rectangles that are completely or partially shaded

## Related Properties Information

International Registration Number: 1210686

International Application(s) /Registration(s) Based on this Property: A0042406/1210686

Claimed Ownership of US Registrations: 1975556, 2735091, 2738700 and others

## Goods and Services

### Note:

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

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

For: HOUSE MARK FOR A FULL LINE OF ALL-PURPOSE BAGS, PACKS, POUCHES AND BRIEFCASES

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1987

Use in Commerce: 1987

For: HOUSE MARK FOR A FULL LINE OF CLOTHING, FOOTWEAR AND HEADWEAR

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1987

Use in Commerce: 1987

## 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: Columbia Sportswear North America, Inc.

Owner Address: 14375 NW Science Park Drive  
Beaverton, OREGON UNITED STATES 97006

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

## Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: Columbia Sportswear North America, Inc.  
14375 NW Science Park Drive  
Beaverton, OREGON UNITED STATES 97006

Phone: 503-985-4009

Fax: 503-985-5003

Correspondent e-mail: [rachel.pinto@columbia.com](mailto:rachel.pinto@columbia.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jul. 20, 2021	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Jul. 20, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 20, 2021	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 03, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
May 03, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
May 03, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 03, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Feb. 24, 2016	TEAS SECTION 8 & 9 RECEIVED	
Feb. 24, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 08, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	

Oct. 31, 2012	NOTICE OF SUIT
Oct. 24, 2012	NOTICE OF SUIT
Mar. 30, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED
Mar. 30, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.
Mar. 30, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL
Feb. 23, 2012	TEAS SECTION 8 & 15 RECEIVED
Feb. 23, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Aug. 08, 2006	REGISTERED-PRINCIPAL REGISTER
May 16, 2006	PUBLISHED FOR OPPOSITION
Apr. 26, 2006	NOTICE OF PUBLICATION
Mar. 27, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED
Mar. 24, 2006	ASSIGNED TO LIE
Mar. 20, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER
Feb. 27, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED
Feb. 23, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE
Feb. 23, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Feb. 21, 2006	NON-FINAL ACTION E-MAILED
Feb. 21, 2006	NON-FINAL ACTION WRITTEN
Feb. 21, 2006	PREVIOUS ALLOWANCE COUNT WITHDRAWN
Feb. 10, 2006	WITHDRAWN FROM PUB - OG REVIEW QUERY
Jan. 26, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED
Jan. 20, 2006	ASSIGNED TO LIE
Jan. 14, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER
Jan. 12, 2006	AMENDMENT FROM APPLICANT ENTERED
Dec. 30, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE
Dec. 30, 2005	PAPER RECEIVED
Nov. 21, 2005	NON-FINAL ACTION E-MAILED
Nov. 21, 2005	NON-FINAL ACTION WRITTEN
Nov. 17, 2005	ASSIGNED TO EXAMINER
May 12, 2005	NEW APPLICATION ENTERED

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## TM Staff and Location Information

---

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: May 03, 2016



# **EXHIBIT 98**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**United States Patent and Trademark Office**

**Reg. No. 3,132,846**

**Registered Aug. 22, 2006**

**TRADEMARK  
PRINCIPAL REGISTER**

**LACOSTE**

LACOSTE ALLIGATOR S.A. (SWITZERLAND  
CORPORATION)  
8 RUE MUZY  
CH-1211 GENEVA 3, SWITZERLAND

FOR: SWEATERS, BLAZERS, SHIRTS, POLO  
SHIRTS, DRESS SHIRTS, TURTLE NECK SHIRTS,  
TEE-SHIRTS, SWEATSHIRTS, KNIT SHIRTS, JACK-  
ETS, PARKAS, TROUSERS, SHORTS, BERMUDA  
SHORTS, TRACK SUIT TROUSERS, TRACK SUITS,  
SKIRTS, DRESSES, BEACHWEAR, SOCKS, WRIST  
BANDS, HEAD BANDS, SCARVES, HEADWEAR,  
NECKWEAR, GLOVES, UNDERWEAR, FOOT-  
WEAR, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 0-0-1935; IN COMMERCE 0-0-1950.

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

OWNER OF U.S. REG. NOS. 879,171, 1,262,783 AND  
OTHERS.

SER. NO. 78-713,822, FILED 9-15-2005.

BRIAN PINO, EXAMINING ATTORNEY

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Mark: LACOSTE

# LACOSTE

US Serial Number: 78713822

Application Filing Date: Sep. 15, 2005

US Registration Number: 3132846

Registration Date: Aug. 22, 2006

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: Oct. 16, 2016

Publication Date: May 30, 2006

## Mark Information

Mark Literal Elements: LACOSTE

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: 879171, 1218448, 1262783 and others

## Goods and Services

### Note:

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

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

For: Sweaters, blazers, shirts, polo shirts, dress shirts, turtle neck shirts, tee-shirts, sweatshirts, knit shirts, jackets, parkas, trousers, shorts, bermuda shorts, track suit trousers, track suits, skirts, dresses, beachwear, socks, wrist bands, head bands, scarves, headwear, neckwear, gloves, underwear, footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1935

Use in Commerce: 1950

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

KUHL007655

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: Lacoste Alligator S.A.

Owner Address: 6, rue Cornavin  
Geneva SWITZERLAND 1201

Legal Entity Type: CORPORATION

State or Country SWITZERLAND  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Charles T.J. Weigell

Docket Number: LCA 0510560

Attorney Primary [Weigell-PR@fzlz.com](mailto:Weigell-PR@fzlz.com)  
Email Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Charles T.J. Weigell  
Name/Address: FROSS ZELNICK LEHRMAN & ZISSU, P.C.  
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NEW YORK, NEW YORK UNITED STATES 10036

Phone: 212-813-5900

Correspondent e- [Weigell-PR@fzlz.com](mailto:Weigell-PR@fzlz.com)  
mail:

Correspondent e- Yes  
mail Authorized:

### Domestic Representative

&nbsp;Domestic FROSS ZELNICK LEHRMAN & ZISSU, P.C.  
Representative  
Name:

Phone: 212-813-5900

&nbsp;Domestic [Weigell-PR@fzlz.com](mailto:Weigell-PR@fzlz.com)  
Representative e-  
mail:

&nbsp;Domestic Yes  
Representative e-  
mail Authorized:

## Prosecution History

Date	Description	Proceeding Number
Jun. 12, 2020	REVIEW OF CORRESPONDENCE COMPLETE - ADDRESS UPDATED	
Apr. 30, 2020	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Apr. 30, 2020	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 30, 2020	TEAS CHANGE OF DOMESTIC REPRESENTATIVES ADDRESS	
Apr. 30, 2020	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
Apr. 30, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 30, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 30, 2020	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Apr. 05, 2017	REVIEW OF CORRESPONDENCE COMPLETE - ADDRESS UPDATED	
Jan. 31, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 16, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Oct. 16, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 16, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 16, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Aug. 02, 2016	TEAS SECTION 8 & 9 RECEIVED	
Nov. 22, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Nov. 22, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Mar. 24, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Mar. 24, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Mar. 22, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	

Feb. 15, 2012 TEAS SECTION 8 & 15 RECEIVED  
Aug. 22, 2006 REGISTERED-PRINCIPAL REGISTER  
Jun. 05, 2006 ASSIGNED TO EXAMINER  
May 30, 2006 PUBLISHED FOR OPPOSITION  
May 10, 2006 NOTICE OF PUBLICATION  
Apr. 07, 2006 LAW OFFICE PUBLICATION REVIEW COMPLETED  
Apr. 06, 2006 ASSIGNED TO LIE  
Mar. 24, 2006 APPROVED FOR PUB - PRINCIPAL REGISTER  
Mar. 24, 2006 ASSIGNED TO EXAMINER  
Sep. 22, 2005 NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Oct. 16, 2016

## Proceedings

### Summary

Number of 3  
Proceedings:

### Type of Proceeding: Opposition

Proceeding [91284082](#)  
Number:

Filing Date: Mar 22, 2023

Status: Terminated

Status Date: Jun 22, 2023

Interlocutory JENNIFER KRISP  
Attorney:

### Defendant

Name: Yiwu Feiyue Technology Co., Ltd.

Correspondent BENJAMIN SLEY  
Address: LAW OFFICE OF BENJAMIN SLEY  
7400 BLUE GOOSE RD, #43  
AUSTIN TX UNITED STATES , 78754

Correspondent e-mail: [bbsley49@gmail.com](mailto:bbsley49@gmail.com) , [itsugai02de22@outlook.com](mailto:itsugai02de22@outlook.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
LEGCOAST		<a href="#">97337242</a>	

### Plaintiff(s)

Name: Lacoste Alligator S.A.

Correspondent RICHARD LEHV  
Address: FROSS ZELNICK LEHRMAN & ZISSU PC  
151 WEST 42ND STREET, 17TH FLOOR  
NEW YORK NY UNITED STATES , 10036

Correspondent e-mail: [rlehv@fzlz.com](mailto:rlehv@fzlz.com) , [ysharpy@fzlz.com](mailto:ysharpy@fzlz.com) , [ttabfiling@fzlz.com](mailto:ttabfiling@fzlz.com) , [cweigell@fzlz.com](mailto:cweigell@fzlz.com) , [cmende@fzlz.com](mailto:cmende@fzlz.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
LACOSTE		<a href="#">72321869</a>	<a href="#">879171</a>
LACOSTE		<a href="#">73041882</a>	<a href="#">1035615</a>
LACOSTE		<a href="#">73247942</a>	<a href="#">1187445</a>
LACOSTE		<a href="#">73344604</a>	<a href="#">1262783</a>
LACOSTE		<a href="#">74092654</a>	<a href="#">1873327</a>
LACOSTE		<a href="#">74238223</a>	<a href="#">1947111</a>

LACOSTE	<a href="#">74277710</a>	<a href="#">1985923</a>
LACOSTE	<a href="#">76158071</a>	<a href="#">3023973</a>
LACOSTE	<a href="#">78713822</a>	<a href="#">3132846</a>
LACOSTE	<a href="#">77220169</a>	<a href="#">3534873</a>
LACOSTE	<a href="#">97068604</a>	<a href="#">6993114</a>

Prosecution History			
Entry Number	History Text	Date	Due Date
6	TERMINATED	Jun 22, 2023	
5	BD DECISION: OPP SUSTAINED	Jun 22, 2023	
4	NOTICE OF DEFAULT	May 12, 2023	
3	INSTITUTED	Mar 22, 2023	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 22, 2023	May 01, 2023
1	FILED AND FEE	Mar 22, 2023	

#### Type of Proceeding: Opposition

Proceeding Number: [91243187](#)

Filing Date: Aug 21, 2018

Status: Terminated

Status Date: Dec 15, 2018

Interlocutory Attorney: CHRISTEN M ENGLISH

#### Defendant

Name: Xiamen Meiyiyoupin Trading Co., Ltd.

Correspondent XIAMEN MEIYIYOU PIN

Address: HULIQU JIAHELU 598HAO 6CENG B602-2  
XIAMEN CHINA

Correspondent e-mail: [leosusie@foxmail.com](mailto:leosusie@foxmail.com) , [leosusie72@gmail.com](mailto:leosusie72@gmail.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
LACOSTEW		<a href="#">87223692</a>	

#### Plaintiff(s)

Name: Lacoste Alligator S.A.

Correspondent CRAIG S MENDE

Address: FROSS ZELNICK LEHRMAN & ZISSU PC  
4 TIMES SQUARE , 17TH FLOOR  
NEW YORK NY UNITED STATES , 10036

Correspondent e-mail: [cmende@fzlz.com](mailto:cmende@fzlz.com) , [rlehv@fzlz.com](mailto:rlehv@fzlz.com) , [eweiss@fzlz.com](mailto:eweiss@fzlz.com) , [ttabfiling@fzlz.com](mailto:ttabfiling@fzlz.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
LACOSTE		<a href="#">72321869</a>	<a href="#">879171</a>
LACOSTE		<a href="#">78713822</a>	<a href="#">3132846</a>

Prosecution History			
Entry Number	History Text	Date	Due Date
6	TERMINATED	Dec 15, 2018	
5	BD DECISION: OPP SUSTAINED	Dec 15, 2018	
4	NOTICE OF DEFAULT	Oct 11, 2018	
3	INSTITUTED	Aug 22, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 22, 2018	Oct 01, 2018
1	FILED AND FEE	Aug 21, 2018	

#### Type of Proceeding: Opposition

Proceeding Number: [91212755](#)

Filing Date: Oct 01, 2013

Status: Terminated

Status Date: Mar 12, 2014



Interlocutory GEORGE POLOGEORGIS  
Attorney:

**Defendant**

Name: Extreme Lacosta MMA Holdings, Inc.

Correspondent ROBERT S BRODER  
Address: ROBERT S BRODER PLLC  
2903 PRESTON LN  
MERRICK NY UNITED STATES , 11566-5216

Correspondent e-mail: [rsbroder@optonline.net](mailto:rsbroder@optonline.net)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
EXTREME LACOSTA		<a href="#">85892797</a>	

**Plaintiff(s)**

Name: Lacoste Alligator S.A.

Correspondent DAVID EHRLICH  
Address: FROSS ZELNICK  
866 UN PLAZA  
NEW YORK NY UNITED STATES , 10017

Correspondent e-mail: [ehrich-docket@fzlz.com](mailto:ehrich-docket@fzlz.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
LACOSTE		<a href="#">72321869</a>	<a href="#">879171</a>
LACOSTE		<a href="#">78713822</a>	<a href="#">3132846</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
8	TERMINATED	Mar 12, 2014	
7	BD DECISION: SUSTAINED	Mar 12, 2014	
6	NOTICE OF DEFAULT	Jan 22, 2014	
5	EXTENSION OF TIME GRANTED	Nov 11, 2013	
4	D MOT FOR EXT W/ CONSENT	Nov 11, 2013	
3	PENDING, INSTITUTED	Oct 01, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 01, 2013	Nov 10, 2013
1	FILED AND FEE	Oct 01, 2013	

# **EXHIBIT 99**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**Int. Cls.: 3, 18, and 25**

**Prior U.S. Cls.: 1, 2, 3, 4, 6, 22, 39, 41, 50, 51, and 52**

**United States Patent and Trademark Office**

**Reg. No. 3,628,973**

**Registered May 26, 2009**

**TRADEMARK  
PRINCIPAL REGISTER**

**TRUE RELIGION**

GURU DENIM INC. (CALIFORNIA CORPORATION)  
2263 EAST VERNON AVENUE  
VERNON, CA 90058

FOR: FRAGRANCES FOR PERSONAL USE, EAU DE TOILETTE, PERFUME, FACE AND BODY LOTIONS AND CREAMS, BODY AND BEAUTY CARE PREPARATIONS, NON-MEDICATED SKIN CARE PREPARATIONS, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 9-1-2008; IN COMMERCE 10-1-2008.

FOR: HANDBAGS, WALLETS AND PURSES; BAGS, NAMELY, TOTE BAGS, SHOULDER BAGS, CLUTCH BAGS, LEATHER GOODS, NAMELY, LUGGAGE BAGS AND TRAVEL BAGS; CASES, NAMELY, KEY CASES AND LEATHER KEY CHAINS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 8-1-2007; IN COMMERCE 3-1-2008.

FOR: BELTS, FOOTWEAR, SWIMWEAR, HATS, CAPS, APPAREL AND OUTERWEAR, NAMELY, BATHING SUITS, BATHING TRUNKS, BEACHWEAR, BIKINIS, BLOUSES, BOOTS, BOTTOMS, COATS, DRESSES, GLOVES, HEADWEAR, JACKETS, JEANS, NECKWEAR, PANTS, SANDALS, SCARVES, SHAWLS, SHIRTS, SHOES, SHORTS, SKIRTS, SNEAKERS, SWEAT PANTS, SWEATSHIRTS, T-SHIRTS, TOPS, TANK TOPS, VESTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 10-1-2002; IN COMMERCE 12-1-2002.

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

OWNER OF U.S. REG. NOS. 2,761,793 AND 2,917,187.

SN 78-981,010, FILED 6-27-2006.

CHERYL CLAYTON, EXAMINING ATTORNEY

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Mark: TRUE RELIGION

TRUE RELIGION

US Serial Number: 78981010

Application Filing Date: Jun. 27, 2006

US Registration Number: 3628973

Registration Date: May 26, 2009

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: Jun. 22, 2019

Publication Date: Dec. 18, 2007 Notice of Allowance Date: Mar. 11, 2008

## Mark Information

Mark Literal Elements: TRUE RELIGION

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

International Registration Number: 1268473, 1268488

International Application(s) / Registration(s) Based on this Property: A0047505/1268473, A0048049/1268488

Claimed Ownership of US Registrations: 2761793, 2917187

Child Of: 78918258

## 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: FRAGRANCES FOR PERSONAL USE, EAU DE TOILETTE, PERFUME, [FACE AND BODY LOTIONS AND CREAMS, BODY AND BEAUTY CARE PREPARATIONS, NON-MEDICATED SKIN CARE PREPARATIONS]

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

KUHL007663

Basis: 1(a)

First Use: Sep. 01, 2008

Use in Commerce: Oct. 01, 2008

For: HANDBAGS, WALLETS AND PURSES; BAGS, NAMELY, TOTE BAGS, SHOULDER BAGS, CLUTCH BAGS, LEATHER GOODS, NAMELY, LUGGAGE BAGS AND TRAVEL BAGS; CASES, NAMELY, KEY CASES AND LEATHER KEY CHAINS

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 2007

Use in Commerce: Mar. 01, 2008

For: BELTS, FOOTWEAR, SWIMWEAR, HATS, CAPS, APPAREL AND OUTERWEAR, NAMELY, [ BATHING SUITS, ] BATHING TRUNKS, BEACHWEAR, [BIKINIS,] BLOUSES, [ BOOTS, ] BOTTOMS, COATS, DRESSES, [ GLOVES, ] HEADWEAR, JACKETS, JEANS, [NECKWEAR,] PANTS, SANDALS, [ SCARVES, SHAWLS, ] SHIRTS, SHOES, SHORTS, SKIRTS, SNEAKERS, SWEAT PANTS, SWEATSHIRTS, T-SHIRTS, TOPS, [ TANK TOPS, ] VESTS

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2002

Use in Commerce: Dec. 01, 2002

## 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: Guru Denim LLC

Owner Address: Suite 300  
500 West 190th Street  
Gardena, CALIFORNIA UNITED STATES 90248

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: DAX ALVAREZ

Docket Number: 73444.01717

Attorney Primary Email Address: [tmddocket@swlaw.com](mailto:tmddocket@swlaw.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: DAX ALVAREZ  
SNELL & WILMER L.L.P.  
400 EAST VAN BUREN STREET  
SUITE 1900  
PHOENIX, ARIZONA UNITED STATES 85004-2202

Phone: 213-929-2500

Fax: 213-929-2525

Correspondent e-mail: [tmddocket@swlaw.com](mailto:tmddocket@swlaw.com) [jbellio@swlaw.com](mailto:jbellio@swlaw.com) [dalvarez@swlaw.com](mailto:dalvarez@swlaw.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
------	-------------	-------------------

KUHL007664

Dec. 07, 2022	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY
Jan. 27, 2021	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED
Jan. 27, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Jan. 27, 2021	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Jan. 27, 2021	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Jan. 27, 2021	TEAS CHANGE OF OWNER ADDRESS RECEIVED
Oct. 28, 2020	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY
Jun. 22, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED
Jun. 22, 2019	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)
Jun. 22, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED
Jun. 22, 2019	CASE ASSIGNED TO POST REGISTRATION PARALEGAL
May 14, 2019	TEAS SECTION 8 & 9 RECEIVED
May 14, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
May 14, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
May 26, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED
May 02, 2018	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY
Mar. 12, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Mar. 12, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Dec. 06, 2017	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY
Dec. 18, 2015	NOTICE OF SUIT
Aug. 06, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Jul. 22, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED
Jul. 22, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED
Apr. 16, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED
Apr. 16, 2015	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.
Apr. 16, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL
Apr. 06, 2015	TEAS SECTION 8 & 15 RECEIVED
Apr. 06, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Mar. 31, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Mar. 09, 2015	NOTICE OF SUIT
Dec. 30, 2014	NOTICE OF SUIT
Dec. 30, 2014	NOTICE OF SUIT
Oct. 17, 2014	NOTICE OF SUIT
May 16, 2014	NOTICE OF SUIT
Apr. 04, 2014	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Apr. 04, 2014	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Mar. 11, 2014	NOTICE OF SUIT
Dec. 12, 2013	NOTICE OF SUIT
Dec. 12, 2013	NOTICE OF SUIT
Dec. 12, 2013	NOTICE OF SUIT
Dec. 04, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Dec. 04, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Aug. 14, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY
Aug. 13, 2013	NOTICE OF SUIT
Jul. 31, 2013	NOTICE OF SUIT
Apr. 19, 2013	NOTICE OF SUIT
Apr. 15, 2013	NOTICE OF SUIT
Feb. 22, 2013	NOTICE OF SUIT
Feb. 12, 2013	NOTICE OF SUIT
Oct. 31, 2012	NOTICE OF SUIT
Oct. 26, 2012	NOTICE OF SUIT
Oct. 25, 2012	NOTICE OF SUIT
Jun. 25, 2012	NOTICE OF SUIT
May 22, 2012	NOTICE OF SUIT
Feb. 16, 2012	NOTICE OF SUIT



Oct. 28, 2011	NOTICE OF SUIT
Sep. 29, 2011	NOTICE OF SUIT
Mar. 23, 2011	NOTICE OF SUIT
Mar. 17, 2011	NOTICE OF SUIT
Jan. 11, 2011	NOTICE OF SUIT
Jan. 10, 2011	NOTICE OF SUIT
Jun. 29, 2010	NOTICE OF SUIT
Jun. 17, 2010	NOTICE OF SUIT
May 26, 2009	REGISTERED-PRINCIPAL REGISTER
Apr. 23, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED
Apr. 19, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED
Apr. 03, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED
Apr. 03, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE
Apr. 02, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Mar. 29, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED
Mar. 29, 2009	NON-FINAL ACTION E-MAILED
Mar. 29, 2009	SU - NON-FINAL ACTION - WRITTEN
Mar. 20, 2009	STATEMENT OF USE PROCESSING COMPLETE
Mar. 11, 2009	USE AMENDMENT FILED
Mar. 16, 2009	DIVISIONAL PROCESSING COMPLETE
Mar. 11, 2009	DIVISIONAL REQUEST RECEIVED
Mar. 13, 2009	FAX RECEIVED
Mar. 11, 2009	TEAS REQUEST TO DIVIDE RECEIVED
Mar. 11, 2009	TEAS STATEMENT OF USE RECEIVED
Sep. 15, 2008	SOU EXTENSION 1 GRANTED
Sep. 10, 2008	SOU EXTENSION 1 FILED
Sep. 15, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Sep. 10, 2008	SOU TEAS EXTENSION RECEIVED
Mar. 11, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT
Dec. 18, 2007	PUBLISHED FOR OPPOSITION
Nov. 28, 2007	NOTICE OF PUBLICATION
Nov. 09, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED
Nov. 08, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER
Nov. 04, 2007	EXAMINER'S AMENDMENT ENTERED
Nov. 04, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED
Nov. 04, 2007	EXAMINERS AMENDMENT E-MAILED
Nov. 04, 2007	EXAMINERS AMENDMENT -WRITTEN
Oct. 10, 2007	PREVIOUS ALLOWANCE COUNT WITHDRAWN
Oct. 05, 2007	WITHDRAWN FROM PUB - OG REVIEW QUERY
Sep. 25, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED
Sep. 25, 2007	ASSIGNED TO LIE
Sep. 24, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER
Sep. 24, 2007	EXAMINER'S AMENDMENT ENTERED
Sep. 24, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED
Sep. 24, 2007	EXAMINERS AMENDMENT E-MAILED
Sep. 24, 2007	EXAMINERS AMENDMENT -WRITTEN
Sep. 20, 2007	PREVIOUS ALLOWANCE COUNT WITHDRAWN
Jun. 22, 2007	WITHDRAWN FROM PUB - OG REVIEW QUERY
Jun. 20, 2007	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Jun. 20, 2007	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
May 02, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED
May 02, 2007	ASSIGNED TO LIE
Apr. 12, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER
Mar. 15, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED
Mar. 14, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE

Mar. 14, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Feb. 27, 2007	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED
Feb. 27, 2007	TEAS CHANGE OF OWNER ADDRESS RECEIVED
Sep. 21, 2006	PRIORITY ACTION E-MAILED
Sep. 21, 2006	PRIORITY ACTION WRITTEN
Sep. 19, 2006	ASSIGNED TO EXAMINER
Sep. 19, 2006	ASSIGNED TO EXAMINER
Jul. 03, 2006	NEW APPLICATION ENTERED

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 22, 2019

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 21

Registrant: Guru Denim Inc.

### Assignment 1 of 21

Conveyance: SECURITY INTEREST-FIRST LIEN

Reel/Frame: [5084/0001](#)

Pages: 41

Date Recorded: Aug. 02, 2013

Supporting Documents: [assignment-tm-5084-0001.pdf](#)

#### Assignor

Name: [GURU DENIM INC.](#)

Execution Date: Jul. 30, 2013

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

#### Assignee

Name: [DEUTSCHE BANK AG NEW YORK BRANCH](#)

Legal Entity Type: UNKNOWN

State or Country NEW YORK  
Where Organized:

Address: 60 WALL STREET  
DUSAN LAZAROV  
NEW YORK, NEW YORK 10005

#### Correspondent

Correspondent Name: CORPORATION SERVICE COMPANY

Correspondent Address: 1090 VERMONT AVENUE NW, SUITE 430  
WASHINGTON, DC 20005

### Domestic Representative - Not Found

### Assignment 2 of 21

Conveyance: SECURITY INTEREST-SECOND LIEN

Reel/Frame: [5084/0051](#)

Pages: 41

Date Recorded: Aug. 02, 2013

Supporting Documents: [assignment-tm-5084-0051.pdf](#)

#### Assignor

Name: [GURU DENIM INC.](#)

Execution Date: Jul. 30, 2013

Legal Entity Type: CORPORATION

State or Country CALIFORNIA  
Where Organized:

#### Assignee

Name: [DEUTSCHE BANK AG NEW YORK BRANCH](#)

Legal Entity Type: UNKNOWN

State or Country NEW YORK

Where Organized:

Address: 60 WALL STREET  
DUSAN LAZAROV  
NEW YORK, NEW YORK 10005

Correspondent

Correspondent Name: CORPORATION SERVICE COMPANY

Correspondent Address: 1090 VERMONT AVENUE NW, SUITE 430  
WASHINGTON, DC 20005

Domestic Representative - Not Found

Assignment 3 of 21

Conveyance: SECURITY INTEREST-ABL

Reel/Frame: [5084/0106](#)

Pages: 41

Date Recorded: Aug. 02, 2013

Supporting Documents: [assignment-tm-5084-0106.pdf](#)

Assignor

Name: [GURU DENIM INC.](#)

Execution Date: Jul. 30, 2013

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

Assignee

Name: [DEUTSCHE BANK AG NEW YORK BRANCH](#)

Legal Entity Type: UNKNOWN

State or Country: NEW YORK  
Where Organized:

Address: 60 WALL STREET  
DUSAN LAZAROV  
NEW YORK, NEW YORK 10005

Correspondent

Correspondent Name: CORPORATION SERVICE COMPANY

Correspondent Address: 1090 VERMONT AVENUE NW, SUITE 430  
WASHINGTON, DC 20005

Domestic Representative - Not Found

Assignment 4 of 21

Conveyance: SECURITY INTEREST

Reel/Frame: [6095/0351](#)

Pages: 27

Date Recorded: Jun. 29, 2017

Supporting Documents: [assignment-tm-6095-0351.pdf](#)

Assignor

Name: [DEUTSCHE BANK AG NEW YORK BRANCH](#)

Execution Date: Jun. 29, 2017

Legal Entity Type: UNKNOWN

State or Country: GERMANY  
Where Organized:

Assignee

Name: [DELAWARE TRUST COMPANY](#)

Legal Entity Type: UNKNOWN

State or Country: DELAWARE  
Where Organized:

Address: 251 LITTLE FALLS DRIVE  
WILMINGTON, DELAWARE 19808

Correspondent

Correspondent Name: WHITE & CASE LLP / CHRISTINA ISHIHARA

Correspondent Address: 3000 EL CAMINO REAL, BLDG 5, 9TH FLOOR  
PALO ALTO, CA 94306

Domestic Representative - Not Found

### Assignment 5 of 21

Conveyance: SECURITY INTEREST

Reel/Frame: [6095/0402](#)

Pages: 27

Date Recorded: Jun. 29, 2017

Supporting Documents: [assignment-tm-6095-0402.pdf](#)

#### Assignor

Name: [DEUTSCHE BANK AG NEW YORK BRANCH](#)

Execution Date: Jun. 29, 2017

Legal Entity Type: UNKNOWN

State or Country: GERMANY  
Where Organized:

#### Assignee

Name: [WILMINGTON TRUST, NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country: UNITED STATES  
Where Organized:

Address: 50 SOUTH SIXTH STREET, SUITE 1290  
MINNEAPOLIS, MINNESOTA 55402

#### Correspondent

Correspondent Name: WHITE & CASE LLP / CHRISTINA ISHIHARA

Correspondent Address: 3000 EL CAMINO REAL, BLDG 5, 9TH FLOOR  
PALO ALTO, CA 94306

Domestic Representative - Not Found

### Assignment 6 of 21

Conveyance: ENTITY CONVERSION

Reel/Frame: [6315/0656](#)

Pages: 4

Date Recorded: Mar. 12, 2018

Supporting Documents: [assignment-tm-6315-0656.pdf](#)

#### Assignor

Name: [GURU DENIM INC.](#)

Execution Date: Oct. 23, 2017

Legal Entity Type: CORPORATION

State or Country: CALIFORNIA  
Where Organized:

#### Assignee

Name: [GURU DENIM LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

Address: 1888 ROSECRANS AVENUE  
MANHATTAN BEACH, CALIFORNIA 90266

#### Correspondent

Correspondent Name: ANTHONY V. LUPO

Correspondent Address: 1717 K STREET NW  
WASHINGTON, DC 20006

Domestic Representative - Not Found

### Assignment 7 of 21

Conveyance: TRADEMARK SECURITY AGREEMENT

Reel/Frame: [6191/0890](#)

Pages: 12

Date Recorded: Oct. 27, 2017

Supporting Documents: [assignment-tm-6191-0890.pdf](#)

#### Assignor

Name: [TRUE RELIGION APPAREL, INC.](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:



Name: [TRLG INTERMEDIATE HOLDINGS, LLC](#) Execution Date: Oct. 27, 2017  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: DELAWARE

Name: [GURU DENIM LLC](#) Execution Date: Oct. 27, 2017  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: CALIFORNIA

Name: [TRUE RELIGION SALES, LLC](#) Execution Date: Oct. 27, 2017  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: DELAWARE

Name: [TRLGGC SERVICES, LLC](#) Execution Date: Oct. 27, 2017  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: VIRGINIA

#### Assignee

Name: [CITIZENS BANK, N.A., AS COLLATERAL AGENT](#)  
Legal Entity Type: UNKNOWN State or Country Where Organized: UNITED STATES

Address: 28 STATE STREET  
BOSTON, MASSACHUSETTS 02109

#### Correspondent

Correspondent Name: LINDA A. SALERA

Correspondent Address: ONE FEDERAL STREET  
C/O MORGAN, LEWIS & BOCKIUS LLP  
BOSTON, MA 02110

#### Domestic Representative - Not Found

#### Assignment 8 of 21

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [6203/0917](#)

Pages: 39

Date Recorded: Nov. 13, 2017

Supporting Documents: [assignment-tm-6203-0917.pdf](#)

#### Assignor

Name: [DELAWARE TRUST COMPANY](#) Execution Date: Oct. 27, 2017  
Legal Entity Type: UNKNOWN State or Country Where Organized: DELAWARE

#### Assignee

Name: [GURU DENIM LLC](#)  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: CALIFORNIA

Address: 2263 EAST VERNON AVENUE  
VERNON, CALIFORNIA 90058

DBA, AKA, TA, Formerly: AKA GURU DENIM INC.

#### Correspondent

Correspondent Name: CARL E. JENNISON

Correspondent Address: 2001 JEFFERSON DAVIS HWY., SUITE 1102  
ARLINGTON, VA 22202

#### Domestic Representative - Not Found

#### Assignment 9 of 21

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [6204/0051](#)

Pages: 39

Date Recorded: Nov. 13, 2017

Supporting Documents: [assignment-tm-6204-0051.pdf](#)

#### Assignor

Name: [WILMINGTON TRUST, NATIONAL ASSOCIATION](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

#### Assignee

Name: [GURU DENIM LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 2263 EAST VERNON AVENUE  
VERNON, CALIFORNIA 90058

DBA, AKA, TA, Formerly: AKA GURU DENIM INC.

#### Correspondent

Correspondent Name: CARL E. JENNISON

Correspondent Address: 2001 JEFFERSON DAVIS HWY., SUITE 1102  
ARLINGTON, VA 22202

#### Domestic Representative - Not Found

### Assignment 10 of 21

Conveyance: SECURITY INTEREST

Reel/Frame: [6249/0031](#)

Pages: 12

Date Recorded: Jan. 12, 2018

Supporting Documents: [assignment-tm-6249-0031.pdf](#)

#### Assignor

Name: [GURU DENIM LLC](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Name: [TRUE RELIGION APPAREL, INC.](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [TRUE RELIGION SALES, LLC](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Name: [TRLG INTERMEDIATE HOLDINGS, LLC](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Name: [TRLGGC SERVICES, LLC](#)

Execution Date: Oct. 27, 2017

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: VIRGINIA

#### Assignee

Name: [DELAWARE TRUST COMPANY](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 251 LITTLE FALLS DRIVE  
WILMINGTON, DELAWARE 19808

#### Correspondent

Correspondent Name: RYAN KIM

Correspondent Address: ONE BRYANT PARK  
NEW YORK, NY 20036

#### Domestic Representative - Not Found



## Assignment 11 of 21

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [6797/0267](#)

Pages: 9

Date Recorded: Nov. 15, 2019

Supporting Documents: [assignment-tm-6797-0267.pdf](#)

### Assignor

Name: [CITIZENS BANK, N.A.](#)

Execution Date: Nov. 15, 2019

Legal Entity Type: UNKNOWN

State or Country Where Organized: UNITED STATES

### Assignee

Name: [TRUE RELIGION APPAREL, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 1888 ROSECRANS AVENUE  
MANHATTAN BEACH, CALIFORNIA 90266

Name: [GURU DENIM LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 1888 ROSECRANS AVENUE  
MANHATTAN BEACH, CALIFORNIA 90266

Name: [TRUE RELIGION SALES, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 1888 ROSECRANS AVENUE  
MANHATTAN BEACH, CALIFORNIA 90266

Name: [TRLGGC SERVICES, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: VIRGINIA

Address: 1888 ROSECRANS AVENUE  
MANHATTAN BEACH, CALIFORNIA 90266

Name: [TRLG INTERMEDIATE HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 1888 ROSECRANS AVENUE  
MANHATTAN BEACH, CALIFORNIA 90266

### Correspondent

Correspondent Name: AKIN GUMP STRAUSS HAUSER & FELD LLP

Correspondent Address: 2001 K STREET N.W.  
WASHINGTON, DC 20006

### Domestic Representative - Not Found

## Assignment 12 of 21

Conveyance: SECURITY INTEREST

Reel/Frame: [6801/0658](#)

Pages: 35

Date Recorded: Nov. 22, 2019

Supporting Documents: [assignment-tm-6801-0658.pdf](#)

### Assignor

Name: [TRUE RELIGION APPAREL, INC.](#)

Execution Date: Nov. 15, 2019

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [GURU DENIM LLC](#)

Execution Date: Nov. 15, 2019

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

Assignee

Name: [CRYSTAL FINANCIAL LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

Address: TWO INTERNATIONAL PLACE  
17TH FLOOR  
BOSTON, MASSACHUSETTS 02110

Correspondent

Correspondent Name: DANIEL L. SCALES

Correspondent Address: TWO INTERNATIONAL PLACE  
BOSTON, MA 02110

Domestic Representative - Not Found

Assignment 13 of 21

Conveyance: SECURITY INTEREST

Reel/Frame: [7081/0089](#)

Pages: 12

Date Recorded: Oct. 20, 2020

Supporting Documents: [assignment-tm-7081-0089.pdf](#)

Assignor

Name: [TRUE RELIGION APPAREL, INC.](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

Name: [GURU DENIM LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

Assignee

Name: [CRYSTAL FINANCIAL LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

Address: TWO INTERNATIONAL PLACE  
17TH FLOOR  
BOSTON, MASSACHUSETTS 02110

Correspondent

Correspondent Name: SARA M. BAUER

Correspondent Address: TWO INTERNATIONAL PLACE  
CHOATE HALL & STEWART LLP  
BOSTON, MA 02110

Domestic Representative - Not Found

Assignment 14 of 21

Conveyance: RELEASE OF SECURITY AGREEMENT AT REEL/FRAME NO. 6249/0031

Reel/Frame: [7081/0445](#)

Pages: 12

Date Recorded: Oct. 20, 2020

Supporting Documents: [assignment-tm-7081-0445.pdf](#)

Assignor

Name: [DELAWARE TRUST COMPANY](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

Assignee

Name: [GURU DENIM LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA

Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRUE RELIGION APPAREL, INC.](#)

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRUE RELIGION SALES, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRLG INTERMEDIATE HOLDINGS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRLGGC SERVICES, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country VIRGINIA  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Correspondent

Correspondent Name: PHILIP KAMINSKI

Correspondent Address: PROSKAUER ROSE LLP  
ELEVEN TIMES SQUARE  
NEW YORK, NY 10036-8299

Domestic Representative - Not Found

Assignment 15 of 21

Conveyance: FIRST LIEN TRADEMARK SECURITY AGREEMENT

Reel/Frame: [7085/0313](#)

Pages: 13

Date Recorded: Oct. 20, 2020

Supporting Documents: [assignment-tm-7085-0313.pdf](#)

Assignor

Name: [GURU DENIM LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:

Name: [TRUE RELIGION APPAREL, INC.](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Name: [TRUE RELIGION SALES, LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Name: [TRLG INTERMEDIATE HOLDINGS, LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Name: [TRLGGC SERVICES, LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country VIRGINIA  
Where Organized:

Assignee

Name: [DELAWARE TRUST COMPANY](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

Address: 251 LITTLE FALLS DRIVE  
WILMINGTON, DELAWARE 19808

Correspondent

Correspondent Name: PHILIP KAMINSKI

Correspondent Address: PROSKAUER ROSE LLP  
ELEVEN TIMES SQUARE  
NEW YORK, NY 10036-8299

Domestic Representative - Not Found

Assignment 16 of 21

Conveyance: SECOND LIEN TRADEMARK SECURITY AGREEMENT

Reel/Frame: [7085/0340](#)

Pages: 13

Date Recorded: Oct. 20, 2020

Supporting Documents: [assignment-tm-7085-0340.pdf](#)

Assignor

Name: [GURU DENIM LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA  
Where Organized:

Name: [TRUE RELIGION APPAREL, INC.](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

Name: [TRUE RELIGION SALES, LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

Name: [TRLG INTERMEDIATE HOLDINGS, LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

Name: [TRLGCG SERVICES, LLC](#)

Execution Date: Oct. 19, 2020

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: VIRGINIA  
Where Organized:

Assignee

Name: [DELAWARE TRUST COMPANY](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

Address: 251 LITTLE FALLS DRIVE  
WILMINGTON, DELAWARE 19808

Correspondent

Correspondent Name: PHILIP KAMINSKI

Correspondent Address: PROSKAUER ROSE LLP  
ELEVEN TIMES SQUARE  
NEW YORK, NY 10036-8299

Domestic Representative - Not Found

Assignment 17 of 21

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [7691/0351](#)

Pages: 5

Date Recorded: Apr. 13, 2022

Supporting Documents: [assignment-tm-7691-0351.pdf](#)

Assignor

Name: [CRYSTAL FINANCIAL LLC D/B/A SLR CREDIT](#)

Execution Date: Apr. 13, 2022



SOLUTIONS

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Assignee

Name: TRUE RELIGION APPAREL, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: GURU DENIM LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Correspondent

Correspondent Name: MUSSIE B BEYENE

Correspondent Address: 2001 K STREET N.W.  
WASHINGTON DC, DC 20006

Domestic Representative - Not Found

Assignment 18 of 21

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: 7691/0909

Pages: 13

Date Recorded: Apr. 14, 2022

Supporting Documents: assignment-tm-7691-0909.pdf

Assignor

Name: DELAWARE TRUST COMPANY

Execution Date: Apr. 13, 2022

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Assignee

Name: TRUE RELIGION APPAREL, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: GURU DENIM LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: TRUE RELIGION SALES, LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: TRLGGC SERVICES, LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country VIRGINIA  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: TRLG CORPORATE HOLDINGS, LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300

GARDENA, CALIFORNIA 90248

**Correspondent**

Correspondent Name: MELISSA KARASAVIDIS, ROPES & GRAY LLP

Correspondent Address: 1211 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036-8704

**Domestic Representative - Not Found**

**Assignment 19 of 21**

Conveyance: SECURITY INTEREST

Reel/Frame: [7862/0153](#)

Pages: 11

Date Recorded: Oct. 07, 2022

Supporting Documents: [assignment-tm-7862-0153.pdf](#)

**Assignor**

Name: [GURU DENIM LLC](#)

Execution Date: Oct. 07, 2022

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

**Assignee**

Name: [TCW ASSET MANAGEMENT COMPANY LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 200 CLARENDON STREET  
BOSTON, MASSACHUSETTS 02116

**Correspondent**

Correspondent Name: JOHN KLINE

Correspondent Address: 695 TOWN CENTER DRIVE  
SEVENTEENTH FLOOR  
COSTA MESA, CA 92626

**Domestic Representative - Not Found**

**Assignment 20 of 21**

Conveyance: TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

Reel/Frame: [7862/0219](#)

Pages: 13

Date Recorded: Oct. 07, 2022

Supporting Documents: [assignment-tm-7862-0219.pdf](#)

**Assignor**

Name: [DELAWARE TRUST COMPANY](#)

Execution Date: Oct. 07, 2022

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

**Assignee**

Name: [TRUE RELIGION APPAREL, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [GURU DENIM LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRUE RELIGION SALES, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE



Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRLG CORPORATE HOLDINGS, LLC \(F/K/A TRLG INTERMEDIATE HOLDINGS, LLC\)](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

Name: [TRLGGC SERVICES, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country VIRGINIA  
Where Organized:

Address: 500 WEST 190TH STREET, SUITE 300  
GARDENA, CALIFORNIA 90248

#### Correspondent

Correspondent Name: MUSSIE B BEYENE

Correspondent Address: 2001 K STREET N.W.  
WASHINGTON DC, DC 20006

Domestic Representative - Not Found

#### Assignment 21 of 21

Conveyance: SECURITY INTEREST

Reel/Frame: [7866/0027](#)

Pages: 10

Date Recorded: Oct. 12, 2022

Supporting Documents: [assignment-tm-7866-0027.pdf](#)

#### Assignor

Name: [GURU DENIM LLC](#)

Execution Date: Oct. 07, 2022

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country CALIFORNIA  
Where Organized:

#### Assignee

Name: [SECOND AVENUE CAPITAL PARTNERS LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE  
Where Organized:

Address: 75 SECOND AVENUE  
SUITE 550  
NEEDHAM, MASSACHUSETTS 02494

#### Correspondent

Correspondent Name: SARA M. BAUER

Correspondent Address: TWO INTERNATIONAL PLACE  
CHOATE HALL & STEWART LLP  
BOSTON, MA 02110

Domestic Representative - Not Found

# **EXHIBIT 100**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

**United States of America**  
United States Patent and Trademark Office

**MERIDA**

**Reg. No. 4,645,769**

**Registered Nov. 25, 2014**

**Int. Cl.: 25**

**TRADEMARK**

**PRINCIPAL REGISTER**

DISNEY ENTERPRISES, INC. (DELAWARE CORPORATION)  
500 SOUTH BUENA VISTA STREET  
BURBANK, CA 91521

FOR: FOOTWEAR; HEADWEAR; CLOTHING, NAMELY, COSTUMES FOR USE IN ROLE-PLAYING GAMES, DRESSES, HALLOWEEN COSTUMES, SLEEPWEAR, TOPS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 5-31-2012; IN COMMERCE 5-31-2012.

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

SN 85-854,253, FILED 2-19-2013.

BARBARA A. GOLD, 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>.**

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Mark: MERIDA

# MERIDA

US Serial Number: 85854253

Application Filing Date: Feb. 19, 2013

US Registration Number: 4645769

Registration Date: Nov. 25, 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: Feb. 04, 2021

Publication Date: Nov. 19, 2013 Notice of Allowance Date: Jan. 14, 2014

## Mark Information

Mark Literal Elements: MERIDA

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

## 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: Footwear; headwear; clothing, namely, costumes for use in role-playing games, dresses, Halloween costumes, [ sleepwear, ] tops

International Class(es): 025 - Primary Class

U.S. Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: May 31, 2012

Use in Commerce: May 31, 2012

## 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

KUHL007697

Owner Name: Disney Enterprises, Inc.

Owner Address: IP Department - Trademark Group  
500 South Buena Vista Street  
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Kaydi Osowski

Docket Number: 75881-US

Attorney Primary Email Address: [trademarks@disney.com](mailto:trademarks@disney.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Kaydi Osowski  
The Walt Disney Company  
500 South Buena Vista Street  
IP Department - Trademark Group  
Burbank, CALIFORNIA UNITED STATES 91521

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: [trademarks@disney.com](mailto:trademarks@disney.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Nov. 25, 2023	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
May 07, 2021	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
May 07, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 07, 2021	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
May 07, 2021	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 07, 2021	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 07, 2021	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Feb. 04, 2021	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb. 04, 2021	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Feb. 02, 2021	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 22, 2020	TEAS SECTION 8 & 15 RECEIVED	
Nov. 25, 2019	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Nov. 25, 2014	REGISTERED-PRINCIPAL REGISTER	
Oct. 22, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 21, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 17, 2014	STATEMENT OF USE PROCESSING COMPLETE	
Jun. 25, 2014	USE AMENDMENT FILED	
Jul. 15, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Jun. 25, 2014	TEAS STATEMENT OF USE RECEIVED	
Jan. 14, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 19, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 19, 2013	PUBLISHED FOR OPPOSITION	
Oct. 30, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 17, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Oct. 15, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 03, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	
Oct. 03, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 03, 2013	ASSIGNED TO LIE	
Oct. 02, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	



May 15, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED
May 15, 2013	NON-FINAL ACTION E-MAILED
May 15, 2013	NON-FINAL ACTION WRITTEN
May 13, 2013	ASSIGNED TO EXAMINER
Feb. 27, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Feb. 22, 2013	NEW APPLICATION ENTERED

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## TM Staff and Location Information

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TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 106

Date in Location: Feb. 04, 2021

# **EXHIBIT 101**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## VARIANT

**Reg. No. 6,390,652**

**Registered Jun. 15, 2021**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Montesino, William (UNITED STATES INDIVIDUAL)  
505 Brooklawn Ave  
Roselle, NEW JERSEY 07203

CLASS 25: Men's and Women's clothing and apparel, namely, tops and bottoms as clothing; headwear; footwear; neckwear; waist belts; swimwear; underwear; knit face masks being headwear; gloves; jackets; coats; dresses; socks; wristbands as clothing

FIRST USE 4-30-2020; IN COMMERCE 4-30-2020

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

SER. NO. 88-878,800, FILED 04-20-2020



*Dennis H. H. H.*

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**

**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.

**\*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>.**

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Mark: VARIANT

# VARIANT

US Serial Number: 88878800

Application Filing Date: Apr. 20, 2020

US Registration Number: 6390652

Registration Date: Jun. 15, 2021

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: Jun. 15, 2021

Publication Date: Jan. 26, 2021 Notice of Allowance Date: Mar. 23, 2021

## Mark Information

Mark Literal Elements: VARIANT

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

## 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: Men's and Women's clothing and apparel, namely, tops and bottoms as clothing; headwear; footwear; neckwear; waist belts; swimwear; underwear; knit face masks being headwear; gloves; jackets; coats; dresses; socks; wristbands as clothing

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 30, 2020

Use in Commerce: Apr. 30, 2020

## 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

KUHL007847

## Current Owner(s) Information

Owner Name: Montesino, William

Owner Address: 505 Brooklawn Ave  
Roselle, NEW JERSEY UNITED STATES 07203

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Brian Igel

Attorney Primary Email Address: [bigel@bilawfirm.com](mailto:bigel@bilawfirm.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Brian Igel  
Bellizio + Igel PLLC  
305 Madison Avenue, 40th Floor  
New York, NEW YORK UNITED STATES 10165

Correspondent e-mail: [bigel@bilawfirm.com](mailto:bigel@bilawfirm.com)

Correspondent e-mail Authorized: Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jun. 15, 2021	REGISTERED-PRINCIPAL REGISTER	
May 11, 2021	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 10, 2021	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 06, 2021	STATEMENT OF USE PROCESSING COMPLETE	
Apr. 21, 2021	USE AMENDMENT FILED	
May 06, 2021	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Apr. 21, 2021	TEAS STATEMENT OF USE RECEIVED	
Mar. 23, 2021	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 26, 2021	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 26, 2021	PUBLISHED FOR OPPOSITION	
Jan. 06, 2021	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 21, 2020	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 21, 2020	EXAMINER'S AMENDMENT ENTERED	
Dec. 21, 2020	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	
Dec. 21, 2020	EXAMINERS AMENDMENT E-MAILED	
Dec. 21, 2020	EXAMINERS AMENDMENT -WRITTEN	
Dec. 12, 2020	TEAS/EMAIL CORRESPONDENCE ENTERED	
Dec. 11, 2020	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 11, 2020	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 06, 2020	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 06, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 06, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 14, 2020	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Jul. 14, 2020	NON-FINAL ACTION E-MAILED	
Jul. 14, 2020	NON-FINAL ACTION WRITTEN	
Jul. 13, 2020	ASSIGNED TO EXAMINER	
Apr. 29, 2020	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Apr. 23, 2020	NEW APPLICATION ENTERED	

## TM Staff and Location Information

TM Staff Information - None



**File Location**

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 10, 2021

# **EXHIBIT 102**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office

## Everyday Muse

**Reg. No. 7,142,958**

**Registered Aug. 22, 2023**

**Int. Cl.: 25**

**Trademark**

**Principal Register**

Cornelious, Diamonique (UNITED STATES INDIVIDUAL)  
161 Peachtree Center Ave NE, 1718  
Atlanta, GEORGIA 30303

CLASS 25: Clothing, namely, tops as clothing, bottoms as clothing, dresses, headwear;  
footwear

FIRST USE 2-1-2018; IN COMMERCE 1-1-2019

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

SER. NO. 97-485,398, FILED 07-01-2022

*Katherine Kelly Vidal*

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.

**\*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>.**

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Mark: EVERYDAY MUSE

Everyday Muse

US Serial Number: 97485398

Application Filing Date: Jul. 01, 2022

US Registration Number: 7142958

Registration Date: Aug. 22, 2023

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: Aug. 22, 2023

Publication Date: Jun. 06, 2023

## Mark Information

Mark Literal Elements: EVERYDAY MUSE

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

## 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: Clothing, namely, tops as clothing, bottoms as clothing, dresses, headwear; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2018

Use in Commerce: Jan. 01, 2019

## 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

KUHL007876

Owner Name: Cornelious, Diamonique

Owner Address: 161 Peachtree Center Ave NE, 1718  
Atlanta, GEORGIA UNITED STATES 30303

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

## Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: CORNELIOUS, DIAMONIQUE  
161 PEACHTREE CENTER AVE NE, 1718  
ATLANTA, GEORGIA UNITED STATES 30303

Correspondent e-mail: [notifications@trademarkengine.com](mailto:notifications@trademarkengine.com) 174985BKVo  
[NNcwu3@relay.trademarkengine.com](mailto:NNcwu3@relay.trademarkengine.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Aug. 22, 2023	NOTICE OF REGISTRATION CONFIRMATION EMAILED	
Aug. 22, 2023	REGISTERED-PRINCIPAL REGISTER	
Jun. 06, 2023	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 06, 2023	PUBLISHED FOR OPPOSITION	
May 17, 2023	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 28, 2023	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 28, 2023	EXAMINER'S AMENDMENT ENTERED	
Apr. 28, 2023	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	
Apr. 28, 2023	EXAMINERS AMENDMENT E-MAILED	
Apr. 28, 2023	EXAMINERS AMENDMENT -WRITTEN	
Apr. 17, 2023	ASSIGNED TO EXAMINER	
Jul. 21, 2022	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Jul. 05, 2022	NEW APPLICATION ENTERED	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 22, 2023



# **EXHIBIT 103**

## **TO OPPOSER'S SECOND NOTICE OF RELIANCE**

# United States of America

United States Patent and Trademark Office



**Reg. No. 7,037,238**

**Registered Apr. 25, 2023**

**Int. Cl.: 14, 18, 25, 26, 35**

**Service Mark**

**Trademark**

**Principal Register**

TCP Brands, LLC (DELAWARE LIMITED LIABILITY COMPANY)  
500 Plaza Drive  
Secaucus, NEW JERSEY 07094

CLASS 14: Jewelry

FIRST USE 11-9-2021; IN COMMERCE 11-9-2021

CLASS 18: Shoulder bags; pouches for holding make-up, keys and other personal items; luggage

FIRST USE 11-9-2021; IN COMMERCE 11-9-2021

CLASS 25: Clothing, namely, tops, bottoms, socks; sleepwear; sleep masks; headwear; footwear

FIRST USE 11-9-2021; IN COMMERCE 11-9-2021

CLASS 26: Bobby pins; hair pins

FIRST USE 11-9-2021; IN COMMERCE 11-9-2021

CLASS 35: Online retail store services featuring jewelry, bags, footwear, headwear, clothing and hair ornaments

FIRST USE 11-9-2021; IN COMMERCE 11-9-2021

PRIORITY CLAIMED UNDER SEC. 44(D) ON CANADA APPLICATION NO. 2145516, FILED 11-05-2021

The mark consists of the stylized words "SUGAR & JADE" to the right of a crescent moon design.

SER. NO. 97-975,016, FILED 11-06-2021

*Katherine Kelly Vidal*

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:**

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### **Requirements in Successive Ten-Year Periods\***

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### **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>.

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Mark: SUGAR & JADE



US Serial Number: 97975016

Application Filing Date: Nov. 06, 2021

US Registration Number: 7037238

Registration Date: Apr. 25, 2023

Register: Principal

Mark Type: Trademark, Service Mark

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: Apr. 25, 2023

Publication Date: Feb. 07, 2023

## Mark Information

Mark Literal Elements: SUGAR & JADE

Standard Character Claim: No

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

Description of Mark: The mark consists of the stylized words "SUGAR & JADE" to the right of a crescent moon design.

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

Design Search Code(s): 01.11.02 - Moons, crescent; Moons, half; Partial moons, including half moons and crescent moons (not a moon with craters)

## Related Properties Information

Child Of: 97111980

## Foreign Information

Priority Claimed: Yes

Foreign Application Number: 2145516

Foreign Application Filing Date: Nov. 05, 2021

Foreign Application/Registration Country: CANADA

## 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.

KUHL007880

For: Jewelry

International Class(es): 014 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 09, 2021

Use in Commerce: Nov. 09, 2021

For: Shoulder bags; pouches for holding make-up, keys and other personal items; luggage

International Class(es): 018 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 09, 2021

Use in Commerce: Nov. 09, 2021

For: Clothing, namely, tops, bottoms, socks; sleepwear; sleep masks; headwear; footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 09, 2021

Use in Commerce: Nov. 09, 2021

For: Bobby pins; hair pins

International Class(es): 026 - Primary Class

U.S Class(es): 037, 039, 040, 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 09, 2021

Use in Commerce: Nov. 09, 2021

For: Online retail store services featuring jewelry, bags, footwear, headwear, clothing and hair ornaments

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 09, 2021

Use in Commerce: Nov. 09, 2021

## Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: Yes

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: TCP Brands, LLC

Owner Address: 500 Plaza Drive  
Secaucus, NEW JERSEY UNITED STATES 07094

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Allison Strickland Ricketts

Docket Number: TCPB 2201613

Attorney Primary [ricketts-docket@fzlz.com](mailto:ricketts-docket@fzlz.com)

Attorney Email: Yes

Email Address: \_\_\_\_\_

Authorized: \_\_\_\_\_

**Correspondent**

**Correspondent** Allison Strickland Ricketts  
**Name/Address:** FROSS ZELNICK LEHRMAN & ZISSU, P.C.  
 151 WEST 42ND ST., 17TH FL  
 NEW YORK, NEW YORK UNITED STATES 10036

Phone: 212-813-5967

**Correspondent e-mail:** [ricketts-docket@fzlz.com](mailto:ricketts-docket@fzlz.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
Apr. 25, 2023	NOTICE OF REGISTRATION CONFIRMATION EMAILED	
Apr. 25, 2023	REGISTERED-PRINCIPAL REGISTER	
Feb. 07, 2023	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 07, 2023	PUBLISHED FOR OPPOSITION	
Jan. 18, 2023	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 03, 2023	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 31, 2022	TEAS/EMAIL CORRESPONDENCE ENTERED	
Dec. 30, 2022	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 30, 2022	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 07, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 07, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 07, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 28, 2022	NOTICE OF ACCEPTANCE OF AMENDMENT TO ALLEGE USE E-MAILED	
Jul. 27, 2022	USE AMENDMENT ACCEPTED	
Jul. 27, 2022	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Jul. 27, 2022	NON-FINAL ACTION E-MAILED	
Jul. 27, 2022	NON-FINAL ACTION WRITTEN	
Jul. 25, 2022	AMENDMENT TO USE PROCESSING COMPLETE	
Jan. 18, 2022	USE AMENDMENT FILED	
Jul. 25, 2022	ASSIGNED TO EXAMINER	
Mar. 19, 2022	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Mar. 18, 2022	DIVISIONAL PROCESSING COMPLETE	
Jan. 18, 2022	DIVISIONAL REQUEST RECEIVED	
Mar. 14, 2022	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Feb. 02, 2022	TEAS VOLUNTARY AMENDMENT RECEIVED	
Jan. 24, 2022	ASSIGNED TO LIE	
Jan. 18, 2022	TEAS REQUEST TO DIVIDE RECEIVED	
Jan. 18, 2022	TEAS AMENDMENT OF USE RECEIVED	
Nov. 17, 2021	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Nov. 16, 2021	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Nov. 10, 2021	NEW APPLICATION ENTERED	

**TM Staff and Location Information****TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Apr. 25, 2023**Assignment Abstract Of Title Information****Summary****Total Assignments:** 1**Registrant:** TCP Brands, LLC

KUHL007882



Assignment 1 of 1

Conveyance: SECURITY INTEREST

Reel/Frame: [8091/0767](#)

Pages: 7

Date Recorded: Jun. 05, 2023

Supporting Documents: [assignment-tm-8091-0767.pdf](#)

Assignor

Name: [THE CHILDREN'S PLACE SERVICES COMPANY, LLC](#)

Execution Date: Jun. 05, 2023

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Name: [TCP BRANDS, LLC](#)

Execution Date: Jun. 05, 2023

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Assignee

Name: [WELLS FARGO BANK, NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 125 HIGH STREET, 11TH FLOOR  
BOSTON, MASSACHUSETTS 02110

Correspondent

Correspondent Name: RODNEY BOULWARE

Correspondent Address: 1025 CONNECTICUT AVE NW, SUITE 712  
COGENCY GLOBAL INC.  
WASHINGTON, DC 20036

Domestic Representative - Not Found