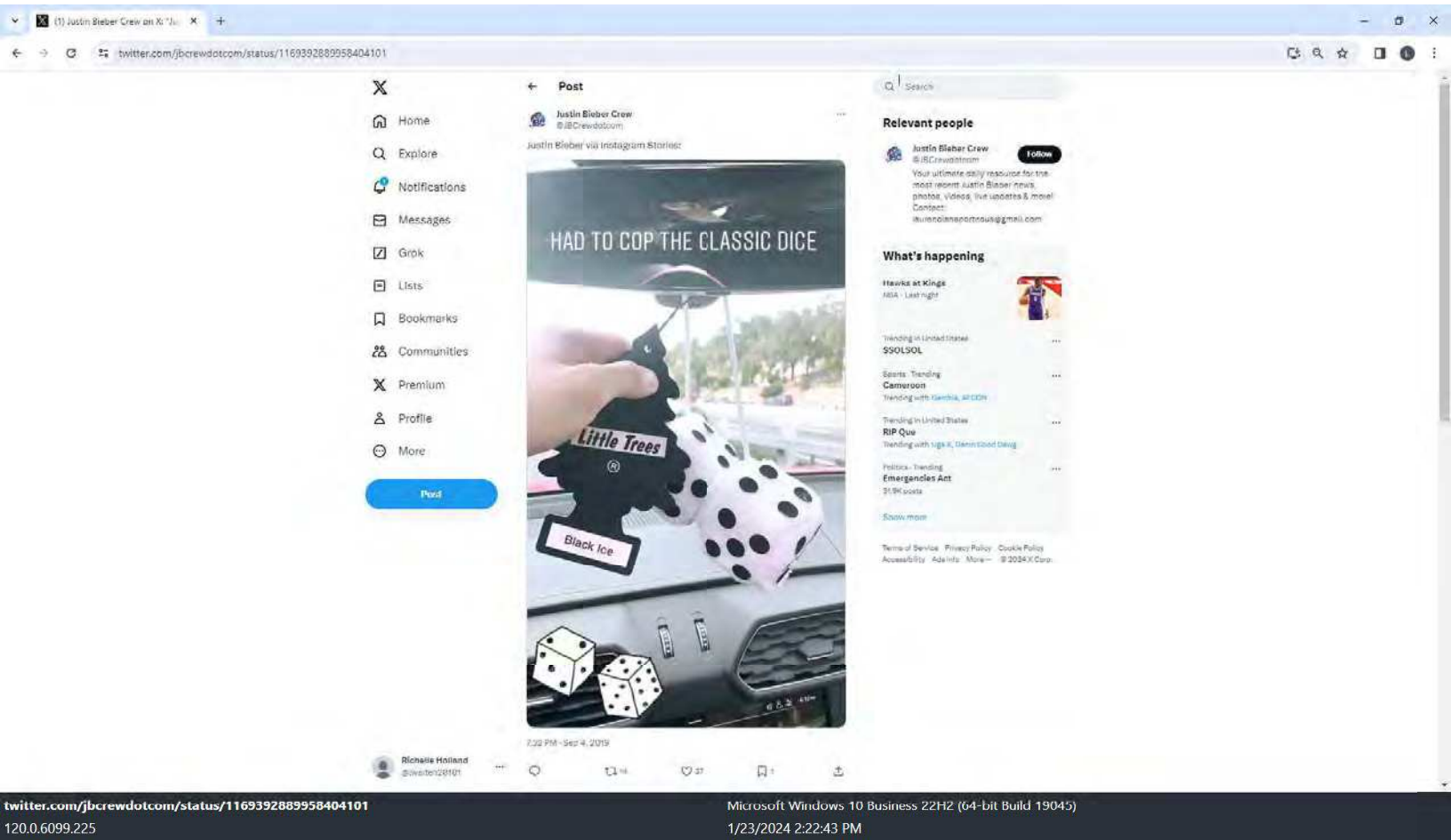


ESTTA Tracking number: **ESTTA1411776**
Filing date: **01/29/2025**

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

Proceeding no.	91285952
Party	Plaintiff Julius Sämann Ltd.
Correspondence address	ERIC J. SHIMANOFF COWAN, LIEBOWITZ & LATMAN, P.C. 114 WEST 47TH STREET NEW YORK, NY 10036 UNITED STATES Primary email: ejs@cll.com Secondary email(s): trademark@cll.com, fxm@cll.com, jzk@cll.com 212-790-9200
Submission	Opposition/Response to Motion
Filer's name	Eric J. Shimanoff
Filer's email	ejs@cll.com, trademark@cll.com, fxm@cll.com, jzk@cll.com, efs@cll.com, rxp@cll.com
Signature	/Eric J. Shimanoff/
Date	01/29/2025
Attachments	Exhibit 6.pdf(4836853 bytes) Exhibit 7_Part1.pdf(5300191 bytes) Exhibit 7_Part2.pdf(5862958 bytes) Exhibit 7_Part3.pdf(5843856 bytes) Exhibit 7_Part4.pdf(5799165 bytes) Exhibit 8.pdf(713700 bytes) Exhibit 9.pdf(481249 bytes) Exhibit 10.pdf(199945 bytes) Exhibit 11.pdf(503483 bytes) Exhibit 12.pdf(381966 bytes) Exhibit 13.pdf(445081 bytes) Exhibit 14.pdf(113911 bytes)

EXHIBIT 6





Little Trees®
air fresheners

Q1 2016 Sightings Report



Love

November 18, 2015

TV / Video

Trees are on display during the “Magic” episode next to lead actor Paul Rust.



newyorkupstate.com

November 18, 2015

Web / Other

Trees are featured in a web article titled “15 unique smells of Upstate New York”.



I am Cait

March 6, 2016

TV / Video

A Tree hangs in Caitlyn Jenner's bus during the episode.



Freaks and Geeks

July 8, 2000

TV / Video

Trees are on display during the “Noshing and Moshing” episode.



Beyoncé

February 7, 2015
TV / Video

A Tree hangs from the car Beyoncé rides in during the “Formation” music video.



Snapchat

January 2016
Web / Other

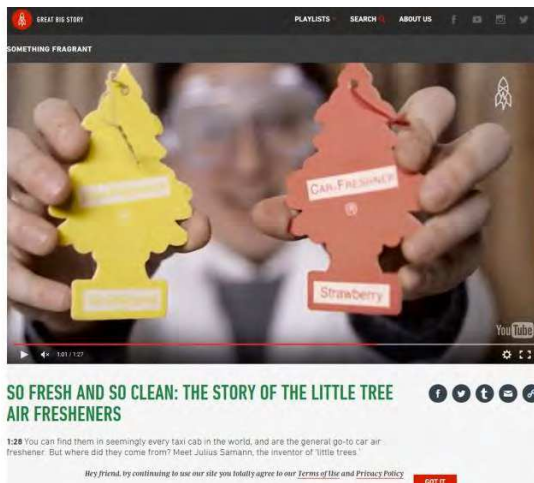
The Tree shape is used in one of the phone app’s filters.



Young Thug

September 14, 2015
TV / Video

Black Ice Trees hang in a car during the “Best Friend” music video.



Great Big Story

January 21, 2016
Web / Other

Trees are featured in a video describing the story of LITTLE TREES air fresheners.



Little Trees®
air fresheners

Q3 2016 Sightings Report



Atlanta

August 8, 2016

TV / Video

A Tree hangs from a mirror during a commercial for the television show Atlanta featuring Donald Glover.



Keanu

June 9, 2016

Movie

A Black Ice Tree hangs in a car next to actor Keanu-Michael Key.



Arrested Development

March 21, 2004

TV / Video

A display of Trees hangs in the convenience store next to actor Will Arnett.

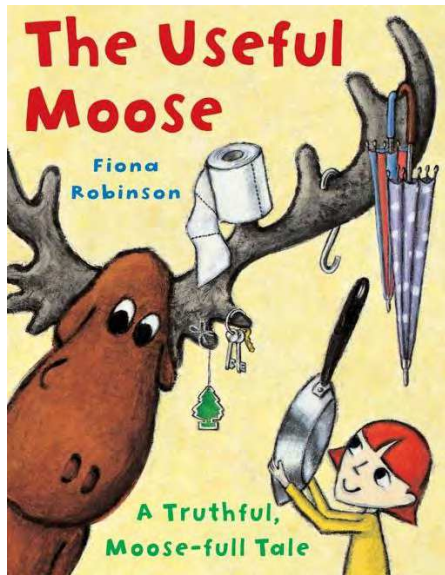


Friday

April 26, 1995

Movie

A MONEY HOUSE BLESSING can is held by actor John Witherspoon.



The Useful Moose

June, 2017

Product

A Tree shape appears on the cover of this children's book written by Fiona Robinson.



Marie Claire

September, 2017

News

Trees are displayed in the September issue of this magazine.

Kasey McConnell October 2, 2017



Instagram

December 18, 2017

Web

A Black Ice Tree is featured in a holiday post with the hashtag #littletrees #meowychristmas.



Spray Magazine

August, 2017

News

The Glow Blaster Pack is featured in the August issue of SPRAY magazine.

Other Sightings

Web

herstylecode.com (September 11, 2017) A blog describes the top 10 best car air fresheners for men and women and lists Black Ice at number 4.

bowerpowerblog.com (April 7, 2017) This blog shows a family using SILLY STRING for their baby's gender reveal.

Movie

Thank You for Your Service (October 27, 2017) A Tree hangs from a mirror during the movie.

TV / Video

Z Nation (October 20, 2017) A Tree hangs from a mirror in the "A New Mission: Keep Moving" episode.

Kasey McConnell January 8, 2018

JSL 004549



Little Trees®

Q3 2019 Sightings Report



The New York Times

August 15, 2019
News

Tree shapes are featured in the article, *That New York Smell*.



Detroit Muscle

August 15, 2019
TV / Video

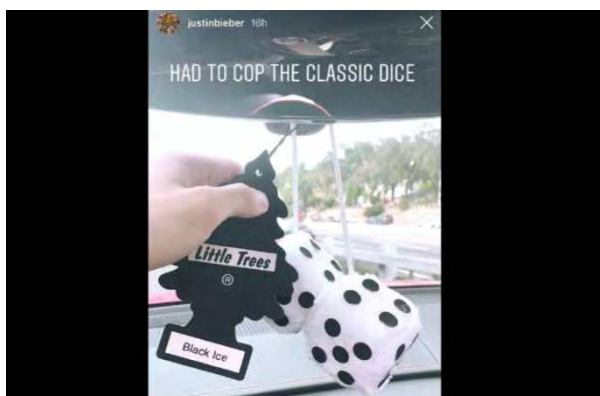
A Tree is featured in the episode.



Thrillist

August 29, 2019
News

A tree shape is featured in the article.



Justin Bieber's Instagram Story

September 5, 2019
Web / Other

A Tree is featured on Justin Bieber's Instagram story.



Amazon Ad
December 2, 2020
Web / Other

The Tree shape is featured in the Snapchat ad.



'TINTS' – Anderson .Paak (feat. Kendrick Lamar)
December 1, 2020
Web / Other

Black Ice Trees hang from the car in the music video.



Jessica Walsh's Instagram
December 19th, 2020
Web / Other

The Tree shape is featured in the post.



Joe Rogan Podcast
December 3, 2020
Web / Other

Trees are discussed in the episode and the Black Ice Tree is featured in the thumbnail.



Little Trees®

Q1 2021 Sightings Report



Red Dot

February 12, 2021
Movie

An Arctic White WUNDER-BAUM Tree hangs from the car in the movie.



Airbnb

March 24, 2021
Advertising

A Tree hangs from a car in the commercial.



I Care a Lot

March 1, 2021
Movie

A New Car Scent Tree hangs from a car in the movie.



Crime Scene: The Vanishing at the Cecil Hotel

February 13, 2021
TV / Video

A Black Ice Tree hangs from a car in the episode.



Rådabank

February 2, 2021

TV / Video

A cluster of WUNDER-BAUM Trees hang from a car in the episode.



Subaru

March 22, 2021

Advertising

A Celebrate! Tree hangs from a car in the commercial.



Instagram - @little_trees_japan

January 25, 2021

Web / Other

Trees are featured in the Instagram post.



Celebrity Bumps: Famous and Pregnant

March 24, 2021

TV / Video

A Black Ice Tree hangs from a car in the episode.



TikTok - @Jimmar7

January 25, 2021

Web / Other

A Black Ice Tree is featured in the video.



TikTok - @conniehyllestad

January 28, 2021

Web / Other

A collection of Trees is featured in the video.



TikTok - @nicoleexo4

March 24, 2021

Web / Other

A Watermelon Tree hangs from a car in the video.



Little Trees

Q1 2022 Sightings Report



Peppa Pig

January 1, 2022

TV / Video

A green Tree shape hangs from the car in the episode.



Baking Impossible

January 3, 2022

TV / Video

A green Tree shape hangs from an edible car in the episode.



Narcos-Mexico

January 10, 2022

TV / Video

A New Car Scent Tree hangs from a car in the episode.



Instagram - @barstoolsports

January 14, 2022

Web / Other

Black Ice is listed as #10 in Barstool Sports' "Most Iconic Smells" bracket.



We Own This City

May 4, 2022
TV / Video

A green Tree hangs from a car in the episode.



TikTok – @allyson.russell03

May 5, 2022
Web / Other

Black Ice is featured in the TikTok with over 3 million likes.



Nightwatch

May 13, 2022
TV / Video

True North is featured in the episode.



The Girl From Plainville

June 1, 2022

TV / Video

Wild Cherry and Bayside Breeze are featured in the episode.



Welcome to Plathville

June 2, 2022

TV / Video

Black Ice hangs from the rearview mirror in the episode.



Lorelei

June 3, 2022

Movie

A cluster of Royal Pine Trees are featured in the movie.



Little Trees

Q3 2022 Sightings Report



Ms. Marvel

July 5, 2022

TV / Video

A Clip-Strip assortment is featured in the episode.



YouTube – Bad Bunny

July 13, 2022

Web / Other

Black Ice is featured in Bad Bunny's "Tití Me Preguntó" music video.



The Umbrella Academy

July 29, 2022

TV / Video

A Tree is featured in the episode.



CBC News

August 3, 2022

News

A green Tree is featured in the CBC News article, "Grapefruit-sized hail fell in Alberta Monday, and it may break a record."

Scented tree peripheral for racing games that moves accordingly to how you're driving.



Reddit – u/AndalusianGod

August 22, 2022

Web / Other

Black Ice is featured in the Reddit post with 2.9 million views.



NCIS

August 30, 2022

TV / Video

Royal Pine hangs from a rearview mirror in the episode.



Schitt's Creek

September 12, 2022

TV / Video

A green Tree hangs from the rearview mirror in the episode.

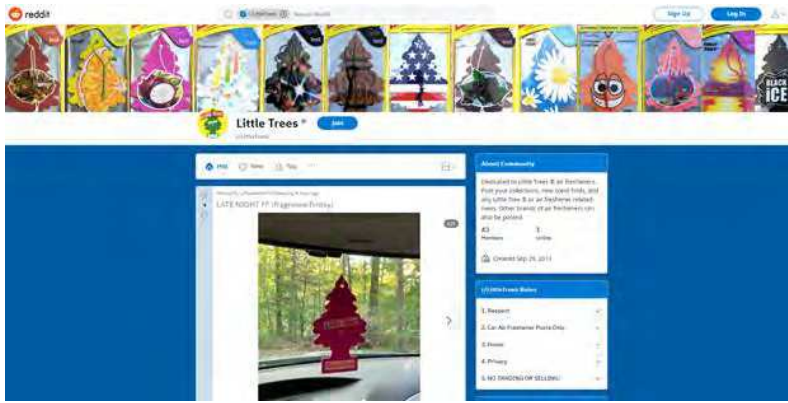


Loot

September 12, 2022

TV / Video

A yellow Tree makes an appearance in the episode.



Reddit – r/LittleTrees
September 26, 2022
Web / Other

Reddit user posts images of old fragrance finds to add to their LITTLE TREES collection.



The Imperfects
September 27, 2022
TV / Video

Caribbean Colada is featured in the episode.



Welcome to Murdertown
September 29, 2022
TV / Video

Strawberry hangs from a rearview mirror in the ID episode.



San Siro Canta Max

October 28, 2022

Web / Other

Tree shaped dancers are featured on the big screen at this Max Pezzali concert.



Criminal Minds: Evolution

November 6, 2022

TV / Video

Various Tree fragrances are shown throughout the episode.



Everything Everywhere All at Once

November 7, 2022

Movie

A green Tree is featured in the movie.



KSAT 12 News

November 8, 2022

News

Black Ice is featured in the news article, "Social media theft challenge targets KIA and Hyundai vehicles."



The Price is Right

November 29, 2022

TV / Video

A contestant must guess the cost of a 1-pack Black Ice Tree in the episode.



Holiday Wars

December 6, 2022

TV / Video

Edible Tree shapes hang from a skunk cake in the baking show.



Closet Monster

December 24, 2022

Movie

New Car Scent is featured in the movie.



Little Trees®

Q1 2023 Sightings Report



Evil Dead Rise
January 5, 2023
Movie

Royal Pine appears in the movie trailer.



Duluth Trading
January 8, 2023
Print

A green Tree shape is featured on Duluth Trading's merchandise coupon.



Kaleidoscope
January 9, 2023
TV / Video

A Tree is featured in Season 1, Episode Green.



Facebook – Tosh.0
January 12, 2023
Web / Other

Black Ice is featured in Tosh.0's Facebook post with over 3,000 likes.

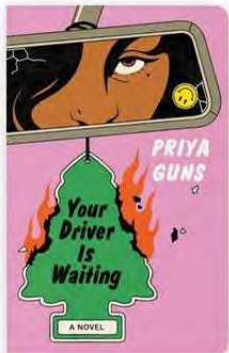


The Jackbox Party Pack 7

January 23, 2023

Web / Other

A green Tree shape is featured in the online game.



Your Driver Is Waiting

Priya Guns

★★★★☆ 3.74 76 ratings - 41 reviews

In this electrifyingly fierce and funny social satire-- a gender- "Taxi Driver"--a ride share driver is barely holding it together financial security . . . until she decides she's done waiting.

Show more ▾

Genres [Fiction](#) [Contemporary](#) [LGBT](#) [Romance](#) [Queer](#) [Adult](#)

Your Driver Is Waiting

January 31, 2023

Web / Other

A green Tree shape is featured on the cover of the book.



Stolen Youth: Inside the Cult at Sarah Lawrence

February 10, 2023

TV / Video

America hangs from a rearview mirror in the episode.



Dunkin' Superbowl Commercial

February 13, 2023

Web / Other

Black Ice makes an appearance in the Dunkin' Superbowl commercial starring Ben Affleck and Jennifer Lopez.

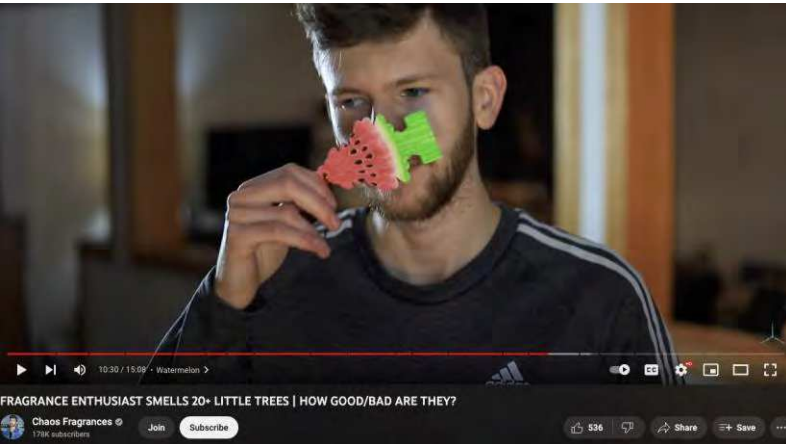


Reddit – r/mildlyinfuriating

March 2, 2023

Web / Other

Black Ice is featured in the Reddit post with over 47,000 views.



YouTube – Chaos Fragrances

March 9, 2023

Web / Other

A fragrance enthusiast smells over 20 Trees.



The Price Is Right

March 10, 2023

TV / Video

Black Ice appears in Season 51, Episode 113 during the Grocery Game segment.



YouTube - CXP

March 17, 2023

Web / Other

Black Ice is featured in the video, "CXP Presents: Fred Kerley – On Track To Greatness."



Vanillaroma Exhibition – Timothy Veske-McMahon

March 20, 2023
Art

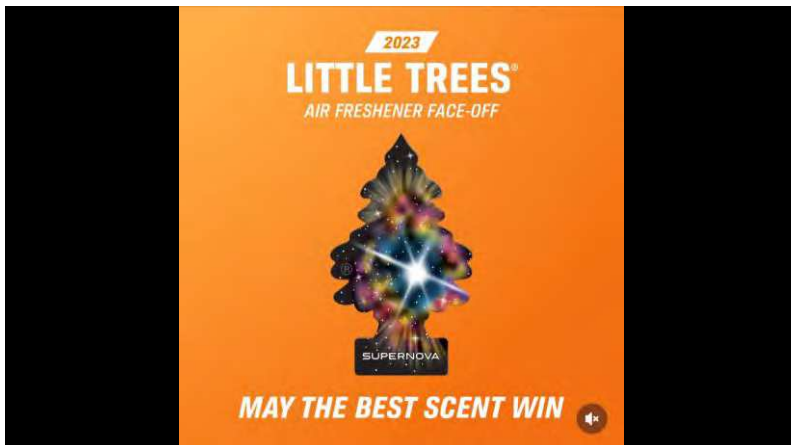
American artist Timothy Veske-McMahon showcases a necklace called *Do You Remember Vanillaroma?*



9-1-1: Lone Star

March 22, 2023
TV / Video

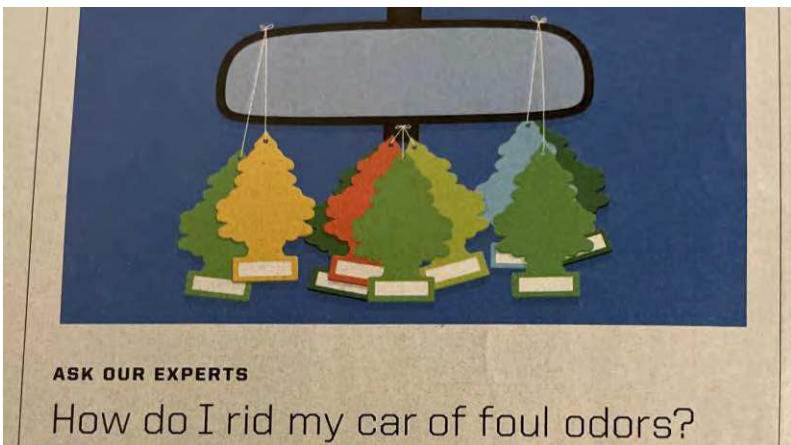
Black Ice makes an appearance in Season 4, Episode 9.



Instagram – AutoZone

March 24, 2023
Web / Other

Several fragrances go head-to-head in AutoZone's 2023 LITTLE TREES Air Freshener Face-Off challenge.



Consumer Reports Magazine

March 24, 2023
Print

An illustration of Trees is featured in the January 2023 issue of the Consumer Reports Magazine.



The Upshaws

March 29, 2023

TV / Video

Black Ice, Caribbean Colada, Bayside Breeze, Vanillaroma, New Car Scent, and True North hang from a refillable counter rack behind actress Wanda Sykes in the episode.



TikTok - @mrfender76

March 29, 2023

Web / Other

A TikTok user creates a large Black Ice cutout to hang in his vehicle.



The Sunday Times Style

March 29, 2023

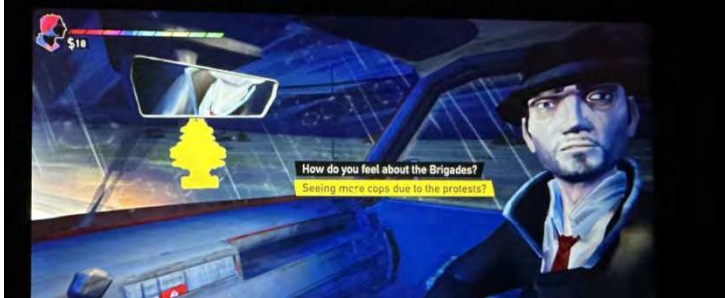
Web / Other

Actress Jenna Ortega poses next to Supernova in LA for The Sunday Times Style.



Little Trees®

Q2 2023 Sightings Report



Road 96 Video Game

April 4, 2023

Web / Other

A yellow Tree shape appears in the Nintendo Switch game.



Wu-Tang: An American Saga

April 6, 2023

TV / Video

Royal Pine is featured in Season 3, Episode 9.



Facebook – Shady Rays

April 10, 2023

Web / Other

Black Ice is featured in Shady Rays' Facebook post.

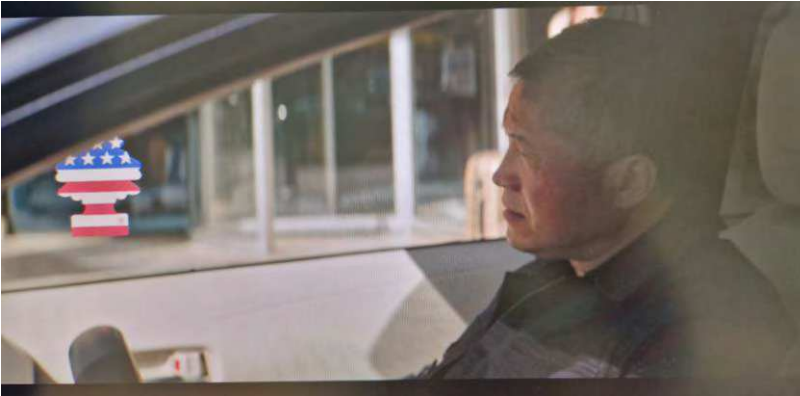


Money Heist

April 17, 2023

TV / Video

Pino is featured in the Netflix series.



Operation Fortune: Ruse de Guerre

April 18, 2023

Movie

America is featured in the movie.



A Quiet Place Part II

April 25, 2023

Movie

Trees can be seen hanging behind the counter on the wall in the convenience store.



Maggie Moore(s)

May 1, 2023

Movie

A black Tree is featured in the movie trailer.



Happy Mother's Day Card

May 1, 2023

Print

A green Tree shape is featured on the Mother's Day card.



Instagram – Inked, Tattcult, and Inkstigator

May 8, 2023

Web / Other

A tattoo featuring the Tree shape is shared by Inked Magazine, Tattcult, and Inkstigator, garnering thousands of likes.



TikTok – @jordan_the_stallion8

May 10, 2023

Web / Other

Popular TikTok personality explains how to use the Tree in this viral TikTok video with 9 million views.



Breitbart News

May 12, 2023

Web / Other

Vanillaroma appears in the background of the video, "Elderly Man Shows Female Officer How to Clog Dance During Traffic Stop."



The Mother
May 16, 2023
Movie

Royal Pine makes an appearance in the Netflix movie starring Jennifer Lopez.



The Locksmith
May 21, 2023
Movie

A Tree is featured in the movie starring Ryan Phillippe.



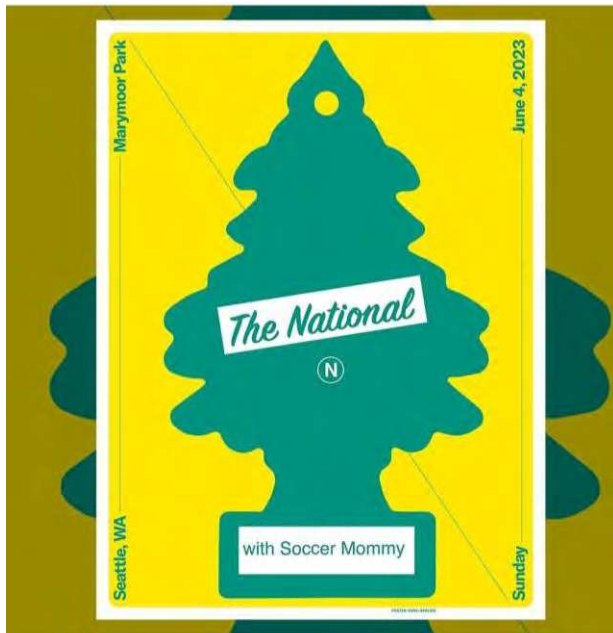
YouTube – VICE
May 22, 2023
Web / Other

Black Ice is featured in the YouTube video, "One Star Reviews: Watch Season Two Now (Trailer)", with over 102,000 views.



YouTube – TylerTube Too
May 24, 2023
Web / Other

YouTube reviewer smells and rates every Tree in the Collector's Edition Box in the video, "I Smelled EVERY Little Trees Air Freshner So You Don't Have To", with over 79,000 views.



Facebook – The National

June 5, 2023

Web / Other

The Tree shape is used in The National's concert poster on Facebook.



Tex Mex Motors

June 19, 2023

TV / Video

An orange Tree makes an appearance in Season 1, Episode 4.



Instagram – Walker Hayes

June 28, 2023

Web / Other

Black Ice is featured in country singer Walker Hayes' Instagram post.



Little Trees®

Q4 2023 Sightings Report



Tacoma FD

October 7, 2023

TV / Video

A red Tree is featured in Season 4, Episode 10.



Beckham

October 9, 2023

TV / Video

A yellow Tree appears in Episode 2 of the Netflix docuseries.



Good Mythical Morning

October 9, 2023

Web / Other

Summer Linen is put to the test in "Can You Unlock This Crazy Tongue Ability?"



Instagram – Clinton Kellyoh

October 10, 2023

Web / Other

Black Ice is featured in Clinton Kellyoh's Instagram story.



Leo

November 27, 2023

Movie

A green Tree shape is featured in the animation.



Winnetka Bowling League

December 4, 2023

Web / Other

Black Ice, Strawberry, and Vanillaroma are featured on the cover of the song, "CVS", by Winnetka Bowling League.



TikTok – @Meyyyyyy

December 15, 2023

Web / Other

Black Ice is wrapped in lights in the TikTok post with 1.3 million likes.

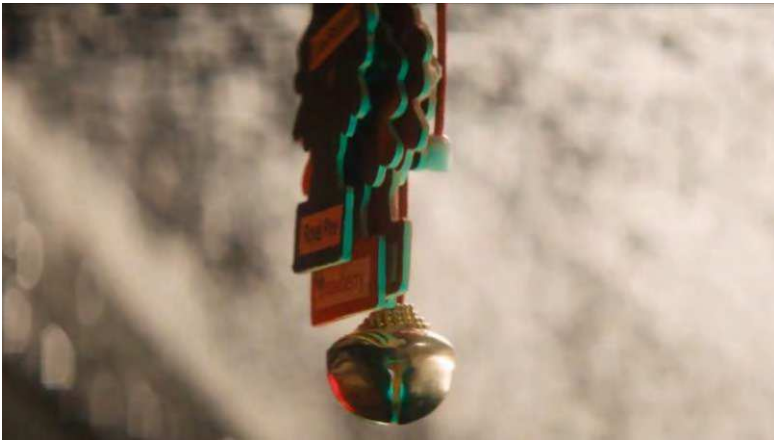


Ice Cream 8 Game

December 16, 2023

Web / Other

Royal Pine is depicted in the mobile game.



The Night Before

December 16, 2023

Movie

Royal Pine and Strawberry are featured in the movie.



Diary of a Wimpy Kid Christmas: Cabin Fever

December 18, 2023

Movie

A green Tree shape appears in the animation.



The Family Plan

December 18, 2023

Movie

America appears in the movie featuring Michelle Monaghan.



stefondiggs

...

Instagram – Stefon Diggs

December 27, 2023

Web / Other



Black Ice is featured in this Buffalo Bills football player's Instagram post.



Little Trees®

Q3 2019 Sightings Report



The New York Times

August 15, 2019

News

Tree shapes are featured in the article, *That New York Smell*.



Detroit Muscle

August 15, 2019

TV / Video

A Tree is featured in the episode.



Thrillist

August 29, 2019

News

A tree shape is featured in the article.



Justin Bieber's Instagram Story

September 5, 2019

Web / Other

A Tree is featured on Justin Bieber's Instagram story.



Kleen-Rite Corp. Halloween Costumes

November 1, 2019

Web / Other

Employees of Kleen-Rite celebrating Halloween as Trees.



Jack Ryan

November 4, 2019

TV / Video

A Tree hangs from the car in the episode.



Mr. Bean Cartoon

October 13, 2019

TV / Video

A tree shape hangs from a car during the episode.



Apache Warrior

November 22, 2019

Movie

A Tree hangs during the documentary.



TikTok - @Vitoandniyah

February 28, 2024

Social Media

Daisy Fields is featured in the video with over 793.4k likes.



Facebook – Sherwood, Oregon Police Department

March 2, 2024

Social Media

Black Ice is featured in the post urging people to be careful of black ice on roadways.



Businesses and Products That Pivoted Hard Enough to Break Their Entire Industries' Ankles

March 4, 2024

Web / Other

LITTLE TREES is #17 in the article.



The Program – Cons, Cults, and Kidnapping

March 6, 2024

TV / Video

A green Tree hangs from a rearview mirror in the Netflix docuseries in Season 1, Episode 2.



Little Trees®

Q2 2024 Sightings Report

horse stables were freshly scrubbed. The pit crew of hour gods rushed around in their matching Scrub Tub uniforms, polishing the chariot's trim, vacuuming the interior, and yoking the elephant-size fiery horses to the draught pole.

The chariot's wheels stood twice as tall as Phaethon. The axle and rims were solid gold, with silver spokes and Maserati brake pads. The sides of the carriage were inlaid with Hephaestus's metalwork—fluid images of Mount Olympus in various hues of gold, silver, and bronze. The black-leather interior had a tricked-out stereo system, twenty-four-karat drink holders, and a pine-tree-shaped deodorizer hanging from the rearview mirror.

Phaethon was anxious to climb aboard, but when he grabbed the rails, the metal burned like a stovetop.

"Hold up." His father took out a bottle of what looked like sunscreen. "Let me put this on you so you don't burst into flames."

Percy Jackson's Green Heroes

April 1, 2024

Print

A Tree reference is made in Chapter 3, "Phaethon Fails Driver's Ed."



TikTok - @countryboytnn

April 2, 2024

Social Media

Black Ice Fiber Cans and Trees are featured in the video with 87.8k likes.



Facebook – Weight Loss Benji

April 2, 2024

Social Media

Black Ice is featured in the post with 23.2k likes.



Curb Your Enthusiasm

April 3, 2024

TV / Video

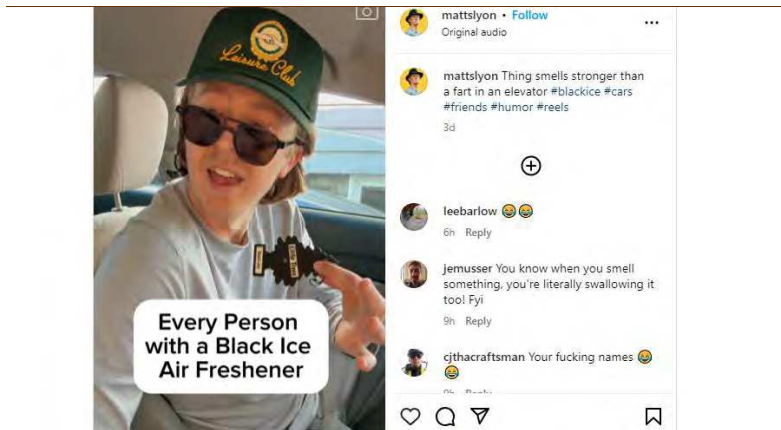
Steve Buscemi makes a Tree reference in Season 12, Episode 8.

JSL 005095



Honeydew
April 29, 2024
Movie

Bayside Breeze can be seen hanging from a rearview mirror.



Instagram - @mattslyon
April 29, 2024
Social Media

Black Ice is featured in the post with 10k likes.



Roadworthy Rescues
May 1, 2024
TV / Video

Black Ice is featured in Season 1, Episode 3.



Building Off the Grid
May 1, 2024
TV / Video

An orange Tree makes an appearance in Season 3, Episode 6.



YouTube – The Yard Podcast

May 2, 2024

Social Media

Black Ice is mentioned in Episode 118.

History Lesson: A small start for 'Little Trees'



WWNY-7 News

May 3, 2024

News

The history of CAR-FRESHNER and LITTLE TREES products are highlighted in the video and article.



TikTok – Birdie Wood

May 16, 2024

Social Media

A large Royal Pine Tree cutout is featured in the video with over 88.7k views and 15.9k likes.



Chief of Station

May 25, 2024

Movie

A WUNDER-BAUM Arctic White Tree is featured in the movie.



UFC Countdown

August 17, 2024

TV / Video

Black Ice is featured in Episode 24, "UFC 305: Du Plessis vs. Adesanya."



Facebook – Barn, Tackroom & Trailer Design, DIY & Hacks

August 19, 2024

Social Media

Vanillaroma is featured in the Facebook group post.

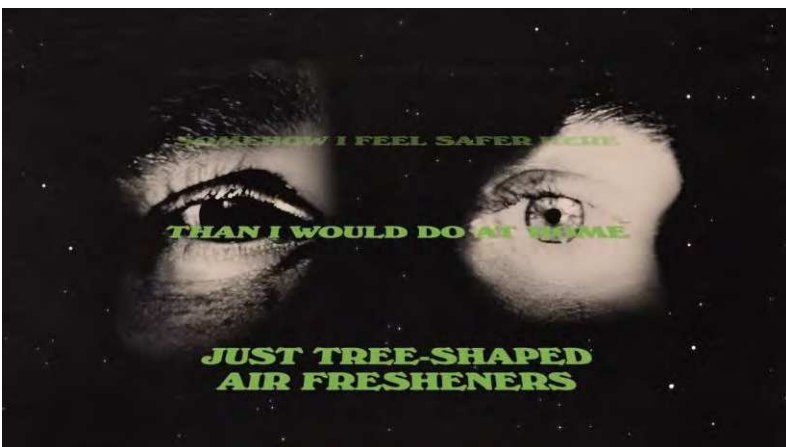


Chick-fil-A

August 20, 2024

Print

A green Tree-shaped air freshener is featured on the kid's meal bag.



YouTube - Glass Animals

August 21, 2024

Social Media

A Tree reference is made in the song, "whatthehellishappening."



Landmark Theatre added an event. ·

...



[Follow](#)

Suggested events · Aug 20 · 🌐



Facebook – Landmark Theatre

September 11, 2024

Social Media

Caribbean Colada is featured in the event post.



TikTok – Kane Stauss

September 12, 2024

Social Media

Black Ice is featured in the video with over 500k views.



New York Post

September 14, 2024

News

New Car Scent and Strawberry are featured in the article, "Post witnesses Haitian motorist making illegal turn in Springfield, Ohio, smashes into mom driving with autistic daughter."



Dark Winds

September 23, 2024

TV / Video

Royal Pine is featured in Season 1, Episode 5 with Rainn Wilson.



Q1 2023 Sightings Report



Evil Dead Rise

January 5, 2023

Movie

Royal Pine appears in the movie trailer.



Duluth Trading

January 8, 2023

Print

A green Tree shape is featured on Duluth Trading's merchandise coupon.



Kaleidoscope

January 9, 2023

TV / Video

A Tree is featured in Season 1, Episode Green.

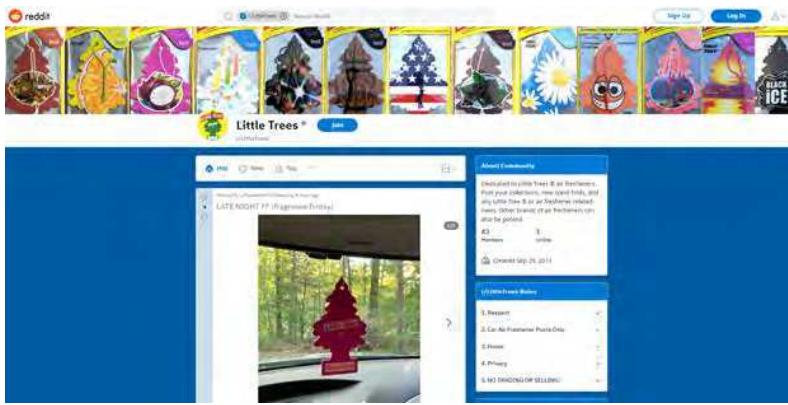


Facebook – Tosh.0

January 12, 2023

Web / Other

Black Ice is featured in Tosh.0's Facebook post with over 3,000 likes.



Reddit – r/LittleTrees

September 26, 2022

Web / Other

Reddit user posts images of old fragrance finds to add to their LITTLE TREES collection.



The Imperfects

September 27, 2022

TV / Video

Caribbean Colada is featured in the episode.



Welcome to Murdertown

September 29, 2022

TV / Video

Strawberry hangs from a rearview mirror in the ID episode.



Instagram – @edvance4advance

August 10, 2023

Web / Other

Many fragrances are featured in the Instagram ad for Advance Auto Parts.



You Are So Not Invited To My Bat Mitzvah

August 26, 2023

Movie

A red Tree can be seen in a white van.



Instagram – @annalaura_art

August 30, 2023

Web / Other

A green Tree shape is featured in a series of watercolor comics.



Little Trees®

Q4 2020 Sightings Report



Van Helsing

October 22, 2020

TV / Video

A cluster of blood-spattered Trees hang in the episode.



Abecita Museum Sweden

October 26, 2020

Web / Other

A wall of WUNDER-BAUM Trees is displayed at the museum.



Grand Avenue

December 11, 2020

Comic

A Tree shaped air freshener is featured in the comic.



InSinkErator "1,000 Air Fresheners"

November 23, 2020

Advertising

The Tree shape is featured in the commercial.



The Price is Right

November 29, 2022

TV / Video

A contestant must guess the cost of a 1-pack Black Ice Tree in the episode.



Holiday Wars

December 6, 2022

TV / Video

Edible Tree shapes hang from a skunk cake in the baking show.



Closet Monster

December 24, 2022

Movie

New Car Scent is featured in the movie.

EXHIBIT 7
(Part 1 of 4)

Extension of Time

Number: 04233419
Status: Terminated
General Contact Number: 571-272-8500
Paralegal Name: CHAN, J. A. 6/19

Filing Date: 03/11/2020
Status Date: 03/24/2020

Discussion

Preprints are preliminary reports that have not undergone peer review.
They should not be used to guide clinical practice.

Author: TIM LANE, COWI LLC
Correspondence: AMY KOLLINS
MARION-SOWERS & CINCRAFT PC
47 SOUTH MERIDIAN STREET, SUITE 400
INDIANAPOLIS, IN 46204
UNITED STATES
amk@mcincraftsweeps.com

Serial #: **8471450**

Advertisement List

References

Application Status: [Advanced](#) - AFTER INTER-PHASE DISCUSSION

Mark: 89.42%

Potential Outputs

Wuestner, Julius, Edmund, Ltd.

Correspondence: DR. J. SHIMONOFF & JONATHAN E. KING
100AAR, 100 W 117th St, 10036AR, NYC
114 WEST 117th STREET
NEW YORK, NY 10036
UNITED STATES
js@eck.com, js@eck.com, jonathank@eck.com, jon@eck.com
Phone: 2127609300

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Received 15 October 2020; accepted 14 January 2021; published online 15 February 2021

Prostitution History

#	Date	History Text
2	04/10/2020	ENT GRANTED
1	04/10/2020	THREAT NO. ONE REQUEST TO ENT FORM TO OPPOSE

Received 2007-02-24; revised 2007-04-19

Summary

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA1041427**

Filing date: **03/11/2020**

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

Applicants	The Last Coat LLC
Application Serial Number	88255495
Application Filing Date	01/09/2019
Mark	BLACK ICE
Date of Publication	02/25/2020
Potential Opposer's Correspondence Information	Eric J. Shimanoff & Jonathan Z. King Cowan, Liebowitz & Latman, P.C. 114 West 47th Street New York, NY 10036 UNITED STATES ejs@cjl.com, jzk@cjl.com, trademark@cjl.com, fxm@cjl.com 2127909200

**First 90 Day Request for Extension of Time to Oppose for Good
Cause**

Pursuant to 37 C.F.R. Section 2.102, Julius SÄmann Ltd., P.O. Box HM 2085, Hamilton, HMHX, BER-MUDA, a corporation organized under the laws of Bermuda, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown.

Potential opposer believes that good cause is established for this request by:

- The potential opposer needs additional time to investigate the claim

The time within which to file a notice of opposition is set to expire on 03/26/2020. Julius SÄmann Ltd. respectfully requests that the time period within which to file an opposition be extended until 06/24/2020.

Respectfully submitted,

/Eric J. Shimanoff/

Eric J. Shimanoff

ejs@cjl.com, jzk@cjl.com, trademark@cjl.com, fxm@cjl.com

03/11/2020

JSL 002628

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

Eric J. Shimanoff & Jonathan Z. King
Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NY 10036

March 11, 2020

Serial No.: **88255495**

ESTTA TRACKING NO: ESTTA1041427

The request to extend time to oppose is granted until **6/24/2020** on behalf of potential opposer **Julius Sämann Ltd..**

Please do not hesitate to contact the Trademark Trial and Appeal Board at (571)272-8500 if you have any questions relating to this extension.

JSL 002629

Opposition

Number: 91200148
 Status: Terminated
 General Contact Number: 571-273-4700
 Interlocutory Attorney: ABB LYNCH & VOGLER
 Paralegal Name: ROCHELLE L ADAMS

Filing Date: 06/06/2011
 Status Date: 06/13/2011

Defendant

Name: D.A. CONSTRUCTION AND MANUFACTURING, INC.
 Correspondence: D.A. CONSTRUCTION AND MANUFACTURING
 CBA EXOTICA PRESENTERS
 1303 HOLLIDAY RD
 HOLLAND, TN 37329-9528
 UNITED STATES
 cba@daconstruction.com
 Phone: 419-865-2558

Serial #: 9120008

[Application File](#)

[Appellate](#)

Application Status: ABANDONED - AFTER INTER PARTES DECISION

Mark: CITY BLACK

Plaintiff

Name: JAMES M. JONES LLC
 Correspondence: JAMES M. JONES LLC
 C/O JON SPIVAK MCCLELLAND MAZER & NEWMAN LLP
 1940 DUKE STREET
 ALEXANDRIA, VA 22314
 UNITED STATES
 jspivak@jones.com, cdm@jones.com, jdm@jones.com
 Phone: 703-411-3668

Serial #: 0270002

[Application File](#)

[Appellate](#)

Registration #: 3126538

Application Status: REGISTERED AND RENEWED

Mark: BLACK ICE

Granted To Date: 06/17/2011

Prosecution History

#	Date	History Text	Hear Date
0	06/13/2011	TERMINATED	
3	06/13/2011	BOARD'S DECISION REVERSED	
4	06/02/2011	NOTICE OF DECISION	
5	06/02/2011	PENDING INSTITUTION	
7	06/07/2011	NOTICE AND TRIAL DATE SENT ANSWER FILED	07/17/2011
2	06/06/2011	FILED AND FILE	

Page 1 of 2 (06/13/2011 01:17 PM)

Search:

ESTTA Tracking number: **ESTTA412906**

Filing date: **06/06/2011**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Julius Samann Ltd.
Granted to Date of previous extension	08/17/2011
Address	Victoria Place, 31 Victoria Street Hamilton, HM 10 BERMUDA
Party who filed Extension of time to oppose	Julius SÃmann Ltd. Julius SÃmann Ltd.
Relationship to party who filed Extension of time to oppose	The name is not being changed. The name was entered without the umlaut over the a ("Ã") because the system rejected the non-ASCII character. The opposer's name is Julius SÃmann Ltd.

Attorney information	ROBERTA S BREN OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP 1940 DUKE STREET ALEXANDRIA, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, ndyson@oblon.com Phone:703-413-3000
----------------------	--

Applicant Information

Application No	85189556	Publication date	04/19/2011
Opposition Filing Date	06/06/2011	Opposition Period Ends	08/17/2011
Applicant	D & J Distributing and Manufacturing 1302 Holloway Rd. Holland, OH 43528 UNITED STATES		

Goods/Services Affected by Opposition


Class 005. All goods and services in the class are opposed, namely: Auto accessories, namely, air fresheners

Grounds for Opposition

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

Marks Cited by Opposer as Basis for Opposition

JSL 002631

U.S. Registration No.	3126834	Application Date	09/02/2005
Registration Date	08/08/2006	Foreign Priority Date	NONE
Word Mark	BLACK ICE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fresheners		

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	ICE BLUE		
Goods/Services	Air fresheners		

Attachments	78706367#TMSN.jpeg (1 page)(bytes) ICEY BLACK - OPPOSITION.pdf (13 pages)(307595 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Roberta S. Bren/nmd/
Name	Roberta S. Bren
Date	06/06/2011

JSL 002632

Opposition No. _____
Appln. Serial No. 85/189,556
Mark: ICEY BLACK

JSL 002633

mark ICEY BLACK (hereinafter "Applicant's Mark") for "Auto accessories, namely, air fresheners" in International Class 5 (hereinafter "Applicant's Goods"). The application was assigned Serial No. 85/189,556 by the USPTO.

2. Since a date prior to Applicant's filing date, Opposer has been, and is now, using the mark BLACK ICE on and in connection with air fresheners.

3. Opposer owns Registration No. 3,126,834, which issued on August 8, 2006, for the mark BLACK ICE for "Air fresheners." Said registration is valid and subsisting. Printouts from the USPTO's TARR and Assignment records of Opposer's pleaded Registration are attached as Exhibit 1, and are provided pursuant to Trademark Rule 2.122(d)(1).

4. Since a date prior to Applicant's filing date, Opposer has been, and is now, using the mark ICE BLUE on and in connection with air fresheners.

5. Opposer will rely on all of its registered and common law rights in its mark BLACK ICE and all of its common law rights in its mark ICE BLUE (hereinafter "Opposer's Marks").

6. Opposer through its predecessors and licensees has used Opposer's Marks to identify its air fresheners (hereinafter "Opposer's Goods"), in interstate commerce in the United States, for many years.

7. Opposer, through its licensee, Car-Freshner Corporation, continues to use Opposer's Marks to identify Opposer's Goods in interstate commerce in the United States.

8. Upon information and belief, Applicant has not used Applicant's Mark in commerce on or in connection with Applicant's Goods prior to December 2, 2010.

9. Applicant's Mark ICEY BLACK is confusingly similar to Opposer's BLACK ICE mark.

10. Applicant's Mark ICEY BLACK is confusingly similar to Opposer's ICE BLUE mark.

11. Applicant's Goods in Application Serial No. 85/189,556 are identical to Opposer's Goods.

12. Upon information and belief, Applicant's Goods under Applicant's Mark are intended to be distributed through the same or overlapping channels of trade and to the same classes of purchasers as Opposer's Goods under Opposer's Marks.

13. Applicant's use and registration of Applicant's Mark will enable Applicant to trade upon and utilize the goodwill established by Opposer in Opposer's Marks.

14. Applicant's alleged ICEY BLACK mark so resembles each of Opposer's BLACK ICE and ICE BLUE marks as to be likely, if used in connection with Applicant's proposed goods "auto accessories, namely air fresheners," to cause confusion or mistake or to deceive purchasers resulting in damage and detriment to Opposer and its reputation, all in violation of Section 2(d) of the Trademark Act, 15 USC §1052(d).

15. Upon information and belief, the *bona fides* of Applicant's intent-to-use Applicant's Mark is not apparent from materials of record in the subject application, and Opposer therefore challenges same and leaves Applicant to its proofs with regard to the nature and sufficiency of its intent to use at the time of filing Application Serial No. 85/189,556, and at all times subsequent thereto.

16. Opposer, upon information and belief, avers that it will be damaged by the registration of Applicant's Mark, in that the mark is confusingly similar to each of Opposer's Marks, and will be used in connection with goods identical to Opposer's Goods.

WHEREFORE, Opposer, JULIUS SÄMANN LTD., prays that this Opposition be sustained, and the application for registration of Applicant's Mark be denied.

POWER OF ATTORNEY

Opposer has appointed ROBERTA S. BREN, and the following attorneys of the law firm of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., as its attorneys with full powers of substitution and revocation, to file and prosecute this opposition proceeding and to transact all business in the Patent and Trademark Office in connection herewith:

Norman F. Oblon	Jordan S. Weinstein	Eckhard H. Kuesters
Marvin J. Spivak	Kathleen Cooney-Porter*	Robert T. Pous
Gregory J. Maier	Beth A. Chapman*	Charles L. Gholz
Arthur I. Neustadt	Christopher I. Donahue	Jean-Paul Lavalleye
David J. Kera	Kyoko Imai	Stephen G. Baxter
Jeffrey H. Kaufman	David H. Aleskow*	Richard L. Treanor
Roberta S. Bren	Richard D. Kelly	Steven P. Weihrouch
Jonathan Hudis	James D. Hamilton	Richard L. Chinn

Members of the Bar of Virginia (except as indicated)

*Member of the Bar other than Virginia

Please address all correspondence to ROBERTA S. BREN at OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., 1940 Duke Street, Alexandria, Virginia 22314.

If filed online, the required filing fee of \$300.00 for this Opposition is being submitted through ESTTA. The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-2014.

Respectfully submitted,

JULIUS SÄMANN LTD.

By:

Roberta S. Bren

Roberta S. Bren

OBLON, SPIVAK, MCCLELLAND,

MAIER & NEUSTADT, L.L.P.

1940 Duke Street

Alexandria, Virginia 22314

(703) 413-3000

fax (703) 413-2220

e-mail: tmdocket@oblon.com

Counsel for Opposer

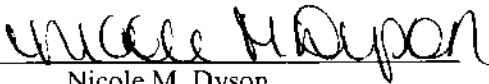
Dated: June 6, 2011

RSB/BAC/cli/nmd {5412096_1.DOC}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **NOTICE OF OPPOSITION** was served on Applicant at the correspondence address as identified by the records of the U.S. Patent and Trademark Office this 6th day of June, 2011, by sending same, via First Class mail, postage prepaid, to:

D & J DISTRIBUTING AND MANUFACTURING
1302 HOLLOWAY RD
HOLLAND, OH 43528-9538



Nicole M. Dyson

EXHIBIT 1



United States Patent and Trademark Office

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TARR Status	ASSIGN Status	TDR	TTAB Status
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 (Use the "Back" button of the Internet Browser to return to TESS)

BLACK ICE

Word Mark	BLACK ICE
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: Air fresheners. FIRST USE: 20040716. FIRST USE IN COMMERCE: 20040716
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78706367
Filing Date	September 2, 2005
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	May 16, 2006
Registration Number	3126834
Registration Date	August 8, 2006
Owner	(REGISTRANT) Julius Sämann Ltd. CORPORATION BERMUDA Chancery Hall, 52 Reid Street Hamilton BERMUDA HM12
Attorney of Record	Roberta S. Bren
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

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This page was generated by the TARR system on 2011-06-06 13:06:11 ET

Serial Number: 78706367 Assignment Information Trademark Document Retrieval

Registration Number: 3126834

Mark

BLACK ICE

(words only): BLACK ICE

Standard Character claim: Yes

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

Date of Status: 2006-08-08

Filing Date: 2005-09-02

Transformed into a National Application: No

Registration Date: 2006-08-08

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-08-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Julius Sämann Ltd.

Address:

Julius Sämann Ltd.
Chancery Hall, 52 Reid Street
Hamilton HM12
Bermuda

Legal Entity Type: Corporation
State or Country of Incorporation: Bermuda

GOODS AND/OR SERVICES

International Class: 005
Class Status: Active
Air fresheners
Basis: 1(a)
First Use Date: 2004-07-16
First Use in Commerce Date: 2004-07-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-08-08 - Registered - Principal Register
2006-05-16 - Published for opposition
2006-04-26 - Notice of publication
2006-03-29 - Law Office Publication Review Completed
2006-03-24 - Assigned To LIE
2006-03-18 - Approved for Pub - Principal Register (Initial exam)
2006-03-17 - Assigned To Examiner
2005-10-24 - Amendment From Applicant Entered
2005-10-05 - Communication received from applicant
2005-10-05 - PAPER RECEIVED
2005-09-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

<http://tarr.uspto.gov/servlet/tarr?regser=serial&entry=78706367>

6/6/2011

JSL 002643

Roberta S. Bren

Correspondent

ROBERTA S. BREN
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUST
1940 DUKE ST
ALEXANDRIA, VA 22314-3451
Phone Number: 703-413-3000
Fax Number: 703-413-2220

Domestic Representative

Roberta S. Bren
Phone Number: 703-413-3000
Fax Number: 703-413-2220



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Assignments on the Web > Trademark Query

No assignment has been recorded at the USPTO

For Serial Number: 78706367

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.1
Web interface last modified: Apr 30, 2009 v.2.1

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UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: June 7, 2011

Opposition No 91200148
Serial No. 85189556

D & J DISTRIBUTING AND MANUFACTURING
DBA EXOTICA FRESHENERS
1302 HOLLOWAY RD
HOLLAND OH 43528-9538

Julius Sämann Ltd.

v.

D & J Distributing and
Manufacturing dba Exotica
Fresheners

ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA 22314

Vionette Baez, Paralegal Specialist:

A notice of opposition to the registration sought by the above-identified application has been filed. A service copy of the notice of opposition was forwarded to applicant (defendant) by the opposer (plaintiff). An electronic version of the notice of opposition is viewable in the electronic file for this proceeding via the Board's TTABVUE system: <http://ttabvue.uspto.gov/ttabvue/>.

Proceedings will be conducted in accordance with the Trademark Rules of Practice, set forth in Title 37, part 2, of the Code of Federal Regulations ("Trademark Rules"). These rules may be viewed at the USPTO's trademarks page: <http://www.uspto.gov/trademarks/index.jsp>. The Board's main webpage (<http://www.uspto.gov/trademarks/process/appeal/index.jsp>) includes information on amendments to the Trademark Rules applicable to Board proceedings, on Alternative Dispute Resolution (ADR), Frequently Asked Questions about Board proceedings, and a web link to the Board's manual of procedure (the TBMP).

Plaintiff must notify the Board when service has been ineffective, within 10 days of the date of receipt of a returned service copy or the date on which plaintiff learns that service has been ineffective. Plaintiff has no subsequent duty to investigate the defendant's

JSL 002646

whereabouts, but if plaintiff by its own voluntary investigation or through any other means discovers a newer correspondence address for the defendant, then such address must be provided to the Board. Likewise, if by voluntary investigation or other means the plaintiff discovers information indicating that a different party may have an interest in defending the case, such information must be provided to the Board. The Board will then effect service, by publication in the Official Gazette if necessary. See Trademark Rule 2.118. In circumstances involving ineffective service or return of defendant's copy of the Board's institution order, the Board may issue an order noting the proper defendant and address to be used for serving that party.

Defendant's ANSWER IS DUE FORTY DAYS after the mailing date of this order. (See Patent and Trademark Rule 1.7 for expiration of this or any deadline falling on a Saturday, Sunday or federal holiday.) **Other deadlines the parties must docket or calendar are either set forth below (if you are reading a mailed paper copy of this order) or are included in the electronic copy of this institution order viewable in the Board's TTABVue system at the following web address: <http://ttabvue.uspto.gov/ttabvue/>.**

Defendant's answer and any other filing made by any party must include proof of service. See Trademark Rule 2.119. **If they agree to, the parties may utilize electronic means, e.g., e-mail or fax, during the proceeding for forwarding of service copies.** See Trademark Rule 2.119(b)(6).

The parties also are referred in particular to Trademark Rule 2.126, which pertains to the form of submissions. **Paper submissions, including but not limited to exhibits and transcripts of depositions, not filed in accordance with Trademark Rule 2.126 may not be given consideration or entered into the case file.**

Time to Answer	7/17/2011
Deadline for Discovery Conference	8/16/2011
Discovery Opens	8/16/2011
Initial Disclosures Due	9/15/2011
Expert Disclosures Due	1/13/2012
Discovery Closes	2/12/2012
Plaintiff's Pretrial Disclosures	3/28/2012
Plaintiff's 30-day Trial Period Ends	5/12/2012
Defendant's Pretrial Disclosures	5/27/2012
Defendant's 30-day Trial Period Ends	7/11/2012
Plaintiff's Rebuttal Disclosures	7/26/2012
Plaintiff's 15-day Rebuttal Period Ends	8/25/2012

As noted in the schedule of dates for this case, the parties are required to have a conference to discuss: (1) the nature of and basis for their respective claims and defenses, (2) the possibility of settling the case or at least narrowing the scope of claims or defenses, and (3) arrangements relating to disclosures, discovery and introduction

of evidence at trial, should the parties not agree to settle the case. See Trademark Rule 2.120(a)(2). Discussion of the first two of these three subjects should include a discussion of whether the parties wish to seek mediation, arbitration or some other means for resolving their dispute. Discussion of the third subject should include a discussion of whether the Board's Accelerated Case Resolution (ACR) process may be a more efficient and economical means of trying the involved claims and defenses. Information on the ACR process is available at the Board's main webpage. Finally, if the parties choose to proceed with the disclosure, discovery and trial procedures that govern this case and which are set out in the Trademark Rules and Federal Rules of Civil Procedure, then they must discuss whether to alter or amend any such procedures, and whether to alter or amend the Standard Protective Order (further discussed below). Discussion of alterations or amendments of otherwise prescribed procedures can include discussion of limitations on disclosures or discovery, willingness to enter into stipulations of fact, and willingness to enter into stipulations regarding more efficient options for introducing at trial information or material obtained through disclosures or discovery.

The parties are required to conference in person, by telephone, or by any other means on which they may agree. A Board interlocutory attorney or administrative trademark judge will participate in the conference, upon request of any party, provided that such participation is requested no later than ten (10) days prior to the deadline for the conference. See Trademark Rule 2.120(a)(2). The request for Board participation must be made through the Electronic System for Trademark Trials and Appeals (ESTTA) or by telephone call to the interlocutory attorney assigned to the case, whose name can be found by referencing the TTABVue record for this case at <http://ttabvue.uspto.gov/ttabvue/>. The parties should contact the assigned interlocutory attorney or file a request for Board participation through ESTTA only after the parties have agreed on possible dates and times for their conference. Subsequent participation of a Board attorney or judge in the conference will be by telephone and the parties shall place the call at the agreed date and time, in the absence of other arrangements made with the assigned interlocutory attorney.

The Board's Standard Protective Order is applicable to this case, but the parties may agree to supplement that standard order or substitute a protective agreement of their choosing, subject to approval by the Board. The standard order is available for viewing at: <http://www.uspto.gov/trademarks/process/appeal/guidelines/stndagmnt.jsp>. Any party without access to the web may request a hard copy of the standard order from the Board. The standard order does not automatically protect a party's confidential information and its provisions must be utilized as needed by the parties. See Trademark Rule 2.116(g).

Information about the discovery phase of the Board proceeding is available in chapter 400 of the TBMP. By virtue of amendments to the Trademark Rules effective November 1, 2007, the initial disclosures and expert disclosures scheduled during the discovery phase are required only in cases commenced on or after that date. The TBMP has not yet been amended to include information on these disclosures and the parties are referred to the August 1, 2007 Notice of Final Rulemaking (72 Fed. Reg. 42242) posted on the Board's webpage. The deadlines for pretrial disclosures included in the trial phase of the schedule for this case

also resulted from the referenced amendments to the Trademark Rules, and also are discussed in the Notice of Final Rulemaking.

The parties must note that the Board allows them to utilize telephone conferences to discuss or resolve a wide range of interlocutory matters that may arise during this case. In addition, the assigned interlocutory attorney has discretion to require the parties to participate in a telephone conference to resolve matters of concern to the Board. See TBMP § 502.06(a) (2d ed. rev. 2004).

The TBMP includes information on the introduction of evidence during the trial phase of the case, including by notice of reliance and by taking of testimony from witnesses. See TBMP §§ 703 and 704. Any notice of reliance must be filed during the filing party's assigned testimony period, with a copy served on all other parties. Any testimony of a witness must be both noticed and taken during the party's testimony period. A party that has taken testimony must serve on any adverse party a copy of the transcript of such testimony, together with copies of any exhibits introduced during the testimony, within thirty (30) days after the completion of the testimony deposition. See Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing after briefing is not required but will be scheduled upon request of any party, as provided by Trademark Rule 2.129.

If the parties to this proceeding are (or during the pendency of this proceeding become) parties in another Board proceeding or a civil action involving related marks or other issues of law or fact which overlap with this case, they shall notify the Board immediately, so that the Board can consider whether consolidation or suspension of proceedings is appropriate.

ESTTA NOTE: For faster handling of all papers the parties need to file with the Board, the Board strongly encourages use of electronic filing through the Electronic System for Trademark Trials and Appeals (ESTTA). Various electronic filing forms, some of which may be used as is, and others which may require attachments, are available at <http://estta.uspto.gov>.

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

Mailed: August 2, 2011

Opposition No. 91200148

Julius Sämann Ltd.

v.

D & J Distributing and
Manufacturing dba
Exotica Fresheners

Rochelle Adams, Paralegal Specialist:

Answer was due in this case on July 17, 2011. Inasmuch as it appears that no answer has been filed, nor has applicant filed a motion to extend its time to answer, notice of default is hereby entered against applicant under Fed. R. Civ. P. 55(a).

Applicant is allowed until thirty days from the mailing date of this order to show cause why judgment by default should not be entered against applicant in accordance with Fed. R. Civ. P. 55(b).

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

RA

Mailed: September 13, 2011

Opposition No. 91200148

Julius Sämann Ltd.

v.

D & J Distributing and
Manufacturing dba
Exotica Fresheners

On August 2, 2011, the Board sent a notice of default to applicant because no answer had been filed.

The record shows no response thereto.

Accordingly, judgment by default is hereby entered against applicant, the opposition is sustained, and registration to applicant is refused. See Fed. R. Civ. P. 55, and Trademark Rule 2.106(a).

***By the Trademark Trial
and Appeal Board***

JSL 002651

Opposition

Number: 91255844
 Status: Terminated
 General Contact Number: 571-272-6399
 Interlocutory Attorney: [ASH LINDSEY VODLER](#)
 Paralegal Name: [ROCHELLE L ADAMS](#)

Filing Date: 07/15/2020
 Status Date: 11/03/2020

Defendant

Name: [THE L&L CIGARETTE](#)
 Correspondence: [AMY BOLLEA](#)
 BRANNON SOWERS & CRAFT PC
 47 SOUTH MERIDIAN STREET SUITE 400
 INDIANAPOLIS, IN 46204
 UNITED STATES
amy@brannonsowers.com
 Phone: 317-630-2813

Serial #: [8822492](#) Application File: [Assessment](#)
 Application Status: ABANDONED - AFTER INTER PARTES DECISION
 Mark: BLACK ICE

Plaintiff

Name: [JSL, Seltzer LLC](#)
 Correspondence: [JSL, Seltzer LLC](#)
 CORIN LEBRONITE & LATMAN PC
 110 WEST 42ND STREET
 NEW YORK, NY 10036
 UNITED STATES
corin@jsl.com, jsl@jsl.com, trademark@jsl.com, law@jsl.com
 Phone: 212-790-6208

Serial #: [91255842](#) Application File: [Assessment](#) Registrations #: [1128838](#)
 Application Status: REGISTERED AND RENEWED
 Mark: BLACK ICE

Serial #: [91255843](#) Application File: [Assessment](#) Registrations #: [1128839](#)
 Application Status: REGISTERED AND RENEWED
 Mark: BLACK ICE

Serial #: [91255845](#) Application File: [Assessment](#) Registrations #: [1128840](#)
 Application Status: SECTION 8 & 15 ACCEPTED AND ACKNOWLEDGED
 Mark: BLACK ICE

Prosecution History

#	Date	History Text	Date Date
1	11/03/2020	TERMINATED	
2	11/03/2020	REG DECISION, OPP. SUSPENDED	
3	10/30/2020	RETRACTION OF APPLICATION	
4	09/14/2020	SUSPENDED	
5	08/14/2020	OPPG TO SUBP TO LITIGANT AND SETTLE NEGOTIATIONS	
6	06/28/2020	RECEIVED	
7	05/15/2020	INSTITUTED	
8	05/15/2020	NOTICE AND TRIAL DATE SENT ANSWER DUE	06/24/2020
9	05/15/2020	STUD AND FEE	

Revised as of 05/20/2024 10:00 PM

Search:

ESTTA Tracking number: **ESTTA1055728**

Filing date: **05/15/2020**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Julius S&Aumacron;mann Ltd.
Granted to Date of previous extension	06/24/2020
Address	P.O. BOX HM 2085 HAMILTON, HMHX BERMUDA

Attorney information	ERIC J. SHIMANOFF & JONATHAN Z. KING COWAN, LIEBOWITZ & LATMAN, P.C. 114 WEST 47TH STREET NEW YORK, NY 10036 UNITED STATES ejs@ccl.com, jzk@ccl.com, trademark@ccl.com, fxm@ccl.com 2127909200
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Applicant Information

Application No	88255495	Publication date	02/25/2020
Opposition Filing Date	05/15/2020	Opposition Period Ends	06/24/2020
Applicant	The Last Coat LLC 12636 High Bluff Drive Suite 400 PMB #11 San Diego, CA 92130 UNITED STATES		

Goods/Services Affected by Opposition

Class 003. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces
--


Grounds for Opposition


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

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3126834	Application Date	09/02/2005
Registration Date	08/08/2006	Foreign Priority Date	NONE

JSL 002653


Word Mark	BLACK ICE
Design Mark	
Description of Mark	NONE
Goods/Services	Class 005. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fresheners

U.S. Registration No.	4221968	Application Date	03/13/2012
Registration Date	10/09/2012	Foreign Priority Date	NONE
Word Mark	BLACK ICE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2005/09/15 First Use In Commerce: 2005/09/15 Scented sprays for air, rooms, motor vehicles and the like		

U.S. Registration No.	5437288	Application Date	08/30/2017
Registration Date	04/03/2018	Foreign Priority Date	NONE
Word Mark	BLACK ICE		

Design Mark	BLACK ICE
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fragrancng preparations

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	BLACK ICE		
Goods/Services	air fresheners, air fragrancng preparations, air deodorizing preparations and scented sprays		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Design Mark			
Goods/Services	air fresheners, air fragrancng preparations, air deodorizing preparations and scented sprays		

Attachments	78706367#TMSN.png(bytes) 85568246#TMSN.png(bytes) 87589409#TMSN.png(bytes) LT-Black-Ice_Pouch-Art resize.jpg Notice of Opposition - BLACK ICE - The Last Coat.pdf(134124 bytes)
Signature	/Eric J. Shimanoff/
Name	ERIC J. SHIMANOFF & JONATHAN Z. KING
Date	05/15/2020

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

In re Application Serial No. 88255495
Filed: January 9, 2019
For Mark: BLACK ICE
Published in the Official Gazette: February 5, 2020

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	:	
JULIUS SÄMANN LTD.,	:	Opposition No.
	:	
Opposer,	:	
	:	<u>NOTICE OF OPPOSITION</u>
v.	:	
	:	
THE LAST COAT LLC,	:	
	:	
Applicant.	:	
-----	X	

Commissioner for Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Opposer, Julius Sämann Ltd. (“Opposer”), a corporation organized and existing under the laws of Bermuda, with a mailing address at P.O. Box HM 2085 Hamilton, Bermuda HMHX, believes that it will be damaged by registration of the following mark:

BLACK ICE

(“Applicant’s Mark”) for “Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces” in International Class 3 (“Applicant’s Goods”), as shown in Application Serial No. 88255495 (the “Application”), with a filing date of January 9, 2019 (the “Application Date”), filed under Section 1(b) of the Trademark Act, 15 U.S.C. § 1051(a), based on an intent to use, by The Last Coat LLC, limited liability company existing and organized under the laws of Delaware, with an address at 12636 High Bluff Drive, Suite 400, PMB #11,

San Diego, California, 92130, United States (“Applicant”), and having been granted an extension of time to oppose up to and including June 24, 2020, hereby opposes the same.

As grounds for opposition, it is alleged that:

1. For many years prior to Applicant’s Application Date or any first use or priority date upon which Applicant may rely, Opposer, through its licensee, has used and currently is using in commerce the trademarks containing or comprising “BLACK ICE” (the “BLACK ICE Marks”) to identify the source of various products, including without limitation air fresheners, air fragrancings preparations, air deodorizing preparations and scented sprays (“Opposer’s Goods”). Examples of Opposer’s Goods prominently bearing the BLACK ICE Marks, appear below:



2. Opposer is the owner of the following federal trademark registrations for its BLACKICE Marks, which registrations are valid and subsisting:

Mark	Reg. No.	Reg. Date	Good/Services
BLACKICE	3126834	August 8, 2006	Air fresheners in Class 5
BLACKICE	4221968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like in Class 3
BLACKICE	5437288	April 3, 2018	Air fragrancings preparations in Class 3

3. Registration Nos. 3126834 and 4221968 are incontestable.

4. Printouts from the USPTO’s Trademark Status & Document Retrieval records for the foregoing registrations are attached hereto as Exhibit 1.

5. Opposer relies on both its common law rights and the aforementioned registrations in its BLACK ICE Marks.

6. Opposer, via its licensee, first used the BLACK ICE Marks in 2004.

7. Opposer has built up highly valuable goodwill in its BLACK ICE Marks, and said goodwill has become closely and uniquely identified and associated with Opposer and its licensee.

8. Opposer's licensee has spent, and continues to spend, significant amounts of time and money developing, testing and promoting Opposer's Goods sold under the BLACK ICE Marks.

9. Products bearing or sold in connection with the BLACK ICE Marks are widely promoted in a variety of media, including on numerous websites and printed promotional materials.

10. Products bearing or sold in connection with the BLACK ICE Marks are sold through a wide variety of different trade channels, and they appear frequently on television, in movies and in popular culture as a symbol of high-quality goods originating with Opposer and its licensee.

11. Products bearing or sold in connection with the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter Opposer's Goods and the BLACK ICE Marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products and services of the highest and most reliable quality.

12. As a result of long and extensive use on and in connection with quality products and long and extensive use, the BLACK ICE Marks are well known and well received to the

consuming public and have become famous to the general consuming public of the United States.

13. On January 9, 2019, Applicant filed the Application for Applicant's Mark for Applicant's Goods on an intent to use basis under Section 1(b) of the Trademark Act, 15 U.S.C. § 1051(b).

14. Upon information and belief, Applicant did not use Applicant's Mark in United States commerce for Applicant's Goods covered in the Application prior to the Application Date.

15. By virtue of Opposer's prior use and registration of its BLACK ICE Marks, Opposer has rights prior to and superior to any alleged rights of Applicant in Applicant's Mark in connection with Applicant's Goods covered by the Application.

16. Applicant's Mark is identical to Opposer's BLACK ICE Marks.

17. Applicant's Goods under Applicant's Mark are closely related to Opposer's Goods and/or are the type of goods that consumers would associate with or expect to originate from or be sponsored or licensed by Opposer.

18. Upon information and belief, Applicant's Goods under Applicant's Mark are and/or will be distributed through the same, similar or overlapping channels of trade and to the same, similar or overlapping classes of purchasers as Opposer's Goods designated by Opposer's BLACK ICE Marks.

19. Applicant's use and registration of Applicant's Mark will enable Applicant to trade upon and utilize the goodwill established by Opposer in Opposer's BLACK ICE Marks.

20. Applicant's Mark so resembles Opposer's BLACK ICE Marks as to be likely, when used in connection with Applicant's Goods, to cause confusion, to cause mistake, and to deceive the trade and public, who are likely to believe that Applicant's Goods have their origin

with Opposer and/or that such goods and services are approved, endorsed, licensed or sponsored by Opposer or associated in some way with Opposer and/or its BLACK ICE Marks, all in in violation of Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

21. Opposer's BLACK ICE Marks are distinctive and famous and were so prior to Applicant's Application Date or any first use or priority date upon which Applicant may seek to rely. Registration of Applicant's Mark in connection with Applicant's Goods will injure Opposer by causing a likelihood of dilution by blurring of the distinctive quality of Opposer's BLACK ICE Marks in violation of Sections 13(a) and 43(c) of the Trademark Act, 15 U.S.C. §§ 1063(a) and 1125(c).

WHEREFORE, Opposer believes that it will be damaged by registration of Applicant's Mark and requests that the opposition be sustained and said registration be denied.

Please recognize as attorneys for Opposer in this proceeding Eric J. Shimanoff, Esq. and Jonathan Z. King, Esq. (members of the bar of the State of New York) and the firm Cowan, Liebowitz & Latman, P.C., 114 West 47th Street, New York, New York 10036.

Please address all communications to Eric J. Shimanoff, Esq. and Jonathan Z. King, Esq. at the address listed below.

Dated: New York, New York
May 15, 2020

Respectfully submitted,

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Eric J. Shimanoff/

Eric J. Shimanoff
Jonathan Z. King
114 West 47th Street
New York, New York 10036
(212) 790-9200

EXHIBIT 1

Generated on: This page was generated by TSDR on 2020-05-15 13:56:11 EDT

Mark: BLACK ICE

BLACK ICE

US Serial Number: 78706367

Application Filing Date: Sep. 02, 2005

US Registration Number: 3126834

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: Apr. 28, 2016

Publication Date: May 16, 2006

Mark Information

Mark Literal Elements: BLACK ICE

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: Air fresheners

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 16, 2004

Use in Commerce: Jul. 16, 2004

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: Julius Sämann Ltd.

Owner Address: P.O. Box HM 2085

JSL 002663

Hamilton BERMUDA HM HX

Legal Entity Type: CORPORATION

State or Country BERMUDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Shimanoff

Attorney Primary trademark@cll.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Eric J. Shimanoff

Name/Address: Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NEW YORK UNITED STATES 10036

Phone: 212-790-9200

Fax: 212-575-0671

Correspondent e- trademark@cll.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative

Domestic Gabrielle M. Nagler
Representative Name:

Phone: 212-790-9200

Fax: 212-575-0671

Domestic trademark@cll.com
Representative e-
mail:

Domestic Yes
Representative e-
mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Apr. 02, 2020	NOTICE OF SUIT	
Jan. 27, 2020	NOTICE OF SUIT	
Jul. 03, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 03, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 31, 2018	NOTICE OF SUIT	
Apr. 10, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 10, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 08, 2018	NOTICE OF SUIT	
Nov. 29, 2017	NOTICE OF SUIT	
Jul. 11, 2017	NOTICE OF SUIT	
Jul. 11, 2017	NOTICE OF SUIT	
Jun. 06, 2017	NOTICE OF SUIT	
Jun. 06, 2017	NOTICE OF SUIT	
Apr. 05, 2017	NOTICE OF SUIT	
Apr. 05, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Jul. 19, 2016	NOTICE OF SUIT	
Jul. 19, 2016	NOTICE OF SUIT	
Apr. 28, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 28, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	85321
Apr. 28, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	85321
Apr. 28, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	85321
Mar. 10, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 10, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 19, 2016	TEAS SECTION 8 & 9 RECEIVED	
Nov. 10, 2015	NOTICE OF SUIT	

JSL 002664

Nov. 10, 2015	NOTICE OF SUIT	
Sep. 25, 2015	NOTICE OF SUIT	
Sep. 25, 2015	NOTICE OF SUIT	
Aug. 08, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Feb. 03, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 27, 2014	NOTICE OF SUIT	
Oct. 01, 2013	NOTICE OF SUIT	
Mar. 21, 2013	NOTICE OF SUIT	
Aug. 03, 2012	NOTICE OF SUIT	
Oct. 20, 2011	SEC. 15 ACKNOWLEDGEMENT - E-MAILED	
Oct. 20, 2011	REGISTERED - SEC. 15 ACKNOWLEDGED	66607
Oct. 20, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Oct. 13, 2011	TEAS SECTION 15 RECEIVED	
Aug. 27, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Aug. 27, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED	71378
Aug. 27, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Aug. 16, 2011	TEAS SECTION 8 RECEIVED	
Jul. 20, 2011	NOTICE OF SUIT	
Jul. 18, 2011	NOTICE OF SUIT	
Aug. 08, 2006	REGISTERED-PRINCIPAL REGISTER	
May 16, 2006	PUBLISHED FOR OPPOSITION	
Apr. 26, 2006	NOTICE OF PUBLICATION	
Mar. 29, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	71466
Mar. 24, 2006	ASSIGNED TO LIE	71466
Mar. 18, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 17, 2006	ASSIGNED TO EXAMINER	78049
Oct. 24, 2005	AMENDMENT FROM APPLICANT ENTERED	74192
Oct. 05, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	74192
Oct. 05, 2005	PAPER RECEIVED	
Sep. 12, 2005	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Apr. 28, 2016

Proceedings

Summary

Number of 4
Proceedings:

Type of Proceeding: Cancellation

Proceeding [92060648](#)
Number:

Filing Date: Jan 08, 2015

Status: Terminated

Status Date: Apr 11, 2016

Interlocutory ELIZABETH WINTER
Attorney:

Defendant

Name: Centric Group, L.L.C.

Correspondent HADI S AL-SHATHIR
Address: THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO UNITED STATES , 63101-1611

Correspondent e- tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , ipdocket@thompsoncoburn.com ,
mail: uogers@thompsoncoburn.com

Associated marks

JSL 002665

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	CANCELLED - SECTION 7	85293838	4656511
Plaintiff(s)			

Name: Julius Sämann Ltd.

Correspondent ROBERTA S BREN

Address: MUNCY GEISSLER OLDS & LOWE PC
4000 LEGATO ROAD, SUITE 310
FAIRFAX VA UNITED STATES , 22033

Correspondent e-mail: mailroom@mg-ip.com , rsb@mg-ip.com , bac@mg-ip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	Section 8 and 15 - Accepted and Acknowledged	85568246	4221968

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 08, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 09, 2015	Feb 18, 2015
3	PENDING, INSTITUTED	Jan 09, 2015	
4	ANSWER	Feb 18, 2015	
5	P MOT FOR EXT W/ CONSENT	May 22, 2015	
6	EXTENSION OF TIME GRANTED	May 26, 2015	
7	P MOT FOR EXT W/ CONSENT	Jul 22, 2015	
8	EXTENSION OF TIME GRANTED	Aug 01, 2015	
9	P MOT FOR EXT W/ CONSENT	Aug 12, 2015	
10	D APPEARANCE / POWER OF ATTORNEY	Aug 14, 2015	
11	D CHANGE OF CORRESP ADDRESS	Aug 14, 2015	
12	EXTENSION OF TIME GRANTED	Aug 19, 2015	
13	D MOT FOR EXT W/ CONSENT	Oct 21, 2015	
14	EXTENSION OF TIME GRANTED	Oct 27, 2015	
15	D MOT FOR EXT W/ CONSENT	Nov 25, 2015	
16	EXTENSION OF TIME GRANTED	Dec 04, 2015	
17	D MOT FOR EXT W/ CONSENT	Dec 21, 2015	
18	EXTENSION OF TIME GRANTED	Jan 11, 2016	
19	D MOT FOR EXT W/ CONSENT	Jan 20, 2016	
20	EXTENSION OF TIME GRANTED	Jan 25, 2016	
21	P CHANGE OF CORRESP ADDRESS	Jan 27, 2016	
22	D MOT FOR EXT W/ CONSENT	Feb 29, 2016	
23	EXTENSION OF TIME GRANTED	Mar 02, 2016	
24	VOLUNTARY SURRENDER OF REGISTRATION	Mar 18, 2016	
25	BD DECISION: DISMISSED W/O PREJ	Apr 04, 2016	
26	COMMR ORDER CANCELLING REG	Apr 11, 2016	
27	TERMINATED	Apr 11, 2016	

Type of Proceeding: Cancellation

Proceeding Number: [92058751](#)

Filing Date: Feb 20, 2014

Status: Terminated

Status Date: Jun 09, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: IgorJohn Philipps

Correspondent IGOR JOHN PHILIPPS

Address: 190 HIGHWAY 7 WEST, UNIT 28
BRAMPTON ON CANADA , L7A 1A2

JSL 002666

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Cancelled - Section 18	74338199	2120664
Plaintiff(s)			

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	Section 8 and 15 - Accepted and Acknowledged	85568246	4221968

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 26, 2014	Apr 07, 2014
3	PENDING, INSTITUTED	Feb 26, 2014	
4	NOTICE OF DEFAULT	Apr 22, 2014	
5	BD DECISION: GRANTED	Jun 03, 2014	
6	COMMR ORDER CANCELLING REG	Jun 09, 2014	
7	TERMINATED	Jun 09, 2014	

Type of Proceeding: Cancellation

Proceeding Number: [92054298](#)

Filing Date: Jul 29, 2011

Status: Terminated

Status Date: Mar 15, 2012

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: MOBLEY PRODUCTS, INC.

Correspondent Address: DANIEL R BROWN
57 STAGE COACH ROAD
FORT WORTH TX UNITED STATES , 76244

Correspondent e-mail: david@wonderwafers.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLUE ICE	Cancelled - Section 18	77235102	3463795
Plaintiff(s)			

Name: JULIUS SÄMANN LTD.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com , bchapman@oblon.com , ndyson@oblon.com , clisenby@oblon.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
Prosecution History			

JSL 002667

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 29, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 30, 2011	Sep 08, 2011
3	PENDING, INSTITUTED	Jul 30, 2011	
4	ANSWER	Sep 09, 2011	
5	D'S INITIAL DISCLOSURES	Nov 07, 2011	
6	VOLUNTARY SURRENDER OF REGISTRATION	Jan 10, 2012	
7	BOARD'S DECISION: GRANTED	Jan 25, 2012	
8	COMMR'S ORDER CANCELLING REGISTRATION	Mar 15, 2012	
9	TERMINATED	Mar 15, 2012	

Type of Proceeding: Opposition

Proceeding Number: [91200148](#)

Filing Date: Jun 06, 2011

Status: Terminated

Status Date: Sep 13, 2011

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: D & J Distributing and Manufacturing dba Exotica Fresheners

Correspondent Address: D & J DISTRIBUTING AND MANUFACTURING
DBA EXOTICA FRESHENERS
1302 HOLLOWAY RD
HOLLAND OH UNITED STATES , 43528-9538

Correspondent e-mail: sean@exoticafresh.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ICEY BLACK	Abandoned - After Inter-Partes Decision	85189556	

Plaintiff(s)

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com , ndyson@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 06, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 07, 2011	Jul 17, 2011
3	PENDING, INSTITUTED	Jun 07, 2011	
4	NOTICE OF DEFAULT	Aug 02, 2011	
5	BOARD'S DECISION: SUSTAINED	Sep 13, 2011	
6	TERMINATED	Sep 13, 2011	

JSL 002668

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Mark: BLACK ICE

BLACK ICE

US Serial Number: 85568246

Application Filing Date: Mar. 13, 2012

US Registration Number: 4221968

Registration Date: Oct. 09, 2012

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. 07, 2018

Publication Date: Jul. 24, 2012

Mark Information

Mark Literal Elements: BLACK ICE

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: 3126834

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: Scented sprays for air, rooms, motor vehicles and the like

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 15, 2005

Use in Commerce: Sep. 15, 2005

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

JSL 002669

Filed No Basis: No

Current Owner(s) Information

Owner Name: Julius Sämann Ltd.

Owner Address: P.O. Box HM 2085
Hamilton BERMUDA HMHX

Legal Entity Type: CORPORATION

State or Country BERMUDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Shimanoff

Attorney Primary trademark@cjl.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Eric J. Shimanoff
Name/Address: Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NEW YORK UNITED STATES 10036

Phone: 212-790-9200

Fax: 212-575-0671

Correspondent e- trademark@cjl.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative

Domestic Gabrielle M. Nagler
Representative
Name:

Phone: 212-790-9200

Fax: 212-575-0671

Domestic trademark@cjl.com
Representative e-
mail:

Domestic Yes
Representative e-
mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Apr. 02, 2020	NOTICE OF SUIT	
Jan. 27, 2020	NOTICE OF SUIT	
Jul. 03, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 03, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 31, 2018	NOTICE OF SUIT	
Apr. 10, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 10, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 07, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb. 07, 2018	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76873
Feb. 07, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Jan. 23, 2018	TEAS SECTION 8 & 15 RECEIVED	
Jan. 08, 2018	NOTICE OF SUIT	
Oct. 09, 2017	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jun. 06, 2017	NOTICE OF SUIT	
Jun. 06, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Mar. 10, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 10, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Nov. 10, 2015	NOTICE OF SUIT	
Nov. 10, 2015	NOTICE OF SUIT	
Sep. 25, 2015	NOTICE OF SUIT	

JSL 002670

Sep. 25, 2015	NOTICE OF SUIT	
Feb. 27, 2014	NOTICE OF SUIT	
Oct. 01, 2013	NOTICE OF SUIT	
Oct. 09, 2012	REGISTERED-PRINCIPAL REGISTER	
Jul. 24, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 24, 2012	PUBLISHED FOR OPPOSITION	
Jul. 04, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 18, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Jun. 13, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 13, 2012	ASSIGNED TO EXAMINER	77300
Apr. 03, 2012	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	73797
Mar. 29, 2012	ASSIGNED TO LIE	73797
Mar. 22, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 20, 2012	TEAS VOLUNTARY AMENDMENT RECEIVED	
Mar. 16, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Feb. 07, 2018

Proceedings

Summary

Number of 2
Proceedings:

Type of Proceeding: Cancellation

Proceeding Number: [92060648](#)

Filing Date: Jan 08, 2015

Status: Terminated

Status Date: Apr 11, 2016

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Centric Group, L.L.C.

Correspondent Address: HADI S AL-SHATHIR
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO UNITED STATES , 63101-1611

Correspondent e-mail: tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , ipdocket@thompsoncoburn.com , uogers@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	CANCELLED - SECTION 7	85293838	4656511

Plaintiff(s)

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
MUNCY GEISSLER OLDS & LOWE PC
4000 LEGATO ROAD, SUITE 310
FAIRFAX VA UNITED STATES , 22033

Correspondent e-mail: mailroom@mg-ip.com , rsb@mg-ip.com , bac@mg-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	Section 8 and 15 - Accepted and Acknowledged	85568246	4221968

JSL 002671

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 08, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 09, 2015	Feb 18, 2015
3	PENDING, INSTITUTED	Jan 09, 2015	
4	ANSWER	Feb 18, 2015	
5	P MOT FOR EXT W/ CONSENT	May 22, 2015	
6	EXTENSION OF TIME GRANTED	May 26, 2015	
7	P MOT FOR EXT W/ CONSENT	Jul 22, 2015	
8	EXTENSION OF TIME GRANTED	Aug 01, 2015	
9	P MOT FOR EXT W/ CONSENT	Aug 12, 2015	
10	D APPEARANCE / POWER OF ATTORNEY	Aug 14, 2015	
11	D CHANGE OF CORRESP ADDRESS	Aug 14, 2015	
12	EXTENSION OF TIME GRANTED	Aug 19, 2015	
13	D MOT FOR EXT W/ CONSENT	Oct 21, 2015	
14	EXTENSION OF TIME GRANTED	Oct 27, 2015	
15	D MOT FOR EXT W/ CONSENT	Nov 25, 2015	
16	EXTENSION OF TIME GRANTED	Dec 04, 2015	
17	D MOT FOR EXT W/ CONSENT	Dec 21, 2015	
18	EXTENSION OF TIME GRANTED	Jan 11, 2016	
19	D MOT FOR EXT W/ CONSENT	Jan 20, 2016	
20	EXTENSION OF TIME GRANTED	Jan 25, 2016	
21	P CHANGE OF CORRESP ADDRESS	Jan 27, 2016	
22	D MOT FOR EXT W/ CONSENT	Feb 29, 2016	
23	EXTENSION OF TIME GRANTED	Mar 02, 2016	
24	VOLUNTARY SURRENDER OF REGISTRATION	Mar 18, 2016	
25	BD DECISION: DISMISSED W/O PREJ	Apr 04, 2016	
26	COMMR ORDER CANCELLING REG	Apr 11, 2016	
27	TERMINATED	Apr 11, 2016	

Type of Proceeding: Cancellation

Proceeding Number: [92058751](#)

Filing Date: Feb 20, 2014

Status: Terminated

Status Date: Jun 09, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: IgorJohn Philipps

Correspondent Address: IGOR JOHN PHILIPPS
190 HIGHWAY 7 WEST, UNIT 28
BRAMPTON ON CANADA , L7A 1A2

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Cancelled - Section 18	74338199	2120664
Plaintiff(s)			

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834

JSL 002672

BLACK ICE

Section 8 and 15 - Accepted and Acknowledged

[85568246](#)

[4221968](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 26, 2014	Apr 07, 2014
3	PENDING, INSTITUTED	Feb 26, 2014	
4	NOTICE OF DEFAULT	Apr 22, 2014	
5	BD DECISION: GRANTED	Jun 03, 2014	
6	COMMR ORDER CANCELLING REG	Jun 09, 2014	
7	TERMINATED	Jun 09, 2014	

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Mark: BLACK ICE

BLACK ICE

US Serial Number: 87589409

Application Filing Date: Aug. 30, 2017

US Registration Number: 5437288

Registration Date: Apr. 03, 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: Apr. 03, 2018

Publication Date: Jan. 16, 2018

Mark Information

Mark Literal Elements: BLACK ICE

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: 3126834, 4221968

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: Air fragrancing preparations

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 16, 2004

Use in Commerce: Jul. 16, 2004

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

JSL 002674

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Julius Sämann Ltd.

Owner Address: P.O. Box HM 2085
Hamilton BERMUDA HMHX

Legal Entity Type: CORPORATION

State or Country BERMUDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Shimanoff

Attorney Primary trademark@cll.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Eric J. Shimanoff
Name/Address: Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NEW YORK UNITED STATES 10036

Phone: 212-790-9200

Fax: 212-575-0671

Correspondent e- trademark@cll.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative

Domestic Gabrielle M. Nagler
Representative
Name:

Phone: 212-790-9200

Fax: 212-575-0671

Domestic trademark@cll.com
Representative e-
mail:

Domestic Yes
Representative e-
mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Apr. 02, 2020	NOTICE OF SUIT	
Jan. 27, 2020	NOTICE OF SUIT	
Jul. 03, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 03, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 10, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 10, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 03, 2018	REGISTERED-PRINCIPAL REGISTER	
Jan. 16, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 16, 2018	PUBLISHED FOR OPPOSITION	
Dec. 27, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 07, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 05, 2017	ASSIGNED TO EXAMINER	90288
Sep. 07, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 02, 2017	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 03, 2018

JSL 002675

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

May 15, 2020

Opposition No. 91255844
Serial No. 88255495

Amy Rollins
BRANNON SOWERS & CRACRAFT PC
47 SOUTH MERIDIAN STREET, SUITE 400
INDIANAPOLIS, IN 46204

Julius Sämann Ltd.

v.

The Last Coat LLC

ERIC J. SHIMANOFF & JONATHAN Z. KING
COWAN, LIEBOWITZ & LATMAN, P.C.
114 WEST 47TH STREET
NEW YORK, NY 10036

ESTTA1055728

NOTICE OF INSTITUTION

The opposer (plaintiff) identified above has filed a notice of opposition to the registration sought by applicant (defendant) in the above-identified application. This notice of institution is forwarded pursuant to Trademark Rules 2.105(b) and (c), and constitutes service of the notice of opposition on applicant. An electronic version of the notice of opposition is viewable on TTABVUE at <http://ttabvue.uspto.gov/ttabvue/>. See Trademark Rule 2.105(a). The parties should diligently monitor this proceeding via TTABVUE.

APPLICANT MUST FILE ANSWER THROUGH ESTTA

As required in the schedule below, **applicant must file an answer within forty (40) days from the date of this order.** Failure to file a timely answer may result in the entry of default judgment and abandonment of the application. Regarding

JSL 002676

when a deadline falls on a Saturday, Sunday or federal holiday, *see* Trademark Rule 2.196. Applicant must file the answer through ESTTA - Electronic System for Trademark Trials and Appeals, unless ESTTA is unavailable due to technical problems or extraordinary circumstances are present. An answer filed on paper under these limited circumstances must be accompanied by a Petition to the Director (and the required fee under Trademark Rule 2.6). *See* Trademark Rule 2.106(b)(1). In substance, applicant's answer must comply with Fed. R. Civ. P. 8(b); it must admit or deny the allegations in the notice of opposition, and may include available defenses and counterclaims. Regarding the form and content of an answer, *see* Trademark Rule 2.106(b)(2) and TBMP § 311.

DUTY TO MAINTAIN ACCURATE CORRESPONDENCE INFORMATION

Throughout this proceeding, the parties, and their attorneys or representatives, must notify the Board of any correction or update of physical address and email address, and should use the ESTTA change of address form. *See* Trademark Rule 2.18(b); TBMP § 117.

SERVICE OF ANSWER AND OF ALL SUBMISSIONS

The service of the answer, and all other submissions in this proceeding, and of all matters that are required to be served but not required to be filed in the proceeding record, **must** be by **email** unless the parties stipulate otherwise. Trademark Rule 2.119(b). In the absence of a stipulation, service may be by other means **only** under the **limited** circumstances and in a manner specified in Trademark Rule 2.119(b). Regarding the signing and service of all submissions, *see* TBMP §§ 113-113.04.

The answer, and all other submissions, **must** include proof of service. As noted in TBMP § 113.03, proof of service may be in the following certificate of service form:

I hereby certify that a true and complete copy of the foregoing (insert title of submission) has been served on (insert name of opposing counsel or party) by forwarding said copy on (insert date of mailing), via email (or insert other appropriate method of delivery) to: (set out name, and address or email address of opposing counsel or party).

Signature _____

Date _____

SUBMIT ALL FILINGS ONLINE VIA ESTTA

Submissions **must** be filed via ESTTA, the Board's online filing system, unless ESTTA is unavailable due to technical problems or extraordinary circumstances are present. Trademark Rule 2.126(a). Submissions may be filed in paper form **only** under the **limited** circumstances specified in Trademark Rule 2.126(b), with a required written explanation. ESTTA is accessible at the Board's web page:

<http://estta.uspto.gov/>. The page has instructions and tips. ESTTA offers various forms, some of which may require attachments and/or a fee. For technical questions, a party may call 571-272-8500 (Mon. - Fri. 8:30 - 5:00 ET) or email ESTTA@uspto.gov. This proceeding involves several deadlines, and due to potential technical issues, parties should not wait until the deadline to submit filings. The Board may **decline to consider** an untimely submission. Moreover, Trademark Rule 2.126 sets forth the required form and format for all submissions (e.g., page limitations), and the Board may **decline to consider** any submission that does not comply with this rule, including, but not limited to motions, briefs, exhibits, and deposition transcripts.

CONFERENCE, DISCOVERY, DISCLOSURE AND TRIAL SCHEDULE

Time to Answer	6/24/2020
Deadline for Discovery Conference	7/24/2020
Discovery Opens	7/24/2020
Initial Disclosures Due	8/23/2020
Expert Disclosures Due	12/21/2020
Discovery Closes	1/20/2021
Plaintiff's Pretrial Disclosures Due	3/6/2021
Plaintiff's 30-day Trial Period Ends	4/20/2021
Defendant's Pretrial Disclosures Due	5/5/2021
Defendant's 30-day Trial Period Ends	6/19/2021
Plaintiff's Rebuttal Disclosures Due	7/4/2021
Plaintiff's 15-day Rebuttal Period Ends	8/3/2021
Plaintiff's Opening Brief Due	10/2/2021
Defendant's Brief Due	11/1/2021
Plaintiff's Reply Brief Due	11/16/2021
Request for Oral Hearing (option) Due	11/26/2021

PARTIES ARE REQUIRED TO HOLD DISCOVERY CONFERENCE

The parties are required to schedule and hold a discovery conference by the deadline in the schedule in this order, or as reset by the Board. In the conference, the parties are required to discuss, at a minimum, 1) the nature and basis of their claims and defenses, 2) the possibility of promptly settling, or at least narrowing the scope of claims or defenses, and 3) arrangements for disclosures, discovery, preserving discoverable information and introduction of evidence at trial. For guidance, *see* Fed. R. Civ. P. 26(f), Trademark Rule 2.120(a)(2)(i) and TBMP §§ 401.01 and 408.01(a).

The parties must hold the conference in person, by telephone or by a means on which they agree. A Board interlocutory attorney or administrative trademark

judge will participate in the conference either upon request of any party made no later than ten (10) days prior to the conference deadline, or when the Board deems it useful to have Board involvement. *See* Trademark Rule 2.120(a)(2)(i). A request for Board participation must be made either through ESTTA, or by telephone call to the assigned interlocutory attorney named on the TTABVUE record for this proceeding. A party requesting Board participation should first determine possible dates and times when all parties are available. A conference with a Board attorney's participation will be by telephone in accordance with the Board's instructions.

For efficiency, the parties may stipulate to various procedural and substantive disclosure, discovery and trial matters (*e.g.*, modification of deadlines and obligations) upon written stipulation and approval by the Board. Trademark Rule 2.120(a)(2)(iv) provides a non-exhaustive list of matters to which parties may stipulate. The best practice is to reduce all stipulations to writing. If email service is not practical, such as for voluminous document production in discovery, the parties should discuss in the conference how production will be made. The parties, and their attorneys or representatives, have **a duty to cooperate** in the discovery process. TBMP § 408.01.

PROTECTIVE ORDER FOR CONFIDENTIAL INFORMATION

The Board's Standard Protective Order is automatically imposed in all *inter partes* proceedings, and is available at: <https://www.uspto.gov/trademarks-application-process/appealing-trademark-decisions/standard-documents-and-guidelines-0>. During their conference, the parties should discuss whether they will use an alternative or modified protective order, subject to approval by the Board. *See* Trademark Rule 2.116(g) and TBMP § 412. The standard order does not automatically protect confidential information; its provisions for designating confidential information must be utilized as needed by the parties. Trademark Rule 2.126(c) sets forth the procedure for filing confidential submissions.

ACCELERATED CASE RESOLUTION (ACR)

During their conference, the parties are to discuss whether they wish to seek mediation or arbitration, and whether they can stipulate to the Board's Accelerated Case Resolution (ACR) process for a more efficient and cost-effective means of obtaining the Board's determination of the proceeding. For details, and examples of ACR proceedings, *see* TBMP § 528, and the Board's webpage: <http://www.uspto.gov/ttab>.

INITIAL DISCLOSURES AND DISCOVERY

Regarding the deadline for and contents of initial disclosures, *see* Trademark Rules 2.120(a)(1) and (2)(i), and TBMP § 401.02. Regarding deadlines for serving and responding to discovery, *see* Trademark Rule 2.120(a)(3) and TBMP § 403.03. Certain provisions of Fed. R. Civ. P. 26 are applicable in modified form. Note that written discovery (interrogatories, requests for production, requests for admission) must be served **early** enough so that responses will be due **no later than** the close of discovery. Regarding the scope and limits of discovery, *see* TBMP 414; discoverable items may include documents, tangible things, and electronically stored information (ESI).

MOTIONS

Certain provisions of Fed. R. Civ. P. 11 apply to all submissions in Board proceedings. *See* TBMP § 527.02. Regarding available motions, *see* TBMP Chapter 500. Regarding applicable deadlines to respond to motions, depending on the motion filed, *see* Trademark Rules 2.127(a) and (e)(1). When a party timely files a potentially dispositive motion the proceeding is suspended with respect to all matters not germane to the motion. *See* Trademark Rule 2.127(d). In addressing motions or other filings, if it appears to the Board that a telephone conference would be beneficial, or upon request of one or both parties, the Board may schedule a conference. *See* Trademark Rule 2.120(j)(1) and TBMP § 502.06(a).

PRETRIAL DISCLOSURES, TRIAL AND BRIEFING

Regarding the procedures and deadlines for pretrial disclosures and trial, and specifically the noticing, taking, serving and submitting of evidence and testimony, *see* Trademark Rules 2.120(k), 2.121, 2.122, 2.123 and 2.125, as well as TBMP Chapter 700. The parties should review these authorities. For example: witness testimony may be submitted in the form of affidavit or declaration subject to the right to oral cross examination; transcripts of testimony depositions, with exhibits, must be served on each adverse party within thirty (30) days after completion of taking the testimony; certified transcripts and exhibits must be filed, with notice of such filing served on each adverse party; and all notices of reliance must be submitted during the submitting party's assigned testimony period and must indicate generally the relevance the evidence and associate it with one or more issues.

Main briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing is not required, but will be scheduled upon separate notice timely filed pursuant to Trademark Rule 2.129(a). Regarding briefs and oral hearings, *see* TBMP §§ 801-802.

TIPS FOR FILING EVIDENCE, TESTIMONY, OR LARGE DOCUMENTS

The Board requires each submission to meet the following criteria before it will be considered: 1) pages must be legible and easily read on a computer screen; 2) page orientation should be determined by its ease of viewing relevant text or evidence,

for example, there should be no sideways or upside-down pages; 3) pages must appear in their proper order; 4) depositions and exhibits must be clearly labeled and numbered – use separator pages between exhibits and clearly label each exhibit using sequential letters or numbers - and 5) the entire submission should be text-searchable. Additionally, submissions must be compliant with Trademark Rules 2.119 and 2.126. Submissions failing to meet all of the criteria above may require re-filing. **Note:** Parties are strongly encouraged to check the entire document before filing.¹ The Board will not extend or reset proceeding schedule dates or other deadlines to allow time to re-file documents. For more tips and helpful filing information, please visit the [ESTTA help](#) webpage.

LEGAL RESOURCES AVAILABLE AT WEB PAGE

For a general description of Board proceedings, *see* TBMP §102.03. Proceedings are governed by the Trademark Rules of Practice in Parts 2 and 7 of Title 37 of the Code of Federal Regulations. These rules, the Manual of Procedure (TBMP), information on Accelerated Case Resolution (ACR) and Alternative Dispute Resolution (ADR), and many Frequently Asked Questions, are available on the Board's web page, at:

<http://www.uspto.gov/ttab>. The parties should check the web page for important changes, announcements, etc., many of which apply to proceedings already in progress.

PARTIES NOT REPRESENTED BY COUNSEL

This proceeding is similar to a civil action in a federal district court and can be complex. The Board **strongly** advises all parties to secure the services of an attorney who is familiar with trademark law and Board procedure. The Board cannot aid in the selection of an attorney. *See* TBMP § 114.02. The Board requires strict compliance with all applicable authorities whether or not the party is represented by counsel.

¹ To facilitate accuracy, ESTTA provides thumbnails to view each page before submitting.

PARTIES WITHOUT A U.S. DOMICILE MUST SECURE U.S. COUNSEL

Effective August 3, 2019, the USPTO amended its rules to require applicants, registrants or parties to a proceeding whose domicile is not located within the U.S. or its territories to be represented by an attorney who is an active member in good standing of the bar of the highest court of a state in the U.S., including the District of Columbia or any Commonwealth or territory. Attorney information requires applicant's appointed attorney to provide email and bar information as follows: Year of admission, State or territory of admission and, bar number if one is issued. 84 FR 31498 (Requirement of U.S. Licensed Attorney for Foreign Trademark Applicants and Registrants, July 2, 2019). Until ESTTA forms are available which will mask the bar information, an attorney may file the required information through ESTTA and select "confidential." A filing under "confidential" is not made available for public viewing.

NOTIFY BOARD OF ALL PENDING ACTIONS

If the parties are, or during the pendency of this proceeding become, parties in another Board proceeding or a civil action involving the same or related marks, or involving any issues of law or fact which are also in this proceeding, they shall notify the Board immediately. *See* Trademark Rule 2.106(b)(3)(i). The Board will consolidate and/or suspend related Board proceedings, as appropriate. *See* Trademark Rule 2.117(c); TBMP §§ 510 and 511.

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA1064016**

Filing date: **06/24/2020**

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

Proceeding	91255844
Party	Defendant The Last Coat LLC
Correspondence Address	AMY ROLLINS BRANNON SOWERS & CRACRAFT PC 47 SOUTH MERIDIAN STREET, SUITE 400 INDIANAPOLIS, IN 46204 UNITED STATES arollins@bscattorneys.com no phone number provided
Submission	Answer
Filer's Name	Amy Rollins
Filer's email	arollins@bscattorneys.com
Signature	/Amy Rollins/
Date	06/24/2020
Attachments	Answer to Opposition.pdf(109928 bytes)

JSL 002683

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

JULIUS SÄMANN LTD.,)	
Opposer,)	
	)	Opposition No. 91255844
v.	)	Serial No. 88255495
)	
THE LAST COAT LLC,)	
Applicant.)	

APPLICANT’S ANSWER

Applicant, The Last Coat LLC (“Applicant”), through its undersigned counsel, hereby answers the Notice of Opposition of Julius Sämann Ltd. (“Opposer”). Applicant answers the allegations of Opposer’s grounds of opposition as follows:

1. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 1, and therefore denies the allegations.
2. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 2, and therefore denies the allegations.
3. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 3, and therefore denies the allegations.
4. Applicant admits that Exhibit 1 appears to be printouts from the USPTO’s Trademark Status & Document Retrieval records for Opposer’s purported trademark registrations.
5. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 5, and therefore denies the allegations.
6. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 6, and therefore denies the allegations.
7. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 7, and therefore denies the allegations.

8. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 8, and therefore denies the allegations.

9. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 9, and therefore denies the allegations.

10. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 10, and therefore denies the allegations.

11. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 11, and therefore denies the allegations.

12. Applicant lacks information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 12, and therefore denies the allegations.

13. Applicant admits the allegations in paragraph 13.

14. Applicant admits the allegations in paragraph 14.

15. Applicant denies the allegations in paragraph 15.

16. Applicant admits the allegations in paragraph 16.

17. Applicant denies the allegations in paragraph 17.

18. Applicant denies the allegations in paragraph 18.

19. Applicant denies the allegations in paragraph 19.

20. Applicant denies the allegations in paragraph 20.

21. Applicant denies the allegations in paragraph 21.

WHEREFORE, having fully answered Opposer's grounds of opposition, Applicant prays that the Opposition be dismissed, with prejudice, and for such other and further relief as the Trademark Trial and Appeal Board may deem just and proper.

Dated this 24th day of June, 2020.

Respectfully submitted,

/Amy A. Rollins/

Amy A. Rollins
BRANNON SOWERS & CRACRAFT PC
1 North Pennsylvania Street, Suite 800
Indianapolis, IN 46204
Phone: (317) 630-2812
Fax: (317) 630-2813
Email: arollins@bscattorneys.com

Counsel for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Applicant's Answer has been served on counsel for Julius Sämann Ltd., by mailing said copy on June 24, 2020, via First Class Mail, postage prepaid, to:

Eric J. Shimanoff
Jonathan Z. King
COWAN, LIEBOWITZ & LATMAN, P.C.
114 West 47th Street
New York, NY 10036

/Amy A. Rollins/

ESTTA Tracking number: **ESTTA1081635**

Filing date: **09/14/2020**

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

Proceeding No.	91255844
Filing Party	Plaintiff Julius SÄmann Ltd.
Other Party	Defendant The Last Coat LLC
Pending Motion	There is no motion currently pending and no other motion is being filed concurrent with this consent motion.

Consent Motion for Suspension for Settlement

The parties are actively engaged in negotiations for the settlement of this matter. Julius SÄmann Ltd. requests that this proceeding be suspended for 30 days to allow the parties to continue their settlement efforts.

Proceedings to resume on **10/15/2020**.

Time to Answer	06/24/2020 (CLOSED)
Deadline for Discovery Conference	07/24/2020 (CLOSED)
Discovery Opens	07/24/2020 (CLOSED)
Initial Disclosures Due	08/23/2020 (CLOSED)
Expert Disclosures Due	01/21/2021
Discovery Closes	02/20/2021
Plaintiff's Pretrial Disclosures Due	04/06/2021
Plaintiff's 30-day Trial Period Ends	05/21/2021
Defendant's Pretrial Disclosures Due	06/05/2021
Defendant's 30-day Trial Period Ends	07/20/2021
Plaintiff's Rebuttal Disclosures Due	08/04/2021
Plaintiff's 15-day Rebuttal Period Ends	09/03/2021
Plaintiff's Opening Brief Due	11/02/2021
Defendant's Brief Due	12/02/2021
Plaintiff's Reply Brief Due	12/17/2021
Request for Oral Hearing (optional) Due	12/27/2021

Julius SÄmann Ltd. has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

Certificate of Service

The undersigned hereby certifies that a copy of this filing has been served upon all parties, at their address of record by Email on this date.

Respectfully submitted,

/Eric J. Shimanoff/

Eric J. Shimanoff

ejs@ccll.com, jzk@ccll.com, trademark@ccll.com, fxm@ccll.com

09/14/2020

JSL 002687

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

September 14, 2020

Proceeding No. 91255844

Julius Sämann Ltd.

v.

The Last Coat LLC

MOTION TO SUSPEND GRANTED

By the Trademark Trial and Appeal Board:

Julius Sämann Ltd.'s motion, filed **September 14, 2020**, to suspend this proceeding for **30** days is granted.

Accordingly, proceedings are suspended, subject to the right of either party to request resumption at any time.¹ Trademark Rule 2.117(c).

In the event that there is no word from either party, proceedings shall resume on **October 15, 2020** without further notice or order from the Board, upon the schedule set forth in the motion.

¹ The parties should note that if proceedings are suspended for a lengthy period of time pursuant to the filing of several motions to suspend for settlement, the Board retains discretion to condition the approval of any future consented or stipulated motion to suspend on a party or the parties providing necessary information about the status of settlement talks, discovery activities, or trial activities, as may be appropriate. See Trademark Rule 2.117(c).

During the suspension period, the parties shall notify the Board of any change of address or email address for either the parties or their counsel. *See* Trademark Rule 2.18(b)(1). In addition, the parties are to promptly inform the Board of any other related cases, even if they become aware of such cases during the suspension period. Upon resumption, if appropriate, the Board may consolidate related Board cases.

Generally, the Federal Rules of Evidence apply to Board trials. Trial testimony is taken and introduced out of the presence of the Board during the assigned testimony periods. The parties may stipulate to a wide variety of matters, and many requirements relevant to the trial phase of Board proceedings are set forth in Trademark Rules 2.121 through 2.125. These include pretrial disclosures, the manner and timing of taking testimony, matters in evidence, and the procedures for submitting and serving testimony and other evidence, including affidavits, declarations, deposition transcripts, and stipulated evidence. Trial briefs shall be submitted in accordance with Trademark Rules 2.128(a) and (b). Oral argument at final hearing will be scheduled only upon the timely submission of a separate notice as allowed by Trademark Rule 2.129(a).

TIPS FOR FILING EVIDENCE, TESTIMONY, OR LARGE DOCUMENTS

The Board requires each submission to meet the following criteria before it will be considered: 1) pages must be legible and easily read on a computer screen; 2) page orientation should be determined by its ease of viewing relevant text or evidence, for example, there should be no sideways or upside-down pages; 3) pages must appear in their proper order; 4) depositions and exhibits must be clearly

labeled and numbered – use separator pages between exhibits and clearly label each exhibit using sequential letters or numbers; and 5) the entire submission should be text-searchable. Additionally, submissions must be compliant with Trademark Rules 2.119 and 2.126. Submissions failing to meet all of the criteria above may require re-filing. **Note:** Parties are strongly encouraged to check the entire document before filing.² The Board will not extend or reset proceeding schedule dates or other deadlines to allow time to re-file documents. For more tips and helpful filing information, please visit the [ESTTA help](#) webpage.

² To facilitate accuracy, ESTTA provides thumbnails to view each page before submitting.

Proceeding No. 91255844

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA1092284**

Filing date: **10/30/2020**

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

Proceeding	91255844
Party	Defendant The Last Coat LLC
Correspondence Address	AMY ROLLINS BRANNON SOWERS & CRACRAFT PC 47 SOUTH MERIDIAN STREET, SUITE 400 INDIANAPOLIS, IN 46204 UNITED STATES Primary Email: arollins@bscattorneys.com 317-630-2812
Submission	Withdrawal Of Application
Filer's Name	Amy Rollins
Filer's email	arollins@bscattorneys.com
Signature	/Amy Rollins/
Date	10/30/2020
Attachments	Withdrawal of Application.pdf(91611 bytes)

JSL 002692

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

JULIUS SÄMANN LTD.,)	
Opposer,)	
	)	Opposition No. 91255844
v.	)	Serial No. 88255495
)	
THE LAST COAT LLC,)	
Applicant.)	

APPLICANT’S WITHDRAWAL OF APPLICATION

Applicant, The Last Coat LLC (“Applicant”), through its undersigned counsel, hereby withdraws its application and requests that its pending Application No. 88255495 for BLACK ICE be expressly abandoned.

Dated this 30th day of October, 2020.

Respectfully submitted,

/Amy A. Rollins/
Amy A. Rollins
BRANNON SOWERS & CRACRAFT PC
1 North Pennsylvania Street, Suite 800
Indianapolis, IN 46204
Phone: (317) 630-2812
Fax: (317) 630-2813
Email: arollins@bscattorneys.com

Counsel for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been served on counsel for Julius Sämann Ltd., by electronic mail this 30th day of October, 2020.

/Amy A. Rollins/

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

RA

November 3, 2020

Opposition No. 91255844

Julius Sämann Ltd.

v.

The Last Coat LLC

By the Trademark Trial and Appeal Board:

On October 30, 2020, Applicant filed an abandonment of its application Serial No. 88255495.

Trademark Rule 2.135 provides that if, in an *inter partes* proceeding, the Applicant files an abandonment without the written consent of every adverse party to the proceeding, judgment shall be entered against Applicant.

In view thereof, and because Opposer's written consent to the abandonment is not of record, judgment is entered against Applicant, the opposition is sustained and registration to Applicant is refused.

Cancellation

Number: 92054296
 Status: Terminated
 General Contact Number: 571-272-1000
 Interlocutory Attorney: ANDREW J. SULLIVAN
 Paralegal Name: VERONICA E. WHITE

Filing Date: 07/29/2011
 Status Date: 05/15/2012

Defendant

Name: MOBILE PRODUCTIONS, INC.
 Correspondence: DANIEL S. BROWN
 57 STAGE COACH ROAD
 FORT WORTH, TX 76104
 UNITED STATES
 daniel@brownmatters.com
 Phone: 817-431-1799

Serial #: 7729370 Application File: Assessment: Registration #: 3107700
 Application Status: CANCELLED - SECTION 18
 Mark: BLUE ICE

Plaintiff

Name: JSL & SONS, LTD.
 Correspondence: SCHWARTZ & SONS
 1940 DUNE STREET
 ALEXANDRIA, VA 22314
 UNITED STATES
 schwartz@schwartz.com, schwartz@son.com, schwartz@son.com, schwartz@son.com, schwartz@son.com
 Phone: 703-413-0000

Serial #: 78706702 Application File: Assessment: Registration #: 3120838
 Application Status: REGISTERED AND RENEWED
 Mark: BLACK ICE

Serial #: 78706701 Application File: Assessment: Registration #: 3120839
 Application Status: REGISTERED AND RENEWED
 Mark: BLACK ICE

Prosecution History

#	Date	History Text	Due Date
9	03/15/2012	TERMINATED	
8	03/15/2012	COMPTON ORDER CANCELLING REGISTRATION	
7	06/01/2012	BOARD'S DECISION GRANTED	
6	01/08/2012	VOLUNTARY SURRENDER OF REGISTRATION	
5	11/07/2011	US INITIAL DISCLOSURES	
4	09/09/2011	ANSWER	
3	07/09/2011	PENDING, INACTIVE	
2	07/09/2011	NOTICE AND TRANSFER SENT AND ANSWER FILED AND DEC	09/08/2012
1	07/29/2011	FILED AND DEC	

Results as of 08/08/2014 04:21 PM

Search:

ESTTA Tracking number: **ESTTA422456**Filing date: **07/29/2011**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	JULIUS SÄ#MANN LTD.		
Entity	Corporation	Citizenship	BERMUDA
Address	Victoria Place 31 Victoria Street Hamilton, HM 10 BERMUDA		

Attorney information	Roberta S. Bren Oblon, Spivak, McClelland, Maier & Neustadt, L.L.P. 1940 Duke Street Alexandria, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com, ndyson@oblon.com, clisenby@oblon.com Phone:703-413-3000
----------------------	--

Registration Subject to Cancellation

Registration No	3463795	Registration date	07/08/2008
Registrant	Mobley Products, Inc. 6418 Wuliger Way North Richland Hills, TX 76180 UNITED STATES		


Goods/Services Subject to CancellationClass 005. First Use: 2007/09/30 First Use In Commerce: 2007/09/30
All goods and services in the class are cancelled, namely: Air fresheners**Grounds for Cancellation**

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

Marks Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	3126834	Application Date	09/02/2005
Registration Date	08/08/2006	Foreign Priority Date	NONE
Word Mark	BLACK ICE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16		

	Air fresheners
--	----------------

U.S. Registration No.	3126834	Application Date	09/02/2005
Registration Date	08/08/2006	Foreign Priority Date	NONE
Word Mark	BLACK ICE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fresheners		

Attachments	Petition for Cancellation.pdf (10 pages)(247328 bytes) 78706367#TMSN.jpeg (1 page)(bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/roberta s. bren/cli/
Name	Roberta S. Bren
Date	07/29/2011

JULIUS SÄMANN LTD.,)	
)	
Petitioner,)	
)	
v.)	Cancellation No. _____
)	Registration No. 3,463,795
MOBLEY PRODUCTS, INC.,)	Mark: BLUE ICE
)	
Respondent.)	
)	

JULIUS SÄMANN LTD. (“Petitioner”) is a corporation organized and existing under the laws of Bermuda at Victoria Place, 31 Victoria Street, Hamilton HM 10, Bermuda. Petitioner believes that it is or will be damaged by Registration No. 3,463,795 for the mark BLUE ICE, and hereby petitions to cancel the same.

1. Upon information and belief, Mobley Products, Inc. (“Respondent”) is the record owner of Registration No. 3,463,795 for the mark BLUE ICE (hereinafter “Respondent’s Mark”) for “air fresheners,” in International Class 5 (hereinafter “Respondent’s Goods”).

2. Upon information and belief, Respondent filed its application to register on July 20, 2007, claiming a date of first use and a date of first use in commerce of September 30, 2007.

3. Since a date prior to Respondent's filing date, Petitioner has been, and is now, using the mark BLACK ICE on and in connection with air fresheners.

4. Since a date prior to Respondent's claimed date of first use, Petitioner has been, and is now using the mark BLACK ICE on and in connection with air fresheners.

5. Petitioner owns Registration No. 3,126,834, which issued on August 8, 2006, for the mark BLACK ICE for "Air fresheners." Said registration is valid and subsisting. Printouts from the USPTO's TARR and Assignment records of Petitioner's pleaded Registration are attached as Exhibit 1, and are provided pursuant to Trademark Rule 2.122(d)(1).

6. Since a date prior to Respondent's filing date, Petitioner has been, and is now, using the mark ICE BLUE on and in connection with air fresheners.

7. Since a date prior to Respondent's claimed date of first use, Petitioner has been, and is now, using the mark ICE BLUE on and in connection with air fresheners.

8. Petitioner will rely on all of its registered and common law rights in its mark BLACK ICE and all of its common law rights in its mark ICE BLUE (hereinafter "Petitioner's Marks")

9. Petitioner through its predecessors and licensees has used Petitioner's Marks to identify its air fresheners (hereinafter "Petitioner's Goods"), in interstate commerce in the United States, for many years.

10. Petitioner, through its licensee, Car-Freshner Corporation, continues to use Petitioner's Marks to identify Petitioner's Goods in interstate commerce in the United States.

11. Upon information and belief, Respondent did not use Respondent's Mark in commerce on or in connection with Respondent's Goods prior to Petitioner's first use of Petitioner's Marks for Petitioner's Goods.

12. Respondent's Mark BLUE ICE is confusingly similar to Petitioner's BLACK ICE mark.

13. Respondent's Mark BLUE ICE is confusingly similar to Petitioner's ICE BLUE mark.

14. Both Petitioner's and Respondent's Goods are air fresheners.

15. Upon information and belief, Respondent's Goods under Respondent's Mark are intended to be distributed through the same or overlapping channels of trade and to the same classes of purchasers as Petitioner's Goods under Petitioner's Marks.

16. Respondent's use and registration of Respondent's Mark will enable Respondent to trade upon and utilize the goodwill established by Petitioner in Petitioner's Marks.

17. Respondent's BLUE ICE mark for air fresheners so resembles Petitioner's BLACK ICE and ICE BLUE marks, as to be likely to cause confusion or mistake or to deceive purchasers resulting in damage and detriment to Petitioner and its reputation, all in violation of Section 2(d) of the Trademark Act, 15 USC §1052(d).

18. Petitioner avers that it is being damaged by the continued registration of Respondent's Registration No. 3,463,795 in that the mark is confusingly similar to each of Petitioner's Marks, and will be used in connection with air fresheners.

WHEREFORE, JULIUS SÄMANN LTD. prays that this Petition for Cancellation be granted and that Registration No. 3,463,795 be cancelled.

Petitioner has appointed ROBERTA S. BREN, and the following attorneys of the law firm of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., as its attorneys with full powers of substitution and revocation, to file and prosecute this Petition for Cancellation.

Norman F. Oblon
Marvin J. Spivak
Gregory J. Maier
Arthur I. Neustadt
David J. Kera
Jeffrey H. Kaufman
Roberta S. Bren
Jonathan Hudis

Jordan S. Weinstein
Kathleen Cooney-Porter*
Beth A. Chapman*
Christopher I. Donahue
Kyoko Imai
David H. Aleskow*
Richard D. Kelly
James D. Hamilton

Eckh rd H. Kuesters
Robert T. Pous
Charles L. Gholz
Jean-Paul Lavalleye
Stephen G. Baxter
Richard L. Treanor
Steven P. Weihrouch
Richard L. Chinn

Members of the Bar of Virginia (except as indicated)

*Member of the Bar other than Virginia


Please address all correspondence to **Roberta S. Bren** at OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., 1940 Duke Street, Alexandria, VA 22314.

We submit the required filing fee online for this Petition for Cancellation. The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-2014.

Respectfully submitted,

JULIUS S MANN LTD.

By:


Roberta S. Bren
Beth A. Chapman
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, L.L.P.
1940 Duke Street
Alexandria, VA 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmdocket@oblon.com
Attorneys for Petitioner

Dated: July 29, 2011

RSB/BAC/cli {5662962_1.DOC}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **PETITION FOR CANCELLATION** was served on both Respondent and on counsel for Respondent, as identified by the records of the U.S. Patent and Trademark Office, this 29th day of July, 2011, by sending same via First Class mail, postage prepaid, to:

Mobley Products, Inc.
6418 Wuliger Way
North Richland Hills, TX 76180

and

Daniel R. Brown, Esquire
Dan Brown Law Office
57 Stagecoach Road
57 Stage Coach Road
Fort Worth, TX 76244



EXHIBIT 1

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-07-29 09:19:42 ET

Serial Number: 78706367 Assignment Information Trademark Document Retrieval

Registration Number: 3126834

Mark

BLACK ICE

(words only): BLACK ICE

Standard Character claim: Yes

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

Date of Status: 2006-08-08

Filing Date: 2005-09-02

Transformed into a National Application: No

Registration Date: 2006-08-08

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-08-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Julius Sämann Ltd.

Address:

Julius Sämann Ltd.

Chancery Hall, 52 Reid Street

Hamilton HM12

Bermuda

Legal Entity Type: Corporation

State or Country of Incorporation: Bermuda

GOODS AND/OR SERVICES

International Class: 005

Class Status: Active

Air fresheners

Basis: 1(a)

First Use Date: 2004-07-16

First Use in Commerce Date: 2004-07-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2011-07-20 - Notice Of Suit

2011-07-18 - Notice Of Suit

2006-08-08 - Registered - Principal Register

2006-05-16 - Published for opposition

2006-04-26 - Notice of publication

2006-03-29 - Law Office Publication Review Completed

2006-03-24 - Assigned To LIE

2006-03-18 - Approved for Pub - Principal Register (Initial exam)

2006-03-17 - Assigned To Examiner

2005-10-24 - Amendment From Applicant Entered

2005-10-05 - Communication received from applicant

2005-10-05 - PAPER RECEIVED

2005-09-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Roberta S. Bren

Correspondent

ROBERTA S. BREN
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUST
1940 DUKE ST
ALEXANDRIA, VA 22314-3451
Phone Number: 703-413-3000
Fax Number: 703-413-2220

Domestic Representative

Roberta S. Bren
Phone Number: 703-413-3000
Fax Number: 703-413-2220



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Assignments on the Web > Trademark Query

No assignment has been recorded at the USPTO

For Serial Number: 78706367

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350, v.2.1
Web interface last modified: Apr 30, 2009 v.2.1

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UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: July 30, 2011

Cancellation No. 92054298
Registration No. 3463795

MOBLEY PRODUCTS INC
6418 WULIGER WAY
NORTH RICHLAND HILLS, TX 76180 UNITED STATES

JULIUS SÄMANN LTD.

v.

MOBLEY PRODUCTS, INC.

ROBERTA S BREN
OBLON SPIVAK McCLELLAND MAIER & NEUSTADT
1940 DUKE STREET
ALEXANDRIA, VA 22314 UNITED STATES

Millicent Canady, Paralegal Specialist:

A petition to cancel the above-identified registration has been filed.

A service copy of the petition for cancellation was forwarded to registrant (defendant) by the petitioner (plaintiff). An electronic version of the petition for cancellation is viewable in the electronic file for this proceeding via the Board's TTABVUE system:

<http://ttabvue.uspto.gov/ttabvue/>.

Proceedings will be conducted in accordance with the Trademark Rules of Practice, set forth in Title 37, part 2, of the Code of Federal Regulations ("Trademark Rules"). These rules may be viewed at the USPTO's trademarks page: <http://www.uspto.gov/trademarks/index.jsp>. The Board's main webpage (<http://www.uspto.gov/trademarks/process/appeal/index.jsp>) includes information on amendments to the Trademark Rules applicable to Board proceedings, on Alternative Dispute Resolution (ADR), Frequently Asked Questions about Board proceedings, and a web link to the Board's manual of procedure (the TBMP).

Plaintiff must notify the Board when service has been ineffective, within 10 days of the date of receipt of a returned service copy or the date on which plaintiff learns that service has been ineffective.

Plaintiff has no subsequent duty to investigate the defendant's whereabouts, but if plaintiff by its own voluntary investigation or through any other means discovers a newer correspondence address for the defendant, then such address must be provided to the Board. Likewise,

JSL 002708

if by voluntary investigation or other means the plaintiff discovers information indicating that a different party may have an interest in defending the case, such information must be provided to the Board. The Board will then effect service, by publication in the Official Gazette if necessary. See Trademark Rule 2.118. In circumstances involving ineffective service or return of defendant's copy of the Board's institution order, the Board may issue an order noting the proper defendant and address to be used for serving that party.

Defendant's ANSWER IS DUE FORTY DAYS after the mailing date of this order. (See Patent and Trademark Rule 1.7 for expiration of this or any deadline falling on a Saturday, Sunday or federal holiday.) **Other deadlines the parties must docket or calendar are either set forth below (if you are reading a mailed paper copy of this order) or are included in the electronic copy of this institution order viewable in the Board's TTABVue system at the following web address: <http://ttabvue.uspto.gov/ttabvue/>.**

Defendant's answer and any other filing made by any party must include proof of service. See Trademark Rule 2.119. **If they agree to, the parties may utilize electronic means, e.g., e-mail or fax, during the proceeding for forwarding of service copies.** See Trademark Rule 2.119(b) (6).

The parties also are referred in particular to Trademark Rule 2.126, which pertains to the form of submissions. **Paper submissions, including but not limited to exhibits and transcripts of depositions, not filed in accordance with Trademark Rule 2.126 may not be given consideration or entered into the case file.**

Time to Answer	9/8/2011
Deadline for Discovery Conference	10/8/2011
Discovery Opens	10/8/2011
Initial Disclosures Due	11/7/2011
Expert Disclosures Due	3/6/2012
Discovery Closes	4/5/2012
Plaintiff's Pretrial Disclosures	5/20/2012
Plaintiff's 30-day Trial Period Ends	7/4/2012
Defendant's Pretrial Disclosures	7/19/2012
Defendant's 30-day Trial Period Ends	9/2/2012
Plaintiff's Rebuttal Disclosures	9/17/2012
Plaintiff's 15-day Rebuttal Period Ends	10/17/2012

As noted in the schedule of dates for this case, the parties are required to have a conference to discuss: (1) the nature of and basis for their respective claims and defenses, (2) the possibility of settling the case or at least narrowing the scope of claims or defenses, and (3) arrangements relating to disclosures, discovery and introduction of evidence at trial, should the parties not agree to settle the case. See Trademark Rule 2.120(a) (2). Discussion of the first two of these three subjects should include a discussion of whether the parties wish to seek mediation, arbitration or some other means for resolving their dispute. Discussion of the third subject should include a discussion of

whether the Board's Accelerated Case Resolution (ACR) process may be a more efficient and economical means of trying the involved claims and defenses. Information on the ACR process is available at the Board's main webpage. Finally, if the parties choose to proceed with the disclosure, discovery and trial procedures that govern this case and which are set out in the Trademark Rules and Federal Rules of Civil Procedure, then they must discuss whether to alter or amend any such procedures, and whether to alter or amend the Standard Protective Order (further discussed below). Discussion of alterations or amendments of otherwise prescribed procedures can include discussion of limitations on disclosures or discovery, willingness to enter into stipulations of fact, and willingness to enter into stipulations regarding more efficient options for introducing at trial information or material obtained through disclosures or discovery.

The parties are required to conference in person, by telephone, or by any other means on which they may agree. A Board interlocutory attorney or administrative trademark judge will participate in the conference, upon request of any party, provided that such participation is requested no later than ten (10) days prior to the deadline for the conference. See Trademark Rule 2.120(a)(2). The request for Board participation must be made through the Electronic System for Trademark Trials and Appeals (ESTTA) or by telephone call to the interlocutory attorney assigned to the case, whose name can be found by referencing the TTABVue record for this case at <http://ttabvue.uspto.gov/ttabvue/>. The parties should contact the assigned interlocutory attorney or file a request for Board participation through ESTTA only after the parties have agreed on possible dates and times for their conference. Subsequent participation of a Board attorney or judge in the conference will be by telephone and the parties shall place the call at the agreed date and time, in the absence of other arrangements made with the assigned interlocutory attorney.

The Board's Standard Protective Order is applicable to this case, but the parties may agree to supplement that standard order or substitute a protective agreement of their choosing, subject to approval by the Board. The standard order is available for viewing at: <http://www.uspto.gov/trademarks/process/appeal/guidelines/stndagmnt.jsp>. Any party without access to the web may request a hard copy of the standard order from the Board. The standard order does not automatically protect a party's confidential information and its provisions must be utilized as needed by the parties. See Trademark Rule 2.116(g).

Information about the discovery phase of the Board proceeding is available in chapter 400 of the TBMP. By virtue of amendments to the Trademark Rules effective November 1, 2007, the initial disclosures and expert disclosures scheduled during the discovery phase are required only in cases commenced on or after that date. The TBMP has not yet been amended to include information on these disclosures and the parties are referred to the August 1, 2007 Notice of Final Rulemaking (72 Fed. Reg. 42242) posted on the Board's webpage. The deadlines for pretrial disclosures included in the trial phase of the schedule for this case also resulted from the referenced amendments to the Trademark Rules, and also are discussed in the Notice of Final Rulemaking.

The parties must note that the Board allows them to utilize telephone conferences to discuss or resolve a wide range of interlocutory matters that may arise during this case. In addition, the assigned interlocutory attorney has discretion to require the parties to

participate in a telephone conference to resolve matters of concern to the Board. See TBMP § 502.06(a) (2d ed. rev. 2004).

The TBMP includes information on the introduction of evidence during the trial phase of the case, including by notice of reliance and by taking of testimony from witnesses. See TBMP §§ 703 and 704. Any notice of reliance must be filed during the filing party's assigned testimony period, with a copy served on all other parties. Any testimony of a witness must be both noticed and taken during the party's testimony period. A party that has taken testimony must serve on any adverse party a copy of the transcript of such testimony, together with copies of any exhibits introduced during the testimony, within thirty (30) days after the completion of the testimony deposition. See Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing after briefing is not required but will be scheduled upon request of any party, as provided by Trademark Rule 2.129.

If the parties to this proceeding are (or during the pendency of this proceeding become) parties in another Board proceeding or a civil action involving related marks or other issues of law or fact which overlap with this case, they shall notify the Board immediately, so that the Board can consider whether consolidation or suspension of proceedings is appropriate.

ESTTA NOTE: For faster handling of all papers the parties need to file with the Board, the Board strongly encourages use of electronic filing through the Electronic System for Trademark Trials and Appeals (ESTTA). Various electronic filing forms, some of which may be used as is, and others which may require attachments, are available at <http://estta.uspto.gov>.

Cancellation No.: 92-054,298
Registration No.: 3,463,795
Answer mailed 09/06/2011

TTAB

TTAB

Docket: MOB-029

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

JULIUS SAMANN LTD.,

Petitioner

v.

MOBLEY PRODUCTS, INC.,

Respondent

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Cancellation No.: 92-054,298

Registration No.: 3,463,795

Mark: BLUE ICE

#77235102

RESPONDENT'S ANSWER

Respondent Mobley Products, Inc., hereby Answers the Petition for Cancellation filed in this matter, as follows:

1. Respondent admits that it is the owner of Registration No. 3,463,795 for the mark BLUE ICE (the "Respondent's Mark") for "air fresheners" in International Class 005.

2. Respondent admits that it filed an application to register on July 20, 2007, claiming a date of first use and a date of first use in commerce by at least September 30, 2007.

3. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 3.

09-09-2011

U.S. Patent & Trademark Office Report ID: 473

4. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 4.

5. Respondent admits that the USPTO records indicate that the Petitioner is the owner of record of Registration No. 3,126,834, which issued on August 6, 2006, for the mark BLACK ICE for "Air Fresheners", however, Respondent lacks sufficient information to either admit or deny any of the other allegations of paragraph 5.

6. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 6.

7. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 7.

8. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 8.

9. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 9.

10. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 10.

11. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 11.

12. The allegations of paragraph 12 of the Petition are denied.

13. The allegations of paragraph 13 of the Petition are denied.

14. Respondent lacks sufficient information to either admit or deny the allegations of paragraph 14.

16. The allegations of paragraph 16 of the Petition are denied.

17. The allegations of paragraph 17 of the Petition are denied.

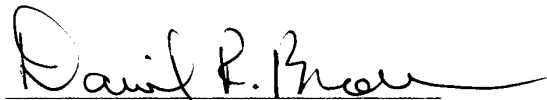
18. The allegations of paragraph 18 of the Petition are denied.

19. Affirmative Defense:

A. Petitioner's claims are barred by laches in that the Respondent's BLUE ICE mark has been registered for many years and has been in use in commerce for many years, yet Petition has failed to assert any rights or claims during that time.

B. Petitioner's claims are barred because the common law rights it asserts with respect to the ICE BLUE mark are non-existent in that, on information and belief, Petitioner does not actually use that mark in commerce.

Respectfully submitted,



Daniel R. Brown
57 Stage Coach Road
Fort Worth, TX 76244
Telephone: 817-431-1799
Facsimile: 817-431-1798
Attorney for the Respondent

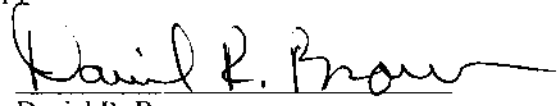
Cancellation No.: 92-054,298
Registration No.: 3,463,795
Answer mailed 09/06/2011

TTAB
Docket:MOB-029

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing RESPONDENT'S
ANSWER has been served on Attorney for the Petitioner by mailing said copy on
September 6, 2011, via First Class Mail, postage prepaid to:

Roberta S. Bren, Esquire
Oblon, Spivak, et al.
1940 Duke Street
Alexandria, VA 22314


Daniel R. Brown

Cancellation No.: 92-054,298
Registration No.: 3,463,795
Answer mailed 09/06/2011

TTAB

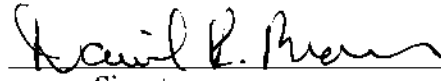
Docket: MOB-029

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States
Postal Service with sufficient postage as First-Class mail in an envelope addressed to:

ATTN: Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

on: 09/06/2011
Date


Signature

Daniel R. Brown
Name of person signing certificate

Cancellation No.: 92-054,298
Registration No.: 3,463,795
Initial Disclosure mailed 11/04/2011

TTAB

TTAB

Docket: MOB-029

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

JULIUS SAMANN LTD.,
Petitioner

v.

MOBLEY PRODUCTS, INC.,
Respondent

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77235102
Cancellation No.: 92-054,298
Registration No.: 3,463,795
Mark: BLUE ICE

RESPONDENT'S INITIAL DISCLOSURES

Respondent hereby timely submits its Initial Disclosures in accordance with the TTAB's schedule mailed on July 30, 2011 and pursuant to 37 C.F.R. § 2.120 and Rule 26(a) of the Federal Rules of Civil Procedure, as follows:

(i) Names of Individuals Likely to have Discoverable Information

A) David D. Mobley, President, Mobley Products, Inc., may be reached through counsel. Mr. Mobley may have knowledge about the Respondent's use of the BLUE ICE® mark and the operations of Mobley Products, Inc.

11-07-2011

11-07-2011

U.S. Patent & Trademark Office

B) Kathy F. Turner, Chief Operating Officer, Mobley Products, Inc., may be reached through counsel. Ms. Turner may have knowledge about the Respondent's use of the BLUE ICE® mark and the operations of Mobley Products, Inc.

(ii) Description of Documents and Tangible Things that may be in Respondent's Possession

A) BLUE ICE® branded products.

B) US Trademark Office Certificate of Registration No. 3,463,795 for BLUE ICE® and its application history, available on-line at www.uspto.gov.

C) Internet website www.wonderwafers.com, available on line.

D) Marketing and Sales literature, and packaging for BLUE ICE® branded products.

E) Confidential documents related to the production of BLUE ICE® branded products.

F) Confidential documents related to the advertising of BLUE ICE® branded products.

G) Confidential documents related to the sales of BLUE ICE® branded products.

H) Confidential information related to the channels of trade of BLUE ICE® branded products.

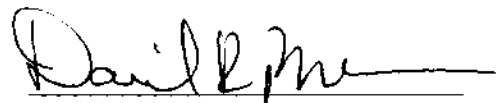
I) Confidential documents related to Respondent's trademark rights.

Cancellation No.: 92-054,298
Registration No.: 3,463,795
Initial Disclosure mailed 11/04/2011

TTAB
Docket:MOB-029

Respondent reserves its right to amend or supplement foregoing disclosures if additional pertinent information becomes available.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel R. Brown", written over a horizontal line.

Daniel R. Brown
57 Stage Coach Road
Fort Worth, TX 76244
Telephone: 817-431-1799
Facsimile: 817-431-1798
Attorney for the Respondent

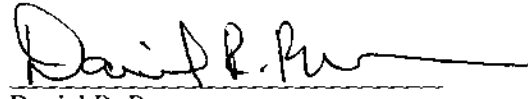
Cancellation No.: 92-054,298
Registration No.: 3,463,795
Initial Disclosure mailed 11/04/2011

TTAB
Docket: MOB-029

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing RESPONDENT'S
INITIAL DISCLOSURES has been served on Attorney for the Petitioner by mailing said
copy on Nov. 4, 2011, via First Class Mail, postage prepaid to:

Roberta S. Bren, Esquire
Oblon, Spivak, et al.
1940 Duke Street
Alexandria, VA 22314


Daniel R. Brown

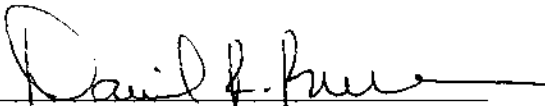
Cancellation No.: 92-054,298
Registration No.: 3,463,795
Initial Disclosure mailed 11/04/2011

TTAB
Docket: MOB-029

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States
Postal Service with sufficient postage as First-Class mail in an envelope addressed to:

ATTN: Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

on: 11/4/2011 
Date Signature

Daniel R. Brown
Name of person signing certificate

Cancellation No.: 92-054,298
Registration No.: 3,463,795
Voluntary Cancellation mailed on 01/06/2012

TTAB

TTAB

Docket: MOB-029

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

JULIUS SAMANN LTD.,

Petitioner

v.

MOBLEY PRODUCTS, INC.,

Respondent

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77235102
Cancellation No.: 92-054,298

Registration No.: 3,463,795

Mark: BLUE ICE

Respondent's Voluntary Surrender for Cancellation
under Section 7(e) of The Trademark Act of 1946
and 37 C.F.R. §§ 2.134(a) & 2.172

Respondent hereby voluntarily surrenders US trademark Registration No. 3,463,795 for the BLUE ICE mark in International Class 005 for cancellation by the Commissioner under Section 7(e) of The Trademark Act of 1946 and 37 C.F.R. §§ 2.134(a) & 2.172. The undersigned attorney of record is qualified to make this submission under 37 C.F.R. § 11.14.

01-10-2012

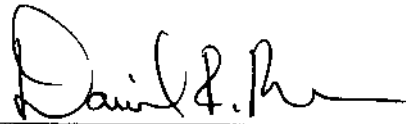
U.S. Patent & TM Office/TM Trial Rept DL #72

Cancellation No.: 92-054,298
Registration No.: 3,463,795
Voluntary Cancellation mailed on 01/06/2012

TTAB
Docket: MOB-029

Respondent believes that no fee is required to perfect this action. However, if the TTAB determines otherwise, the Commissioner is hereby authorized to charges such cancellation fee to Daniel R. Brown deposit account No. 501507.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel R. Brown", written over a horizontal line.

Daniel R. Brown
57 Stage Coach Road
Fort Worth, TX 76244
Telephone: 817-431-1799
Facsimile: 817-431-1798
Attorney for the Respondent

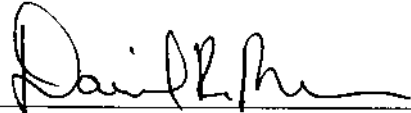
Cancellation No.: 92-054,298
Registration No.: 3,463,795
Voluntary Cancellation mailed on 01/06/2012

TTAB
Docket:MOB-029

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Respondent's Voluntary Surrender for Cancellation has been served on Attorney for the Petitioner by mailing said copy on January 6, 2012, via First Class Mail, postage prepaid to:

Roberta S. Bren, Esquire
Oblon, Spivak, et al.
1940 Duke Street
Alexandria, VA 22314


Daniel R. Brown

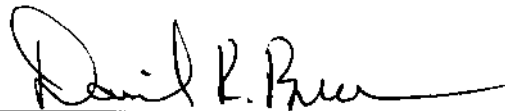
Cancellation No.: 92-054,298
Registration No.: 3,463,795
Voluntary Cancellation mailed on 01/06/2012

TTAB
Docket: MOB-029

CERTIFICATE OF MAILING

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ATTN: Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

on: Jan 6, 2012 
Date Signature

Daniel P. Brown
Name of person signing certificate

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

mc

Mailed: January 25, 2012

Cancellation No. 92054298

JULIUS SÄMANN LTD.

v.

MOBLEY PRODUCTS, INC.

On January 10, 2012, respondent filed a voluntary surrender under Section 7(e) of the Trademark Act of its Registration No. 3463795.

Trademark Rule 2.134(a) provides that if the respondent in a cancellation proceeding applies to cancel its involved registration under Section 7(e) without the written consent of every adverse party to the proceeding, judgment shall be entered against respondent.

In view thereof, and because petitioner's written consent to the voluntary surrender is not of record, judgment is hereby entered against respondent, the petition to cancel is granted, and Registration No. 3463795 will be cancelled in due course.

***By the Trademark Trial
and Appeal Board***

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mc

U. S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

JULIUS SAMANN LTD.

v.

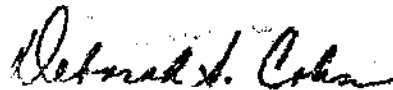
MOBLEY PRODUCTS, INC.

Cancellation No. 92054298

Robert S. Bren of Oblon Spivak McClelland Maier & Neustadt
for Julius Samann Ltd.

Daniel R. Brown for Mobley Products, Inc.

The petition of Julius Samann Ltd., having been granted
on January 25, 2012, Registration No. 3463795 is hereby
cancelled.



Deborah S. Cohn
Commissioner for Trademarks

MAR 15 2012

JSL 002727

Cancellation

Number: 92058751
 Status: Terminated
 General Contact Number: 571-273-8500
 Interlocutory Attorney: CHRISTEN R. ENGLISH
 Paralegal Name: AMY J. HEDLBAJ

Filing Date: 02/20/2014
 Status Date: 06/09/2014

Defendant

Name: SOLOJON, PMS000
 Correspondence: SOLOJON, PMS000
 TWO HOLLOWAY T WAYS, UNIT 28
 BRAMPTON, ON L7A 1A7
 CANADA

Serial #: 75228158 Application File Section 28 Agreement Registration #: 2125964
 Application Status: CANCELLED - SECTION 28
 Mark: BLACK ICE

Plaintiff

Name: Julius Sehnem LLC
 Correspondence: MICHELLE A. WELCH
 OBLON SPIVAK MCCOILLAND MAYER & NEUBAUER LLP
 2000 DUNE STREET
 ALEXANDRIA, VA 22314
 UNITED STATES
 mwelch@oblon.com, rsehnem@oblon.com
 Phone: 703-433-3690

Serial #: 75700367 Application File Agreement Registration #: 3228826
 Application Status: RE-REGISTERED AND RENEWED
 Mark: BLACK ICE

Serial #: 75505246 Application File Agreement Registration #: 4227860
 Application Status: RE-REGISTERED AND RENEWED
 Mark: BLACK ICE

Prosecution History

#	Date	History Text	Issue Date
7	06/09/2014	TERMINATED	
6	06/09/2014	COMMUNICATED CANCELLING REG.	
5	06/09/2014	NO DECISION GRANTED	
4	04/22/2014	NOTICE OF DETAILS	
3	03/26/2014	PENDING INSTITUTION	
2	02/26/2014	NOTICE AND TRIAL DATES SENT, ANSWERS DUE	04/07/2014
1	02/20/2014	FILED AND FILE	

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Search:

ESTTA Tracking number: **ESTTA588283**Filing date: **02/20/2014**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	Julius SÃ¶mann Ltd.		
Entity	Corporation	Citizenship	Bermuda
Address	P.O. Box HM 2085 Hamilton, HMHX BERMUDA		

Attorney information	Roberta S. Bren Oblon, Spivak, McClelland, Maier & Neustadt, L.L.P. 1940 Duke Street Alexandria, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com Phone:703-413-3000
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Registration Subject to Cancellation

Registration No	2120664	Registration date	12/16/1997
International Registration No.	NONE	International Registration Date	NONE
Registrant	PHILIPPS, IGOR JOHN 190 HIGHWAY 7 WEST BRAMPTON, ONTARIO, CAX L7A 1A2 CAX		

Goods/Services Subject to Cancellation

Class 012. First Use: 0 First Use In Commerce: 0 All goods and services in the class are cancelled, namely: marine and automotive accessories, namely, license plate frames; windshield wipers, seat and wheel covers; headlight and taillight covers comprising transparent attachment attachments to protect lenses from damage; steering wheel covers; wiper arm covers; hood scoops comprising simulated turbo-charge attachments for a vehicle hood; and spoilers, namely, tinted window film made of plastic material for application to windows of vehicles
Class 016. First Use: 0 First Use In Commerce: 0 All goods and services in the class are cancelled, namely: marine and automotive accessories, namely, decorative striping, decals, and graphics comprising self-adhesive printed paper or laminated paper for application to vehicle bodies for customizing the appearance thereof

Grounds for Cancellation

<i>Torres v. Cantine Torresella S.r.l. Fraud</i>	808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986)
Abandonment	Trademark Act section 14

JSL 002729

Attachments	BLACK ICE - PETITION TO CANCEL.pdf(693483 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Roberta S. Bren/nmd/
Name	Roberta S. Bren
Date	02/20/2014

3. Petitioner markets and promotes Petitioner's Goods under Petitioner's Mark for use in various locations, including automotive vehicles.

4. Upon information and belief, purchasers use Petitioner's Goods in vehicles, including automotive vehicles.

Petitioner is the owner of the following federal trademark registrations:

<u>MARK REGISTRATION NO.</u>	<u>GOODS</u>	<u>ISSUED</u>
BLACK ICE 3,126,834	Class 5 - air fresheners	August 8, 2006
BLACK ICE 4,221,968	Class 3 - scented sprays for air, rooms, motor vehicles and the like	October 9, 2012

Printouts from the USPTO's TSDR and Assignment electronic databases showing the current status and title of Petitioner's registrations are attached as Exhibits A and B.

5. Igor John Philipps ("Respondent") is listed in the USPTO records as an individual citizen of Canada, and as the owner of Registration No. 2,120,664 for BLACK ICE for "marine and automotive accessories, namely, license plate frames; windshield wipers, seat and wheel covers; headlight and taillight covers comprising transparent attachment attachments to protect lenses from damage; steering wheel covers; wiper arm covers; hood scoops comprising simulated turbo-charge attachments for a vehicle hood; and spoilers, namely, tinted window film made of plastic material for application to windows of vehicles" in Class 12; and "marine and automotive accessories, namely, decorative striping, decals, and graphics comprising self-adhesive printed paper or laminated [sic] paper for application to vehicle bodies for customizing the appearance thereof" in Class 16.

6. Upon information and belief, Petitioner alleges that there is a likelihood of confusion between the involved identical marks, when used on the respective goods.

7. Petitioner alleges, upon information and belief, that Respondent is not using the mark BLACK ICE in commerce.

8. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with license plate frames.

9. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with windshield wipers.

10. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with seat and wheel covers.

11. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with headlight and taillight covers comprising transparent attachment attachments to protect lenses from damage.

12. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with steering wheel covers.

13. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with wiper arm covers.

14. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with hood scoops comprising simulated turbo-charge attachments for a vehicle hood.

15. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with spoilers, namely, tinted window film made of plastic material for application to windows of vehicles.

16. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with spoilers.

17. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with tinted window film made of plastic material for application to windows of vehicles.

18. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with decorative striping.

19. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with decals.

20. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce in or with the United States on or in connection with graphics comprising self-adhesive printed paper or laminated [sic] paper for application to vehicle bodies for customizing the appearance thereof.

21. Upon information and belief, Respondent has discontinued use of the mark BLACK ICE, with no intent to resume use.

22. Upon information and belief, Respondent has abandoned the mark BLACK ICE. Section 45 of the Trademark Act 15 U.S.C. §1127.

23. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with license plate frames during the three-year period immediately preceding the filing of this cancellation petition.

24. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with windshield wipers during the three-year period immediately preceding the filing of this cancellation petition.

25. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with seat and wheel covers during the three-year period immediately preceding the filing of this cancellation petition.

26. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with headlight and taillight covers comprising transparent attachment attachments to protect lenses from damage during the three-year period immediately preceding the filing of this cancellation petition.

27. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with steering wheel covers during the three-year period immediately preceding the filing of this cancellation petition.

28. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with wiper arm covers during the three-year period immediately preceding the filing of this cancellation petition.

29. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with hood scoops comprising simulated turbo-charge attachments for a vehicle hood during the three-year period immediately preceding the filing of this cancellation petition.

30. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with spoilers, namely, tinted window film made of plastic material for application to windows of vehicles during the three-year period immediately preceding the filing of this cancellation petition.

31. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with spoilers during the three-year period immediately preceding the filing of this cancellation petition.

32. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with tinted window film made of plastic material for application to windows of vehicles during the three-year period immediately preceding the filing of this cancellation petition.

33. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with decorative striping during the three-year period immediately preceding the filing of this cancellation petition.

34. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with decals during the three-year period immediately preceding the filing of this cancellation petition.

35. Upon information and belief, Respondent has not used the mark BLACK ICE in commerce in or with the United States on or in connection with graphics comprising self-adhesive printed paper or laminated [sic] paper for application to vehicle bodies for customizing the appearance thereof during the three-year period immediately preceding the filing of this cancellation petition.

36. Petitioner alleges Respondent's Registration No. 2,120,664 was maintained fraudulently.

37. The USPTO record of Registration No. 2,120,664 reveals the item "anti-glare devices for vehicles, namely, tinted window film made of plastics material for application to windows of vehicles" was to be deleted from the then application. Specifically, the record

indicates on July 14, 1994 the USPTO Trademark Examining Attorney discussed deleting that item of goods with Ingrid Schmidt, Respondent's attorney of record at that time, and on July 15, 1994, the Examining Attorney issued a written Examiner's Amendment Office Action stating the identification of goods is amended by deleting reference to "anti-glare devices for vehicles, namely, tinted window film made of plastics material for application to windows of vehicles." A copy of the Examiner's Amendment is attached as Exhibit C.

38. Registration No. 2,120,664 issued on December 16, 1997 including the following item in Class 12: "spoilers, namely, tinted window film made of plastic material for application to windows of vehicles."

39. Upon information and belief, neither Respondent nor Respondent's attorney took any action to correct Registration No. 2,120,664 in which the words "anti-glare devices for vehicles" were deleted, but the Registration erroneously still included the wording "namely, tinted window film made of plastic material for application to windows of vehicles."

40. Respondent submitted one specimen to the USPTO with Respondent's Combined Section 8 & 15 Declaration which is for spray window tint, an item Respondent knew should be deleted from the registration.

41. Both specimens submitted to the USPTO with Respondent's Combined Section 8 & 9 Declaration are for window tint, an item Respondent knew should be deleted from the registration.

42. Respondent is knowingly and willfully enjoying the benefits of his Registration No. 2,120,664 as issued, and as he maintained through his Combined Section 8 & 15 Declaration and his Combined Section 8 & 9 Declaration/Renewal, for an item of goods to which he was not and is not legally entitled.

43. Respondent's Combined Declaration of Use and Application for Renewal under Sections 8 & 9, filed with the USPTO on December 13, 2007, was executed by and submitted by Respondent, through his attorney Lori K. Hall, under notice of Section 1001 of Title 18 of the United States Code. In Respondent's Combined Declaration, Respondent, through Lori K. Hall, averred under oath: "For International Class 012, the mark is in use in commerce on or in connection with **all** goods or services listed in the existing registration for this specific class; or, the owner is making the listed excusable nonuse claim. [No excusable nonuse claim- blank]" and "For International Class 016, the mark is in use in commerce on or in connection with **all** goods or services listed in the existing registration for this specific class; or, the owner is making the listed excusable nonuse claim. [No excusable nonuse claim- blank]" (Emphasis in original.)

44. Respondent averred for Class 12 and for Class 16: "The owner is submitting one specimen showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) photograph of specimen at point of purchase." The specimens of record at the USPTO were solely for "window tint."

45. Upon information and belief, Respondent's material misrepresentations of fact that he was using the mark on all goods listed in his registration were false and that Respondent knew he was not using the mark for all goods listed in Class 12 and he was not using the mark for all goods listed in Class 16 in his Registration No. 2,120,664.

46. Respondent knowingly made material misrepresentations to the USPTO to maintain Registration No. 2,120,664.

47. Upon information and belief, the false material averments were made with the intent to deceive and induce the employees of the USPTO to maintain Respondent's registration,

and reasonably relying on the truth of Respondent's false averments, the USPTO did maintain Registration No. 2,120,664 for Respondent in both Class 12 and Class 16.

48. Respondent's actions in the maintenance of Registration No. 2,120,664 constitute fraud, thereby invalidating Registration No. 2,120,664.

49. Petitioner's legal use of its mark BLACK ICE for air fresheners, scented sprays and other scented products will be impaired by the continued registration of Respondent's involved mark.

50. Upon information and belief, the existence of Respondent's Registration No. 2,120,664 for BLACK ICE on the Principal Register places a cloud over Petitioner's unfettered right to use and to maintain its registrations for the mark BLACK ICE.

51. Petitioner is being damaged by the continued registration by Respondent of the mark BLACK ICE as set forth in Respondent's Registration No. 2,120,664.

WHEREFORE, Julius Sämann Ltd. prays that the Petition for Cancellation be granted, and that Registration No. 2,120,664 be cancelled.

Petitioner has appointed ROBERTA S. BREN, a member of the law firm of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., as its attorneys with full powers and substitution and revocation, file and prosecute this Petition for Cancellation.

Norman F. Oblon
Marvin J. Spivak
Arthur I. Neustadt
Jeffrey H. Kaufman
Roberta S. Bren
Jonathan Hudis

Kathleen Cooney-Porter*
Beth A. Chapman*
Christopher I. Donahue
Kyoko Imai
Richard D. Kelly
James D. Hamilton

Eckhard H. Kuesters
Robert T. Pous
Charles L. Gholz
Stephen G. Baxter
Richard L. Treanor
Richard L. Chinn

Members of the Bar of Virginia (except as indicated)
*Member of the Bar other than Virginia


Please address all correspondence to **Roberta S. Bren** at OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., 1940 Duke Street, Alexandria, Virginia 22314.

The required \$600.00 filing fee for the Petition for Cancellation is being paid online through the ESTTA system. The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-2014.

Respectfully submitted,

JULIUS SÄMANN LTD.

By:


Roberta S. Bren
Beth A. Chapman
OBLON, SPIVAK, MCCLELLAND,
MAIER & NEUSTADT, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmddocket@oblon.com
Attorneys for Petitioner

Dated: February 20, 2014

RSB/BAC/cli { PETITION FOR CANCELLATION - BLACK ICE REG 2120664.DOCX }

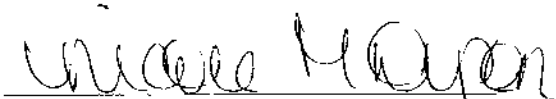
CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **PETITION FOR CANCELLATION** was served in accordance with Trademark Rule 2.111 on Respondent at his address of record in the USPTO, and on his counsel at the address of record in the USPTO, this 20th day of February, 2014, by sending same via First Class mail to Canada, postage prepaid, to:

Igor John Philipps
190 Highway 7 West
Unit 28
Brampton, Ontario L7A 1A2
CANADA

and

Lori K. Hall
Gowling Lafleur Henderson LLP
1 Main Street West
Hamilton, Ontario L8P4Z5
CANADA



Nicole M. Dyson

EXHIBIT A

Generated on: This page was generated by TSDR on 2014-02-20 08:50:03 EST

Mark: BLACKICE

BLACK ICE

US Serial Number: 78706367
US Registration Number: 3126834
Register: Principal
Mark Type: Trademark
Status: A Section 8 declaration has been accepted.
Status Date: Aug. 27, 2011
Publication Date: May 16, 2006

Application Filing Date: Sep. 02, 2005
Registration Date: Aug. 06, 2006

Mark Information

Mark Literal Elements: BLACKICE
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
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Air fresheners
International Class(es): 005 - Primary Class
U.S Class(es): 006, 018, 044, 046, 051, 052
Class Status: ACTIVE
Basis: 1(a)
First Use: Jul. 16, 2004
Use in Commerce: Jul. 16, 2004

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Julius Sämann Ltd.
Owner Address: P.O. Box HM 2085
Hamilton HM HX
BERMUDA
Legal Entity Type: CORPORATION
State or Country Where Organized: BERMUDA

Attorney/Correspondence Information

Attorney of Record
Attorney Name: Roberta S. Bren
Docket Number: 277962US35
Attorney Primary Email: indocket@oblon.com
Attorney Email: Yes
Address:
Authorized:
Correspondent
Correspondent Name/Address: Roberta S. Bren
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, L.L.P.
1940 DUKE STREET

JSL 002743

ALEXANDRIA, VIRGINIA 22314-3451
UNITED STATES

Phone: 703-413-3000

Fax: 703-413-2220

Correspondent e-mail: lmaddock@oblon.com

Correspondent e-mail Yes
Authorized:

Domestic Representative

Domestic Representative Name: Roberta S. Bren

Phone: 703-413-3000

Fax: 703-413-2220

Domestic Representative e-mail: lmaddock@oblon.com

Domestic Representative Yes
e-mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Oct. 01, 2013	NOTICE OF SUIT	
Mar. 21, 2013	NOTICE OF SUIT	
Aug. 03, 2012	NOTICE OF SUIT	
Oct. 20, 2011	SEC. 15 ACKNOWLEDGEMENT - E-MAILED	
Oct. 20, 2011	REGISTERED - SEC. 15 ACKNOWLEDGED	66607
Oct. 20, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Oct. 13, 2011	TEAS SECTION 15 RECEIVED	
Aug. 27, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Aug. 27, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED	71378
Aug. 27, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Aug. 16, 2011	TEAS SECTION 8 RECEIVED	
Jul. 20, 2011	NOTICE OF SUIT	
Jul. 18, 2011	NOTICE OF SUIT	
Aug. 08, 2006	REGISTERED-PRINCIPAL REGISTER	
May 16, 2006	PUBLISHED FOR OPPOSITION	
Apr. 26, 2006	NOTICE OF PUBLICATION	
Mar. 29, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	71466
Mar. 24, 2006	ASSIGNED TO LIE	71466
Mar. 18, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 17, 2006	ASSIGNED TO EXAMINER	78049
Oct. 24, 2005	AMENDMENT FROM APPLICANT ENTERED	74192
Oct. 05, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	74192
Oct. 05, 2005	PAPER RECEIVED	
Sep. 12, 2005	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 115

Date in Location: Oct. 20, 2011

Proceedings

Summary

Number of Proceedings: 2

JSL 002744

Type of Proceeding: Cancellation

Proceeding Number: <u>92054298</u>		Filing Date: Jul 29, 2011	
Status: Terminated		Status Date: Mar 15, 2012	
Interlocutory Attorney: ANDREW P BAXLEY			
Defendant			
Name: MOBLEY PRODUCTS, INC.			
Correspondent Address: DANIEL R BROWN 57 STAGE COACH ROAD FORT WORTH TX , 76244 UNITED STATES			
Correspondent e-mail: <u>david@wonderwalers.com</u>			
Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLUE ICE	Cancelled - Section 18 Plaintiff(s)	<u>77235102</u>	<u>3463795</u>

Name: JULIUS SAMANN LTD.			
Correspondent Address: ROBERTA S BREN OBLON SPIVAK McCLELLAND MAIER & NEUSTADT 1940 DUKE STREET ALEXANDRIA VA , 22314 UNITED STATES			
Correspondent e-mail: <u>mdocket@oblon.com</u> , <u>rbren@oblon.com</u> , <u>bchapman@oblon.com</u> , <u>ndyson@oblon.com</u> , <u>clisenby@oblon.com</u>			
Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 29, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE	Jul 30, 2011	Sep 08, 2011
3	PENDING, INSTITUTED	Jul 30, 2011	
4	ANSWER	Sep 09, 2011	
5	D'S INITIAL DISCLOSURES	Nov 07, 2011	
6	VOLUNTARY SURRENDER OF REGISTRATION	Jan 10, 2012	
7	BOARD'S DECISION: GRANTED	Jan 25, 2012	
8	COMMR'S ORDER CANCELLING REGISTRATION	Mar 15, 2012	
9	TERMINATED	Mar 15, 2012	

Type of Proceeding: Opposition

Proceeding Number: <u>91200148</u>		Filing Date: Jun 06, 2011	
Status: Terminated		Status Date: Sep 13, 2011	
Interlocutory Attorney: ANN LINNEHAN			
Defendant			
Name: D & J Distributing and Manufacturing dba Exotica Fresheners			
Correspondent Address: D & J DISTRIBUTING AND MANUFACTURING DBA EXOTICA FRESHENERS 1302 HOLLOWAY RD HOLLAND OH , 43528-9538 UNITED STATES			
Correspondent e-mail: <u>sean@exoticafresh.com</u>			
Associated marks			
Mark	Application Status	Serial Number	Registration Number
ICEY BLACK	Abandoned - After Inter-Partes Decision	<u>85189556</u>	
Plaintiff(s)			
Name: Julius Sámann Ltd.			
Correspondent Address: ROBERTA S BREN			

JSL 002745

OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA , 22314
UNITED STATES

Correspondent e-mail: lmcocket@oblon.com , rbren@oblon.com , ndyson@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 06, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 07, 2011	Jul 17, 2011
3	PENDING, INSTITUTED	Jun 07, 2011	
4	NOTICE OF DEFAULT	Aug 02, 2011	
5	BOARD'S DECISION: SUSTAINED	Sep 13, 2011	
6	TERMINATED	Sep 13, 2011	



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No assignment has been recorded at the USPTO

For Serial Number: 78706367

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.3.4
Web interface last modified: Jul 8, 2013 v.2.3.4

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EXHIBIT B

Generated on: This page was generated by TSDR on 2014-02-20 08:50:51 EST

Mark: BLACK ICE

BLACK ICE

US Serial Number: 85568246
US Registration Number: 4221968
Register: Principal
Mark Type: Trademark
Status: Registered The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Oct. 09, 2012
Publication Date: Jul 24, 2012

Application Filing Date: Mar. 13, 2012

Registration Date: Oct. 09, 2012

Mark Information

Mark Literal Elements: BLACK ICE
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 3126834
Registrations:

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
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Scented sprays for air, rooms, motor vehicles and the like

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 15, 2005

Use in Commerce: Sep 15, 2005

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Julius Samann Ltd.
Owner Address: P.O. Box HM 2085
Hamilton HMHX
BERMUDA
Legal Entity Type: CORPORATION
State or Country Where Organized: BERMUDA

Attorney/Correspondence Information

Attorney Name: Roberta S. Bren
Attorney Primary Email: rmldocket@oblon.com
Attorney of Record
Docket Number: 396399US35
Attorney Email: No

JSL 002749

Address:

Authorized:

Correspondent

Correspondent Name/Address: ROBERTA S. BREN
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, L.L.P.
1940 DUKE ST
ALEXANDRIA, VIRGINIA 22314-3451
UNITED STATES

Phone: 703-413-3000

Fax: 703-413-2220

Correspondent e-mail: imdocket@oblon.com rbren@oblon.com ndyson@oblon.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Roberta S. Bren

Phone: 703-413-3000

Fax: 703-413-2220

Domestic Representative e-mail: imdocket@oblon.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Oct. 01, 2013	NOTICE OF SUIT	
Oct. 09, 2012	REGISTERED-PRINCIPAL REGISTER	
Jul. 24, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 24, 2012	PUBLISHED FOR OPPOSITION	
Jul. 04, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 18, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Jun. 13, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 13, 2012	ASSIGNED TO EXAMINER	77300
Apr. 03, 2012	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	73797
Mar. 29, 2012	ASSIGNED TO LIE	73797
Mar. 22, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 20, 2012	TEAS VOLUNTARY AMENDMENT RECEIVED	
Mar. 16, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 09, 2012

JSL 002750



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No assignment has been recorded at the USPTO

For Serial Number: 85568246

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.3.4
Web interface last modified: Jul 8, 2013 v.2.3.4

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EXHIBIT C



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE


SERIAL NO. 74/338199 PHILIPPS, IGOR JOHN		APPLICANT	PAPER NO. 9C
MARK BLACK ICE		ACTION NO. 03	ADDRESS: Assistant Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22282-3513. If no fees are enclosed, the address should include the words "BOX 5."
ADDRESS Ingrid E. Schmidt Rogers & Scott 214 Randall Street Oakville, Ontario, Canada L6J 1P7		MAILING DATE 07/15/94	Please provide in all correspondence: 1. Filing date, serial number, mark, and applicant's name. 2. Mailing date of this Office action. 3. Your telephone number and ZIP code. 4. Examining attorney's name and law office number.
FORM PTO-1525 (5-90) U.S. DEPT. OF COMM. PAT. & TM OFFICE		REF. NO. 278-US	

Ser. No. 74/338199

EXAMINER'S AMENDMENT

In accordance with the telephone conversation of July 14, 1994 with Ingrid Schmidt, this Office has entered the amendments noted below in the referenced application. The applicant need not file a response in this case unless the applicant objects to the noted amendment.

The identification of goods is amended by deleting reference to "anti-glare devices for vehicles, namely tinted window film made of plastics material for application to windows of vehicles" in International Class 12. All other goods remain the same.


Sarah Lee
Trademark Attorney
Law Office Nine
(703)308-9109 ext.32

In order to provide better service for trademark applicants and registrants, the responsibility for receiving, opening and routing of trademark mail is being transferred to the Assistant Commissioner for Trademarks. In order to more efficiently process the mail, the Assistant Commissioner for Trademarks has determined that, beginning July 5, 1994, trademark-related mail (except for trademark-related documents sent to the Assignment Branch for recordation and requests for certified copies of trademark application and registration documents) should be sent directly to:

**Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513**

Patent-related mail should continue to be sent to: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: February 26, 2014

Cancellation No. 92058751
Registration No. 2120664

IGOR JOHN PHILIPPS
190 HIGHWAY 7 WEST, UNIT 28
BRAMPTON, ONTARIO, CA L7A 1A2 UNITED STATES

Julius Sämann Ltd.

v.

Igor John Philipps

ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA, VA 22314 UNITED STATES

Monique Tyson, Paralegal Specialist:

A petition to cancel the above-identified registration has been filed.

A service copy of the petition for cancellation was forwarded to registrant (defendant) by the petitioner (plaintiff). An electronic version of the petition for cancellation is viewable in the electronic file for this proceeding via the Board's TTABVUE system:

<http://ttabvue.uspto.gov/ttabvue/>.

Proceedings will be conducted in accordance with the Trademark Rules of Practice, set forth in Title 37, part 2, of the Code of Federal Regulations ("Trademark Rules"). These rules may be viewed at the

USPTO's trademarks page: <http://www.uspto.gov/trademarks/index.jsp>. The Board's main webpage (<http://www.uspto.gov/trademarks/process/appeal/index.jsp>) includes information on amendments to the Trademark Rules applicable to Board proceedings, on Alternative Dispute Resolution (ADR), Frequently Asked Questions about Board proceedings, and a web link to the Board's manual of procedure (the TBMP).

Plaintiff must notify the Board when service has been ineffective, within 10 days of the date of receipt of a returned service copy or the date on which plaintiff learns that service has been ineffective.

Plaintiff has no subsequent duty to investigate the defendant's whereabouts, but if plaintiff by its own voluntary investigation or through any other means discovers a newer correspondence address for the defendant, then such address must be provided to the Board. Likewise, if by voluntary investigation or other means the plaintiff discovers information indicating that a different party may have an interest in

JSL 002755

defending the case, such information must be provided to the Board. The Board will then effect service, by publication in the Official Gazette if necessary. See Trademark Rule 2.118. In circumstances involving ineffective service or return of defendant's copy of the Board's institution order, the Board may issue an order noting the proper defendant and address to be used for serving that party.

Defendant's ANSWER IS DUE FORTY DAYS after the mailing date of this order. (See Patent and Trademark Rule 1.7 for expiration of this or any deadline falling on a Saturday, Sunday or federal holiday.) **Other deadlines the parties must docket or calendar are either set forth below (if you are reading a mailed paper copy of this order) or are included in the electronic copy of this institution order viewable in the Board's TTABVue system at the following web address: <http://ttabvue.uspto.gov/ttabvue/>.**

Defendant's answer and any other filing made by any party must include proof of service. See Trademark Rule 2.119. **If they agree to, the parties may utilize electronic means, e.g., e-mail or fax, during the proceeding for forwarding of service copies.** See Trademark Rule 2.119(b) (6).

The parties also are referred in particular to Trademark Rule 2.126, which pertains to the form of submissions. **Paper submissions, including but not limited to exhibits and transcripts of depositions, not filed in accordance with Trademark Rule 2.126 may not be given consideration or entered into the case file.**

Time to Answer	4/7/2014
Deadline for Discovery Conference	5/7/2014
Discovery Opens	5/7/2014
Initial Disclosures Due	6/6/2014
Expert Disclosures Due	10/4/2014
Discovery Closes	11/3/2014
Plaintiff's Pretrial Disclosures	12/18/2014
Plaintiff's 30-day Trial Period Ends	2/1/2015
Defendant's Pretrial Disclosures	2/16/2015
Defendant's 30-day Trial Period Ends	4/2/2015
Plaintiff's Rebuttal Disclosures	4/17/2015
Plaintiff's 15-day Rebuttal Period Ends	5/17/2015

As noted in the schedule of dates for this case, the parties are required to have a conference to discuss: (1) the nature of and basis for their respective claims and defenses, (2) the possibility of settling the case or at least narrowing the scope of claims or defenses, and (3) arrangements relating to disclosures, discovery and introduction of evidence at trial, should the parties not agree to settle the case. See Trademark Rule 2.120(a)(2). Discussion of the first two of these three subjects should include a discussion of whether the parties wish to seek mediation, arbitration or some other means for resolving their dispute. Discussion of the third subject should include a discussion of whether the Board's Accelerated Case Resolution (ACR) process may be a more efficient and economical means of trying the involved claims and

defenses. Information on the ACR process is available at the Board's main webpage. Finally, if the parties choose to proceed with the disclosure, discovery and trial procedures that govern this case and which are set out in the Trademark Rules and Federal Rules of Civil Procedure, then they must discuss whether to alter or amend any such procedures, and whether to alter or amend the Standard Protective Order (further discussed below). Discussion of alterations or amendments of otherwise prescribed procedures can include discussion of limitations on disclosures or discovery, willingness to enter into stipulations of fact, and willingness to enter into stipulations regarding more efficient options for introducing at trial information or material obtained through disclosures or discovery.

The parties are required to conference in person, by telephone, or by any other means on which they may agree. A Board interlocutory attorney or administrative trademark judge will participate in the conference, upon request of any party, provided that such participation is requested no later than ten (10) days prior to the deadline for the conference. See Trademark Rule 2.120(a)(2). The request for Board participation must be made through the Electronic System for Trademark Trials and Appeals (ESTTA) or by telephone call to the interlocutory attorney assigned to the case, whose name can be found by referencing the TTABVue record for this case at <http://ttabvue.uspto.gov/ttabvue/>. The parties should contact the assigned interlocutory attorney or file a request for Board participation through ESTTA only after the parties have agreed on possible dates and times for their conference. Subsequent participation of a Board attorney or judge in the conference will be by telephone and the parties shall place the call at the agreed date and time, in the absence of other arrangements made with the assigned interlocutory attorney.

The Board's Standard Protective Order is applicable to this case, but the parties may agree to supplement that standard order or substitute a protective agreement of their choosing, subject to approval by the Board. The standard order is available for viewing at: <http://www.uspto.gov/trademarks/process/appeal/guidelines/stndagmnt.jsp>. Any party without access to the web may request a hard copy of the standard order from the Board. The standard order does not automatically protect a party's confidential information and its provisions must be utilized as needed by the parties. See Trademark Rule 2.116(g).

Information about the discovery phase of the Board proceeding is available in chapter 400 of the TBMP. By virtue of amendments to the Trademark Rules effective November 1, 2007, the initial disclosures and expert disclosures scheduled during the discovery phase are required only in cases commenced on or after that date. The TBMP has not yet been amended to include information on these disclosures and the parties are referred to the August 1, 2007 Notice of Final Rulemaking (72 Fed. Reg. 42242) posted on the Board's webpage. The deadlines for pretrial disclosures included in the trial phase of the schedule for this case also resulted from the referenced amendments to the Trademark Rules, and also are discussed in the Notice of Final Rulemaking.

The parties must note that the Board allows them to utilize telephone conferences to discuss or resolve a wide range of interlocutory matters that may arise during this case. In addition, the assigned interlocutory attorney has discretion to require the parties to participate in a telephone conference to resolve matters of concern to the Board. See TBMP § 502.06(a) (2d ed. rev. 2004).

The TBMP includes information on the introduction of evidence during the trial phase of the case, including by notice of reliance and by taking of testimony from witnesses. See TBMP §§ 703 and 704. Any notice of reliance must be filed during the filing party's assigned testimony period, with a copy served on all other parties. Any testimony of a witness must be both noticed and taken during the party's testimony period. A party that has taken testimony must serve on any adverse party a copy of the transcript of such testimony, together with copies of any exhibits introduced during the testimony, within thirty (30) days after the completion of the testimony deposition. See Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing after briefing is not required but will be scheduled upon request of any party, as provided by Trademark Rule 2.129.

If the parties to this proceeding are (or during the pendency of this proceeding become) parties in another Board proceeding or a civil action involving related marks or other issues of law or fact which overlap with this case, they shall notify the Board immediately, so that the Board can consider whether consolidation or suspension of proceedings is appropriate.

ESTTA NOTE: For faster handling of all papers the parties need to file with the Board, the Board strongly encourages use of electronic filing through the Electronic System for Trademark Trials and Appeals (ESTTA). Various electronic filing forms, some of which may be used as is, and others which may require attachments, are available at <http://estta.uspto.gov>.

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: April 22, 2014

Cancellation No. 92058751

Julius Sämann Ltd.

v.

Igor John Philipps

Amy Matelski, Paralegal Specialist:

An answer to the petition to cancel was due in this proceeding on April 7, 2014. Inasmuch as it appears that no answer has been filed, nor has respondent filed a motion to extend its time to answer, a notice of default is hereby entered against respondent under Fed. R. Civ. P. 55(a).¹

Respondent is allowed until thirty days from the mailing date of this order to show cause why judgment by default should not be entered against respondent in accordance with Fed. R. Civ. P. 55(b)(2).

¹ Inasmuch as respondent is in default, the parties' obligations to hold the discovery conference, and to serve initial disclosures, are effectively stayed. *See* TBMP § 312.01.

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Am

Mailed: June 3, 2014

Cancellation No. 92058751

Julius Sämann Ltd.

v.

Igor John Philipps

By the Trademark Trial and Appeal Board:

On April 22, 2014, the Board issued a notice of default to respondent because no answer had been filed.

No response to the notice of default has been filed.

Accordingly, judgment by default is hereby entered against respondent, the petition to cancel is granted, and Registration No. 2120664 will be cancelled in due course by the Commissioner for Trademarks. *See* Fed. R. Civ. P. 55(b), and Trademark Rule 2.114(a).

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U. S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

Julius Sämann Ltd.

v.

Igor John Philipps

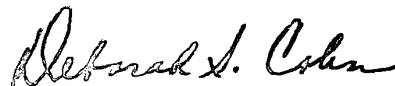
Cancellation No. 92058751

Roberta S. Bren of Oblon Spivak McClelland Maier & Neustadt LLP for
Julius Sämann Ltd.

Igor John Philipps, pro se.

The petition of Julius Sämann Ltd. having been granted on June 3,
2014, Registration No. 2120664 is hereby cancelled.

JUN - 9 2014



Deborah S. Cohn
Commissioner for Trademarks

JSL 002761

Cancellation

Number: 92060848
 Status: Terminated
 General Contact Number: 571-272-8300
 Interlocutory Attorney: [ELIZABETH WINTER](#)
 Paralegal Name: ROCHELLE L ADAMS

Filing Date: 01/06/2013
 Status Date: 04/11/2016

Defendant

Name: [Cofco, Quim, S. S. C.](#)
 Correspondence: [RAGI S. ALSHARER](#)
 THOMPSON COBURN LLP
 ONE US BANK PLAZA
 57 LOUIS, MO 63101-1611
 UNITED STATES
rsalshar@thompsoncoburn.com, ralshar@thompsoncoburn.com, spdoct@thompsoncoburn.com, people@thompsoncoburn.com
 Phone: 314-552-6000

Serial #: 92060848 Application File Assignment Registration #: 9050511
 Application Status: CANCELLED - SECTION 7 Mark: BLACK ICE

Plaintiff

Name: [Julia Salmons LLC](#)
 Correspondence: [ROBERTA S. BROWN](#)
 MUNCY CRISLAR OLDS & LOAR PC
 4000 LEGATO ROAD, SUITE 110
 FAIRFAX, VA 22031
 UNITED STATES
robrown@mcjg.com, ral@mcjg.com, bcd@mcjg.com
 Phone: 703-621-7540 EXT. 149

Serial #: 92060842 Application File Assignment Registration #: 9116814
 Application Status: REGISTERED AND RENEWED Mark: BLACK ICE

Serial #: 92060846 Application File Assignment Registration #: 9221958
 Application Status: REGISTERED AND RENEWED Mark: BLACK ICE

Prosecution History

#	Date	History Text	Due Date
27	04/11/2006	TERMINATED	
26	04/11/2006	COMM. ORDER CANCELLING REG.	
25	04/04/2006	NO OBJECTION. DISMISSED W/O PREJ.	
24	03/16/2006	WARRANTY SURRENDER OF REGISTRATIVE	
23	03/03/2006	EXTENSION OF TIME GRANTED	
22	02/29/2006	U.S. PAT. EXT. W/ COMMENT	
21	01/27/2006	CHANGE OF CORRESP. ADDRESS	
20	01/25/2006	EXTENSION OF TIME GRANTED	
19	01/20/2006	U.S. PAT. EXT. W/ COMMENT	
18	01/11/2006	EXTENSION OF TIME GRANTED	
17	12/11/2005	U.S. PAT. EXT. W/ COMMENT	
16	10/04/2005	EXTENSION OF TIME GRANTED	
15	11/25/2005	U.S. PAT. EXT. W/ COMMENT	
14	10/27/2005	EXTENSION OF TIME GRANTED	
13	10/21/2005	U.S. PAT. EXT. W/ COMMENT	
12	09/14/2005	EXTENSION OF TIME GRANTED	
11	08/14/2005	CHANGE OF CORRESP. ADDRESS	
10	06/14/2005	AMENDMENT - POWER OF ATTORNEY	
9	06/12/2005	U.S. PAT. EXT. W/ COMMENT	
8	06/01/2005	EXTENSION OF TIME GRANTED	
7	03/22/2005	U.S. PAT. EXT. W/ COMMENT	
6	03/28/2005	EXTENSION OF TIME GRANTED	
5	03/24/2005	U.S. PAT. EXT. W/ COMMENT	
4	02/18/2005	ANSWER	
3	01/09/2005	PROBING, INSTITUTION	
2	01/06/2005	NOTICE AND FINAL DATE SENT; ANSWER DUE:	02/18/2005
1	01/06/2005	FILED AND ISS.	

Received at 02/18/2015 04:25 PM

Search:

ESTTA Tracking number: **ESTTA648920**

Filing date: **01/08/2015**

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

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	Julius SÄmann Ltd.		
Entity	Corporation	Citizenship	Bermuda
Address	Victoria Place 31 Victoria Street Hamilton, HM 10 BERMUDA		
Attorney information	Roberta S. Bren Oblon, Spivak, McClelland, Maier & Neustadt, L.L.P. 1940 Duke Street Alexandria, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com Phone:7034133000		

Registration Subject to Cancellation

Registration No	4656511	Registration date	12/16/2014
Registrant	Centric Group, L.L.C. 1260 Andes Blvd. St. Louis, MO 63132 UNITED STATES		

Goods/Services Subject to Cancellation


Class 003. First Use: 2013/12/31 First Use In Commerce: 2014/01/31
All goods and services in the class are cancelled, namely: Soaps for personal use; body lotions; skin moisturizers; body wash for humans; hair gels, shampoos and conditioners; after-shaves; non-medicated ointments for non-medical use


Grounds for Cancellation

Priority and likelihood of confusion	Trademark Act section 2(d)
Other	Lack of bona fide intent

Marks Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	3126834	Application Date	09/02/2005
Registration Date	08/08/2006	Foreign Priority Date	NONE
Word Mark	BLACK ICE		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 005. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fresheners

U.S. Registration No.	4221968	Application Date	03/13/2012
Registration Date	10/09/2012	Foreign Priority Date	NONE
Word Mark	BLACK ICE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2005/09/15 First Use In Commerce: 2005/09/15 Scented sprays for air, rooms, motor vehicles and the like		

Attachments	78706367#TMSN.png(bytes) 85568246#TMSN.png(bytes) Petition for Cancellation-4656511.pdf(494508 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/roberta s. bren/cli/
Name	Roberta S. Bren
Date	01/08/2015

JSL 002764

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

JULIUS SÄMANN LTD.,)	
)	
)	
Petitioner,)	
v.	)	Cancellation No. _____
	)	Registration No. 4656511
CENTRIC GROUP, L.L.C.,	)	Mark: BLACK ICE
)	
Respondent.)	
)	

PETITION FOR CANCELLATION

Julius Sämann Ltd. (“Petitioner”) is a corporation organized and existing under the laws of Bermuda, with an address of Victoria Place, 31 Victoria Street, Hamilton HM 10, Bermuda, and believes that it will be damaged by Registration No. 4656511 for the mark BLACK ICE, and hereby petitions to cancel same.

As grounds for the Petition for Cancellation it is alleged as follows:

1. Centric Group, L.L.C. (“Respondent”) is the record owner of Registration No. 4656511 for the mark BLACK ICE (“Respondent’s Mark”) for “Soaps for personal use; body lotions; skin moisturizers; body wash for humans; hair gels, shampoos and conditioners; after-shaves; non-medicated ointments for non-medical use” in International Class 3 (“Respondent’s Goods”).

2. Respondent filed its application to register on April 13, 2011, based on an asserted *bona fide* intention to use the mark in commerce under Section 1(b) of the Trademark

Act, 15 USC §1051(b). The application and supporting Declaration was signed under oath by “Andrew B. Mayfield” as “Attorney of Record.”

3. Respondent filed a Statement of Use at the USPTO on October 10, 2014 with specimens Respondent describes as “JPG photo of BlackIce inspired by Polo Black body wash. JPG photo of BlackIce inspired by Gucci body wash.” The Statement of Use with supporting Declaration was signed under oath by “Alexander S.Y. Lee” as “Director of Legal Affairs.”

4. Both of the specimens filed on October 10, 2014 include the words “cologne body wash.” One specimen includes the statement “BLACKICE™ Inspired by GUCCI®” and the other specimen includes the statement “BLACKICE™ Inspired by POLO BLACK®.”

5. Prior to Respondent’s filing date, Petitioner, through its licensee CAR-FRESHNER Corporation, has engaged, and is now engaged, in the manufacture and sale, in interstate commerce of fragancing products including air fresheners, scented sprays and air deodorizers (hereinafter “Fragrancing Products”).

6. Prior to Respondent’s filing date, Petitioner has been, and is now, using the mark BLACK ICE on and in connection with Petitioner’s Fragrancing Products.

7. Petitioner is the owner of the following federal trademark registrations:

<u>MARK REGISTRATION NO.</u>	<u>GOODS</u>	<u>ISSUED</u>
BLACK ICE 3,126,834	Class 5 - air fresheners	August 8, 2006
BLACK ICE 4,221,968	Class 3 - scented sprays for air, rooms, motor vehicles and the like	October 9, 2012

Printouts from the USPTO’s TSDR and Assignment databases showing the current status and current title of Petitioner’s registrations are attached as Exhibits 1 and 2. Petitioner’s Registration No. 3,126,834 is valid, subsisting, and incontestable. Petitioner’s Registration No. 4,221,968 is valid and subsisting.

8. Petitioner will rely on all of its registered and common law rights in its mark BLACK ICE (“Petitioner’s Mark”).

9. Upon information and belief, Respondent did not use its mark in commerce on or in connection with Respondent’s Goods prior to April 13, 2011.

10. Upon information and belief, Respondent is not using the mark BLACK ICE in commerce on or in connection with each item of goods identified in Respondent’s Registration No. 4656511.

11. Respondent’s Mark BLACK ICE is identical to Petitioner’s Mark BLACK ICE.

12. Respondent’s Mark is confusingly similar to Petitioner’s Mark.

13. Petitioner’s Fragrancing Products and Respondent’s Goods include fragranced products.

14. Respondent’s Goods are related to Petitioner’s Fragrancing Products.

15. Upon information and belief, Respondent’s Goods under Respondent’s Mark are intended to be distributed through the same or overlapping channels of trade and to the same classes of purchasers as Petitioner’s Fragrancing Products under Petitioner’s Mark.

16. Respondent’s use and continued registration of Respondent’s Mark will enable Respondent to trade upon and utilize the goodwill established by Petitioner in Petitioner’s Mark.

17. Respondent’s BLACK ICE mark so resembles Petitioner’s BLACK ICE mark as to be likely, when used on or in connection with Respondent’s Goods, to cause confusion or mistake or to deceive purchasers resulting in damage and detriment to Petitioner and its reputation, all in violation of Section 2(d) of the Trademark Act, 15 USC §1052(d).

18. The *bona fides* of Respondent’s asserted intent-to-use Respondent’s Mark are not apparent from materials of record in the Section 1(b) application later issuing as Registration No. 4656511, and Petitioner therefore challenges same and leaves Respondent to its proofs with

regard to the nature and sufficiency of its intent to use for each item listed in the identification of goods at the time of filing Application Serial No. 85/293838, and at all times subsequent thereto.

19. Petitioner alleges that it will be damaged by the continued registration of Respondent's Mark, in that the mark is confusingly similar to Petitioner's Mark, and will be used on or in connection with goods identical or related to Petitioner's Fragrancing Products.

WHEREFORE, Petitioner, JULIUS SÄMANN LTD., prays that the Petition for Cancellation be granted, and that Registration No. 4656511 be cancelled.

POWER OF ATTORNEY

Petitioner has appointed ROBERTA S. BREN, and the following attorneys of the law firm of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., as its attorneys with full powers of substitution and revocation, to file and prosecute this Cancellation proceeding and to transact all business in the United States Patent and Trademark Office in connection herewith:

Norman F. Oblon
Marvin J. Spivak
Arthur I. Neustadt
Jeffrey H. Kaufman
Roberta S. Bren
Jonathan Hudis

Kathleen Cooney-Porter*
Beth A. Chapman*
Christopher I. Donahue
Kyoko Imai
Richard D. Kelly
James D. Hamilton

Eckhard H. Kuesters
Robert T. Pous
Charles L. Gholz
Stephen G. Baxter
Richard L. Treanor
Richard L. Chinn

Members of the Bar of Virginia (except as indicated)


*Member of the Bar other than Virginia

Please address all correspondence to ROBERTA S. BREN at OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., 1940 Duke Street, Alexandria, Virginia 22314.

If filed online, the required filing fee of \$300.00 for this Petition for Cancellation is being submitted through ESTTA. The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-2014.

Respectfully submitted,

JULIUS SÄMANN LTD.

By: 
Roberta S. Bren
Beth A. Chapman
OBLON, SPIVAK, MCCLELLAND,
MAIER & NEUSTADT, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmdocket@oblon.com
Counsel for Petitioner

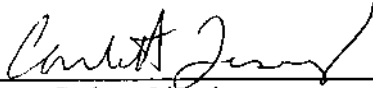
Dated: January 8, 2015

RSB/BAC/cli {11507075_1.DOC}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **PETITION FOR CANCELLATION** was served on Respondent at the correspondence address as identified by the records of the U.S. Patent and Trademark Office this 8th day of January 2015, by sending same, via First Class mail, postage prepaid, to:

Courtney Menges
Centric Group, LLC
1260 Andes Blvd.
Saint Louis, Missouri 63132



Carlette Lisenby

EXHIBIT 1

Generated on: This page was generated by TSDR on 2015-01-08 12:15:51 EST

Mark: BLACK ICE

BLACK ICE

US Serial Number: 78706367
US Registration Number: 3126834
Register: Principal
Mark Type: Trademark
Status: A Section 8 declaration has been accepted.
Status Date: Aug 27, 2011
Publication Date: May 16, 2006

Application Filing Date: Sep. 02, 2005
Registration Date: Aug. 08, 2006

Mark Information

Mark Literal Elements: BLACK ICE
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 parentheses (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and
- Asterisks *, * identify additional (new) wording in the goods/services

For: Air fresheners
International Class(es): 005 - Primary Class
Class Status: ACTIVE
Basis: 1(a)
First Use: Jul. 16, 2004
U.S. Class(es): 006, 018, 044, 048, 051, 052
Use in Commerce: Jul. 16, 2004

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Julius Samann Ltd.
Owner Address: P.O. Box HM 2085
Hamilton HM HX
BERMUDA
Legal Entity Type: CORPORATION
State or Country Where Organized: BERMUDA

Attorney/Correspondence Information

Attorney of Record
Attorney Name: Roberta S. Bren
Docket Number: 277962US35
Attorney Primary Email Address: rsdocket@oblon.com
Attorney Email Authorized: Yes
Correspondent
Correspondent Name/Address: Roberta S. Bren
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, L.L.P.
1940 DUKE STREET

JSL 002772

ALEXANDRIA, VIRGINIA 22314-3451
UNITED STATES

Phone: 703-413-3000

Fax: 703-413-2220

Correspondent e-mail: Imdocket@oblon.com

Correspondent e-mail Yes
Authorized:

Domestic Representative

Domestic Representative Name: Roberta S. Bren

Phone: 703-413-3000

Fax: 703-413-2220

Domestic Representative e-mail: Imdocket@oblon.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Feb. 27, 2014	NOTICE OF SUIT	
Oct. 01, 2013	NOTICE OF SUIT	
Mar. 21, 2013	NOTICE OF SUIT	
Aug. 03, 2012	NOTICE OF SUIT	
Oct. 20, 2011	SEC. 15 ACKNOWLEDGEMENT - E-MAILED	
Oct. 20, 2011	REGISTERED - SEC. 15 ACKNOWLEDGED	66607
Oct. 20, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Oct. 13, 2011	TEAS SECTION 15 RECEIVED	
Aug. 27, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Aug. 27, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED	71378
Aug. 27, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Aug. 16, 2011	TEAS SECTION 8 RECEIVED	
Jul. 20, 2011	NOTICE OF SUIT	
Jul. 18, 2011	NOTICE OF SUIT	
Aug. 08, 2006	REGISTERED-PRINCIPAL REGISTER	
May 16, 2006	PUBLISHED FOR OPPOSITION	
Apr. 26, 2006	NOTICE OF PUBLICATION	
Mar. 29, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	71466
Mar. 24, 2006	ASSIGNED TO LIE	71466
Mar. 18, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 17, 2006	ASSIGNED TO EXAMINER	78049
Oct. 24, 2005	AMENDMENT FROM APPLICANT ENTERED	74192
Oct. 05, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	74192
Oct. 05, 2005	PAPER RECEIVED	
Sep. 12, 2005	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 115

Date in Location: Oct 20, 2011

Proceedings

Summary

JSL 002773

Number of Proceedings: 3

Type of Proceeding: Cancellation

Proceeding Number: 92058751

Filing Date: Feb 20, 2014

Status: Terminated

Status Date: Jun 09, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: IgorJohn Philipps

Correspondent Address: IGOR JOHN PHILIPPS
190 HIGHWAY 7 WEST UNIT 28
BRAMPTON ON L7A 1A2
CANADA

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Cancelled - Section 18	<u>74338199</u>	<u>2120664</u>

Plaintiff(s)

Name: Julius Samann Ltd

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA 22314
UNITED STATES

Correspondent e-mail: lmrocket@oblon.com ; rbren@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>
BLACK ICE	Registered	<u>85568246</u>	<u>4221968</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE.	Feb 26, 2014	Apr 07, 2014
3	PENDING, INSTITUTED	Feb 26, 2014	
4	NOTICE OF DEFAULT	Apr 22, 2014	
5	80 DECISION: GRANTED	Jun 03, 2014	
6	COMM ORDER CANCELLING REG	Jun 09, 2014	
7	TERMINATED	Jun 09, 2014	

Type of Proceeding: Cancellation

Proceeding Number: 92054298

Filing Date: Jul 29, 2011

Status: Terminated

Status Date: Mar 15, 2012

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: MOBLEY PRODUCTS, INC.

Correspondent Address: DANIEL R BROWN
57 STAGE COACH ROAD
FORT WORTH TX, 76244
UNITED STATES

Correspondent e-mail: david@wonderwafers.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLUE ICE	Cancelled - Section 18	<u>77235102</u>	<u>3463795</u>

Plaintiff(s)

Name: JULIUS SAMANN LTD.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT
1940 DUKE STREET
ALEXANDRIA VA, 22314
UNITED STATES

JSL 002774

Correspondent e-mail: imdocket@oblon.com , rbren@oblon.com , bchapman@oblon.com , ndyson@oblon.com , cisenby@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 29, 2011	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Jul 30, 2011	Sep 08, 2011
3	PENDING, INSTITUTED	Jul 30, 2011	
4	ANSWER	Sep 09, 2011	
5	D'S INITIAL DISCLOSURES	Nov 07, 2011	
6	VOLUNTARY SURRENDER OF REGISTRATION	Jan 10, 2012	
7	BOARD'S DECISION, GRANTED	Jan 25, 2012	
8	COMM'R'S ORDER CANCELLING REGISTRATION	Mar 15, 2012	
9	TERMINATED	Mar 15, 2012	

Type of Proceeding: Opposition

Proceeding Number: 91200148

Filing Date: Jun 06, 2011

Status: Terminated

Status Date: Sep 13, 2011

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: D & J Distributing and Manufacturing dba Exotica Fresheners

Correspondent Address: D & J DISTRIBUTING AND MANUFACTURING
DBA EXOTICA FRESHENERS
1302 HOLLOWAY RD
HOLLAND OH , 43528-9538
UNITED STATES

Correspondent e-mail: sean@exoticalfresh.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ICEY BLACK	Abandoned - After Inter-Partes Decision	<u>85189556</u>	

Plaintiff(s)

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA , 22314
UNITED STATES

Correspondent e-mail: imdocket@oblon.com , rbren@oblon.com , ndyson@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 06, 2011	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Jun 07, 2011	Jul 17, 2011
3	PENDING, INSTITUTED	Jun 07, 2011	
4	NOTICE OF DEFAULT	Aug 02, 2011	
5	BOARD'S DECISION: SUSTAINED	Sep 13, 2011	
6	TERMINATED	Sep 13, 2011	

JSL 002775



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No assignment has been recorded at the USPTO

For Serial Number: 78706367

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Web interface last modified: July 25, 2014 v.2.5

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EXHIBIT 2

Generated on: This page was generated by TSDR on 2015-01-08 12:17:03 EST

Mark: BLACK ICE

BLACK ICE

US Serial Number: 85568246
Application Filing Date: Mar. 13, 2012
US Registration Number: 4221968
Registration Date: Oct. 09, 2012
Register: Principal
Mark Type: Trademark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Oct. 09, 2012
Publication Date: Jul. 24, 2012

Mark Information

Mark Literal Elements: BLACK ICE
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: 3126834

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: Scented sprays for air, rooms, motor vehicles and the like

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First User: Sep. 15, 2005

Use in Commerce: Sep. 15, 2005

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Julius Samann Ltd
Owner Address: P.O. Box HM 2085
Hamilton HMHX
BERMUDA
Legal Entity Type: CORPORATION
State or Country Where Organized: BERMUDA

Attorney/Correspondence Information

Attorney Name: Roberta S. Bren
Attorney Primary Email: trndocket@oblon.com
Attorney of Record
Docket Number: 396399US35
Attorney Email: No

JSL 002778

Address: Correspondent Authorized:

Correspondent Name/Address: ROBERTA S. BREN
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, L.L.P.
1940 DUKE ST
ALEXANDRIA, VIRGINIA 22314-3451
UNITED STATES

Phone: 703-413-3000 Fax: 703-413-2220

Correspondent e-mail: lmjdoctet@oblon.com rbren@oblon.com nayson@oblon.com Correspondent e-mail Authorized: Yes

Domestic Representative Name: Roberta S. Bren Phone: 703-413-3000

Fax: 703-413-2220

Domestic Representative e-mail: lmjdoctet@oblon.com Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Feb. 27, 2014	NOTICE OF SUIT	
Oct. 01, 2013	NOTICE OF SUIT	
Oct. 09, 2012	REGISTERED-PRINCIPAL REGISTER	
Jul. 24, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 24, 2012	PUBLISHED FOR OPPOSITION	
Jul. 04, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 18, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Jun. 13, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 13, 2012	ASSIGNED TO EXAMINER	77300
Apr. 03, 2012	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	73797
Mar. 29, 2012	ASSIGNED TO LIE	73797
Mar. 22, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 20, 2012	TEAS VOLUNTARY AMENDMENT RECEIVED	
Mar. 16, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION Date in Location: Oct. 09, 2012

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: 92058751 Filing Date: Feb 20, 2014

Status: Terminated Status Date: Jun 09, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: Igor John Philippos

Correspondent Address: IGOR JOHN PHILIPPOS
190 HIGHWAY 7 WEST, UNIT 28
BRAMPTON ON L7A 1A2
CANADA

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Cancelled - Section 18	74338199	2120664

Plaintiff(s)

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA , 22314
UNITED STATES

Correspondent e-mail: lmaddock@obion.com , rbren@obion.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Section 8 - Accepted	<u>78706367</u>	<u>3126834</u>
BLACK ICE	Registered	<u>85568246</u>	<u>4221968</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 26, 2014	Apr 07, 2014
3	PENDING. INSTITUTED	Feb 26, 2014	
4	NOTICE OF DEFAULT	Apr 22, 2014	
5	BD DECISION: GRANTED	Jun 03, 2014	
6	COMMR ORDER CANCELLING REG	Jun 09, 2014	
7	TERMINATED	Jun 09, 2014	



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No assignment has been recorded at the USPTO

For Serial Number: 85568246

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350, v.2.5
Web interface last modified: July 25, 2014 v.2.5

[HOME](#) | [INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [CONTACT US](#) | [PRIVACY STATEMENT](#)

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: January 9, 2015

Cancellation No. 92060648
Registration No. 4656511

CENTRIC GROUP LLC
1260 ANDES BLVD
ST LOUIS MO 63132 UNITED STATES

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA 22314 UNITED STATES

Lalita Greene, Paralegal Specialist:

The petitioner (plaintiff) identified above has filed a petition for cancellation of the above-identified registration owned by respondent (defendant). A service copy of the petition for cancellation was forwarded to respondent by the petitioner. An electronic version of the petition for cancellation, and of the entire proceeding, is viewable on the Board's web page via the TTABVUE link: <http://ttabvue.uspto.gov/ttabvue/>.

RESPONDENT MUST FILE AND SERVE ANSWER

As required in the schedule set forth below, **respondent must file an answer within forty (40) days from the mailing date of this order.** (For guidance regarding when a deadline falls on a Saturday, Sunday or federal holiday, see Trademark Rule 2.196.) Respondent's answer must comply with Fed. R. Civ. P. 8(b), must contain admissions or denials of the allegations in the petition for cancellation, and may include available defenses and counterclaims. For guidance regarding the form and content of

JSL 002782

an answer, *see* Trademark Rule 2.114(b), and TBMP §§ 311.01 and 311.02. Failure to file a timely answer may result in entry of default judgment and the cancellation of the registration.

SERVICE OF ANSWER AND OF ALL FILINGS

The answer, and **all** other filings in this proceeding, **must** be served in a manner specified in Trademark Rule 2.119(b), and **must** include proof of service. For guidance regarding the service and signing of all filings, *see* TBMP §§ 113-113.04. As noted in TBMP § 113.03, proof of service should be in the following certificate of service form:

I hereby certify that a true and complete copy of the foregoing (insert title of submission) has been served on (insert name of opposing counsel or party) by mailing said copy on (insert date of mailing), via First Class Mail, postage prepaid (or insert other appropriate method of delivery) to: (set out name and address of opposing counsel or party).

Signature _____

Date _____

The parties may agree to forward service copies by electronic transmission, *e.g.*, e-mail. *See* Trademark Rule 2.119(b)(6) and TBMP §113.04. Pursuant to Trademark Rule 2.119(c), however, five additional days are afforded only to actions taken in response to papers served by first-class mail, "Express Mail," or overnight courier, not by electronic transmission.

LEGAL RESOURCES AVAILABLE AT WEB PAGE

Proceedings will be conducted in accordance with the Trademark Rules of Practice, set forth in Title 37, part 2, of the Code of Federal Regulations. These rules, as well as amendments thereto, the Manual of Procedure (TBMP), information on Accelerated Case Resolution (ACR) and Alternative Dispute Resolution (ADR), and many Frequently Asked Questions, are available on the Board's web page, at:

<http://www.uspto.gov/trademarks/process/appeal/index.jsp>. For a general description of Board proceedings, *see* TBMP §102.03.

FILING PAPERS ONLINE

The link to the Board's electronic filing system, ESTTA (Electronic System for Trademark Trials and Appeals), is at the Board's web page, at:

<http://estta.uspto.gov/>. The Board **strongly encourages parties to use ESTTA** for all filings. ESTTA provides various electronic filing forms; some may be used as is, and others may require attachments. For technical difficulties with ESTTA, parties may call 571-272-8500. Due to potential

technical issues, parties should not wait until the last date of a deadline for filing papers. The Board may decline to consider any untimely filing.

PETITIONER'S OBLIGATION IF SERVICE IS INEFFECTIVE

If a service copy of the petition for cancellation is returned to petitioner as undeliverable or petitioner otherwise becomes aware that service has been ineffective, petitioner must notify the Board in writing within ten (10) days of receipt of the returned copy. Notification to the Board may be provided by any means available for filing papers with the Board, but preferably should be provided **by written notice filed through ESTTA**. For guidance regarding notice of ineffective service, *see* Trademark Rule 2.111(b) and TBMP § 309.02(c)(2).

While petitioner is under no obligation to search for current correspondence address information for, or investigate the whereabouts of, any respondent petitioner is unable to serve, if petitioner knows of any new address information for the respondent, petitioner must report the address to the Board. If a petitioner notifies the Board that a service copy sent to a respondent was returned or not delivered, including any case in which the notification includes a new address for the respondent discovered by or reported to petitioner, the Board will give notice under Trademark Rule 2.118.

FORMAT FOR ALL FILINGS

Trademark Rule 2.126 sets forth the required form and format for all filings. The Board may **decline to consider** any filing that does not comply with this rule, including, but not limited to motions, briefs, exhibits and deposition transcripts.

CONFERENCE, DISCOVERY, DISCLOSURE AND TRIAL SCHEDULE

Time to Answer	2/18/2015
Deadline for Discovery Conference	3/20/2015
Discovery Opens	3/20/2015
Initial Disclosures Due	4/19/2015
Expert Disclosures Due	8/17/2015
Discovery Closes	9/16/2015
Plaintiff's Pretrial Disclosures	10/31/2015
Plaintiff's 30-day Trial Period Ends	12/15/2015
Defendant's Pretrial Disclosures	12/30/2015
Defendant's 30-day Trial Period Ends	2/13/2016
Plaintiff's Rebuttal Disclosures	2/28/2016
Plaintiff's 15-day Rebuttal Period Ends	3/29/2016

PARTIES ARE REQUIRED TO HOLD DISCOVERY CONFERENCE

As noted in the schedule above, the parties are required to schedule and to participate with each other in a discovery conference by the deadline in the schedule. For guidance, see Fed. R. Civ. P. 26(f), Trademark Rule 2.120(a)(2), and TBMP § 401.01. In the conference, the parties are required to discuss (1) the nature of and basis for their respective claims and defenses, (2) the possibility of settling or at least narrowing the scope of claims or defenses, and (3) arrangements for disclosures, discovery and introduction of evidence at trial, if the parties are unable to settle at this time.

Discussion of amendments of otherwise prescribed procedures can include limitations on disclosures and/or discovery, willingness to stipulate to facts, and willingness to stipulate to more efficient options for introducing at trial information or materials obtained through disclosures or discovery.

The parties must hold the conference in person, by telephone, or by any means on which they agree. A Board interlocutory attorney or administrative trademark judge will participate in the conference, upon request of any party, provided that such request is made no later than ten (10) days prior to the conference deadline. See Trademark Rule 2.120(a)(2). A request for Board participation must be made either through an ESTTA filing, or by telephone call to the assigned interlocutory attorney whose name is on the TTABVue record for this proceeding. A party should request Board participation only after the parties have agreed on possible dates and times for the conference. A conference with the participation of a Board attorney will be by telephone, and the parties shall place the call at the agreed date and time, in the absence of other arrangements made with the Board attorney.

PROTECTIVE ORDER FOR CONFIDENTIAL INFORMATION

The Board's Standard Protective Order is applicable, and is available at: <http://www.uspto.gov/trademarks/process/appeal/guidelines/stndagmnt.jsp>.

During their conference, the parties should discuss whether they agree to supplement or amend the standard order, or substitute a protective agreement of their choosing, subject to approval by the Board. See Trademark Rule 2.116(g) and TBMP § 412. The standard order does not automatically protect a party's confidential information and its provisions for the designation of confidential information must be utilized as needed by the parties.

ACCELERATED CASE RESOLUTION

During their conference, the parties should discuss whether they wish to seek mediation or arbitration, and whether they can stipulate to follow the Board's Accelerated Case Resolution (ACR) process for a more efficient and economical means of obtaining the Board's determination of the proceeding. For guidance regarding ACR, see TBMP § 528. Detailed information on ACR, and examples of ACR cases and suggestions, are available at the Board's webpage, at: <http://www.uspto.gov/trademarks/process/appeal/index.jsp>.

DISCOVERY AND INTERLOCUTORY PROCEDURES

For guidance regarding discovery, see Trademark Rule 2.120 and TBMP Chapter 400, regarding the deadline for and contents of initial disclosures, see Trademark Rule 2.120(a)(2) and TBMP § 401.02, and regarding the discoverability of various matters, see TBMP § 414. Certain provisions of Fed. R. Civ. P. 26 are applicable in modified form. The interlocutory attorney has discretion to require the parties, or to grant a request made by one or both parties, to resolve matters of concern to the Board, or a contested motion, by telephone conference. See Trademark Rule 2.120(i)(1) and TBMP § 502.06(a).

TRIAL

For guidance regarding trial and testimony procedures, see Trademark Rules 2.121, 2.123 and 2.125, as well as TBMP Chapter 700. The parties should review authorities regarding the introduction of evidence during the trial phase, including by notice of reliance and by taking testimony from witnesses. For instance, any notice of reliance must be filed during the filing party's assigned testimony period, with a copy served on all other parties, and any testimony of a witness must be both noticed and taken during the party's testimony period. A party that has taken testimony must serve on each adverse party a copy of the transcript of such testimony, together with copies of any exhibits introduced during the testimony, within thirty (30) days after completion of the testimony deposition.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing is not required, but will be scheduled upon request of any party, pursuant to Trademark Rule 2.129. For guidance regarding briefing and an oral hearing, *see* TBMP §§ 801-802.

PARTIES NOT REPRESENTED BY COUNSEL

This proceeding is similar to a civil action in a federal district court. The Board **strongly** advises all parties to secure the services of an attorney who is familiar with trademark law and Board procedure. Strict compliance with the Trademark Rules of Practice and, where applicable, the Federal Rules of Civil Procedure, is required of all parties, whether or not they are represented by counsel. Parties not represented by such an attorney are directed to read the Frequently Asked Questions, available at the Board's web page: <http://www.uspto.gov/trademarks/process/appeal/index.jsp>.

PARTIES MUST NOTIFY BOARD OF OTHER PENDING ACTIONS

If the parties are, or during the pendency of this proceeding become, parties in another Board proceeding or a civil action involving the same or related marks, or involving any issues of law or fact which are also in this proceeding, they shall notify the Board immediately, so the Board can consider whether consolidation and/or suspension of proceedings is appropriate. *See* TBMP § 511.

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA656496**

Filing date: **02/18/2015**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	CENTRIC GROUP LLC 1260 ANDES BLVD ST LOUIS, MO 63132 UNITED STATES trademark@centricpgroup.com, cmenges@centricgroup.com, alee@centricgroup.com
Submission	Answer
Filer's Name	Courtney Menges
Filer's e-mail	cmenges@centricgroup.com, trademark@centricgroup.com
Signature	/Courtney Menges/
Date	02/18/2015
Attachments	2015-2-18 BLACK ICE Answer to Petition for Cancellation.pdf(717043 bytes)

JSL 002788

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

JULIUS SAMANN LTD.,

Petitioner,

v.

CENTRIC GROUP, L.L.C.,

Respondent.

Cancellation No.: 92060648

Registration No.: 4656511

Mark: BLACK ICE

ANSWER TO PETITION FOR CANCELLATION

Centric Group, L.L.C. ("Respondent"), in response to the Petition for Cancellation of the above-referenced registration, answers as follows:

Introductory Paragraph: Respondent is without sufficient information to admit or deny the allegations set forth in the un-numbered, introductory paragraph of the Petition for Cancellation and therefore denies the same. Respondent specifically denies that Petitioner will be damaged by Registration No. 4656511.

1. Respondent owns Registration No. 4656511. Respondent further states that the best evidence of Registration No. 4656511 and the application therefor, is the registration/application themselves and the USPTO file history therefor. To the extent any allegation of Paragraph 1 is inconsistent with the registration, the application or the file history therefor, Respondent denies that allegation.

2. Respondent states that the best evidence of Registration No. 4656511 and the application therefor, is the registration/application themselves and the USPTO file history therefor. To the extent any allegation of Paragraph 2 is inconsistent with the registration, application or the file history therefor, Respondent denies that allegation.

3. Respondent states that the best evidence of Registration No. 4656511 and the application therefor, is the registration/application themselves and the USPTO file history therefor. To the extent any allegation of Paragraph 3 is inconsistent with the registration, application or the file history therefor, Respondent denies that allegation.

4. Respondent states that the best evidence of Registration No. 4656511 and the application therefor, is the registration/application themselves and the USPTO file history therefor. To the extent any allegation of Paragraph 4 is inconsistent with the registration, application or the file history therefor, Respondent denies that allegation.

5. Respondent is without sufficient information on which to admit or deny the allegations set forth in Paragraph 5 and therefore denies the same.

6. Respondent is without sufficient information on which to admit or deny the allegations set forth in Paragraph 6 and therefore denies the same.

7. Respondent is without sufficient information on which to admit or deny the allegations set forth in Paragraph 7 and therefore denies the same.

8. Respondent is without sufficient information on which to admit or deny the allegations set forth in Paragraph 8 and therefore denies the same.

9. Respondent is without sufficient information on which to admit or deny the allegations in Paragraph 9 and therefore denies the same.

10. Deny the allegations in Paragraph 10.

11. Deny the allegations in Paragraph 11.

12. Deny the allegations in Paragraph 12.

13. Deny the allegations in Paragraph 13.

14. Deny the allegations in Paragraph 14.

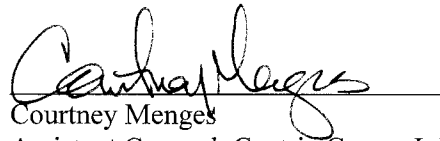
15. Deny the allegations in Paragraph 15.
16. Deny the allegations in Paragraph 16.
17. Deny the allegations in Paragraph 17.
18. Deny the allegations in Paragraph 18.
19. Deny the allegations in Paragraph 19.

To the extent any allegation of the Petition for Cancellation is not expressly and specifically admitted herein, that allegation is hereby denied.

WHEREFORE, Respondent prays that Petitioner's Petition for Cancellation be denied.

Respectfully submitted,

By:

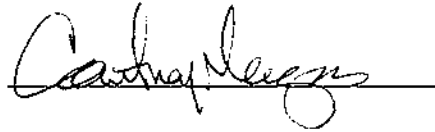


Courtney Menges
Assistant Counsel, Centric Group, L.L.C.
1260 Andes Blvd.
St. Louis, MO 63132
Telephone: (314) 214-2829
Facsimile: (314) 214-1158
Email: cmenges@centricgroup.com
Counsel for Respondent

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing *Answer to Petition for Cancellation* has been served on the following by mailing said copy on February 18, 2015 via FedEx mail:

Roberta S. Bren
OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314

A handwritten signature in cursive script, appearing to read "Cathryn Higgins", is written over a horizontal line.

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA673881**

Filing date: **05/22/2015**

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

Proceeding	92060648
Party	Plaintiff Julius SÄmann Ltd.
Correspondence Address	ROBERTA S BREN OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP 1940 DUKE STREET ALEXANDRIA, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
Submission	Other Motions/Papers
Filer's Name	Roberta S. Bren
Filer's e-mail	tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
Signature	/roberta s. bren/cli/
Date	05/22/2015
Attachments	92060648-Motion to Extend with Consent.pdf(58919 bytes)

JSL 002793


Registration No. 4,656,511

JSL 002794

In addition, both parties have served discovery requests, and the parties agree to a 60-day extension of the respective due dates. Respondent's Responses to Petitioner's First Set of Interrogatories and First Requests for Production are due July 23, 2015, and Petitioner's Responses to Respondent's First Set of Interrogatories and First Requests for Production are due September 2, 2015.

This extension was agreed to by Courtney Menges, counsel for Registrant, in a May 21, 2015 email exchange with Roberta S. Bren, undersigned counsel for Petitioner.

Respectfully submitted,

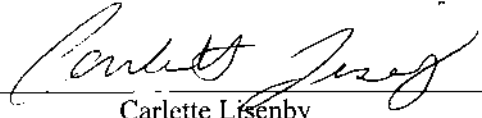
By: 
Roberta S. Bren
Oblon, McClelland,
Maier & Neustadt, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmdocket@oblon.com
Counsel for Petitioner

Date: May 22, 2015
RSB/BAC/nmd/cli {12278286_1.DOCX}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **MOTION TO EXTEND DISCOVERY AND TRIAL DATES (WITH CONSENT)** was served on counsel for CENTRIC GROUP, L.L.C, this 22nd day of May, 2015, by sending same via First Class mail, postage prepaid, to:

Courtney Menges, Esq.
Assistant Counsel
Centric Group, LLC
1260 Andes Blvd.
St. Louis, MO 63132



Carlette Lisenby

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: May 26, 2015

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Petitioner's consented motion filed May 22, 2015 to extend disclosure, discovery and trial dates is granted.¹ Trademark Rule 2.127(a).

Trial dates are reset in accordance with Petitioner's motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

¹ Registrant's answer to the petition to cancel, filed February 18, 2015 is noted and accepted.

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA685197**

Filing date: **07/22/2015**

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

Proceeding	92060648
Party	Plaintiff Julius SÄmann Ltd.
Correspondence Address	ROBERTA S BREN OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP 1940 DUKE STREET ALEXANDRIA, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Roberta S. Bren
Filer's e-mail	tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
Signature	/Roberta S. Bren/nmd/
Date	07/22/2015
Attachments	CONSENTED MOTION TO EXTEND.pdf(102579 bytes)

JSL 002798

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

JULIUS SÄMANN LTD.,

Petitioner,

v.

CENTRIC GROUP, L.L.C,

Respondent.

Cancellation No.: 92/060,648

Registration No. 4,656,511

MOTION TO EXTEND DISCOVERY
AND TRIAL DATES (WITH CONSENT)

Based on settlement discussions, Petitioner, Julius Sämann Ltd., through its undersigned counsel, hereby moves to extend the discovery and trial dates in the above-captioned proceeding for a period of 1-month, as follows:

Expert Disclosures Due	November 16, 2015
Discovery Closes	December 15, 2015
Plaintiff's Pretrial Disclosures	January 30, 2016
Plaintiff's 30-day Trial Period Ends	March 13, 2016
Defendant's Pretrial Disclosures	March 28, 2016
Defendant's 30-day Trial Period Ends	May 13, 2016
Plaintiff's Rebuttal Disclosures	May 28, 2016
Plaintiff's 15-day Rebuttal Period Ends	June 28, 2016

In addition, both parties have served discovery requests, and the parties agree to a 1-month extension of the respective due dates. Respondent's Responses to Petitioner's First Set of Interrogatories and First Requests for Production are due August 23, 2015, and Petitioner's Responses to Respondent's First Set of Interrogatories and First Requests for Production are due October 2, 2015.

This extension was agreed to by Courtney Menges, counsel for Registrant, on July 22, 2015 during a telephone discussion with Roberta S. Bren, undersigned counsel for Petitioner.

Respectfully submitted,

By:



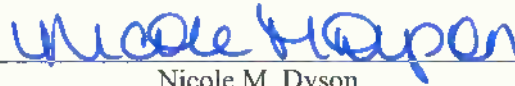
Roberta S. Bren
Oblon, McClelland,
Maier & Neustadt, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmdocket@oblon.com
Counsel for Petitioner

Date: July 22, 2015
RSB/BAC/nmd {12624609_1.docx}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **MOTION TO EXTEND DISCOVERY AND TRIAL DATES (WITH CONSENT)** was served on counsel for CENTRIC GROUP, L.L.C, this 22nd day of July, 2015, by sending same via First Class mail, postage prepaid, to:

Courtney Menges, Esq.
Assistant Counsel
Centric Group, LLC
1260 Andes Blvd.
St. Louis, MO 63132



Nicole M. Dyson

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: August 1, 2015

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Petitioner's consented motion filed July 22, 2015 to extend disclosure, discovery and trial dates is granted. Trademark Rule 2.127(a).

Trial dates are reset in accordance with Petitioner's motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA689063**

Filing date: **08/12/2015**

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

Proceeding	92060648
Party	Plaintiff Julius SÄmann Ltd.
Correspondence Address	ROBERTA S BREN OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP 1940 DUKE STREET ALEXANDRIA, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Roberta S. Bren
Filer's e-mail	tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
Signature	/Roberta S. Bren/nmd/
Date	08/12/2015
Attachments	BLACK ICE - EXTENSION.pdf(103482 bytes)

JSL 002803

Attorney Docket No.: 446200US35

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

JULIUS SÄMANN LTD.,)	
)	
)	
Petitioner,)	
)	
v.	)	Cancellation No.: 92/060,648
	)	Registration No. 4,656,511
CENTRIC GROUP, L.L.C.,)	
)	
Respondent.)	
)	

MOTION TO EXTEND DISCOVERY
AND TRIAL DATES (WITH CONSENT)

Petitioner, Julius Sämann Ltd., through its undersigned counsel, hereby moves to extend the discovery and trial dates in the above-captioned proceeding pursuant to the request of Centric Group, L.L.C., for a period of 60 days, as follows:

Expert Disclosures Due	January 15, 2016
Discovery Closes	February 13, 2016
Plaintiff's Pretrial Disclosures	March 30, 2016
Plaintiff's 30-day Trial Period Ends	May 12, 2016
Defendant's Pretrial Disclosures	May 27, 2016
Defendant's 30-day Trial Period Ends	July 12, 2016
Plaintiff's Rebuttal Disclosures	July 27, 2016
Plaintiff's 15-day Rebuttal Period Ends	August 27, 2016

In addition, both parties have served discovery requests, and the parties agree to a 60 day extension of the respective due dates. Respondent's Responses to Petitioner's First Set of Interrogatories and First Requests for Production are due October 22, 2015, and Petitioner's Responses to Respondent's First Set of Interrogatories and First Requests for Production are due December 1, 2015.

This extension was agreed to by Courtney Menges, counsel for Registrant, on August 12, 2015 during an e-mail exchange with Roberta S. Bren, undersigned counsel for Petitioner.

Respectfully submitted,

By: Roberta S. Bren
Roberta S. Bren
Oblon, McClelland,
Maier & Neustadt, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmockett@oblon.com
Counsel for Petitioner

Date: August 12, 2015
RSB/BAC/nmd {12743734_1.docx}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **MOTION TO EXTEND DISCOVERY AND TRIAL DATES (WITH CONSENT)** was served on counsel for CENTRIC GROUP, L.L.C, this 12th day of August, 2015, by sending same via First Class mail, postage prepaid, to:

Courtney Menges, Esq.
Assistant Counsel
Centric Group, LLC
1260 Andes Blvd.
St. Louis, MO 63132



Nicole M. Dyson

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA689671**

Filing date: **08/14/2015**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	COURTNEY MEGES CENTRIC GROUP LLC 1260 ANDES BLVD ST LOUIS, MO 63132 UNITED STATES trademark@centricpgroup.com, cmenges@centricgroup.com, alee@centricgroup.com
Submission	Appearance of Counsel/Power of Attorney
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	08/14/2015
Attachments	entry of appearance.pdf(71931 bytes)

JSL 002807

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

ENTRY OF APPEARANCE

Thomas A. Polcyn and Hadi S. Al-Shathir, of the firm Thompson Coburn LLP, hereby appear as attorneys of record on behalf of Respondent Centric Group, L.L.C. in the above-captioned matter.

Respectfully submitted,

THOMPSON COBURN LLP

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com
urogers@thompsoncoburn.com
ipdocket@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via First Class Mail, postage prepaid, this 14th day of August, 2015, to the following:

Roberta S. Bren
Oblon, McClelland Maier & Neustadt, LLP
1940 Duke Street
Alexandria, Virginia 22314

/s/ Hadi S. Al-Shathir

Trademark Trial and Appeal Board Electronic Filing System. <http://estta.uspto.gov>

ESTTA Tracking number: **ESTTA689674**

Filing date: **08/14/2015**

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

Change of Correspondence Address

Proceeding.	92060648
Defendant	Defendant Centric Group, L.L.C.

Please change the correspondence address for the above party here as follows:

Old Correspondence Address	COURTNEY MEGES CENTRIC GROUP LLC 1260 ANDES BLVD ST LOUIS, MO 63132 UNITED STATES trademark@centricgroup.com, cmenges@centricgroup.com, alee@centricgroup.com
New Correspondence Address	Hadi S. Al-Shathir Thompson Coburn LLP One US Bank Plaza St. Louis, MO 63101 UNITED STATES tpolcyn@thompsoncoburn.com, hal- shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, uro- gers@thompsoncoburn.com

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,
/s/ Hadi S. Al-Shathir
Hadi S. Al-Shathir
hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com
08/14/2015

JSL 002810

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: August 19, 2015

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Petitioner's consented motion filed August 12, 2015 to extend disclosure, discovery and trial dates is granted.¹ Trademark Rule 2.127(a).

Trial dates are reset in accordance with Petitioner's motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

¹ Registrant's change of correspondence address, filed August 14, 2015 is noted and made of record.

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA703536**

Filing date: **10/21/2015**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	HADI S AL-SHATHIR THOMPSON COBURN LLP ONE US BANK PLAZA ST LOUIS, MO 63101-1611 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, urogers@thompsoncoburn.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, ipdocket@thompsoncoburn.com, uro- gers@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	10/21/2015
Attachments	consent motion.pdf(80818 bytes)

JSL 002812

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

CENTRIC'S CONSENT MOTION TO AMEND SCHEDULING ORDER

With the consent of Petitioner Julius Sämann Ltd., Respondent Centric Group, L.L.C. requests a 30 day extension of the discovery and trial periods. The grounds for this consent motion are settlement discussions. The proposed case schedule is as follows:

Expert Disclosures Due:	2/14/2016
Discovery Period to Close:	3/14/2016
Plaintiff Pretrial Disclosures:	4/29/2016
Plaintiff's 30-day Trial Period Ends:	6/11/2016
Defendant's Pretrial Disclosures:	6/26/2016
Defendant's 30-day Trial Period Ends:	8/11/2016
Plaintiff's Rebuttal Disclosures:	8/26/2016
Plaintiff's 15-day Rebuttal Period Ends:	9/26/2016

The parties also agree to a 30 day extension of the deadlines for responding to their respective written discovery requests. Respondent's responses to Petitioner's first set of interrogatories and first requests for production are due on November 23, 2015. Petitioner's

responses to Respondent's first set of interrogatories and first requests for production are due on December 31, 2015.

Respectfully submitted,

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com
urogers@thompsoncoburn.com
ipdocket@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via First Class Mail, postage prepaid, this 21st day of October, 2015, to the following:

Roberta S. Bren
Oblon, McClelland Maier & Neustadt, LLP
1940 Duke Street
Alexandria, Virginia 22314

/s/ Hadi S. Al-Shathir

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: October 27, 2015

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Respondent's consented motion filed October 21, 2015 to extend disclosure, discovery and trial dates is granted. Trademark Rule 2.127(a).

Trial dates are reset in accordance with respondent's motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

JSL 002815

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA710833**

Filing date: **11/25/2015**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	HADI S AL-SHATHIR THOMPSON COBURN LLP ONE US BANK PLAZA ST LOUIS, MO 63101-1611 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, urogers@thompsoncoburn.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com, ipdock- et@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	11/25/2015
Attachments	consent motion to amend CMO.pdf(84308 bytes)

JSL 002816

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

CENTRIC'S CONSENT MOTION TO AMEND SCHEDULING ORDER

With the consent of Petitioner Julius Sämann Ltd., Respondent Centric Group, L.L.C. requests a 30 day extension of the discovery and trial periods. The grounds for this consent motion are settlement discussions. The proposed case schedule is as follows:

Expert Disclosures Due:	3/15/2016
Discovery Period to Close:	4/13/2016
Plaintiff Pretrial Disclosures:	5/29/2016
Plaintiff's 30-day Trial Period Ends:	7/11/2016
Defendant's Pretrial Disclosures:	7/26/2016
Defendant's 30-day Trial Period Ends:	9/10/2016
Plaintiff's Rebuttal Disclosures:	9/25/2016
Plaintiff's 15-day Rebuttal Period Ends:	10/26/2016

The parties also agree to a 30 day extension of the deadlines for responding to their respective written discovery requests. Respondent's responses to Petitioner's first set of interrogatories and first requests for production are due on December 21, 2015. Petitioner's

responses to Respondent's first set of interrogatories and first requests for production are due on January 30, 2016.

Respectfully submitted,

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com
urogers@thompsoncoburn.com
ipdocket@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via First Class Mail, postage prepaid, this 25th day of November, 2015, to the following:

Roberta S. Bren
Oblon, McClelland Maier & Neustadt, LLP
1940 Duke Street
Alexandria, Virginia 22314

/s/ Hadi S. Al-Shathir

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: December 4, 2015

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Respondent's consented motion filed November 25, 2015 to extend disclosure, discovery and trial dates is granted. Trademark Rule 2.127(a).

Trial dates are reset in accordance with Respondent's motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA715935**

Filing date: **12/21/2015**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	HADI S AL-SHATHIR THOMPSON COBURN LLP ONE US BANK PLAZA ST LOUIS, MO 63101-1611 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, urogers@thompsoncoburn.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, ipdocket@thompsoncoburn.com, uro- gers@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	12/21/2015
Attachments	consent motion to amend CMO.pdf(83902 bytes)

JSL 002820

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

CENTRIC'S CONSENT MOTION TO AMEND SCHEDULING ORDER

With the consent of Petitioner Julius Sämann Ltd., Respondent Centric Group, L.L.C. requests a 30 day extension of the discovery and trial periods. The grounds for this consent motion are settlement discussions. The proposed case schedule is as follows:

Expert Disclosures Due:	4/14/2016
Discovery Period to Close:	5/13/2016
Plaintiff Pretrial Disclosures:	6/28/2016
Plaintiff's 30-day Trial Period Ends:	8/10/2016
Defendant's Pretrial Disclosures:	8/25/2016
Defendant's 30-day Trial Period Ends:	10/10/2016
Plaintiff's Rebuttal Disclosures:	10/25/2016
Plaintiff's 15-day Rebuttal Period Ends:	11/25/2016

The parties also agree to a 30 day extension of the deadlines for responding to their respective written discovery requests. Respondent's responses to Petitioner's first set of interrogatories and first requests for production are due on January 20, 2016. Petitioner's

responses to Respondent's first set of interrogatories and first requests for production are due on February 29, 2016.

Respectfully submitted,

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com
urogers@thompsoncoburn.com
ipdocket@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via First Class Mail, postage prepaid, this 21st day of December, 2015, to the following:

Roberta S. Bren
Oblon, McClelland Maier & Neustadt, LLP
1940 Duke Street
Alexandria, Virginia 22314

/s/ Hadi S. Al-Shathir

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: January 11, 2016

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Nicole Thier, Paralegal Specialist:

Respondent's consented motion filed December 21, 2015 to extend disclosure, discovery and trial dates is granted. Trademark Rule 2.127(a).

Trial dates are reset in accordance with Respondent's consented motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA721500**

Filing date: **01/20/2016**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	HADI S AL-SHATHIR THOMPSON COBURN LLP ONE US BANK PLAZA ST LOUIS, MO 63101-1611 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, urogers@thompsoncoburn.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com, ipdock- et@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	01/20/2016
Attachments	consent motion.pdf(81083 bytes)

JSL 002824

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

CENTRIC'S CONSENT MOTION TO AMEND SCHEDULING ORDER

With the consent of Petitioner Julius Sämann Ltd., Respondent Centric Group, L.L.C. requests a 30 day extension of the discovery and trial periods. The grounds for this consent motion are settlement discussions. The proposed case schedule is as follows:

Expert Disclosures Due:	5/14/2016
Discovery Period to Close:	6/12/2016
Plaintiff Pretrial Disclosures:	7/28/2016
Plaintiff's 30-day Trial Period Ends:	9/9/2016
Defendant's Pretrial Disclosures:	9/24/2016
Defendant's 30-day Trial Period Ends:	11/9/2016
Plaintiff's Rebuttal Disclosures:	11/24/2016
Plaintiff's 15-day Rebuttal Period Ends:	12/25/2016

The parties also agree to a 30 day extension of the deadlines for responding to their respective written discovery requests. Respondent's responses to Petitioner's first set of interrogatories and first requests for production are due on February 19, 2016. Petitioner's

responses to Respondent's first set of interrogatories and first requests for production are due on March 30, 2016.

Respectfully submitted,

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com
urogers@thompsoncoburn.com
ipdocket@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via First Class Mail, postage prepaid, this 20th day of January, 2015, to the following:

Roberta S. Bren
Muncy, Geissler, Olds & Lowe, PC
4000 Legato Road
Suite 310
Fairfax, VA 22033

/s/ Hadi S. Al-Shathir

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: January 25, 2016

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Respondent's consented motion filed January 20, 2016 to extend disclosure, discovery and trial dates is granted. Trademark Rule 2.127(a).

Trial dates are reset in accordance with Respondent's motion.

If the parties agree to another extension or suspension, they will be expected to report to the Board on the progress of discovery, or of any ongoing settlement negotiations. Such report must include: a recitation of discovery taken to date, a statement of issues that have been resolved and issues that remain to be resolved, and a firm timetable for resolution. Absent such a report, any future motion to extend or suspend may not be approved, even though agreed to by the parties.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA722962**

Filing date: **01/27/2016**

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

Change of Correspondence Address

Proceeding.	92060648
Plaintiff	Plaintiff Julius Sämann Ltd.

Please change the correspondence address for the above party here as follows:

Old Correspondence Address	ROBERTA S BREN OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP 1940 DUKE STREET ALEXANDRIA, VA 22314 UNITED STATES tmdocket@oblon.com, rbren@oblon.com, bchapman@oblon.com
New Correspondence Address	ROBERTA S BREN MUNCY, GEISSLER, OLDS & LOWE, P.C. 4000 Legato Road, Suite 310 FAIRFAX, VA 22033 UNITED STATES mailroom@mg-ip.com, rsb@mg-ip.com, bac@mg-ip.com Phone:(703) 621-7140 Ext. 148

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,
/Roberta S. Bren/
Roberta S. Bren
mailroom@mg-ip.com, rsb@mg-ip.com, bac@mg-ip.com
01/27/2016

JSL 002829

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA730039**

Filing date: **02/29/2016**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	HADI S AL-SHATHIR THOMPSON COBURN LLP ONE US BANK PLAZA ST LOUIS, MO 63101-1611 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, urogers@thompsoncoburn.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com, ipdock- et@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	02/29/2016
Attachments	consent motion.pdf(85863 bytes)

JSL 002830

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

CENTRIC'S CONSENT MOTION TO AMEND SCHEDULING ORDER

With the consent of Petitioner Julius Sämann Ltd., Respondent Centric Group, L.L.C. requests a 30 day extension of the discovery and trial periods. The grounds for this consent motion are settlement discussions. The proposed case schedule is as follows:

Expert Disclosures Due:	6/13/2016
Discovery Period to Close:	7/12/2016
Plaintiff Pretrial Disclosures:	8/27/2016
Plaintiff's 30-day Trial Period Ends:	10/9/2016
Defendant's Pretrial Disclosures:	10/24/2016
Defendant's 30-day Trial Period Ends:	12/9/2016
Plaintiff's Rebuttal Disclosures:	12/24/2016
Plaintiff's 15-day Rebuttal Period Ends:	1/24/2017

The parties also agree to a 30 day extension of the deadlines for responding to their respective written discovery requests. Respondent's responses to Petitioner's first set of interrogatories and first requests for production are due on March 20, 2016. Petitioner's

responses to Respondent's first set of interrogatories and first requests for production are due on April 29, 2016.

In response to the Board's requirement for a report regarding settlement discussions, Respondent provides the following report.

The parties have been attempting to reach an amicable resolution of this dispute. The parties have exchanged multiple drafts of a written settlement agreement and are in negotiations regarding a few unresolved provisions. During the last extension period, the parties communicated via email regarding the written settlement agreement on January 21, 2016; February 4, 2016; February 8, 2016; February 16, 2016; and February 19, 2016. Counsel for each party remain hopeful that, with additional time for evaluation and discussion, an amicable resolution can be reached. The parties will likely know within the extended period whether settlement can be reached or whether the parties need to proceed with the cancellation.

Accordingly, this consent motion is supported by good cause and is not made for purposes of delay. Additional time is needed for the parties to continue their discussions to determine if the proceeding can be resolved through an agreement. The extension will allow the parties to continue to focus on settlement discussions without incurring potentially needless litigation costs.

Respectfully submitted,

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via First Class Mail, postage prepaid, this 29th day of February, 2016, to the following:

Roberta S. Bren
Muncy, Geissler, Olds & Lowe, PC
4000 Legato Road
Suite 310
Fairfax, VA 22033

/s/ Hadi S. Al-Shathir

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: March 2, 2016

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Amy Matelski, Paralegal Specialist:

Respondent's consented motion filed February 29, 2016 to extend disclosure, discovery and trial dates is granted.¹ Trademark Rule 2.127(a).

Trial dates are reset in accordance with Respondent's motion.

Inasmuch as Respondent has provided the Board with an updated report of the parties settlement discussions as previously required, the parties are reminded that there is a continuing obligation to provide good cause in the form of detailed progress reports for any further extension or suspension requests.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

¹ Opposer's change of correspondence address, filed January 27, 2016 is noted and made of record.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA734363**

Filing date: **03/18/2016**

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

Proceeding	92060648
Party	Defendant Centric Group, L.L.C.
Correspondence Address	HADI S AL-SHATHIR THOMPSON COBURN LLP ONE US BANK PLAZA ST LOUIS, MO 63101-1611 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, ipdock- et@thompsoncoburn.com, urogers@thompsoncoburn.com
Submission	Voluntary Surrender Of Registration
Filer's Name	Hadi S. Al-Shathir
Filer's e-mail	hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com, ipdock- et@thompsoncoburn.com
Signature	/s/ Hadi S. Al-Shathir
Date	03/18/2016
Attachments	BLACK ICE.pdf(82383 bytes)

JSL 002836

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

Julius Sämann Ltd.,)	
	)	Canc. No. 92060648
Petitioner,)	
	)	Directed to U.S. Reg. No. 4656511
v.)	
)	
Centric Group, L.L.C.,)	
)	
Respondent.)	

CENTRIC'S VOLUNTARY CANCELLATION OF REGISTRATION

With the consent of Petitioner Julius Sämann Ltd., Respondent Centric Group, L.L.C.
voluntarily cancels U.S. Registration No. 4656511 for the mark BLACK ICE.

Respectfully submitted,

By: /s/ Hadi S. Al-Shathir
Thomas A. Polcyn
Hadi S. Al-Shathir
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101-1611
Phone: 314-552-6000
tpolcyn@thompsoncoburn.com
hal-shathir@thompsoncoburn.com

Attorneys for Respondent Centric Group, L.L.C.

Consented To By: /s/ Roberta S. Bren
Roberta S. Bren
Muncy, Geissler, Olds & Lowe, PC
4000 Legato Road, Suite 310
Fairfax, VA 22033
Phone: 703-621-7140
rsb@mg-ip.com

Attorneys for Petitioner Julius Sämann Ltd.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via email, by stipulation, this 18th day of March, 2016, to the following:

Roberta S. Bren
Muncy, Geissler, Olds & Lowe, PC
4000 Legato Road, Suite 310
Fairfax, VA 22033

/s/ Hadi S. Al-Shathir

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Tdc

Mailed: April 4, 2016

Cancellation No. 92060648

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

By the Trademark Trial and Appeal Board:

On March 18, 2016, Respondent filed a voluntary surrender of its Registration No. 4656511 under Section 7(e) of the Trademark Act, with Petitioner's written consent.

In view thereof, the petition to cancel is dismissed without prejudice in accordance with Trademark Rule 2.134(a), and the Registration No. 4656511 will be cancelled in due course by the Commissioner for Trademarks.

JSL 002839

Tdc

U. S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

Julius Sämann Ltd.

v.

Centric Group, L.L.C.

Cancellation No. 92060648

Roberta S. Bren of Muncy Geissler Olds & Lowe, PC for Julius Sämann Ltd.

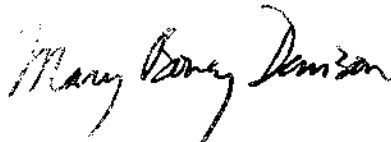
Hadi S. Al-Shathir of Thompson Coburn LLP for Centric Group, L.L.C.

Whereas, Julius Sämann Ltd. petitioned for cancellation of Registration No. 4656511, issued December 16, 2014, to Centric Group, L.L.C.; and

Whereas, Centric Group, L.L.C. has filed application for cancellation under Section 7(e) of the Trademark Act of 1946, with the consent of Petitioner;

It is ordered that Registration No. 4656511 be, and it is hereby, cancelled.

APR 11 2016



Mary Boney Denison
Commissioner for Trademarks

JSL 002840



JSL 003973

From: "Leah Waite-Holland"
To: "Manuel guillen" <3dofbakersfield@gmail.com>
Date: 6/28/2019 12:29:00 PM
Subject: RE: BLACK ICE Air Freshener

Dear Manuel,

I have sent you several emails and called your business a number of times, but have not received a response. I have therefore contacted Facebook and had images of the JMG Black Ice air fresheners removed from your account.

You indicated on May 7, 2019 (below) that you would cease selling and advertising these products. Subject to the accuracy of this representation, we will consider this matter closed. However, you are now on notice of our rights and we will take further action should we find your infringing in the future.

Sent without prejudice.

Sincerely,

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Leah Waite-Holland
Sent: Tuesday, June 18, 2019 11:49 AM
To: Manuel guillen <3dofbakersfield@gmail.com>
Subject: RE: BLACK ICE Air Freshener

Dear Manuel,

I am following up on my emails below as well as my phone call to 3D of Bakersfield on June 14.

When I called your store, I was told that you were not in. Your employee mentioned that he would pass along my message and that you would respond to my emails below.

As mentioned previously, I just need a little more information from you regarding your sale of the JMG Black Ice air fresheners which I have included below for your reference.

1. How many of the JMG Black Ice air fresheners have you sold?
2. When did you first start selling these products?
3. How many JMG Black Ice air fresheners do you have remaining in inventory?
4. Are these products produced specifically for 3D of Bakersfield?
5. What company supplies 3D of Bakersfield with the JMG Black Ice air fresheners?

Please provide me with answers to these questions by close of business on **June 24**.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Leah Waite-Holland
Sent: Thursday, May 16, 2019 9:26 AM
To: Manuel guillen <3dofbakersfield@gmail.com>
Subject: RE: BLACK ICE Air Freshener

Dear Manuel,

JSL 003974

I wanted to follow up with you regarding my email below.

Please send me the information outlined below and remove images of the JMG Black Ice air fresheners from all websites within your control (including your social media accounts) by **May 23**.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Leah Waite-Holland
Sent: Wednesday, May 8, 2019 3:01 PM
To: Manuel guillen <3dofbakersfield@gmail.com>
Subject: RE: BLACK ICE Air Freshener

Dear Manuel,

Thank you for your email and for offering to remove this product from your shelves. At this point, I need a little more information.

1. How many of the JMG Black Ice air fresheners have you sold?
2. When did you first start selling these products?
3. How many JMG Black Ice air fresheners do you have remaining in inventory?
4. Are these products produced specifically for 3D of Bakersfield?
5. What company supplies 3D of Bakersfield with the JMG Black Ice air fresheners?

Please send me feedback on these questions and remove all images of the JMG Black Ice air fresheners from all websites within your control (including Facebook) by May 15.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Manuel guillen <3dofbakersfield@gmail.com>
Sent: Tuesday, May 7, 2019 1:09 PM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Subject: Re: BLACK ICE Air Freshener

Good morning ,
Thank you for the information. We will take this product of our shelve .

Best regards .

On Tue, May 7, 2019 at 9:30 AM Leah Waite-Holland <LWaite-Holland@littletrees.com> wrote:

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property associated with the famous LITTLE TREES air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the U.S., BLACK ICE is protected by trademark registration numbers 3.126.834, 4.221.968, 5.437.288 (hereinafter "BLACK ICE Trademarks").

We recently discovered the unauthorized use of our BLACK ICE Trademarks on air fresheners made and sold by your company. A representative image is included below for your reference:

JSL 003975



In order to resolve this matter amicably, please contact me by **May 21, 2019**. I may be contacted by email at LWaite-Holland@LittleTrees.com or via telephone at (315) 221-7485 (direct).

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

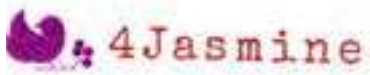
(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

JSL 003976

FREE SHIPPING ON ORDERS OVER \$50

0

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5-Pack Air Freshener That Refresh and Bless Black Ice

\$14.99

Quantity

[Add to Cart](#)

4Jasmine - Made with Great Islamic Designs. Style You Dreamed with Car Air Freshener. 4 Jasmine air fresheners combine Great Designs and Bless with a long-lasting fragrance for your vehicle. This unique 4Jasmine will add a scent of Blessing to your commute. Hang in your car for a long-lasting scent, tear the plastic packaging to expose the 4Jasmine just a little bit. A Design you will keep for long time.

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Email*

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From: "Medhat Ismail" <tonycell@sbcglobal.net>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 11/11/2021 10:20:04 AM
Subject: Re: trademark infringement

Hi Abbie, I just took it out of my list.

Thanks

TONY ISMAIL

On Thursday, November 11, 2021, 08:41:36 AM CST, Abbie Brinson Woodruff <abrinsonwoodruff@littletrees.com> wrote:

Hi Tony,

It looks like there is still a listing that uses Black Ice on your Amazon page. This can be seen here: https://www.amazon.com/4Jasmine-Scented-Arabic-Urdu-Freshener/dp/B08LP3X2GQ/ref=sr_1_1?keywords=black%2Bice&m=A2SRX2X21694NJ&qid=1636638335&s=merchant-items&sr=1-1&th=1. Please remove the term "Black Ice" from the title and description of this listing and remove the Black Ice air freshener from the image.

I trust you will be replacing the images of product that use "car freshener" with ones that use "car air freshener" instead.

Thank you,

Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

From: Medhat Ismail <tonycell@sbcglobal.net>
Sent: Wednesday, November 03, 2021 12:16 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: trademark infringement

Hi thanks for your reply I will not use it again in all my future products.

I will use the term car air freshener. Thanks for you kind understanding.

JSL 003979

Thanks

Tony

Sent from my iPhone

On Nov 3, 2021, at 11:06 AM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

\u-257 ?

Hi Tony,

Thank you for confirming you won't use BLACK ICE

As you may have seen in my original email, we also have trademarks for the term "CAR-FRESHNER". You use "CAR FRESHENER" on your products, which is confusingly similar to our trademarked name. This can be seen on the top right of below image.

<image001.png>

We also need you to stop using "CAR FRESHENER" in connection with your products. Instead of "car freshener", I suggest "car air freshener," "automotive air freshener," or simply "air freshener."

Thank you,

Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

From: Medhat Ismail <tonycell@sbcglobal.net>
Sent: Wednesday, November 03, 2021 11:06 AM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: trademark infringement

JSL 003980

Hi , thanks for your response I didn't know that black ice fragrance is registered trade mark.

I did remove it from my list in Amazon and from my website and also I did remove any word saying black ice. Also, I am not going to sell it.

Sorry again for the inconvenience.

Thanks

Tony

Sent from my iPhone

On Nov 3, 2021, at 8:54 AM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

\u-257 ?

Dear Tony,

Thank you for your email. Before we contacted Amazon regarding your products, we sent you an email requesting you remove the terms BLACK ICE and CAR FRESHENER from your products and websites. This email is attached for your reference. When we did not receive a response from you, we contacted Amazon and Wix.com, the host of your website 4Jasmine.com, and the infringing products were removed. If you stop using the terms BLACK ICE and CAR FRESHENER, we will likely have no objection to you selling your air fresheners.

Please let me know if you have any questions.

Thank you,

Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

JSL 003981

From: HABA Ismail <info@4jasmine.com>
Sent: Tuesday, November 2, 2021 1:57 PM
To: CAR-FRESHNER Legal Department <legal@littletrees.com>
Cc: tonycell@sbcglobal.net
Subject: trademark infringement

Hi, I received an email from Amazon seller central about some trademark infringement between my products 4Jasmine air freshener and your products. Can you please send to me which words you think create this to fix it?

Thanks

Tony Ismail

<mime-attachment>

JSL 003982

From: "ANC Candles" <sales@anccandles.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/27/2021 11:22:59 PM
Subject: Re: Car-Freshner Trademarks

Abbie,

Thank you, I will check them and remove the names.

Thank you.

Chris

On Thu, Aug 26, 2021, 8:01 AM Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Chris,

Thank you for your response. We appreciate your cooperation. It appears that there are still quite a few links on your website, eBay and social media that use our trademarks. Below is a list of some of these links. I'd appreciate if you could remove any use of Black Ice or "car freshener" from these links, and double check your sites to make sure our trademarks are not in use anywhere else.

- <https://freshener.anccandles.com/product/our-selection-customization/>
- <https://freshener.anccandles.com/product/fragrance-oil/>
- https://www.ebay.com/itm/114492436935?_trkparms=aid%3D1110006%26algo%3DHOMESPLICE.SIM%26ao%3D1%26asc%3D233199%26meid%3Da2f4e4f7cad1439f9e33749656c72bcd%26pid%3D101224%26rk%3D2%26rkt%3D5%26sd%3D124417816645%26itm%3D114492436935%26pmt%3D0%26noa%3D1%26pg%3D2047675%26algv%3DDefaultOrganic&_trksid=p2047675.c101224.m-1
- <https://www.instagram.com/p/CMxzlezDM5y/>
- <https://www.instagram.com/p/CL0JOygDbo7/>
- <https://www.instagram.com/p/CLrqy9EjzTm/>
- <https://www.youtube.com/watch?v=RFIUnBYba9A>
- https://www.youtube.com/watch?v=YNT2LJpxk_A
- <https://www.youtube.com/watch?v=hWJbH6Z99s0>
- <https://www.youtube.com/watch?v=uMuyUzzFvN0>
- https://www.youtube.com/watch?v=19Y_pekjFrY

Sincerely,

Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

JSL 003983

From: ANC Candles <sales@anccandles.com>
Sent: Wednesday, August 11, 2021 12:14 AM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: Car-Freshner Trademarks

Thank you for the information. I appreciate it. I was unaware of the trademarks surrounding the name "Car Freshener and black ice. We shall make adjustments to the names you have contacted us with as soon as possible.

Chris

On Tue, Aug 10, 2021, 2:00 PM Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Dear Mr. Ejimofor,

I write on behalf of Car-Freshner Corporation, which has been making the famous Car\u8209 - Freshner brand air fresheners since 1952. These air fresheners are protected by numerous trademarks around the world, including U.S. registration numbers 3.126.834, 4.221.968, and 5.437.288 for Black Ice, and 675.796 for Car-Freshner.

We recently discovered two issues concerning your business and our trademarks:

1. You are making and selling Black Ice air fresheners and fragrance oil. Representative images are included below for your reference.

JSL 003984



2. You are using the term “car freshener” to describe your air fresheners, which can be seen in the screen captures below.



Please stop using “Black Ice” and “car freshener” to sell or promote your air fresheners. Instead of “car freshener”, I encourage you to use “car air freshener”, “automotive air freshener”, or simply “air freshener”.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

JSL 003985

Settlement Agreement

This Agreement is made effective December 20th, 2019 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY (collectively "CFC"); and **Bunker Branding Co, LLC**, Boerne, TX ("BBCL")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES products (the "IP"), including the following representative U.S. Trademark Registrations for air fresheners, stickers and clothing.



US TM Reg. No.
3.766.310

BLACK ICE
(word)

US TM Reg. No.
3.126.834

- B. BBCL designed, procured, promoted, distributed, and/or sold air fresheners, stickers and clothing which are confusingly similar to the IP ("**Disputed Products**"); and



Tree Air
Freshener



Sticker



Shirt



Black Ice Air
Freshener

- C. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. BBCL represents and warrants the following:
 - a. BBCL sold no more than 32 Tree Air Fresheners, 11 Stickers, 46 Shirts and 1,000 Black Ice Air Fresheners pictured above. All remaining inventory has been destroyed.
 - b. BBCL procured the Disputed Products from Guangzhou Merry Crafts Product Factory.

- c. BBCL has stopped manufacturing, procuring, promoting, storing, selling and distributing the Disputed Products. BBCL acknowledges it used the IP without permission.
 - d. BBCL has not manufactured, designed, procured, promoted, stored, and/or distributed any products, other than the Disputed Products, that use or are confusingly similar to the IP.
 - e. BBCL will never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, nor shall BBCL use the IP to promote its products.
2. Within 7 calendar days of the Effective Date, BBCL shall:
 - a. Send CFC all documentation related to its procurements of the Disputed Products including invoices; and
 - b. Pay CFC \$1,500. Late payment shall incur the maximum interest rate permitted under relevant law.
3. BBCL acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge it.
- ~~4. CFC releases BBCL from all claims and obligations related to the Disputed Products up to the Effective Date. This release shall not be valid if BBCL's representations herein are inaccurate, or BBCL does not comply with paragraph 2 above.~~
- ~~4. Subject to the accuracy of BBCL's representations and compliance with the terms herein, CFC shall release BBCL from all claims and obligations related to the Disputed Products up to the Effective Date.~~
5. If BBCL breaches this Agreement, it shall pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
6. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
7. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
8. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
9. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
10. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State

courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and BBCL consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in BBCL's jurisdiction.


11. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
12. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd.

For Bunker Branding Co, LLC


Daniel Sämann
Attorney-in-Fact
Printed Name: Steven Shotts
Title: CEO

For CAR-FRESHNER Corporation


Daniel Sämann
General Counsel

From: "Abbie Brinson Woodruff"
To: candlesfromheaven@aol.com
Date: 10/4/2019 9:23:00 AM
Subject: Black Ice Trademarks

Dear Ms. Ayers,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is Black Ice. In the U.S., the Black Ice name is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288.

We recently discovered that you are using our protected Black Ice name without permission on products made and sold by you. Representative images are included below for your reference.



Please remove the Black Ice name from the packaging and online description of these products by **October 23, 2019**.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 003989

From: "Etsy Legal" <legal@etsy.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 10/29/2019 12:20:52 PM
Subject: We've processed your notice of alleged trademark infringement



Dear Abbie Brinson Woodruff,

Thank you for notifying us of alleged trademark infringement on October 28, 2019. In accordance with our [Intellectual Property Policy](#), we removed the material specified as infringing and contacted the affected members.

Thank you,
Etsy Legal

Below is a copy of the removed material for your records.

Infringing Material Reported

<https://www.etsy.com/listing/727124191/blackish-ice-2-ounce-room-spray-car>

This is a confidential matter, and Etsy requests that you not discuss this issue in the Etsy Forums or otherwise violate the confidential nature of this email. This communication is not legal advice or legal representation. For legal help, please consult an attorney.

If you live in North America or South America, this email is sent by Etsy, Inc., 117 Adams Street, Brooklyn, NY 11201, USA; if you live elsewhere, this email is sent by Etsy Ireland UC, a subsidiary of Etsy, Inc., 66/67 Great Strand Street, Dublin 1, D01 RW84, Ireland having company registration number 495696 and VAT registration number IE9777587C. You are receiving this email because you registered on [Etsy.com](#) with this email address.

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JSL 003990

From: "Copyright/Trademark Agent" <takedowns@squareup.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
CC: "Copyright/Trademark Agent" <takedowns@squareup.com>
Date: 11/4/2019 1:43:41 PM
Subject: IPV2019-0062: IP Violation Report Submitted

Dear Abbie Brinson Woodruff,

Thank you for your notice regarding the alleged unauthorized use of your copyrights or trademarks on the Square Site located at <https://www.mkt.com/candlesfromheaven/item/black-ice>. We have taken down the allegedly infringing material and have notified the Square seller. We will provide you with any counter notice that we receive in accordance with our Copyright and Trademark Policy at <https://squareup.com/legal/copyright>.

Regards,

Copyright/Trademark Agent | Square, Inc.

takedowns@squareup.com

On Mon, Oct 28, 2019 at 9:55 AM <regulator-platform-robots@squareup.com> wrote:

Hello Legal team,

An IP violation report has been submitted via web form. The responses are below.

Category: trademark

Submitter Role: representative

Your name: Abbie Brinson Woodruff

Submitter Title: Legal Coordinator

Submitter Company: CAR-FRESHNER Corporation

Submitter Address: 21205 Little Tree Drive

Submitter City: Watertown

Submitter State Province: NY

Submitter Postal Code: 13601

Submitter Country: United States

Your email: ABrinsonWoodruff@LittleTrees.com

Submitter Telephone: 315-221-7407

Owner Information: Julius Sämann Ltd.

JSL 003991

Trademark Information Mark: BLACK ICE

Trademark Information Registration Number: 4221968

Trademark Information Goods And Services Class: Class 3 - Scented sprays

Trademark Information Jurisdiction: United States

Trademark Information Link: http://tsdr.uspto.gov/#caseNumber=4221968&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

Disputed Identification: <https://www.mkt.com/candlesfromheaven/item/black-ice>

Disputed Description: I write on behalf of Julius Sämann Ltd. ("JSL") and CAR-FRESHNER Corporation ("CFC"). Since 1952, CFC has been making the famous LITTLE TREES brand air fresheners under license from JSL and its predecessors. One of the key trademarks associated with our products is "BLACK ICE" We have been using the BLACK ICE Trademarks for over a decade. We recently discovered the unauthorized use of our BLACK ICE Trademarks in connection with the product in the reported link. This product is not made or sold by JSL or CFC, and is being sold without permission. Please remove the links at your earliest convenience.

Required Statements Signature: Abbie Brinson Woodruff

Number of attachments: 0

Incident tracking number: 7dc7fdd3f5c

Thanks,
Your Friendly Neighborhood Regulator

--

Copyright/Trademark Agent | Square, Inc.
takedowns@squareup.com

JSL 003992

From: "Leah Waite-Holland"
To: "Brenda Ilic" <ilic.brenda@gmail.com>
CC: "Beckerman, Frieda" <Frieda.Beckerman@cbs.com>
Date: 3/5/2019 11:43:00 AM
Subject: RE: >> URGENT TV Permission Request for CHARMED (CBS Television Studios) -Air Fresheners

Dear Brenda,

Thank you for the additional information.

I understand that you would like to obtain permission for CBS Television Studios ("CBS") to use Little Trees air fresheners as set dressing in an episode of *Charmed* as described in your emails below (hereinafter the "Episode"). Car\u8209-Freshner Corporation ("CFC") is the authorized representative of Julius S\u00e4mann Ltd. ("JSL"), the owner of the intellectual property related to the Little Trees brand.

CFC herewith grants permission to CBS to use Little Trees air fresheners as set dressing in the Episode. This permission to use does not convey to CBS any ownership rights to the associated intellectual property and requires that any appearance of our Little Trees air fresheners conform to the following conditions:

1. The Little Trees air fresheners will only be used as set dressing as described in your emails below;
2. CBS and its affiliates will not depict JSL, CFC, and/or the Little Trees brand in a negative light; and
3. The Little Trees air fresheners used in the Episode will be genuine, unmodified, product.

Thank you for your interest in our products and please let me know if I have be of assistance in the future.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Brenda Ilic <ilic.brenda@gmail.com>
Sent: Tuesday, March 5, 2019 10:41 AM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Cc: Beckerman, Frieda <Frieda.Beckerman@cbs.com>
Subject: Re: >> URGENT TV Permission Request for CHARMED (CBS Television Studios) -Air Fresheners

Correct -- it is only for set dressing and there is no interaction with it. If you could send us your release that would be great and then Frieda (CBS Legal) can review, thanks.

Brenda Ilic
Clearance Coordinator
CHARMED - SEASON 1
First Cut Productions Inc.
888 Marine Drive SE, Vancouver BC V5X 2V3
Tel: 604-813-3654 Fax: 604-558-6101

On Tue, Mar 5, 2019 at 8:21 AM Leah Waite-Holland <LWaite-Holland@littletrees.com> wrote:

Brenda,

Thank you for your email and your voicemail. I might be able to get you an answer on this fairly quickly but I wanted to follow up on two points.

First, it appears that our Trees will only be used as set dressing (not referenced or interacted with in any way). Is

JSL 003993

that correct? Also, we will not be able to sign the agreement you provided. However, if approved, we do have standard language that we can provide for the use. Please let me know if this would be an issue.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Brenda Ilic <ilic.brenda@gmail.com>
Sent: Monday, March 4, 2019 6:19 PM
To: CAR-FRESHNER Legal Department <legal@littletrees.com>; Beckerman, Frieda <Frieda.Beckerman@cbs.com>
Subject: Fwd: >> URGENT TV Permission Request for CHARMED (CBS Television Studios) -Air Fresheners

Hi -- please see below, my email to Anna VanBuskirk that bounced back. I don't know if there is something wrong with the email address or if she is no longer with your company.

Brenda Ilic
Clearance Coordinator
CHARMED - SEASON 1
First Cut Productions Inc.
888 Marine Drive SE, Vancouver BC V5X 2V3
Tel: 604-813-3654 Fax: 604-558-6101

----- Forwarded message -----

From: Brenda Ilic <ilic.brenda@gmail.com>
Date: Mon, Mar 4, 2019 at 4:05 PM
Subject: >> URGENT TV Permission Request for CHARMED (CBS Television Studios) -Air Fresheners
To: <AVanBuskirk@littletrees.com>
Cc: Beckerman, Frieda <Frieda.Beckerman@cbs.com>

Hi Anna — I work on the tv series "Charmed" for CBS. In the reboot, after the tragic death of their mother, three sisters (Melonie Diaz, Madeleine Mantock, Sarah Jeffery) in a college town are stunned to discover they are witches. Soon this powerful threesome must stand together to fight the everyday and supernatural battles that all modern witches must face: from vanquishing powerful demons to toppling the patriarchy.

In an upcoming episode, with Harry in the wind, a new Whitelighter makes life difficult for the Charmed ones as they try to gain control of their personal lives. In scenes 33, 34 and 35 (attached), our set decorating department would like to use these air fresheners in an old abandoned car:

JSL 003994



Please find attached our standard release for consideration. These scenes start filming on Thursday, so this is somewhat urgent. Should you have any questions, Frieda Beckerman from CBS legal is cc'd here.

Brenda Ilic
Clearance Coordinator
CHARMED - SEASON 1
First Cut Productions Inc.
888 Marine Drive SE, Vancouver BC V5X 2V3
Tel: 604-813-3654 Fax: 604-558-6101

JSL 003995

From: "Beth Ouellette" <beth8389@gmail.com>
To: "Leah Waite-Holland" <LWaite-Holland@littletrees.com>
Date: 11/22/2019 5:33:25 PM
Subject: Re: LITTLE TREES Air Fresheners

We use a promotional product database from the following company:

<https://www.sageworld.com/contact.php>

You will find their contact info on the link.

Thanks!

Best Regards,
Beth

Beth Ouellette
Vice President

Century 2001 Screen Printing, Embroidery & Promotional Products

Celebrating Over 40 Years !

110 Tomahawk Dr Indian Harbour Beach, FL 32937

beth@century2001.com

tel: 321.777.7007 fax: 321.777.3284

toll free 800.245.2001

<http://centurymart.com/>

<http://www.bracesmart.com>

<https://viewer.zoomcats.com/aimsmarter-century2001/page/a>

[Write A Review!](#)

On Nov 22, 2019, at 4:58 PM, Leah Waite-Holland <LWaite-Holland@littletrees.com> wrote:

Dear Ms. Ouellette,

I understand that you recently enquired about obtaining "custom branded tree shape car fresheners" for a client. Unfortunately, we do not make custom air fresheners. If you decide to approach another company for such air fresheners, please be aware that the Tree design is protected by several federal trademark registrations.

In reviewing your website, I noticed two product listings in which "Black Ice" is offered as fragrance option for air fresheners. I have included images and links below for your reference.

<image001.png>

<https://www.centurymart.com/p/JGGYL-XNZVQ/air-freshener-die-cut-full-color>

<image002.png>

<https://www.centurymart.com/p/NNYRP-FVGVH/hanging-car-air-freshener>

JSL 003996

"Black Ice" is protected by several federal trademark registrations. Please remove these listings, and do not offer air fresheners that use the "Black Ice" brand name. If these listings are part of a promotional database to which you subscribe, please provide us with the name of the company you work with, so that we may address the issue with the source.

Finally, your request references "car fresheners." "Car-Freshner" is our brand name, and is also protected by several federal trademark registrations. If you want to refer to these products generically, please use a term like "car air fresheners" "auto air fresheners" or "air fresheners."

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation
315-221-7485

From: Little Trees <adworkshopsmt@gmail.com>

Sent: Thursday, November 14, 2019 2:16 PM

To: CAR-FRESHNER Corporation <info@littletrees.com>

Subject: Contact Form Submission

Submitted on Thu, 11/14/2019 - 14:15

Submitted by: Anonymous

Submitted values are:

Name

Beth Ouellette

Email

beth@century2001.com

Address

10 Tomahawk Dr
Indian harbour Beach, Florida. 32937
United States

Role

Business

Product

Little Trees (8)

Fragrance

[Royal Pine](#)

Message

I am a promotional product distributor and have a client looking to get custom branded tree shape car fresheners. Do you work with distributors like myself, offering trade discounts for resale? If so, what is the minimum order, print options, pricing and production time. My tel # is 321-777-7007 .

Thanks

Beth Ouellette

VP Sales

JSL 003997

From: "CAR-FRESHNER Legal Department" <legal@littletrees.com>
To: vero@ebay.com
Date: 2/25/2019 1:53:00 PM
Subject: VeRO Complaint U.S. - BLACK ICE

Notice of Claimed Infringement

Intellectual Property Owner: [Julius Sämann Ltd.](#)

Name and Title: [Jason Lane, Legal Coordinator](#)

Company: [CAR-FRESHNER Corporation](#)

Address: [21205 Little Tree Drive](#)

City, State, and Zip: [Watertown, NY 13601](#)

Email Address (for communication with eBay): Legal@LittleTrees.com

Email Address (for communication with sellers): Legal@LittleTrees.com

Telephone: (315) 788-6250

Website: www.LittleTrees.com

Associate each item(s) reported as allegedly infringing with ONLY one of the reason codes listed on the following page.

Reason code: 1.1

Work(s) Infringed: U.S. Reg. No. 3.126.834 (BLACK ICE word mark)

Region(s) of registration of your intellectual property: United States

Item number(s): <https://www.ebay.com/itm/Fragrance-Oil-For-Burning-Diffusing-Candle-and-Soap-Making-Supplies-1-to-16-Oz/132644342085?hash=item1ee2380945:m:mozBK2Dd9KvDWHdCqxqjVYw:sc:USPSFirstClass!13601!US!-1:rk:7:pf:0&var=431976519018>

Julius Sämann Ltd. is the owner of U.S. trademark registration no. 3.126.834 for the word mark BLACK ICE for air fresheners. The reported content uses the BLACK ICE trademark to describe products not originating from us. We ask that you please remove these listings at your earliest convenience.

I have a good faith belief that use of the material in the manner complained of above is not authorized by the Intellectual Property Owner, its agent, or the law. The information in this Notice of Claimed Infringement is accurate, and under penalty of perjury, I am authorized to act on behalf of the Intellectual Property Owner of an exclusive right that is allegedly infringed.

Signature:



JSL 003999

Date: February 25, 2019

Reason Codes

Trademark – item infringement

1.1 Item(s) is a counterfeit product which infringes a trademark (provide trademark registration number).

Trademark – listing content infringement

2.1 Listing(s) contains unlawful use of trademark (provide trademark registration number).

Copyright – item infringement

3.1 Software is offered for sale in violation of an enforceable license agreement. (eBay will not process reports seeking to prohibit the sale of genuine unopened software).

3.2 Item(s) is a counterfeit product which infringes a copyright.

Copyright – listing content infringement

4.1 Listing(s) contains unlawful copy of copyrighted text.

4.2 Listing(s) contains unlawful copy of copyrighted image.

4.3 Listing(s) contains unlawful copy of copyrighted image and text.

Other infringement

5.1 Item(s) infringes a valid and enforceable patent (provide a copy of the relevant court order and the patent registration number).

5.2 Item(s) infringes a registered design right (available in Europe, Asia, Australia, and New Zealand only - provide design right registration number).

5.5 Store name or User ID infringes on a trademark (provide trademark registration number).

6.1 Other – please specify: _____

****Please note that eBay does not process reports to enforce selective distribution agreements, M.A.P. policies, and contractual disputes**

From: "Leah Waite-Holland" <LWaite-Holland@littletrees.com>
To: "Jason Lane" <JLane@littletrees.com>
Date: 2/26/2019 12:21:00 PM
Subject: FW: VeRO Program -- eBay Listing Removed

-----Original Message-----

From: vero@ebay.com <vero@ebay.com>
Sent: Monday, February 25, 2019 7:45 PM
To: CAR-FRESHNER Legal Department <legal@littletrees.com>
Subject: VeRO Program -- eBay Listing Removed

Thank you for contacting us.

We are pleased to inform you that the following listing(s) you reported have been removed from eBay in response to the Notice of Claimed Infringement you recently sent:

crystalxpress
132644342085

We have notified the seller and all participating bidders that the listing(s) has been removed due to your request.

If the Notice of Claimed Infringement contained items that are not listed above you will receive a separate email communication about those items. These notices may arrive at different times (over a period of up to several hours) as items for different sellers are processed separately.

If you should have any questions or concerns regarding this matter, please do not hesitate to contact us again.

VeRO Program
eBay Trust & Safety

JSL 004002

From: "Jason Lane"
To: info@crystalxpress.com
Date: 3/1/2019 4:41:00 PM
Subject: RE: BLACK ICE Fragrance Oil

Dear Sir or Madam,

I wrote to you on February 4, 2019 (below) regarding the sale of the Infringing Product on your eBay Page. As explained in my previous email, this product infringes our BLACK ICE Trademarks.

We have contacted eBay and images of the Infringing Products have now been removed from your eBay page. Please do not sell or offer these products again. We consider you on notice of our rights and trust that you will not use our BLACK ICE Trademarks in the future without permission.

Sent without prejudice.

Sincerely,



Jason Lane
Legal Coordinator

From: Jason Lane
Sent: Monday, February 4, 2019 11:15 AM
To: info@crystalxpress.com
Subject: BLACK ICE Fragrance Oil

Dear Sir or Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the U.S., BLACK ICE is protected by trademark registration numbers 3126834, 4221968 and 5437288 for air fresheners (hereinafter "BLACK ICE Trademarks"). We have utilized the BLACK ICE Trademarks for over a decade.

We recently learned that your company is selling fragrance oil that prominently displays our BLACK ICE Trademarks (hereinafter "Infringing Product") on your [eBay](#) page. Representative images of the Infringing Product are included below for your reference.



Please stop selling the Infringing Product immediately and remove it from your [eBay](#) page and any other website within your control by February 20, 2019.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

JSL 004003

A handwritten signature in blue ink, appearing to read "Jason Lane", with a stylized flourish at the end.

Jason Lane
Legal Coordinator

From: ecko@eckoeckos.com

To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>

Date: 10/21/2021 2:36:14 PM

Subject: Re: BLACK ICE Trademarks

Thank you for contacting us. Adjustments will be made but may take some time. Should be completed within 2 weeks.

ecko

Vanessa

On Oct 21, 2021, at 8:42 AM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

\u-257 ?

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is Black Ice. In the United States, the Black Ice name is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288.

We recently discovered that you are using our protected Black Ice name in connection with air fresheners made and sold by your business. Representative images are included below for your reference.



Eckove

1,898 sales ★★★★★

Anime Waifu Air Freshener Volume II

\$6.00

✓ In stock

Designs

Tifa Black Ice

Quantity

JSL 004005

Please remove the Black Ice name from the packaging and online description of these products, including any social media posts, and do not use our protected Black Ice name in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

CAR-FRESHNER CORPORATION,

and

JULIUS SÄMANN LTD.,

Plaintiffs,

v.

AMERICAN COVERS, LLC F/K/A AMERICAN
COVERS, INC. D/B/A HANDSTANDS,
ENERGIZER HOLDINGS, INC., and
ENERGIZER BRANDS, LLC,

Defendants.

Civil Action No.: 5:17-cv-171 (TJM/ATB)

COMPLAINT AND JURY DEMAND

Plaintiffs CAR-FRESHNER Corporation (“CFC”) and Julius Sämann Ltd. (“JSL”) (collectively, “Plaintiffs”), by and through their undersigned attorneys, for their complaint against Defendants American Covers, LLC f/k/a American Covers, Inc. d/b/a HandStands, Energizer Holdings, Inc., and Energizer Brands, LLC (collectively “Defendants” or “Handstands”), allege as follows:

NATURE OF THE ACTION

1. Plaintiffs bring this action for trademark infringement, false designations of origin, trademark dilution, and unfair competition under the Lanham Act, 15 U.S.C. § 1051 *et seq.*, and corresponding state law.

2. For more than sixty years, Plaintiffs have marketed their world famous air fresheners with distinctive and recognizable trademarks, including, for example, the use of an

abstract tree design in connection with their air fresheners. Since 2004, Plaintiffs consistently and continuously have used the trademark BLACK ICE in conjunction with their renowned air fresheners and related products, which are marketed to consumers who prefer masculine scents.

3. HandStands is a direct competitor of Plaintiffs. Instead of investing in its own product development and marketing strategies, over the past seven years HandStands has regularly misappropriated Plaintiffs' intellectual property and innovations, resulting in several prior disputes, one recent litigation and two settlement agreements between 2010 and 2013.

4. Consistent with HandStands' prior unlawful behavior, HandStands once again has unlawfully misappropriated Plaintiffs' valuable intellectual property and competed unfairly by manufacturing, marketing and selling air fresheners and related products that feature marks containing or comprising of "Black Ice" on the products themselves and/or the promotional materials associated therewith and marketing those unlawful products in a fashion closely similar to how Plaintiffs market their renowned BLACK ICE products.

5. There is no excuse for HandStands' unfair competition and willful infringement of Plaintiffs' trademarks. Plaintiffs bring this action to protect their valuable intellectual property from irreparable harm and consumer confusion that erodes and damages the reputation and goodwill Plaintiffs have spent more than six decades developing.

PARTIES

6. Plaintiff CFC is a Delaware corporation that has its principal place of business at 21205 Little Tree Drive, Watertown, New York 13601-0719.

7. Plaintiff JSL is a Bermuda corporation that has a place of business at Victoria Place, 31 Victoria Street, Hamilton HM10, Bermuda.

8. On information and belief, Defendant American Covers, LLC f/k/a American Covers, Inc. d/b/a HandStands (“American Covers”) is a Utah corporation that has its principal place of business at 533 Maryville University Dr., St Louis, Mo 63141.

9. On information and belief, Defendant Energizer Holdings, Inc. (“Energizer Holdings”) is a Missouri corporation that has its principal place of business at 533 Maryville University Dr., St Louis, Mo 63141.

10. On information and belief, Defendant Energizer Brands, LLC (“Energizer Brands”) is a Delaware corporation that has its principal place of business at 533 Maryville University Dr., St Louis, Mo 63141.

11. Upon information and belief, American Covers and Energizer Brands are wholly-owned subsidiaries of Energizer Holdings, all of whom are actively participating in the infringing conduct claimed below.

JURISDICTION AND VENUE

12. This Court has original jurisdiction over the claims arising under the Lanham Act pursuant to 15 U.S.C. § 1121 and 28 U.S.C §§ 1331 and 1338. This court has supplemental jurisdiction over the claims arising under the laws of New York pursuant to 28 U.S.C. § 1367.

13. Venue is proper in this judicial district pursuant to 28 U.S.C. §1391(b) and (c).

PLAINTIFFS’ BUSINESS AND TRADEMARKS

14. For over 60 years, directly and/or by license from JSL and its predecessors, CFC and its predecessors have used trademarks and corporate identifiers comprising or containing a distinctive abstract tree design (the “Tree Design Marks”) and/or comprising or containing the mark CAR-FRESHNER (the “CAR-FRESHNER Marks”) on and in connection with the manufacture, marketing and sale of various products and services, including without limitation the world

famous air fresheners sold under the LITTLE TREES brand (“LITTLE TREES Air Fresheners”), as shown by the examples below:



15. In addition to the distinctive trademarks described above, since at least as early as 2004, CFC, through license from JSL, has also used trademarks containing or comprising BLACK ICE (the “BLACK ICE Marks”) on and in connection with the manufacture, marketing and sale of various air fresheners.



16. Products bearing the BLACK ICE Marks are among Plaintiffs best-selling items, and have become widely known to consumers, who associate those marks exclusively with Plaintiffs and Plaintiffs’ high quality products. On information and believe, BLACK ICE is also the best-selling automotive air freshener fragrance in the United States.

17. Plaintiffs' products sold in conjunction with the BLACK ICE Marks are marketed, *inter alia*, as having a "masculine fragrance with a fusion of sandalwood, bergamot, and lemon with an air of mystery," including on Plaintiffs' website located at www.littletrees.com.

18. JSL is the owner of the BLACK ICE Marks, and CFC is the exclusive licensee of such marks for air fresheners and related products in the United States.

19. Plaintiffs use the BLACK ICE Marks in a variety of ways to identify Plaintiffs as the source of high quality air fresheners and related products. Among many other uses, the BLACK ICE Marks appear on the packaging for Plaintiffs' products, in various forms of advertising and promotions for Plaintiffs and their products and throughout websites operated by Plaintiffs.

20. Products bearing the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter these products and marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products and services of the highest and most reliable quality.

21. Many of Plaintiffs' products bearing the BLACK ICE Marks are marketed for use and are used by consumers, without limitation, in automobiles.

22. Plaintiffs' products bearing and sold in connection with the BLACK ICE Marks are marketed and sold widely throughout the United States and in most countries throughout the world, and they appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

23. Plaintiffs' products bearing the BLACK ICE Marks are also widely promoted in a variety of media, including on web sites, magazines and printed promotional materials.

24. As a result of this widespread and longstanding use and promotion of the BLACK ICE Marks, and the products they designate, Plaintiffs' products sold in connection with such marks have been a phenomenal commercial success.

25. As a result of this long and extensive promotion and use in association with high-quality products, the BLACK ICE Marks have acquired tremendous goodwill and secondary meaning among the consuming public, which recognizes such marks as exclusively associated with Plaintiffs.

26. The BLACK ICE Marks are well-known and/or famous among the general consuming public and have enjoyed such renown and/or fame long prior to HandStands' infringing and diluting acts complained of herein.

27. The BLACK ICE Marks are non-functional and serve as arbitrary source identifiers of the Plaintiffs and their highly regarded products.

28. JSL owns the following federal trademark registrations for the BLACK ICE Marks:

Mark	Registration No.	Registration Date	Goods/Services
BLACK ICE	3,126,834	August 8, 2006	Air fresheners, in Class 5
BLACK ICE	4,221,968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like, in Class 3

29. Registration No. 3,126,834 is incontestable pursuant to 15 U.S.C. § 1065.

30. Pursuant to 15 U.S.C. § 1115(a), JSL's registrations the BLACK ICE Marks are *prima facie* evidence of the validity of the such marks, JSL's ownership of the such marks, and JSL's exclusive right to use such marks in connection with the goods identified in such registrations. Pursuant to § 1115(b), Plaintiffs' incontestable registration noted above is conclusive evidence of the validity of the mark and its corresponding registration, of JSL's ownership of that mark, and of Plaintiffs' exclusive right to use that mark in commerce.

31. JSL also has strong common law trademark rights in the BLACK ICE Marks by virtue of their longstanding and well-recognized use in commerce in connection with various goods and services.

32. The BLACK ICE Marks are famous, inherently distinctive, have acquired distinctiveness and secondary meaning, represent valuable goodwill, have gained a reputation for quality belonging exclusively to JSL, and are widely recognized by the general consuming public of the United States as designations of source for Plaintiffs' products.

DEFENDANTS' HISTORY OF PRIOR UNLAWFUL ACTIVITIES

33. On information and belief, HandStands manufactures, markets, promotes, advertises, distributes and sells air fresheners and related goods under several names, including "Refresh Your Car!," "California Scents," "Driven," and "Bahama & Co.".

34. HandStands' goods directly compete in the marketplace with Plaintiffs' goods both within the trade and among consumers.

35. Over at least the past seven years, HandStands has engaged in a consistent pattern of competing unfairly in the marketplace by replicating aspects of Plaintiffs' high-quality products and intellectual property instead of investing in its own product development and marketing and branding strategies.

36. In or about 2010, HandStands used the term "Car Fresheners" in conjunction with its air freshener and related products, including on its website. This term is nearly identical to Plaintiffs' CAR-FRESHENER Marks and corporate identifier. In or about August 2010, HandStands ceased use of the term "Car Fresheners" at Plaintiffs' request.

37. Just the following year, in conjunction with promotional materials for the insurance company Geico, HandStands manufactured, marketed and sold air fresheners nearly

identical and confusingly similar to Plaintiffs' LITTLE TREES Air Fresheners manufactured, marketed and sold in conjunction with Plaintiffs' Tree Design Marks, as shown below:



38. HandStands' "Geico" air fresheners not only copied nearly identically the shape and configuration of Plaintiffs' LITTLE TREES Air Fresheners and Tree Design Marks, but also replicated other trade dress and source identifying aspects associated with Plaintiffs' LITTLE TREES Air Fresheners and Tree Design Marks.

39. After Plaintiffs sent HandStands a cease-and-desist letter, Plaintiffs and HandStands entered into a settlement agreement dated December 2, 2011 (the "2011 Settlement"), wherein HandStands, *inter alia*, "recognize[d] JSL's and CFC's rights in [Plaintiffs' Tree Design Marks and trade dress] and agree[d] never to challenge these rights" and "agree[d] to desist from the use of [Plaintiffs' Tree Design Marks and trade dress] or confusingly similar facsimiles of [Plaintiffs' Tree Design Marks and trade dress] in the future for use in connection with air fresheners."

40. Within months of entering into the 2011 Settlement, in or about 2012, HandStands once again began infringing on Plaintiffs' intellectual property right by

manufacturing, marketing and selling paper air fresheners in conjunction with the slogan “Let It Hang.” For nearly a decade prior, Plaintiffs had used the mark LET IT HANG in connection with the marketing and sale of their own air fresheners and other products.

41. As a result, on or about December 20, 2012, Plaintiffs filed Case No. 7:12-cv-01871-GLS-DEP in this District against HandStands, alleging, *inter alia*, infringement of Plaintiffs’ LET IT HANG mark and unfair competition.

42. On or about June 4, 2013, Plaintiffs and HandStands settled (the “2013 Settlement”), wherein HandStands again recognized, *inter alia*, “JSL’s and CFC’s rights in [Plaintiffs’ intellectual property related to the Tree Design Marks and CAR-FRESHNER Marks] and agree[d] never to challenge these rights”

43. However, later in 2013, HandStands again used the term “Car Fresheners” in conjunction with its air freshener and related products, including on its website. HandStands again ceased use of the term “Car Fresheners” at Plaintiffs’ request.

44. These prior actions demonstrate that HandStands has engaged in a consistent pattern of intentionally pirating the enormous goodwill established in Plaintiffs’ quality products.

45. Based on these prior disputes and settlement agreements between Plaintiffs and HandStands, it necessarily had knowledge of and specifically agreed to recognize and not challenge, violate or interfere with Plaintiffs’ intellectual property rights.

46. In or about October of 2012, Handstands Chief Executive Officer notified Plaintiffs regarding a third party’s infringement of Plaintiffs’ BLACK ICE Marks, demonstrating Handstands’ awareness of the existence of Plaintiffs’ right to that Mark.

47. Despite these prior agreements and HandStands' agreement not to violate Plaintiffs' trademark rights, HandStands recently has continued its unlawful misappropriation of Plaintiffs' valuable and reputable intellectual property.

DEFENDANTS' NEW INFRINGING ACTIVITIES

48. On information and belief, in or about 2016, without authorization from Plaintiffs, HandStands began using marks containing or comprising "Black Ice" (the "Infringing Black Ice Marks") on and in conjunction with the manufacture, marketing and sale of HandStands air fresheners and related products (the "Infringing Black Ice Products").



49. Similar to Plaintiffs' products marketed and sold under their BLACK ICE Marks, HandStands has marketed the Infringing Black Ice Products as featuring a masculine fragrance,

containing “bergamot” and “citrus” scents, elements of the fragrance associated with Plaintiffs’ products marketed and sold under their BLACK ICE Marks.

50. Plaintiffs have not given permission to HandStands to manufacture, market, promote, advertise, distribute or sell the Infringing BLACK ICE Products (collectively, the “Infringing Products”) or utilize the Infringing BLACK ICE Marks (collectively, the “Infringing Marks”) in any manner.

51. On information and belief, the Infringing Products are marketed, promoted and advertised nationwide, including to consumers in New York.

52. On information and belief, HandStands targets the Infringing Products to consumers in New York, does business in New York and/or transacts business in New York, including within this judicial district.

53. On information and belief, the Infringing Products are marketed, promoted, advertised and available for shipping nationwide and have been shipped intentionally by HandStands or its distributors into New York.

54. The Infringing Marks copy the layout, look and/or commercial appeal of Plaintiffs’ famous BLACK ICE Marks in a fashion likely to confuse consumers as to the source, affiliation or sponsorship of Handstand’s products.

55. Given the close similarity between the Infringing Marks, on the one hand, and BLACK ICE Marks, on the other hand, and the products they respectively designate, consumers will likely assume, incorrectly, that the goods and services offered and sold in connection with the Infringing Marks, including the Infringing Goods, originate with Plaintiffs or that there is an affiliation between the parties, or that Plaintiffs have sponsored, endorsed, or approved HandStands and/or its goods, including the Infringing Goods.

56. HandStands' use of the Infringing Marks, including in connection with the manufacture, marketing, promotion, advertising, distribution and sale of the Infringing Products, is likely to cause confusion as to the source and origin of HandStands' products and is likely to cause confusion or mistake, or to deceive consumers as to the source or sponsorship of HandStands' products and to mislead the public into believing that HandStands' products emanate from, are approved or sponsored by, or are in some way associated or connected with Plaintiffs and/or Plaintiffs' marks.

57. Plaintiffs' BLACK ICE Marks have been famous since long prior to the time HandStands began its infringing and diluting acts complained of herein. HandStands' use of the Infringing Marks, including in connection with the marketing, promotion, advertising, distribution and sale of the Infringing Products, impairs and blurs the distinctiveness of Plaintiffs' famous BLACK ICE Marks and injures Plaintiffs' reputation as the source of high quality products.

58. On information and belief, HandStands was aware of Plaintiffs' BLACK ICE Marks, and the fame thereof, prior to the time HandStands adopted its Infringing Marks, but nevertheless recklessly disregarded Plaintiffs' rights through HandStands' unlawful actions.

59. On information and belief, consistent with its prior behavior, HandStands adopted the Infringing Marks with the intent to cause consumer confusion and/or to usurp Plaintiffs' goodwill in their BLACK ICE Marks.

60. On information and belief, HandStands adopted the Infringing Products to be a substitute for and direct competitor with Plaintiffs' famous air freshener and related products.

61. HandStands, by its acts complained of herein, has infringed Plaintiffs' BLACK ICE Marks, unfairly competed with Plaintiffs in the marketplace, and otherwise improperly used the

reputation and goodwill of Plaintiffs to promote its goods, which are not connected with, or authorized, approved, licensed, produced or sponsored by Plaintiffs.

62. The aforesaid acts of HandStands have caused and, unless restrained and enjoined by this Court, will continue to cause, irreparable damage, loss and injury to Plaintiffs, for which Plaintiffs have no adequate remedy at law.

COUNT I

INFRINGEMENT OF A REGISTERED TRADEMARK (FEDERAL)

63. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 62 as if fully set forth herein.

64. Defendants' activities as described above constitute infringement of JSL's BLACK ICE Marks, in violation of the Lanham Act, 15 U.S.C. § 1114.

65. Defendants' acts of infringement have caused Plaintiffs to sustain monetary damage, loss and injury, in an amount to be determined at trial.

66. Defendants have engaged in these activities willfully, so as to justify the assessment of treble damages and attorneys' fees under 15 U.S.C. § 1117.

67. Defendants' acts of infringement, unless enjoined by this Court, will continue to cause Plaintiffs to sustain irreparable damage, loss and injury, for which Plaintiffs have no adequate remedy at law.

COUNT II

TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION (FEDERAL)

68. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 67 as if fully set forth herein.

69. Defendants' activities as described above constitute infringement of the BLACK ICE Marks, false designations of origin, and unfair competition in violation of 15 U.S.C. § 1125(a).

70. Defendants' acts of infringement, false designations of origin, and unfair competition have caused Plaintiffs to sustain monetary damage, loss, and injury, in an amount to be determined at trial.

71. Defendants' have engaged in these activities willfully, so as to justify the assessment of treble damages under 15 U.S.C. § 1117.

72. Defendants' acts of infringement and unfair competition, unless enjoined by this Court, will continue to cause Plaintiffs to sustain irreparable damage, loss and injury, for which Plaintiffs have no adequate remedy at law.

COUNT III

TRADEMARK DILUTION (FEDERAL)

73. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 72 as if fully set forth herein.

74. Plaintiffs' BLACK ICE Marks are famous and distinctive among the general consuming public in the United States, and have enjoyed such fame and distinctiveness since long before HandStands adopted and began use of the Infringing Marks.

75. Defendants' activities as described above are likely to dilute and impair the distinctiveness of Plaintiffs' famous BLACK ICE Mark in violation of 15 U.S.C. § 1125(c).

76. Defendants' acts of dilution have caused Plaintiffs to sustain monetary damage, loss, and injury, in an amount to be determined at trial.

77. Defendants' engaged in these activities willfully, so as to justify the assessment of treble damages under 15 U.S.C. § 1117.

78. Defendants' acts of dilution, unless enjoined by this Court, will continue to cause Plaintiffs to sustain irreparable damage, loss and injury, for which Plaintiffs have no adequate remedy at law.

COUNT IV

NEW YORK STATE DILUTION

79. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 78 as if set forth herein.

80. Plaintiffs' BLACK ICE Marks are extremely well-known and distinctive and have enjoyed such renown and distinctiveness since long before HandStands adopted and began use of the Infringing Marks.

81. Defendants' activities as described above blur the source-identifying capacity of Plaintiffs' BLACK ICE Marks, dilute the distinctiveness of such marks, and injure the business reputation of Plaintiffs, all in violation of Plaintiffs' rights under New York General Business Law § 360-1.

82. Defendants' violations of New York General Business Law § 360-1 have caused Plaintiffs to sustain monetary damage, loss and injury, in an amount to be determined at trial.

83. Defendants' violations of New York General Business Law § 360-1, unless enjoined by this Court, will continue to cause Plaintiffs to sustain irreparable damage, loss and injury, for which Plaintiffs have no adequate remedy at law.

COUNT V

UNFAIR COMPETITION (COMMON LAW)

84. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 83 as if set forth herein.

85. Defendants' activities as described above constitute unfair competition under the common law of the State of New York State.

86. Defendants' violations of New York State common law have caused Plaintiffs to sustain monetary damage, loss and injury, in an amount to be determined at trial.

87. Defendants' violations of New York State common law, unless enjoined by this Court, will continue to cause Plaintiffs to sustain irreparable damage, loss and injury, for which Plaintiffs have no adequate remedy at law.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs demand judgment against Defendants as follows:

A. That Defendants', their agents, servants, officers, directors, employees, partners, representatives, successors and assigns, and all those persons or entities in active concert or participation with any of them who receive actual notice of the injunctive order, be enjoined, preliminarily and permanently, from:

(1) Any manufacture, production, sale, distribution, advertisement, promotion, display or other exploitation of the Infringing Products;

(2) Any use of the BLACK ICE Marks, or any other marks, designs, products, designations or displays confusingly similar thereto, including the Infringing Marks;

(3) Committing any other acts calculated or likely to cause consumers to believe that Defendants and/or its goods and services are in any manner connected, affiliated or associated with or sponsored or approved by Plaintiffs; and

(4) Committing any other acts likely to infringe or dilute Plaintiffs' BLACK ICE Marks or that constitute unfair competition with Plaintiffs.

B. Pursuant to 15 U.S.C. § 1118, that Defendants deliver to Plaintiffs for destruction all units of the Infringing Products and all materials (including without limitation all advertisements, promotional materials, brochures, signs, displays, packaging, labels, stationary, business cards, website materials, and/or invoices), within its possession, custody or control, either directly or indirectly, that display or incorporate the BLACK ICE Marks, the Infringing Marks, or any other marks, designs, products, designations or displays confusingly similar thereto.

C. Pursuant to 15 U.S.C. § 1116, that Defendants file with the Court and serve on counsel for Plaintiffs within thirty (30) days after the entry of final judgment, a report in writing and under oath setting forth in detail the manner and form in which Defendants have complied with paragraphs A and B above.

D. Pursuant to 15 U.S.C. § 1117(a), that Defendants be directed to pay Plaintiffs an amount to be determined at trial for Plaintiffs' actual losses;

E. Pursuant to 15 U.S.C. § 1117(a), that Defendants be directed to account to Plaintiffs for all gains, profits and advantages derived from Defendants' wrongful acts;

F. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants the greater of three times the amount of Defendants' profits or any damages sustained by Plaintiffs, together with interest on such amount and the costs of this action;

G. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants their attorneys' fees and costs in this action.

H. That Plaintiffs be awarded such other and further relief as the Court may deem equitable and proper.

JURY DEMAND

Plaintiffs demand trial by jury on all issues so triable.

Dated: February 16, 2017

Respectfully submitted,



By: _____

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*Counsel for Plaintiffs CAR-FRESHNER
Corporation and Julius Sämann Ltd.*

Settlement Agreement

This Agreement is made effective July 28, 2022 ("Effective Date") between

Julius Sämann Ltd., Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "CFC"); and

American Covers, LLC f/k/a American Covers, Inc. d/b/a Handstands, St. Louis, MO, USA ("Handstands") and **Energizer Holdings, Inc.**, St. Louis, MO, USA ("Energizer Holdings"), and **Energizer Brands, LLC**, St. Louis, MO, USA ("Energizer Brands"), (Energizer Holdings and Energizer Brands, collectively, "**Energizer**") (Handstands and Energizer, collectively, "**Defendants**").

Whereas

- A. CFC owns the intellectual property related to "Black Ice" including common law rights and U.S. Trademark Registration numbers 3,126,834, 4,221,968 and 5,437,288 (the "**Black Ice Marks**");
- B. In 2011, CFC contacted Handstands regarding the sale and distribution of the air fresheners depicted below, which CFC believed infringed on its rights in its Tree design. This matter was resolved on December 2, 2011 through an agreement between the parties ("**2011 Agreement**").



- C. In 2012, CFC filed a lawsuit against Handstands for using its "Let It Hang" trademark in connection with air fresheners as shown in the images below. This matter was resolved on June 4, 2013 through an agreement between the parties ("**2013 Agreement**").



- D. Defendants promoted, distributed, and/or sold air fresheners using "Midnight Black Ice Storm" ("**Disputed Products**"), examples of which from a sales catalog are pictured below:



- E. On February 16, 2017, CFC filed a lawsuit in the U.S. District Court for the Northern District of New York (Civil Action No. 5:17-cv-00171 (TJM/ATB)) against Handstands and Energizer regarding the Disputed Products, as well as another product, "Boardwalk Breeze," in connection with air fresheners (the "**Action**");
- F. The Action claimed that the Disputed Products violated CFC's rights in its Black Ice Marks and its registered and common law rights in "Bayside Breeze";
- G. On November 2, 2018, Handstands and Energizer filed a Motion for Summary Judgement relating to all claims in the Action (the "**Motion**") and the Court subsequently granted the Motion on August 8, 2019;
- H. CFC appealed the decision on the Motion on August 27, 2019;
- I. On November 19, 2020, the United States Court of Appeals for the Second Circuit issued its decision on the appeal (the "**Decision**") in which the Court:
- Reversed the grant of the Motion in connection with CFC's federal trademark infringement claim with respect to the Black Ice Marks;
 - Affirmed the grant of the Motion on CFC's federal trademark infringement claim with respect to the Bayside Breeze mark;
 - Affirmed the grant of the Motion on CFC's federal trademark dilution claim with respect to the Black Ice Marks and the Bayside Breeze mark;
 - Reversed the grant of the Motion in connection with CFC's New York state law claims in connection with the Black Ice Marks;
 - Affirmed the grant of the Motion in connection with CFC's New York state law claims in connection with the Bayside Breeze mark;
- J. The Decision further remanded the Action back to the District Court for further proceedings consistent with the Decision and the Action is pending; and
- K. The parties wish to settle this matter amicably.
- Therefore the parties agree as follows:
- Defendants acknowledge the validity and CFC's ownership of CFC's federal registrations for Black Ice.

2. Defendants represent and warrant that they:
 - a. Have stopped promoting, distributing and/or selling the Disputed Products;
 - b. Have no remaining inventory of the Disputed Products;
 - c. Will never again use the dual-scent names "Midnight Black" and "Ice Storm" together in the promotion, distribution and/or sale of any products.
3. By August 1, 2022 Energizer will jointly and severally pay CFC \$145,000. Late payment will incur the maximum interest rate permitted under relevant law.
4. Subject to the accuracy of Defendants' representations and their compliance with the terms herein:
 - a. CFC releases them from all claims and obligations related to the Action up to the Effective Date;
 - b. Counsel of record for the parties will notify the Court on the date of this Agreement that they have settled the case, and file with the Court a stipulation of dismissal with prejudice of the Action within three days of the Agreement.
5. In any action to enforce this Agreement, the prevailing party in such action shall be entitled to recover from the other party or parties, reasonable attorneys' fees and costs incurred by the prevailing party in connection with such action, including any appeal thereof. This paragraph shall not restrict any party in seeking any other remedies.
6. This Agreement will benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns.
7. Other than the 2011 Agreement and the 2013 Agreement, both of which remain valid, this is the whole Agreement between CFC, on the one hand, and Handstands and Energizer, on the other hand, related to this matter. Any changes will not be valid unless in writing and signed by the parties.
8. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions will be valid. The invalid provision will be replaced with a valid provision which comes commercially closest to the one agreed upon.
9. No delay or omission by either party will operate as a waiver of a right under this Agreement. A waiver on any one or more occasions will not be construed as a waiver of any right or remedy on any future occasion.
10. The parties will not issue a press release or other public statement regarding the Action, or the Settlement Agreement, or its terms, and each will limit its communication with its sales team regarding the same topics to the following email:

As you may be aware, we have been involved in a lawsuit with [name of opposing party]. The case has settled. Please do not discuss the lawsuit with customers, except that you may inform them that the case was resolved amicably.
11. The territory for this Agreement is the United States, and this Agreement will be construed in accordance with, and its performance governed by, New York law. Any dispute will be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Energizer's jurisdiction.

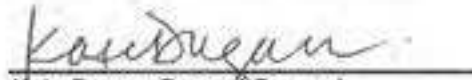
12. Each party bears its own costs and expenses in connection with the negotiation, drafting, conclusion, and execution of this Agreement.
13. This Agreement may be executed in counterparts. Electronic and paper copies will be deemed to have the same force and effect as an original.
14. Each signatory represents that they have authority sufficient to bind the parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For American Covers, LLC f/k/a American
Covers, Inc. d/b/a Handstands, Energizer
Holdings, Inc. and Energizer Brands, LLC



Kate Dugan, General Counsel
Energizer Holdings, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and JULIUS
SÄMANN LTD.,

Plaintiffs,

v.

AMERICAN COVERS, LLC f/k/a AMERICAN
COVERS, INC. d/b/a HANDSTANDS, ENERGIZER
HOLDINGS, INC., and ENERGIZER BRANDS, LLC,

Defendants.

**Stipulation of Dismissal
with Prejudice**

Civil Action No.
5:17-cv-171 (FJS/ATB)

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all parties to the above-captioned action, that whereas no party hereto is an infant or an incompetent person, the above-captioned action be, and the same hereby is, dismissed in its entirety and with prejudice, without costs, attorneys' fees, expenses, or disbursements to any party as against another, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: July 28, 2022

BOND, SCHOENECK & KING, PLLC

By: /s/ Louis Orbach

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*Attorneys for Plaintiffs Car-Freshner
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Dated: July 28, 2022

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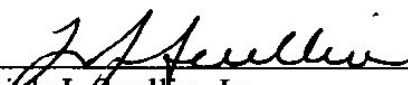
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*Attorneys for Defendants American
Covers, LLC, Energizer Holdings, Inc.,
and Energizer Brands, LLC*

Date: July 28, 2022

IT IS SO ORDERED.



Frederick J. Scullin, Jr.
Senior United States District Judge

Printed Sample
Rec'd 8/3/04



Pms 289 Blue
Pms 185 Red
Black
Silver
Silver
White

Cello Pack
Printed Sample
rec'd 11/1/07



PMS 289 Blue
PMS 185 Red
Black
Silver
Silver
White

Note: Art is the same as Ultra -
Cello Impression much harder creating thinner die

Printed Sample
Rec'd 3/8/10
Printer: Cello-Pack



Webway 120 line
Note: Film very cloudy,
Per Ed management
accepted

PMS 289 blue
PMS 185 red
Silver
Silver (a)
Black

Sample rec'd & 3/14/88
Printer: Cello Rock



Webway 120

(Note: previous sample
was accepted - film was
cloudy)

PMS 289 Blue
PMS 185 Red
Silver
Silver (2)
Black
White

11/5/2014
 reold Printed Sample
 Printer: Trinity Packaging



pms 284 Blue
 pms 354 Green
 Silver
 Silver
 Black
 White

8/28/17
 rec'd printed sample
 printer: Trinity



process Black for Text
 Separate plate
 Illustration:
 Black
 White
 354 Green match
 Silver
 Silver -w/ silver of Ill.

6/19/19 rec'd
 Printed Sample
 Printer: Trinity
 JM



pm's 354 Green March
 Silver
 Silver
 White
 process Black (text)
 Black

10/26/20
rec'd
Printed Samples
Printer: Hoampac

Ingredients:
Naphthalene, Citronellol,
Squalene, Benzyl Alcohol,
For more ingredient
information, visit
aromacorp.com or call
1-800-545-5454.
Ingredients par-fum:
Citronellol, Benzyl Alcohol,
de parfum.
**Pour plus
d'information:**
consultez la
composition du
produit, visitez
aromacorp.com ou
composez le 1-800-545-5454.
Ingredientes:
Naphthaleno, Citronela,
alcoholes de benzila,
Para mais informacões
sobre os
ingredientes, visite
aromacorp.com ou ligue
para 1-800-545-5454.

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Made in USA by
Faber-Castell Inc.
Faber-Castell Inc.
Faber-Castell Inc.
Faber-Castell Inc.



Air Freshener
How to use: Open top of
box using dotted lines. Flip
box down to expose top of
box. Each week, expose
more of box to adjust
fragrance strength. Avoid
product contact with any
surface.

Désodorisant
Mode d'emploi: Ouvrir le
haut du boîtier en suivant les
lignes pointillées. Retourner le
boîtier pour découvrir la
partie supérieure du boîtier.
Exposer progressivement le
boîtier chaque semaine pour
ajuster l'intensité de
parfums. Éviter le contact du
produit avec les surfaces.

Aromatizante
Modo de usar: Abra o topo
deste recipiente de acordo com
as linhas pontilhadas. Depois, virar
o recipiente para expor a parte
superior do recipiente.
Expor gradualmente o
recipiente cada semana para
ajustar a intensidade do
perfume. Evitar o contato do
produto com as superfícies.

Black Ice

6 76121 10155 6

PROUDLY

Process Black Text
Silver
Silver
White
Black (Illustration)

Settlement Agreement

This Agreement is made effective July 3 2019 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda, represented herein by **CARFRESHNER Corporation**, and **CARFRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**"); and **Freshen Your Thoughts, LLC**, South Jordan, UT, USA ("**FYT**")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand products (the "IP"), including U.S. trademark registration numbers 3,126,834, 4,221,968 and 5,437,288 for BLACK ICE.
- B. FYT designs, promotes, distributes, and/or sells the products pictured below, which FYT procured from Fuzhou Richforth Trade Co., Ltd. (China) ("**Fuzhou Products**");



- C. FYT designs, promotes, distributes, and/or sells the products pictured below, which FYT procured from Scent USA (Las Vegas, NV) ("**Scent USA Products**");



- D. The Fuzhou Products and the Scent USA Products are collectively referred to as the "**FYT Products**"; and
- E. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

- 1. FYT represents and warrants that it:

- a. Procured 2500 units of the Fuzhou Products, distributed 575 units, and has 2417 units remaining in inventory;
 - b. Procured 5500 units of the Scent USA Products, distributed 545 units, and has 4955 units remaining in inventory;
 - c. Has not manufactured, procured, promoted, stored, and/or distributed any products, other than the FYT Products, that use or are confusingly similar to the IP;
 - d. Has stopped manufacturing, procuring, promoting, selling, and/or distributing the FYT Products or any other products confusingly similar to the IP. FYT acknowledges that use of the BLACK ICE name on the FYT Products is confusingly similar to the IP;
 - e. Has provided CFC with all documents within FYT's control related to the purchase and procurement of the FYT Products; and
 - f. Will never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, including any tree-shaped air fresheners, nor use the IP or designs resembling the IP to promote its products.
2. All remaining inventory of the Scent USA Products will be relabeled with a name not confusingly similar to the IP.
 3. Within 7 calendar days of the Effective Date, FYT will send to CFC, at FYT's own expense, its remaining inventory of Fuzhou Products for disposal and 5 units of the Scent USA for CFC's legal files.
 4. FYT acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge it.
 5. Subject to the accuracy of FYT's representations and compliance with this Agreement, CFC shall release it from all claims and obligations related to the FYT Products up to the Effective Date.
 6. If FYT breaches this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
 7. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
 8. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
 9. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
 10. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
 11. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the

Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in FYT's jurisdiction.

12. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.

13. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and CARFRESHNER
Corporation



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Freshen Your Thoughts, LLC



Wayne Lloyd, Owner

From: "Wayne Lloyd" <wayne@freshenyourthoughts.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 7/16/2019 12:27:47 PM
Subject: Re: scent usa email

Wayne Lloyd
Freshen Your Thoughts
385-394-8836
Wayne@freshenyourthoights.com

On Jul 16, 2019, at 10:19 AM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Hi Wayne,

I wanted to let you know we received your remaining inventory. As Freshen Your Thoughts has now fulfilled its obligations as described in the Settlement Agreement, we consider this matter closed.

Thank you,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Monday, July 08, 2019 9:58 AM
To: Wayne Lloyd <wayne@freshenyourthoughts.com>
Subject: RE: scent usa email

Hi Wayne,

Thank you for sending through the signed agreement. We appreciate your cooperation in resolving this matter. Once we receive the remaining inventory, we will consider this matter closed.

I wish you success with your business as well.

Best regards,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Wayne Lloyd <wayne@freshenyourthoughts.com>
Sent: Wednesday, July 03, 2019 6:22 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: scent usa email

Good afternoon Abbie,

Attached is the signed agreement. Please accept my sincerest apologies for encroaching on your trademark name. Yes, I should have done my research and not believed a vendor. I feel bad and I hope that we can both move forward with great success. The items from Las Vegas will be relabeled with a new name.

You have been very pleasant to work with. I wish you personally to have great success in your career.

JSL 004042

sincerely
Wayne Lloyd
Freshen Your Thoughts

On Wed, Jun 12, 2019 at 6:56 AM Wayne Lloyd <wayne@freshenyourthoughts.com> wrote:

Wayne Lloyd
Freshen Your Thoughts
385-394-8836
Wayne@freshenyourthoights.com

Begin forwarded message:

From: Wayne Lloyd <wayne@freshenyourthoughts.com>
Date: July 17, 2018 at 9:11:05 AM MDT
To: Wayne@paragonpress.com
Subject: Fwd: scent usa email

Sent from my iPhone

Begin forwarded message:

From: <michael@scentusa.com>
Date: July 11, 2018 at 1:29:16 PM MDT
To: "'Wayne Lloyd'" <wayne@freshenyourthoughts.com>
Subject: scent usa email

The new email is going right now with all product and PDF Hc pricing including dispensing system video.

...

Best Regards
Mike Midas / Managing Director
Scent USA / Las Vegas Scented Promotions
5000 E. Cartier Ave, Las Vegas, NV 89115
Ph. 702-643-0185 Fax: 702-440-3072
<https://smellycharms.com/>
<http://www.scentusa.com>

From: Wayne Lloyd [<mailto:wayne@freshenyourthoughts.com>]
Sent: Wednesday, July 11, 2018 12:11 PM
To: michael@scentusa.com
Subject: Re:

Just received this. There are no attachments

Sent from my iPhone

On Jul 11, 2018, at 12:59 PM, <michael@scentusa.com> <michael@scentusa.com> wrote:

Mike here

JSL 004043

...

Best Regards

Mike Midas / Managing Director

Scent USA / Las Vegas Scented Promotions

5000 E. Cartier Ave, Las Vegas, NV 89115

Ph. 702-643-0185 Fax: 702-440-3072

<https://smellycharms.com/>

<http://www.scentusa.com>

From: "Abbie Brinson Woodruff"
To: contact@freshyfactory.com
Date: 4/9/2021 9:59:00 AM
Subject: Black Ice and Car-Freshner Trademarks

Dear Mr. Cameron,

I write on behalf of Car-Freshner Corporation, which has been making the famous Car-Freshner brand air fresheners since 1952. These air fresheners are protected by numerous trademarks around the world, including U.S. registration numbers 3.126.834, 4.221.968 and 5.437.288 for Black Ice and 675.796 for Car-Freshner.

We recently discovered two issues concerning your business that relate to our trademarks.

1. You are selling air fresheners that use our protected Black Ice name. Representative images are included below for your reference.



2. You are using "Car Fresheners" to describe your products in a Facebook post. This can be seen below. Acceptable alternatives are "car air freshener," "automotive air freshener," or simply "air fresheners."



Please remove the Black Ice name from the packaging and online description on these products and remove any "Car Freshener" use from all websites within your control, including on social media, and do not use our protected trademarks in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004045

From: "Linode Abuse" <abuse@linode.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 4/27/2021 2:36:39 PM
Subject: Re: New Abuse Portal Submission: Trademark Infringement Report

Hello,

Regarding the following materials:

<https://freshyfactory.com/product/pirate-flag/>
<https://freshyfactory.com/product/jump-man/>

To the best of our knowledge, access to the material has been removed to our satisfaction. If this material becomes available again, please do not hesitate to let us know immediately.

Regards,
Linode Support Team

On Fri, Apr 23, 2021 at 12:10 PM <submissions@linode.com> wrote:

Abuse Type: Trademark Infringement

Please select the option that best describes your request:: I am submitting a request on behalf of an entity.

Name: Abbie Brinson Woodruff

Title: Legal Coordinator

Entity: CAR-FRESHNER Corporation

Email: ABrinsonWoodruff@LittleTrees.com

Country: United States

Street Address: 21205 Little Tree Drive

City: Watertown

State: New York

Name: Not Applicable

JSL 004046

Entity: Julius Sämann Ltd.

Country: Bermuda

Street Address: P.O. Box HM 2085

City: Hamilton

State/ Province: Bermuda

Copy of Executed Letter of Representation or Authorization: <https://linode.formstack.com/admin/download/file/10456664292>

Jurisdiction of Registration: United States

Issuing Agency or Organization: USPTO

Registration / Serial Number: 3126834

Upload Support Documents: <https://linode.formstack.com/admin/download/file/10456664376>

Infringing URLs: <https://freshyfactory.com/product/pirate-flag/>
<https://freshyfactory.com/product/jump-man/>

Description of Infringement: I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. In the United States, this brand is protected by numerous trademarks including registration numbers 3126834, 4221968 and 5437288 for Black Ice ("Black Ice Trademarks") for air fresheners. The LITTLE TREES brand has been utilizing the Black Ice Trademarks for over a decade.

We recently discovered the unauthorized use of the Black Ice Trademarks on two air fresheners sold on <https://freshyfactory.com/>, which is hosted by Linode. The products in these listings (linked to in the "Infringing URLs" section) are not made or sold by the rights owner and are being sold without their permission. We ask that you remove the links at your earliest convenience.

: I, the Affiant, am an authorized legal representative of the Represented Party;

: I, the Affiant, have confirmed and validated that the Represented Party is the legal owner of the intellectual property described in this report;

- Copy: I, the Affiant, have read and understand the Linode Terms of Service;

: I, the Affiant, have been authorized by the Represented Party to submit this report;

- Copy: I, the Affiant, represent, warrant, and covenant to the accuracy and truthfulness of this report; and

JSL 004047

: I, the Affiant, understand and acknowledge that misrepresentations made by you or the Represented Party in this report may result in your joint or several liability for civil damages and/or criminal punishment.

Signature: <https://linode.formstack.com/admin/download/file/10456664385>

Date/Time: Apr 23, 2021 12:00 PM

From: Instagram <case++aazqftyov43xz6@support.instagram.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 5/5/2021 1:11:39 PM
Subject: Trademark Report Form #750644852291256

Hi,

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Instagram Terms of Service. We understand this action to resolve your intellectual property issue.

****Please note: this is a no-reply message. Any replies will not be received. ****

If you'd like to retract this report, please email ip@instagram.com and reference this report number (Complaint #750644852291256). For more information on retractions, please visit:
<https://help.instagram.com/275268756304020?ref=cr>

If youâ€™d like to report something else, or if you donâ€™t believe this action resolved your issue, please fill out this form:
<https://help.instagram.com/contact/1724240204462083?ref=cr>

If you have any additional questions, please visit the Intellectual Property section of our Help Center:
<http://help.instagram.com/535503073130320?ref=cr>

Thanks

> On Wed May 5, 2021 08:18:23, Abbie Brinson Woodruff wrote:

> Hello,

> Thank you for your response.

> We disagree with your claim that the reported content uses our protected Black Ice name â€œin its ordinary meaning as a descriptive termâ€œ. The term â€œblack iceâ€œ in its ordinary meaning refers to a thin layer of ice that forms on road surfaces, and is unrelated to air fresheners or fragrances. In fact, the Court of Appeals for the Second Circuit recently found that Black Ice as applied to automotive air fresheners is â€œinherently distinctiveâ€œ and â€œclose to, if not actually, arbitraryâ€œ. This means that use of Black Ice for an air freshener is not descriptive.

> We trust this resolves any concerns, and that you will remove the reported content.

> Sincerely,

> Abbie

> Abbie Brinson Woodruff

> Legal Coordinator | CAR-FRESHNER Corporation

> 315-221-7407

> -----Original Message-----

> From: Instagram <case++aazqftyov43xz6@support.instagram.com>

> Sent: Tuesday, May 04, 2021 7:44 PM

> To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

JSL 004049

> Subject: Trademark Report Form #750644852291256

> Hi,

> Thanks for contacting us. Weâ€™ve reviewed your report, and itâ€™s not clear that the reported content infringes your trademark rights. In particular, it appears the reported term or phrase is being used in its ordinary meaning as a descriptive term. We do not see how the reported content would confuse consumers as to source, sponsorship or affiliation.

> For this reason, weâ€™re unable to act on your report.

> To learn more about intellectual property, please visit the Intellectual Property section of the Help Center:

> <https://help.instagram.com/535503073130320>

> Thanks,

> Joan

> Instagram

>> On Mon May 3, 2021 11:53:22, original message wrote:

>> The Instagram Team received a report from you. For reference, your complaint number is 750644852291256.

>>

>> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

>> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of the Help Center for additional information. There you will find links to contact forms for submitting reports:

>> IP Help Center:

>> <http://help.instagram.com/535503073130320/?ref=cr>

>>

>> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

>> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

>> Hacked Accounts:

>> <http://help.instagram.com/368191326593075/?ref=cr>

>>

>> Impersonation Accounts:

>> <http://help.instagram.com/446663175382270/?ref=cr>

>>

>> Underage Children:

>> <http://help.instagram.com/290666591035380/?ref=cr>

>>

>> Abuse and Spam:

>> <http://help.instagram.com/165828726894770/?ref=cr>

>>

>> Exposed Private Information:

>> <http://help.instagram.com/122717417885747/?ref=cr>

>> If the links above do not contain the information you are looking for, you may want to search the Help Center for more assistance:

>> <http://help.instagram.com/?ref=cr>

>> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

>> Thanks,

>>

>> The Instagram Team

>>

>> -----

>> Describe your relationship to the rights owner. : I am reporting on behalf of my organization or client.

>> Your full name : Abbie Brinson Woodruff Mailing address : 21205 Little

>> Tree Drive Watertown, NY 13601 Email address :

>> ABrinsonWoodruff@LittleTrees.com Confirm your email address :

>> ABrinsonWoodruff@LittleTrees.com Name of the rights owner : Julius

>> SÄmann Ltd.

>> Please provide a link to the rights owner's official online presence. :

>> www.littletrees.com What is the trademark? : BLACK ICE Where is the

>> trademark registered (if applicable)? : United States of America What

>> is the trademark registration number (if applicable)? : 3126834

>> [https://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION](https://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch)

>> N&caseType=DEFAULT&searchType=statusSearch

>> Why do you believe this content infringes rights owner's trademark rights? : This photo, video, post or story uses rights owner's trademark.

>> Please provide links (URLs) leading directly to the specific content

>> you are reporting. : <https://www.instagram.com/p/CAEsWgwp3Hh/>

>> <https://www.instagram.com/p/B8jkl-4JeTi/>

>> Please provide any additional information that can help us understand your report. : I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade. We recently discovered the unauthorized use of the BLACK ICE Trademarks in connection with the air fresheners advertised in the posts linked to above. These air fresheners are not made or sold by the rights owner, and are being sold without their permission. Please remove this links at your earliest convenience.

>> Electronic signature : Abbie Brinson Woodruff

>>

>

From: Facebook <case++aazt5zr6om5gp4@support.facebook.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 5/5/2021 12:07:29 PM
Subject: Trademark Report Form #3836166363099939

Hi,

Thanks for contacting us. We removed the content you reported for violating Facebook's Terms of Service. We understand this action to resolve your intellectual property report.

If you™ like to report something else, please fill out this form:
<https://www.facebook.com/help/contact/634636770043106?ref=CR>

If you'd like to retract this report, please respond to this email and provide a link to the reported content you'd like to have restored. For more information on retractions, please visit:
<https://www.facebook.com/help/1206218382801108?ref=CR>

If you have any additional questions, please visit the Intellectual Property section of the Help Center:
https://www.facebook.com/help/intellectual_property?ref=CR

Thanks,

Ventura
Facebook

> On Tue May 4, 2021 13:22:00, Abbie Brinson Woodruff wrote:
> Hello,
> Thank you for your response.
> We disagree with your claim that the reported content uses our protected Black Ice name "in its ordinary meaning as a descriptive term". The term "black ice" in its ordinary meaning refers to a thin layer of ice that forms on road surfaces, and is unrelated to air fresheners or fragrances. In fact, the Court of Appeals for the Second Circuit recently found that Black Ice as applied to automotive air fresheners is "inherently distinctive" and "close to, if not actually, arbitrary". This means that use of Black Ice for an air freshener is not descriptive.
> We trust this resolves any concerns, and that you will remove the reported content.
> Sincerely,
> Abbie
> Abbie Brinson Woodruff
> Legal Coordinator | CAR-FRESHNER Corporation
> 315-221-7407
> -----Original Message-----
> From: Facebook <case++aazt5zr6om5gp4@support.facebook.com>
> Sent: Tuesday, May 04, 2021 2:28 PM
> To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
> Subject: Trademark Report Form #3836166363099939
> Hi,

JSL 004052

> Thanks for contacting us. Weâ€™ve reviewed your report, and itâ€™s not clear that the reported content infringes your trademark rights. In particular, it appears the reported term or phrase is being used in its ordinary meaning as a descriptive term. We do not see how the reported content would confuse consumers as to source, sponsorship or affiliation.

> For this reason, weâ€™re unable to act on your report. To learn more about intellectual property, please visit the Intellectual Property section of the Help Center:

> https://www.facebook.com/help/intellectual_property?ref=cr

> Thanks,

> Facebook

>> On Mon May 3, 2021 11:36:43, original message wrote:

>> The Facebook Team received a report from you. For reference, your complaint number is 3836166363099939.

>>

>> Please note that the form you filled out is for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary.

However, if you contacted our team about another matter, you might not receive a response.

>> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of the Help Center for additional information.

>> IP Help Center:

>> https://www.facebook.com/help/intellectual_property?ref=cr

>> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

>> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

>> - Hacked accounts:

>> <https://www.facebook.com/help/1216349518398524?ref=cr>

>> - Fake/Impostor accounts (timelines):

>> <https://www.facebook.com/help/174210519303259?ref=cr>

>> - Abuse (including spam, hate speech and harassment):

>> <https://www.facebook.com/help/263149623790594?ref=cr>

>> - Pages (including admin issues):

>> <https://www.facebook.com/help/pages?ref=cr>

>> - Unauthorized photos or videos:

>> <https://www.facebook.com/help/327689333983073?ref=cr>

>> - Login issues:

>> <https://www.facebook.com/help/login?ref=cr>

>> - Help for users who have been disabled or blocked:

>> <https://www.facebook.com/help/warnings?ref=cr>

>> If the links above do not contain the information youâ€™re looking for,

>> you may want to search the Help Center for more assistance:

>> <https://www.facebook.com/help?ref=cr>

>> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

>> Thanks for contacting Facebook,

>> The Facebook Team

>> -----

>> Describe your relationship to the rights owner. : I am reporting on behalf of my organization or client.
>> Your full name : Abbie Brinson Woodruff Mailing address : 21205 Little
>> Tree Drive Watertown, NY 13601 Email address :
>> ABrinsonWoodruff@LittleTrees.com Confirm your email address :
>> ABrinsonWoodruff@LittleTrees.com Name of the rights owner : Julius
>> SÄmann Ltd.
>> Please provide a link to the rights owner's official online presence. :
>> www.littletrees.com What is the trademark? : BLACK ICE Where is the
>> trademark registered (if applicable)? : United States of America What
>> is the trademark registration number (if applicable)? : 3126834
>> https://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch
>> Why do you believe this content infringes rights owner's trademark rights? : This photo, video, post or
story uses rights owner's trademark.
>> Please provide links (URLs) leading directly to the specific content
>> you are reporting. :
>> <https://www.facebook.com/thefreshyfactory/photos/191213322225851>
>> Please provide any additional information that can help us understand your report. : I write on behalf of
the organization responsible for protecting the intellectual property rights associated with the famous LITTLE
TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we
have been using for over a decade. We recently discovered the unauthorized use of the BLACK ICE
Trademarks in connection with the air fresheners advertised in the post linked to above. These air fresheners
are not made or sold by the rights owner, and are being sold without their permission. Please remove this
link at your earliest convenience.
>> Electronic signature : Abbie Brinson Woodruff
>>
>

From: "Abbie Brinson Woodruff"
To: "Julian Dinsing" <julian@frshslabs.com>
CC: info@frshslabs.com
Date: 2/18/2022 10:53:00 AM
Subject: RE: Little Trees Trademarks

Julian,

Thank you for the phone call earlier this week. Based on that call and your below email, we understand that you will not use the Black Ice name or sell tree-shaped air fresheners again. During our phone call, you asked about selling through your remaining inventory. We cannot allow you to continue to sell products that use the Black Ice name, but we have no objection to your sale of these products provided you relabel or otherwise cover the Black Ice use.

Subject to the accuracy of your representations and provided you relabel or cover the Black Ice use on your products, we will consider this matter closed.

Sent without prejudice.

Thanks,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Julian Dinsing <julian@frshslabs.com>
Sent: Tuesday, February 15, 2022 3:40 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Cc: info@frshslabs.com
Subject: Re: Little Trees Trademarks

Hi Abbie,

I appreciate you calling me back! As discussed on the phone:

1. We will change the name of our "Black Ice" scent across all touchpoints.
2. The tree-shaped air freshener you mentioned is not for sale. We will remove the related images from our website.

Thank you!

Julian Dinsing
Stay frsh in style!

www.frshslabs.com
[@frshslabs](mailto:info@frshslabs.com)

On Mon, Feb 14, 2022 at 4:34 PM Julian Dinsing <julian@frshslabs.com> wrote:

Hi Abbie,

Julian here with Frshslabs, I just tried giving you a call, feel free to reach back out at (347) 967-6882.

Thank you!

Julian Dinsing
Stay frsh in style!

JSL 004055

www.frshslabs.com
[@frshslabs](https://www.instagram.com/frshslabs)

On Mon, Feb 14, 2022 at 3:32 PM Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Dear Mr. Dinsing and Mr. Brand,

I write on behalf of the Little Trees brand, which is protected by numerous trademarks around the world for both Black Ice and the Tree design, including the US registered marks pictured below.

Black Ice
(word)



US TM Reg. No. 3.126.834

US TM Reg. No. 1.781.016

We recently discovered two issues concerning your business and our trademarks.

1. You are using "Black Ice" to sell air fresheners. A representative image is included below for your reference.



2. You previously made a custom tree-shaped air freshener that is confusingly similar to our Tree design. A screen capture is shown below.



In order to resolve this matter amicably, please contact me by **March 2, 2022** at ABrinsonWoodruff@LittleTrees.com or (315) 221-7407 (direct).

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

JSL 004056

Legal Coordinator | Car-Freshner Corporation
315-221-7407

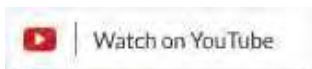
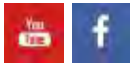
From: "Perry Gastis" <perry@thegr.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
CC: "The Gentlemens Refinery" <info@thegr.com>
Date: 9/18/2019 12:27:53 AM
Subject: Re: BLACK ICE Trademarks

I have removed the items permanently from our site.

Thanks for the reminder.

Perry Gastis

PERRY GASTIS
CEO, The Gentlemens Refinery
866-444-SHAVE(7428)
TheGentlemensRefinery.com



On Sep 17, 2019, at 12:19 PM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Dear Perry,

I wanted to follow-up on our below correspondence, in which you agreed to stop selling BLACK ICE products by September 1, 2019. It appears that these products are still offered on your website. Please confirm you have stopped selling the BLACK ICE products and remove them from any website within your control.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Tuesday, June 18, 2019 10:28 AM
To: 'Perry Gastis' <perry@thegr.com>
Subject: RE: BLACK ICE Trademarks

Perry,

Provided you cease the offer, sale, distribution, and/or promotion of the infringing BLACK ICE products by September 1, 2019, we will consider this matter closed. We trust you will not use our protected BLACK ICE name on any fragranced products again. Future infringements will result in further legal action.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

JSL 004058

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Perry Gastis <perry@thegr.com>
Sent: Friday, June 14, 2019 1:36 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: BLACK ICE Trademarks

Confirmed stop-sell date will be September 1, 2019. We need more time and money too rebrand the scent after 13 years.

Abbie, Please remember that you are simply policing the "wrong side of right" in this case. We've been using the name longer, your company simply paid for the right to use it in the interim.

On Jun 14, 2019, at 9:50 AM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Perry,

We are not out for a "money grab", we only wish to protect our intellectual property. To resolve this matter, please confirm by **June 21, 2019** that you will stop using "BLACK ICE" in connection with any fragranced product.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Perry Gastis <perry@thegr.com>
Sent: Wednesday, June 12, 2019 8:21 AM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: BLACK ICE Trademarks

We have been selling this scented and very small part of our product line since 2006. Black Ice is an "anise" scented (with essential oils) part of only two of our The Gentlemens Refinery shaving product line products, hence the play on words and Black Licor" Ice" name (anise smells like black licorice).

It appears your company sell unnaturally and chemically fragranced air fresheners. How could these ever be confused? We sell so little of any of our products, let alone < 50 units per year of anything Black Ice related. Once again, how can this possibly affect you, and what is it that you want?

I'd rather close my small business than have to contend with a "legal coordinator" looking for a money grab or to protect their unnatural name that has nothing to do with "Black Ice" — not to mention that your trademarks post date our use of the name for a tiny all-natural men's grooming line. As you (probably) know if you are in northern NY, black ice is a very real thing, too. My cousin died in 1998 after his car drove over a strip of black ice in on a Canadian highway and lost control of his car. Maybe I can male a list of everyone I know who uses the term black ice to describe what is really is, so you may serve them notice, too? Or may just google some news clips so you may serve notice to all who use the term "black ice." If your goal is to waste my time, achieved. If it is to waste your resources and time, achieved. Incidentally, great work on googling our name, 13 years later. You must love your job.

Please let me know exactly what it is you want to cost me and my family, surely in the name of your meaningful work protecting the chemicals you are having people inject as they drive along trying to avoid black ice — or better yet, kindly leave us alone. Abbie.

JSL 004059

<image001.jpg>

PERRY GASTIS

The Gentlemens Refinery

866-444-SHAVE(7428)

TheGentlemensRefinery.com

On Jun 12, 2019, at 4:38 AM, Abbie Brinson Woodruff

<ABrinsonWoodruff@littletrees.com> wrote:

Dear Mr. Gastis,

I write on behalf of Julius Sämann Ltd. ("JSL") and Car-Freshner Corporation ("CFC"). JSL owns the intellectual property associated with the famous Black Ice brand, including United States trademark registration numbers 3.126.834, 4.221.968, and 5.437.288. For over a decade, CFC has been making fragranced products using the Black Ice brand under license from JSL.

We recently discovered the unauthorized use of our Black Ice Trademarks on products made and sold by your business. A representative image is included below for your reference.

<image003.jpg>

In order to resolve this matter amicably, please contact me by **June 26, 2019**. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com, or via telephone at (315) 221-7407 (direct).

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004060

From: "Abbie Brinson Woodruff"
To: "Gracie Jo's Candles" <graciejoscandles@gmail.com>
Date: 5/2/2019 8:36:00 AM
Subject: RE: BLACK ICE

Ms. Johnson,

Thank you for responding. My email to this address was sent at the same time as the email to your other address, as I was unsure which one you would respond to. You may disregard this, as we consider this matter closed.

Sent without prejudice.

Thank you,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407


From: Gracie Jo's Candles <graciejoscandles@gmail.com>
Sent: Thursday, May 02, 2019 8:32 AM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: BLACK ICE

Ms. Woodruff,

We have already resolved this issue. You contacted me through my other email address at gracie@graciejoscandles.com. You informed me that this issue has been resolved and closed. What more do I need to do besides removing the black ice scent from my website which I have already done? Please reply as quickly as possible so that this issue can be resolved. Thank you.

Gracie Johnson

Owner of [Gracie Jo's Candles](http://www.graciejoscandles.com/)


Gracie Jo's Candles
Est. 2007
Website: <http://www.graciejoscandles.com/>

On Tue, Apr 30, 2019 at 12:04 PM Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Dear Ms. Johnson,

I write on behalf of the organization responsible for protecting the intellectual property associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is Black Ice. In the U.S., Black Ice is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288 and the below registered copyright (hereinafter "Black Ice IP").

JSL 004061



Copyright Reg. No. VA 1-739-626

We recently discovered the unauthorized use of our Black Ice IP on products made and sold by you. Representative images are included below for your reference.



In order to resolve this matter amicably, please contact me by **May 15, 2019**. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com, or via telephone at (315) 221-7407.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004062

Leah Waite-Holland

From: Leah Waite-Holland
Sent: Wednesday, May 18, 2016 8:00 AM
To: 'heavenlybodyproduct@gmail.com'
Subject: RE: Black Ice Air Freshener

Dear Mr. Haggins,

I wanted to follow up with you regarding our previous conversation.

Thank you for updating your website and products. We trust that you will not use any fragrance names confusingly similar to our registered trademarks in the future. Subject to the accuracy of your representations, we will consider this matter closed. However, we consider you on notice of our rights and may take further action should we find you infringing in the future.

Sincerely,

(Ms.) Leah Waite-Holland
Legal Coordinator
CAR-FRESHNER Corporation
(315)221-7485

From: Leah Waite-Holland
Sent: Thursday, April 28, 2016 10:37 AM
To: 'heavenlybodyproduct@gmail.com'
Subject: RE: Black Ice Air Freshener

Mr. Haggins,

I wrote to you on April 15 regarding your use of our Black Ice Trademarks (see below). I have not received a response from you and am aware that our trademark is still shown on your website.

Please contact me by **May 5** to discuss this matter. I may be contacted via telephone at (315) 221-7485 or via email.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland
Legal Coordinator
CAR-FRESHNER Corporation
(315)221-7485

From: Leah Waite-Holland
Sent: Friday, April 15, 2016 4:05 PM
To: 'heavenlybodyproduct@gmail.com'
Subject: Black Ice Air Freshener

Mr. Haggins,

I write on behalf of LITTLE TREES Legal, the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners which have been sold since 1952. In the U.S. this brand is protected by numerous trademarks including registration nos. 3.126.834 and 4.221.968 for Black Ice (hereinafter "Black Ice Trademarks"). The LITTLE TREES brand has been utilizing the Black Ice Trademarks for over a decade.

We recently learned that your company is promoting, distributing, and selling products which use the Black Ice Trademarks. Images are included below for your reference.



Kronik Killer Air Freshener

Almond	<input type="checkbox"/>
Aloe Vera	<input type="checkbox"/>
Apple	<input type="checkbox"/>
Apricot	<input type="checkbox"/>
Baby Powder	<input type="checkbox"/>
Banana	<input type="checkbox"/>
Basil	<input type="checkbox"/>
Birds Of Paradise	<input type="checkbox"/>
Black Cherry	<input type="checkbox"/>
Black Grape	<input type="checkbox"/>
Blue Raspberry Jolly Rancher	<input type="checkbox"/>
Black Ice	<input type="checkbox"/>

Fragrance Listing on www.heavenlybodyproducts.com

In order to resolve this matter amicably, please contact me by **April 27, 2016**. I may be contacted via telephone at (315) 221-7485 (direct) or via email at LWaite-Holland@littletrees.com.

Sincerely,

(Ms.) Leah Waite-Holland
Legal Coordinator
CAR-FRESHNER Corporation
(315)221-7485

From: "Abbie Brinson Woodruff"
To: sirmarkadoo@yahoo.com
CC: sales@kronickiller.com
heavenlybodyproducts@gmail.com
Date: 1/10/2019 3:07:00 PM
Subject: RE: Black Ice Trademarks

Dear Sir,

We notice that you have updated the "Black Ice" listings on your website. Because of this, we assume you've also taken the necessary steps to ensure your product is no longer confusingly similar to our Black Ice Trademarks. We therefore consider this matter closed. However, this is the second time we've had to contact you regarding an infringement of our Black Ice Trademarks. If we discover again that you are infringing on our Black Ice Trademarks, we will take legal action.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Friday, December 21, 2018 2:47 PM
To: 'sirmarkadoo@yahoo.com' <sirmarkadoo@yahoo.com>
Cc: 'sales@kronickiller.com' <sales@kronickiller.com>; 'heavenlybodyproducts@gmail.com' <heavenlybodyproducts@gmail.com>
Subject: RE: Black Ice Trademarks

Dear Sir,

We spoke earlier this month regarding your company's use of our BLACK ICE Trademarks. It appears that you have still not addressed this matter. For your reference, below is a representative image of and links to the products at issue:



- <https://www.kronickiller.com/collections/air-freshners/products/black-ice-air-freshner>
- <https://www.kronickiller.com/collections/burning-oils/products/black-ice-burning-oil>
- <https://www.kronickiller.com/products/kronic-killer-incense>

In addition to your use of our trademarks on your website, your use of "type" on the product itself is not acceptable. While there may be ways to use our BLACK ICE Trademarks legally, the rules are complicated. One US court recently ordered a company using "type" fragrances to pay over \$6 million ([see story here](#)). If this is still what you want to do, I suggest that you contact an experienced trademark attorney for legal advice.

JSL 004065

We ask that you remove our BLACK ICE Trademarks from your products and from all websites within your control and confirm you have done so by **January 4, 2019**.

Thank you,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Wednesday, November 14, 2018 2:59 PM

To: heavenlybodyproducts@gmail.com; sales@kronickiller.com

Subject: RE: Black Ice Trademarks

Dear Mr. Haggins,

I initially wrote to you on October 31, 2018 regarding your use of our Black Ice Trademarks (copy below). We have not received a response and are aware the products are still available.

Please contact me by **November 21, 2018** to discuss this matter.

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Wednesday, October 31, 2018 2:16 PM

To: heavenlybodyproducts@gmail.com; sales@kronickiller.com

Subject: Black Ice Trademarks

Dear Mr. Haggins,

I write on behalf of Little Trees Legal, the organization responsible for protecting the intellectual property associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is "Black Ice." In the United States, the "Black Ice" name is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288 (hereinafter "Black Ice Trademarks"). We have been using the Black Ice Trademarks for over a decade.

You may remember that we contacted you in 2016 regarding your use of our Black Ice Trademarks. We recently discovered that you are still selling products which are confusingly similar to our Black Ice Trademarks. Images are included below for your reference.



JSL 004066

In order to resolve this matter amicably, please contact me by **November 14, 2018**. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com or via telephone at (315) 221-7407 (direct).

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004067



Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NY 10036-1525
(212) 790-9200 Tel
(212) 575-0671 Fax
www.cll.com

Jonathan Z. King
(212) 790-9238
jzk@cll.com

November 4, 2019

By Federal Express and Email -- sales@kronickiller.com,
heavenlybodyproducts@gmail.com, and sirmarkadoo@yahoo.com

Mark Haggins
Heavenly Body Products LLC
HBP Wholesale Company LLC
2571 Park Central Blvd.
Decatur, GA 30035

Re: Willful Infringement of BLACK ICE Mark

Dear Mr. Haggins:

We are intellectual property litigation counsel for CAR-FRESHNER Corporation ("CFC") and Julius Sämann Ltd. ("JSL"). We write to you concerning your companies' infringement of our clients' valuable BLACK ICE trademarks (the "BLACK ICE Mark"). We understand that you have twice communicated with our clients about prior infringements, and have in both instances purported to rectify the unlawful conduct. However, our clients have discovered that you have resumed infringement, requiring our clients to refer the matter to us for immediate action. The relevant facts and our clients' demands, which must be met if we are to avoid legal proceedings, are set forth below.

As you are well aware, since 2004, CFC has manufactured, marketed, and sold air fresheners and related products under the now famous BLACK ICE Mark, which JSL licenses to CFC for use in the United States. Examples of just some of these products, all prominently bearing the BLACK ICE Mark, appear below:



29887/058/3345932.1

JSL 004068

EXHIBIT 7
(Part 2 of 4)

Cowan, Liebowitz & Latman, P.C.

Mark Haggins

November 4, 2019

Page 2

BLACK ICE products are among our clients' best-selling items, and they have devoted years of effort and expense in promoting and marketing those products. As a result of this longstanding use and promotion, the BLACK ICE Mark has become a critical brand and powerful source identifier for our clients and represents goodwill of great value.

JSL owns United States Trademark Registrations Nos. 3126834, 4221968, and 5437288 for the BLACK ICE Mark in International Classes 3 and 5. Registration Nos. 3126834 and 4221968 are incontestable. Our clients vigilantly protect and enforce the BLACK ICE Mark through legal action and will not hesitate to do so in this instance.

As you are also aware, CFC's in-house legal team previously contacted you twice, in 2016 and 2018, regarding your sale of "Black Ice" air fresheners and burning oils on www.kronickiller.com and www.heavenlybodyproducts.com. In both instances, you supposedly rectified the situation to address our clients' concerns. While our clients assumed that the matter was finally concluded, they recently discovered that you have once again commenced advertising and marketing "Black Ice" air fresheners and burning oils (the "Infringing Products"). Insofar as the current circumstance represents the *third time* you and your companies have infringed our clients' valuable trademark rights, we consider this infringement to be deliberate and willful.

Your sale of the Infringing Products under a trademark identical to our clients' famous BLACK ICE Mark is likely to confuse and deceive consumers into believing that your products originate with or are approved or sponsored by our clients. The goods bear identical marks and will be sold to the same consumers in similar trade channels. Such conduct constitutes trademark infringement and unfair competition under the Lanham Act, 15 U.S.S. §1051, *et seq.*, and corresponding state law, and subjects you and your companies to preliminary and permanent injunctive relief, damages in an amount that may be trebled, and attorney's fees. There is simply no defense, legal or equitable, to this misconduct.

Our clients accordingly demand that you, your companies, and your websites immediately undertake the following steps:

1. Permanently cease all manufacturing, marketing, distribution and/or sale of the Infringing Products, or any other products that bear the term "Black Ice" or any designation confusingly similar thereto, and remove any such products from www.kronickiller.com, www.heavenlybodyproducts.com, and any other website that advertises your products.
2. Identify the source of all products bearing the designation "Black Ice," including any fragrance oil used to manufacture the Infringing Products.
3. Provide documents concerning the procurement, distribution, and sale of the Infringing Products, including any invoices and purchase orders which identify the number and price of each Infringing Product sold.

Cowan, Liebowitz & Latman, P.C.

Mark Haggins

November 4, 2019

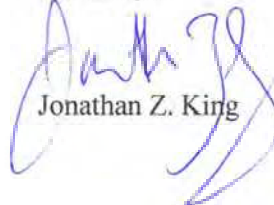
Page 3

4. Make payment to our clients in an amount to be discussed, but sufficient to compensate our clients for the damages they have suffered and to eliminate any unlawful profits your companies have made as a result of the above-noted infringements.

To be clear, the measures outlined above are only the first steps towards an amicable resolution of this matter. Nevertheless, given the repeated nature of your misconduct, we need confirmation that you have taken these preliminary steps by no later than November 14, 2019, failing which our clients will take such further steps as are necessary to protect their valuable intellectual property. Please contact the undersigned immediately to discuss the foregoing.

This letter is without prejudice to any of our clients' rights, remedies, and defenses, all of which are expressly reserved.

Sincerely,



Jonathan Z. King

Settlement Agreement

This Agreement is made effective 3/11/2020, 2020 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**"); and **Heavenly Body Products LLC**, Decatur, GA, USA ("**HBP**")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand products (the "IP"), including U.S. Trademark Registration numbers 3.126.834, 4.221.968, 5.437.288 for BLACK ICE;
- B. CFC contacted HBP in 2016 and 2018 regarding the promotion and sale of air fresheners on KronicKiller.com, HeavenlyBodyProducts.com, and in-store that used "BLACK ICE" without permission. In both instances, HBP appeared to have remedied the matter;
- C. In 2019, CFC discovered that HBP was once again manufacturing, designing, procuring, promoting, distributing, storing, and/or selling air fresheners on KronicKiller.com, HeavenlyBodyProducts.com, and in-store that used "BLACK ICE" without permission ("**Disputed Products**"). Representative images are included below; and



Kronic Killer Product

\$25.00

BLACK ICE - 1 LB.

Car Air Freshener

Quantity:

HeavenlyBodyProducts.com Screen Capture

- D. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. HBP represents and warrants that it:
 - a. Owns and operates the websites located at www.KronicKiller.com and www.heavenlybodyproducts.com;
 - b. Distributed 611 units of the Disputed Products, and has 0 units remaining in inventory;
 - c. Has not manufactured, designed, procured, promoted, stored, distributed and/or sold any products, other than the Disputed Products, that use or are confusingly similar to the IP;
 - d. Has stopped manufacturing, designing, procuring, promoting, distributing and/or selling the Disputed Products or any other products confusingly similar to the IP;
 - e. Selected and is solely responsible for use of the name "BLACK ICE"; and
 - f. Will never again manufacture, design, procure, store, promote, distribute and/or sell any products infringing the IP, nor will HBP use the IP or designs resembling the IP to promote its products.

2. Within 7 calendar days of the Effective Date, HBP shall:
 - a. Destroy its remaining inventory of Disputed Products or relabel such inventory with a name not confusingly similar to the IP; and
 - b. Pay CFC \$1,000. Late payment shall incur the maximum interest rate permitted under relevant law.
3. HBP acknowledges and agrees never to challenge the validity, fame, and CFC's ownership of the IP.
4. HBP acknowledges that the use of "BLACK ICE" on the Disputed Products is confusingly similar to the IP.
5. Subject to the accuracy of HBP's representations and its compliance with the terms herein, CFC releases it from all claims and obligations related to the Disputed Products up to the Effective Date.
6. If HBP breaches this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
7. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
8. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
9. Should any provision of this Agreement be deemed invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
10. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
11. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in HBP's jurisdiction.
12. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
13. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and CAR-FRESHNER
Corporation



Abbie Brinson Woodruff, Legal Coordinator
CAR-FRESHNER Corporation

For Heavenly Body Products, LLC

DocuSigned by:


Name:
Title:

From: Facebook <case++aazqno67a3mjvw@support.facebook.com>
To: "Leah Waite-Holland" <LWaite-Holland@littletrees.com>
Date: 4/3/2019 2:56:39 PM
Subject: Trademark Report Form #1046190818905283

Hi,

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Facebook Statement of Rights and Responsibilities. We understand this action to resolve your intellectual property issue.

**** Please note: this is a no-reply message. Any replies will not be received. ****

If you'd like to retract this report, please email ip@fb.com and reference this report number (Complaint #1046190818905283).

For more information on retractions, please visit:

<https://www.facebook.com/help/1206218382801108/?ref=CR>

If you'd like to report something else, or if you don't believe this action resolved your issue, please fill out this form:

<https://www.facebook.com/help/contact/208282075858952/?ref=CR>

Please reference this report (Complaint #1046190818905283) in your new report if you think it will help us better understand your issue.

If you have any additional questions about intellectual property, please visit the Help Center:

https://www.facebook.com/help/intellectual_property/?ref=CR

Thanks,

The Facebook Team

Maxwell

Intellectual Property Operations

> On Wed Apr 3, 2019 06:15:38, original message wrote:

> Hi,

> The Facebook Team received a report from you. For reference, your complaint number is 1046190818905283.

>

> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual

JSL 004073

Property section of our Help Center for additional information:

> IP Help Center: https://www.facebook.com/help/intellectual_property/

> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

> - Hacked accounts: <https://www.facebook.com/help/131719720300233>

> - Fake/Impostor accounts (timelines): <https://www.facebook.com/help/174210519303259/>

> - Abuse (including spam, hate speech and harassment): <https://www.facebook.com/help/263149623790594/>

> - Pages (including admin issues): <https://www.facebook.com/help/pages/>

> - Unauthorized photos or videos: <https://www.facebook.com/help/428478523862899>

> - Login issues: <https://www.facebook.com/help/login>

> - Help for users who have been disabled or blocked: <https://www.facebook.com/help/warnings>

> If the links above do not contain the information you're looking for, you may want to search the Help Center for more assistance: <https://www.facebook.com/help/>

> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

> Thanks for contacting Facebook,

> The Facebook Team

> -----

> To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

> Who owns the trademark? : Me or my organization

> Your name (name and surname) : Leah Waite-Holland

> Your job responsibility : Other employee

> Mailing address : 21205 Little Tree Drive, Watertown, NY

> Phone number : 3152217485

> Email address : lwaite-holland@littletrees.com

> Confirm your email address : lwaite-holland@littletrees.com

> Name of the rights owner : Julius SÄmann Ltd.

> Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/fragrance/Black-Ice>

> What is your trademark? : Black Ice

> Where is your trademark registered? : United States

> What is your trademark registration number (if applicable)? : 3126834

> Which categories of goods and/or services are covered by your registration? : Air fresheners

> If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=78706367&caseType=SERIAL_NO&searchType=statusSearch

> What type of content are you reporting? : Photo, video or post

> Please provide links (URLs) leading directly to the specific content you are reporting. :

<https://www.facebook.com/HiddenDetails/photos/a.129211900622339/888681341342054/?type=3&theater>

> Please describe how you believe this content infringes your trademark rights. : Sale and promotion of air fresheners using our Black Ice trademark

> Do you agree? : yes

> Electronic signature : Leah Waite-Holland

>

JSL 004074

From: "Leah Waite-Holland"
To: "Alex Lovato" <620hidden.details@gmail.com>
Date: 4/5/2019 12:59:00 PM
Subject: RE: Trademark report to FB

Dear Mr. Lovato,

Thank you for your email and for your apology.

We assume that if you have any of these items remaining in inventory, that you will relabel them with a name that does not use our Black Ice trademarks. Now that you are on notice of our rights, we trust that you will not use our trademarks in the future.

Kind regards,

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

From: Alex Lovato <620hidden.details@gmail.com>
Sent: Wednesday, April 3, 2019 3:14 PM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Subject: Fwd: Trademark report to FB

Alex Lovato
620-391-7618 Direct
620-391-0400 OFFICE

----- Forwarded message -----

From: **Alex Lovato** <620hidden.details@gmail.com>
Date: Wed, Apr 3, 2019, 2:11 PM
Subject: Trademark report to FB
To: <leahwaite-holland@littletrees.com>

Attn:

Julius Samann LTD

I just wanted to apologize for using the name black Ice on my scent packages without your permission I didn't realize that was an issue and I'm sincerely apologizing.

I ordered the freshness over seas and they told me they could make a similar scent. So next time I will change the name for sure!
!

Report number # 1046190818905283

Alex Lovato
620-391-7618 Direct
620-391-0400 OFFICE

JSL 004076

Car-Freshner Corporation

21205 Little Tree Drive
Watertown NY 13601 USA
P: +1 315 788-6250
littletrees.com



April 8, 2021

Dear Sir/Madam,

I write on behalf of Car-Freshner Corporation, which has been making the famous Car-Freshner brand air fresheners since 1952. These air fresheners are protected by numerous trademarks around the world, including U.S. registration numbers 3.126.834, 4.221.968, and 5.437.288 for Black Ice and 675.796 for Car-Freshner.

We recently discovered two issues concerning your business that relate to our trademarks.

1. You are selling air fresheners that use our protected Black Ice name. Representative images of the infringing products are included below for your reference.



2. You are using "Car Freshener" to describe your products, which can be seen in the screen captures below. Acceptable alternatives are "car air freshener", "automotive air freshener", or simply "air freshener".



In order to resolve this matter amicably, please contact me by **March 24, 2021** at ABrinsonWoodruff@LittleTrees.com or (315) 221-7407.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator
ABrinsonWoodruff@LittleTrees.com

JSL 004077

From: Shopify <legal@shopify.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 5/24/2021 2:38:33 PM
Subject: RE: Trademark Infringement Notice I hyperfresh.shop

Hi there,

This email is to inform you that the content listed as infringing in the Trademark Infringement Notice provided below has since been taken offline.

- Shopify Trust & Safety

JSL 004078

From: "Abbie Brinson Woodruff"
To: "Brad Maehara" <bradmaehara@jcsales.net>
Date: 5/8/2019 4:18:00 PM
Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Hi Brad,

Thank you for confirming that the statements in my email of May 3, 2019 are true and accurate. Subject to the accuracy of your representations, we consider this matter closed. As you are now on notice of our rights, we trust this won't happen again in the future.

Sent without prejudice.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Brad Maehara <bradmaehara@jcsales.net>
Sent: Monday, May 06, 2019 2:27 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Hi Abbie,
I am confirming that my below answers and your recap are correct.



Brad Maehara
VP Procurement
2600 S. Soto Street, Los Angeles, CA 90058
p: (323) 260-8744
f: (323) 881-6797
c: (562) 455-5165
bradmaehara@jcsales.net

From: Abbie Brinson Woodruff [<mailto:ABrinsonWoodruff@littletrees.com>]
Sent: Friday, May 03, 2019 12:12 PM
To: Brad Maehara <bradmaehara@jcsales.net>
Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Brad,

Thanks for answering my questions. In order for us to consider closing this matter, we need you confirm that the following is true and accurate:

1. JC Sales recognizes the validity of the BLACK ICE and CAR-FRESHNER trademarks, and that the products shown in my email of April 17, 2019 ("Infringing Products") infringe those trademarks.
2. JC Sales represents that it:
 - a. Has stopped procuring, promoting, and/or distributing the Infringing Products
 - b. Stopped selling the Infringing Products in June of 2017;
 - c. Procured the Infringing Products from a company in China, but does not know what company;
 - d. Sold 17,760 units of the Infringing Products;

JSL 004079

- e. Has no units remaining in inventory;
- f. Has not used the BLACK ICE or CAR-FRESHNER trademarks or anything confusingly similar on any other products; and
- g. Will not manufacture, procure, promote sell and/or distribute any products or other materials of or with a design and/or name with is similar to the BLACK ICE and/or CAR-FRESHNER trademarks.

Please let me know if you have any questions or concerns.

Thank you,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Brad Maehara <bradmaehara@jcsales.net>
Sent: Monday, April 29, 2019 8:56 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Hi Abbie,

JC Sales has been a long time distributor of "Little Trees" in Los Angeles. We are truly sorry for this mishap. Looks like we purchased this one time only and then discontinued the items. I believe the company's total profit was under \$3,000.

I come from a strong Retail background and assure you that incidents like this will not happen. JC Sales is a good honest company who has very good relationships with their vendor partners.

1. How long did JC Sales sell the infringing air fresheners? [June 2017](#)
2. How many varieties of "Car Freshner" products were there? ["Car Freshener" we had 6 scents / all were discontinued](#)
3. How many units were sold, at what price(s), and to whom? [17,760 units were sold at \\$0.65 - \\$0.55 / we do not have the detail to track to whom.](#)
4. Who manufactures the infringing products? [China trading house, do not know who manufacture the item.](#)
5. Why did JC Sales choose to use "Black Ice"? [Not sure as that employee was terminated before I started.](#)
6. How many units of the infringing products remain in JC Sales' possession? [Zero, the item was discontinued October of 2010](#)



Brad Maehara

VP Procurement

2600 S. Soto Street, Los Angeles, CA 90058

p: (323) 260-8744

f: (323) 881-6797

c: (562) 455-5165

bradmaehara@jcsales.net

From: Abbie Brinson Woodruff [<mailto:ABrinsonWoodruff@littletrees.com>]
Sent: Friday, April 26, 2019 1:16 PM
To: Brad Maehara <bradmaehara@jcsales.net>
Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Brad,

JSL 004080

I'm following up on my below email, to which I have not received a response. Please confirm receipt and answer my below questions by Wednesday, May 1st.

Thank you,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Thursday, April 18, 2019 12:33 PM

To: Brad Maehara <bradmaehara@jcsales.net>

Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Hi Brad,

Thanks for your prompt response. We appreciate your cooperation. I want to let you know that I am not an attorney. It's my job in matters like this to collect information about the infringement and pass it along to my boss, who is an attorney. In order for us to know how best to resolve this matter, we need some additional information on your company's use of our Car-Freshner and Black Ice marks. I'd appreciate if you could answer my below questions by the end of next week.

1. How long did JC Sales sell the infringing air fresheners?
2. How many varieties of "Car Freshner" products were there?
3. How many units were sold, at what price(s), and to whom?
4. Who manufactures the infringing products?
5. Why did JC Sales choose to use "Black Ice"?
6. How many units of the infringing products remain in JC Sales' possession?

Please let me know if you have any questions or concerns.

Thanks,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Brad Maehara <bradmaehara@jcsales.net>

Sent: Wednesday, April 17, 2019 6:54 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

Subject: RE: CAR-FRESHNER and BLACK ICE Trademarks

Hi Abbie,

I am the VP of Procurement here at JC Sales and am very sorry for this mishap. Being relatively new to JC, I do know the item has been discontinued for some time.

We have removed the item from ecommerce as I write this email.



Brad Maehara

VP Procurement

2600 S. Soto Street, Los Angeles, CA 90058

p: (323) 260-8744

JSL 004081

f: (323) 881-6797
c: (562) 455-5165
bradmaehara@jcsales.net

From: Abbie Brinson Woodruff [<mailto:ABrinsonWoodruff@littletrees.com>]
Sent: Wednesday, April 17, 2019 1:41 PM
To: ecommerce <ecommerce@jcsales.net>; Purchasing Group <purchasing@jcsales.net>
Subject: CAR-FRESHNER and BLACK ICE Trademarks

Dear Sir/Madam,

I write on behalf of Car-Freshner Corporation, which has been making the famous Car-Freshner brand air fresheners since 1952. These air fresheners are protected by numerous trademarks around the world, including U.S. registration numbers 675.796 for Car-Freshner and 3.126.834 for Black Ice.

We recently discovered the unauthorized use of the Car-Freshner and Black Ice trademarks on products sold by your company. A representative image is below for your reference.



In order to resolve this matter amicably, please contact me by **May 1, 2019**. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com, or via telephone at (315) 221-7407.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

This e-mail, and any accompanying documents, contain information from JC Sales which are confidential and legally privileged. The information is intended only for the sole use of the recipient named in this e-mail. If you are not the intended recipient, please contact the sender and delete all copies of it from your system. Please note that the sender accepts no responsibility for viruses and it is your responsibility to scan this e-mail and attachments (if any). No contracts may be concluded on behalf of the sender by means of e-mail communications unless expressly stated to the contrary.

JSL 004082

From: "Abbie Brinson Woodruff"
To: "Kendra Davis" <kendra@kmdkandles.com>
Date: 9/8/2021 11:17:00 AM
Subject: RE: Little Trees Trademarks

Hi Kendra,

Thank you for your response and for removing all of the Instagram posts. Since you no longer have access to your Facebook page and all other issues have been removed, we will consider this closed subject to the accuracy of your representations. Once again, we appreciate your cooperation.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Kendra Davis <kendra@kmdkandles.com>
Sent: Wednesday, September 08, 2021 1:52 AM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: Little Trees Trademarks

Hello Abbie,

I'm sorry that I didn't get back to you after your last message. I did try and remove everything after getting your first message but it looks like I forgot quite a bit. Thanks for sending me the links it made it easier for me for me to remove what has been requested of you.

I no longer have access to that Facebook account as it was hacked last December. I've tried contacting Fb in the past to regain access but I had no luck.

Unfortunately there is no way I can remove the fb post. Hopefully this won't be a problem for closing this matter.

Thanks again for reaching out and I do apologize for my mistakes and have learned a lot about trademark usage.

Thank you,

Kendra Davis

On Tue, Sep 7, 2021, 12:49 PM Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Dear Ms. Davis,

I wrote to you on August 20, 2021 concerning your use of our intellectual property. I have not received a response, but am aware that you have updated your website. We appreciate your cooperation.

We can't wrap this up until any use of the phrases "Black Ice" or "Car Freshener" is removed from your social media. For reference, here are some links to posts that use those phrases:

- <https://www.instagram.com/p/CDIP1lInM3q/>
- <https://www.instagram.com/p/BwvHZ8EgKTa/>
- <https://www.instagram.com/p/BwtKTNVgtAF/>
- <https://www.instagram.com/p/BwDAOETArVn/>
- <https://www.facebook.com/KMDKandles/photos/a.2136275693160351/2260411377413448/>
- <https://www.facebook.com/KMDKandles/photos/a.2136275693160351/2261598350628084/>
- <https://www.facebook.com/KMDKandles/photos/a.2136275693160351/2234294033358516/>

JSL 004083

Once this is done, we can close the matter.

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Friday, August 20, 2021 10:07 AM
To: kendra@kmdkandles.com
Subject: Little Trees Trademarks

Dear Ms. Davis,

I write on behalf of Car-Freshner Corporation, which is responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. These air fresheners are protected by numerous trademarks and copyrights around the world, including the US registrations shown below:



Little Tree
(word)

Black Ice
(word)

Car-Freshner
(word)



US TM Reg.
No. 1.781.016

US TM Reg.
No. 1.017.832

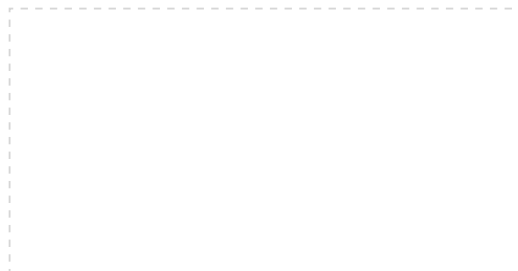
US TM Reg.
No. 3.126.834

US TM Reg. No.
675.796

US Copyright No.
VA 1-739-626

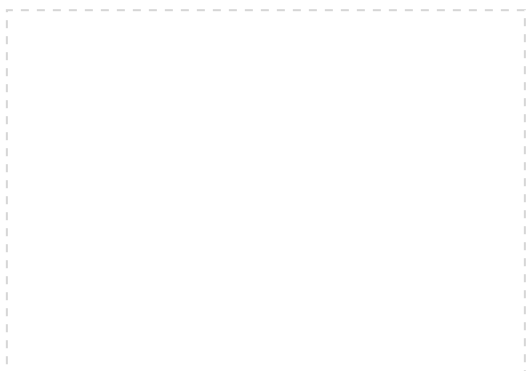
We recently discovered two issues concerning your business and our intellectual property:

1. You are using our Tree design, Black Ice design, and Black Ice and Little Tree names to promote your products. This can be seen in the below image.



2. You are using the term "car freshener" to describe your air fresheners, which can be seen in the screen captures below.

JSL 004084



Please stop using our Tree design, Black Ice design, and the terms “Black Ice”, “Little Tree(s)” and/or “car freshener” to sell or promote your air fresheners. This includes removing these images and terms from all websites in your control, including social media. Instead of “car freshener,” I encourage you to use “car air freshener,” “automotive air freshener,” or simply “air freshener”.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407



Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NY 10036-1525

(212) 790-9200 Tel
(212) 575-0671 Fax
www.cll.com

Eric J. Shimanoff
(212) 790-9226
ejs@ccll.com

March 23, 2020

Via Email

Amy Rollins, Esq.
Brannon Sowers & Cracraft PC
47 South Meridian Street, Suite 400
Indianapolis, Indiana 46204
arollins@bscattorneys.com

Re: BLACK ICE Trademarks

Dear Ms. Rollins:

Our firm represents Julius Sämann Ltd. (“JSL”) and CAR-FRESHNER Corporation (“CFC”) in intellectual property matters. We write to you as the listed correspondent of record for USPTO Application Ser. No. 88255495 (the “Application”), filed in the name of The Last Coat LLC (“TLC”) for the mark BLACK ICE (“TLC’s BLACK ICE Mark”) for “Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces” in International Class 3 (“TLC’s Goods”). As you are probably aware, JSL has taken an extension of time to oppose to the Application. We write concerning this potential opposition as well as TLC’s infringement of our clients’ valuable intellectual property rights. The relevant facts and our clients’ demands, which must be met if we are to avoid any proceedings, are set forth below.

JSL owns United States Trademark Registrations Nos. 3126834, 4221968, and 5437288 for the BLACK ICE Mark in International Classes 3 and 5 (“BLACK ICE Mark”). Registration Nos. 3126834 and 4221968 are incontestable. In the United States, JSL licenses the use of the BLACK ICE Mark to CFC.

Since 2004, CFC has manufactured, marketed, and sold air fresheners and related products under the now famous BLACK ICE Mark. Examples of just some of these products, all prominently bearing the BLACK ICE Mark, appear below:



BLACK ICE products are among our clients' best-selling items, and our clients have devoted years of effort and expense in promoting and marketing those products. As a result of this longstanding use and promotion, the BLACK ICE Mark has become a critical brand and powerful source identifier for our clients and represents goodwill of great value. Therefore, our clients vigilantly protect and enforce the BLACK ICE Mark through legal action.

It has come to our clients' attention that TLC filed on an intent-to-use basis the Application seeking to register TLC's BLACK ICE Mark and that TLC is using TLC's BLACK ICE Mark in connection with TLC's Goods in U.S. commerce, including by offering for sale via TLC's website at www.thelastcoat.com the product shown below:



TLC's BLACK ICE Mark is identical to our clients' BLACK ICE Mark and is used in connection with TLC's Goods, which are related to products long marketed and distributed by CFC under license from JSL under the BLACK ICE Mark. TLC's use and registration of TLC's

Cowan, Liebowitz & Latman, P.C.

Amy Rollins, Esq.

March 23, 2020

Page 3

BLACK ICE Mark thus is likely to cause confusion among consumers about the source of TLC's Goods and to mislead consumers into believing that TLC is authorized by or has some connection or affiliation with our clients or their BLACK ICE Mark. TLC's use and registration of TLC's BLACK ICE Mark is also likely to dilute the distinctiveness of our clients' BLACK ICE Mark. Such actions violate our clients' valuable trademark and related rights under the federal Lanham Act and corresponding state law.

Our clients accordingly demand that TLC immediately and permanently:

1. Cease and desist from all manufacturing, marketing, advertising, promotion, distribution and sale of TLC's Goods under TLC's BLACK ICE Mark, or any other products that bear the term "Black Ice" or any designation confusingly similar thereto, and remove any such products from www.thelastcoat.com and any other website that advertises TLC's products; and
2. File with the USPTO an express abandonment of the Application.

Please confirm TLC's compliance with the above demands no later than the close of business on **Monday, April 6, 2020**. Should TLC fail to comply with these terms, our clients are prepared to take such further steps as are necessary to protect their valuable trademark rights.

This letter is written without prejudice to any of our clients' rights, remedies and defenses, all of which are expressly reserved.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric J. Shimanoff", with a stylized flourish at the end.

Eric J. Shimanoff

ESTTA Tracking number: **ESTTA1055728**

Filing date: **05/15/2020**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Julius SÄmann Ltd.
Granted to Date of previous extension	06/24/2020
Address	P.O. BOX HM 2085 HAMILTON, HMHX BERMUDA

Attorney information	ERIC J. SHIMANOFF & JONATHAN Z. KING COWAN, LIEBOWITZ & LATMAN, P.C. 114 WEST 47TH STREET NEW YORK, NY 10036 UNITED STATES ejs@ccl.com, jzk@ccl.com, trademark@ccl.com, fxm@ccl.com 2127909200
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Applicant Information

Application No	88255495	Publication date	02/25/2020
Opposition Filing Date	05/15/2020	Opposition Period Ends	06/24/2020
Applicant	The Last Coat LLC 12636 High Bluff Drive Suite 400 PMB #11 San Diego, CA 92130 UNITED STATES		

Goods/Services Affected by Opposition

Class 003. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces
--


Grounds for Opposition


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

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3126834	Application Date	09/02/2005
Registration Date	08/08/2006	Foreign Priority Date	NONE

JSL 004089


Word Mark	BLACK ICE
Design Mark	
Description of Mark	NONE
Goods/Services	Class 005. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fresheners

U.S. Registration No.	4221968	Application Date	03/13/2012
Registration Date	10/09/2012	Foreign Priority Date	NONE
Word Mark	BLACK ICE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2005/09/15 First Use In Commerce: 2005/09/15 Scented sprays for air, rooms, motor vehicles and the like		

U.S. Registration No.	5437288	Application Date	08/30/2017
Registration Date	04/03/2018	Foreign Priority Date	NONE
Word Mark	BLACK ICE		

Design Mark	BLACK ICE
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2004/07/16 First Use In Commerce: 2004/07/16 Air fragrancng preparations

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	BLACK ICE		
Goods/Services	air fresheners, air fragrancng preparations, air deodorizing preparations and scented sprays		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Design Mark			
Goods/Services	air fresheners, air fragrancng preparations, air deodorizing preparations and scented sprays		

Attachments	78706367#TMSN.png(bytes) 85568246#TMSN.png(bytes) 87589409#TMSN.png(bytes) LT-Black-Ice_Pouch-Art resize.jpg Notice of Opposition - BLACK ICE - The Last Coat.pdf(134124 bytes)
Signature	/Eric J. Shimanoff/
Name	ERIC J. SHIMANOFF & JONATHAN Z. KING
Date	05/15/2020

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

In re Application Serial No. 88255495
Filed: January 9, 2019
For Mark: BLACK ICE
Published in the Official Gazette: February 5, 2020

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	:	
JULIUS SÄMANN LTD.,	:	Opposition No.
	:	
Opposer,	:	
	:	<u>NOTICE OF OPPOSITION</u>
v.	:	
	:	
THE LAST COAT LLC,	:	
	:	
Applicant.	:	
-----	X	

Commissioner for Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Opposer, Julius Sämann Ltd. (“Opposer”), a corporation organized and existing under the laws of Bermuda, with a mailing address at P.O. Box HM 2085 Hamilton, Bermuda HMHX, believes that it will be damaged by registration of the following mark:

BLACK ICE

(“Applicant’s Mark”) for “Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces” in International Class 3 (“Applicant’s Goods”), as shown in Application Serial No. 88255495 (the “Application”), with a filing date of January 9, 2019 (the “Application Date”), filed under Section 1(b) of the Trademark Act, 15 U.S.C. § 1051(a), based on an intent to use, by The Last Coat LLC, limited liability company existing and organized under the laws of Delaware, with an address at 12636 High Bluff Drive, Suite 400, PMB #11,

San Diego, California, 92130, United States (“Applicant”), and having been granted an extension of time to oppose up to and including June 24, 2020, hereby opposes the same.

As grounds for opposition, it is alleged that:

1. For many years prior to Applicant’s Application Date or any first use or priority date upon which Applicant may rely, Opposer, through its licensee, has used and currently is using in commerce the trademarks containing or comprising “BLACK ICE” (the “BLACK ICE Marks”) to identify the source of various products, including without limitation air fresheners, air fragrancings preparations, air deodorizing preparations and scented sprays (“Opposer’s Goods”). Examples of Opposer’s Goods prominently bearing the BLACK ICE Marks, appear below:



2. Opposer is the owner of the following federal trademark registrations for its BLACKICE Marks, which registrations are valid and subsisting:

Mark	Reg. No.	Reg. Date	Good/Services
BLACKICE	3126834	August 8, 2006	Air fresheners in Class 5
BLACKICE	4221968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like in Class 3
BLACKICE	5437288	April 3, 2018	Air fragrancings preparations in Class 3

3. Registration Nos. 3126834 and 4221968 are incontestable.

4. Printouts from the USPTO’s Trademark Status & Document Retrieval records for the foregoing registrations are attached hereto as Exhibit 1.

5. Opposer relies on both its common law rights and the aforementioned registrations in its BLACK ICE Marks.

6. Opposer, via its licensee, first used the BLACK ICE Marks in 2004.

7. Opposer has built up highly valuable goodwill in its BLACK ICE Marks, and said goodwill has become closely and uniquely identified and associated with Opposer and its licensee.

8. Opposer's licensee has spent, and continues to spend, significant amounts of time and money developing, testing and promoting Opposer's Goods sold under the BLACK ICE Marks.

9. Products bearing or sold in connection with the BLACK ICE Marks are widely promoted in a variety of media, including on numerous websites and printed promotional materials.

10. Products bearing or sold in connection with the BLACK ICE Marks are sold through a wide variety of different trade channels, and they appear frequently on television, in movies and in popular culture as a symbol of high-quality goods originating with Opposer and its licensee.

11. Products bearing or sold in connection with the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter Opposer's Goods and the BLACK ICE Marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products and services of the highest and most reliable quality.

12. As a result of long and extensive use on and in connection with quality products and long and extensive use, the BLACK ICE Marks are well known and well received to the

consuming public and have become famous to the general consuming public of the United States.

13. On January 9, 2019, Applicant filed the Application for Applicant's Mark for Applicant's Goods on an intent to use basis under Section 1(b) of the Trademark Act, 15 U.S.C. § 1051(b).

14. Upon information and belief, Applicant did not use Applicant's Mark in United States commerce for Applicant's Goods covered in the Application prior to the Application Date.

15. By virtue of Opposer's prior use and registration of its BLACK ICE Marks, Opposer has rights prior to and superior to any alleged rights of Applicant in Applicant's Mark in connection with Applicant's Goods covered by the Application.

16. Applicant's Mark is identical to Opposer's BLACK ICE Marks.

17. Applicant's Goods under Applicant's Mark are closely related to Opposer's Goods and/or are the type of goods that consumers would associate with or expect to originate from or be sponsored or licensed by Opposer.

18. Upon information and belief, Applicant's Goods under Applicant's Mark are and/or will be distributed through the same, similar or overlapping channels of trade and to the same, similar or overlapping classes of purchasers as Opposer's Goods designated by Opposer's BLACK ICE Marks.

19. Applicant's use and registration of Applicant's Mark will enable Applicant to trade upon and utilize the goodwill established by Opposer in Opposer's BLACK ICE Marks.

20. Applicant's Mark so resembles Opposer's BLACK ICE Marks as to be likely, when used in connection with Applicant's Goods, to cause confusion, to cause mistake, and to deceive the trade and public, who are likely to believe that Applicant's Goods have their origin

with Opposer and/or that such goods and services are approved, endorsed, licensed or sponsored by Opposer or associated in some way with Opposer and/or its BLACK ICE Marks, all in in violation of Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

21. Opposer's BLACK ICE Marks are distinctive and famous and were so prior to Applicant's Application Date or any first use or priority date upon which Applicant may seek to rely. Registration of Applicant's Mark in connection with Applicant's Goods will injure Opposer by causing a likelihood of dilution by blurring of the distinctive quality of Opposer's BLACK ICE Marks in violation of Sections 13(a) and 43(c) of the Trademark Act, 15 U.S.C. §§ 1063(a) and 1125(c).

WHEREFORE, Opposer believes that it will be damaged by registration of Applicant's Mark and requests that the opposition be sustained and said registration be denied.

Please recognize as attorneys for Opposer in this proceeding Eric J. Shimanoff, Esq. and Jonathan Z. King, Esq. (members of the bar of the State of New York) and the firm Cowan, Liebowitz & Latman, P.C., 114 West 47th Street, New York, New York 10036.

Please address all communications to Eric J. Shimanoff, Esq. and Jonathan Z. King, Esq. at the address listed below.

Dated: New York, New York
May 15, 2020

Respectfully submitted,

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Eric J. Shimanoff/

Eric J. Shimanoff
Jonathan Z. King
114 West 47th Street
New York, New York 10036
(212) 790-9200

EXHIBIT 1

Generated on: This page was generated by TSDR on 2020-05-15 13:56:11 EDT

Mark: BLACK ICE

BLACK ICE

US Serial Number: 78706367

Application Filing Date: Sep. 02, 2005

US Registration Number: 3126834

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: Apr. 28, 2016

Publication Date: May 16, 2006

Mark Information

Mark Literal Elements: BLACK ICE

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: Air fresheners

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 16, 2004

Use in Commerce: Jul. 16, 2004

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: Julius Sämann Ltd.

Owner Address: P.O. Box HM 2085

JSL 004099

Hamilton BERMUDA HM HX

Legal Entity Type: CORPORATION

State or Country BERMUDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Shimanoff

Attorney Primary trademark@cll.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Eric J. Shimanoff

Name/Address: Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NEW YORK UNITED STATES 10036

Phone: 212-790-9200

Fax: 212-575-0671

Correspondent e- trademark@cll.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative

Domestic Gabrielle M. Nagler
Representative Name:

Phone: 212-790-9200

Fax: 212-575-0671

Domestic trademark@cll.com
Representative e-
mail:

Domestic Yes
Representative e-
mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Apr. 02, 2020	NOTICE OF SUIT	
Jan. 27, 2020	NOTICE OF SUIT	
Jul. 03, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 03, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 31, 2018	NOTICE OF SUIT	
Apr. 10, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 10, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 08, 2018	NOTICE OF SUIT	
Nov. 29, 2017	NOTICE OF SUIT	
Jul. 11, 2017	NOTICE OF SUIT	
Jul. 11, 2017	NOTICE OF SUIT	
Jun. 06, 2017	NOTICE OF SUIT	
Jun. 06, 2017	NOTICE OF SUIT	
Apr. 05, 2017	NOTICE OF SUIT	
Apr. 05, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Jul. 19, 2016	NOTICE OF SUIT	
Jul. 19, 2016	NOTICE OF SUIT	
Apr. 28, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 28, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	85321
Apr. 28, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	85321
Apr. 28, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	85321
Mar. 10, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 10, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 19, 2016	TEAS SECTION 8 & 9 RECEIVED	
Nov. 10, 2015	NOTICE OF SUIT	

JSL 004100

Nov. 10, 2015	NOTICE OF SUIT	
Sep. 25, 2015	NOTICE OF SUIT	
Sep. 25, 2015	NOTICE OF SUIT	
Aug. 08, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Feb. 03, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 27, 2014	NOTICE OF SUIT	
Oct. 01, 2013	NOTICE OF SUIT	
Mar. 21, 2013	NOTICE OF SUIT	
Aug. 03, 2012	NOTICE OF SUIT	
Oct. 20, 2011	SEC. 15 ACKNOWLEDGEMENT - E-MAILED	
Oct. 20, 2011	REGISTERED - SEC. 15 ACKNOWLEDGED	66607
Oct. 20, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Oct. 13, 2011	TEAS SECTION 15 RECEIVED	
Aug. 27, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Aug. 27, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED	71378
Aug. 27, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Aug. 16, 2011	TEAS SECTION 8 RECEIVED	
Jul. 20, 2011	NOTICE OF SUIT	
Jul. 18, 2011	NOTICE OF SUIT	
Aug. 08, 2006	REGISTERED-PRINCIPAL REGISTER	
May 16, 2006	PUBLISHED FOR OPPOSITION	
Apr. 26, 2006	NOTICE OF PUBLICATION	
Mar. 29, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	71466
Mar. 24, 2006	ASSIGNED TO LIE	71466
Mar. 18, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 17, 2006	ASSIGNED TO EXAMINER	78049
Oct. 24, 2005	AMENDMENT FROM APPLICANT ENTERED	74192
Oct. 05, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	74192
Oct. 05, 2005	PAPER RECEIVED	
Sep. 12, 2005	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Apr. 28, 2016

Proceedings

Summary

Number of 4
Proceedings:

Type of Proceeding: Cancellation

Proceeding [92060648](#)
Number:

Filing Date: Jan 08, 2015

Status: Terminated

Status Date: Apr 11, 2016

Interlocutory ELIZABETH WINTER
Attorney:

Defendant

Name: Centric Group, L.L.C.

Correspondent HADI S AL-SHATHIR
Address: THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO UNITED STATES , 63101-1611

Correspondent e- tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , ipdocket@thompsoncoburn.com ,
mail: urogers@thompsoncoburn.com

Associated marks

JSL 004101

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	CANCELLED - SECTION 7	85293838	4656511
Plaintiff(s)			

Name: Julius Sämann Ltd.

Correspondent ROBERTA S BREN

Address: MUNCY GEISSLER OLDS & LOWE PC
4000 LEGATO ROAD, SUITE 310
FAIRFAX VA UNITED STATES , 22033

Correspondent e-mail: mailroom@mg-ip.com , rsb@mg-ip.com , bac@mg-ip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
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BLACK ICE	Section 8 and 15 - Accepted and Acknowledged	85568246	4221968
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Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 08, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 09, 2015	Feb 18, 2015
3	PENDING, INSTITUTED	Jan 09, 2015	
4	ANSWER	Feb 18, 2015	
5	P MOT FOR EXT W/ CONSENT	May 22, 2015	
6	EXTENSION OF TIME GRANTED	May 26, 2015	
7	P MOT FOR EXT W/ CONSENT	Jul 22, 2015	
8	EXTENSION OF TIME GRANTED	Aug 01, 2015	
9	P MOT FOR EXT W/ CONSENT	Aug 12, 2015	
10	D APPEARANCE / POWER OF ATTORNEY	Aug 14, 2015	
11	D CHANGE OF CORRESP ADDRESS	Aug 14, 2015	
12	EXTENSION OF TIME GRANTED	Aug 19, 2015	
13	D MOT FOR EXT W/ CONSENT	Oct 21, 2015	
14	EXTENSION OF TIME GRANTED	Oct 27, 2015	
15	D MOT FOR EXT W/ CONSENT	Nov 25, 2015	
16	EXTENSION OF TIME GRANTED	Dec 04, 2015	
17	D MOT FOR EXT W/ CONSENT	Dec 21, 2015	
18	EXTENSION OF TIME GRANTED	Jan 11, 2016	
19	D MOT FOR EXT W/ CONSENT	Jan 20, 2016	
20	EXTENSION OF TIME GRANTED	Jan 25, 2016	
21	P CHANGE OF CORRESP ADDRESS	Jan 27, 2016	
22	D MOT FOR EXT W/ CONSENT	Feb 29, 2016	
23	EXTENSION OF TIME GRANTED	Mar 02, 2016	
24	VOLUNTARY SURRENDER OF REGISTRATION	Mar 18, 2016	
25	BD DECISION: DISMISSED W/O PREJ	Apr 04, 2016	
26	COMMR ORDER CANCELLING REG	Apr 11, 2016	
27	TERMINATED	Apr 11, 2016	

Type of Proceeding: Cancellation

Proceeding Number: [92058751](#)

Filing Date: Feb 20, 2014

Status: Terminated

Status Date: Jun 09, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: IgorJohn Philipps

Correspondent IGOR JOHN PHILIPPS

Address: 190 HIGHWAY 7 WEST, UNIT 28
BRAMPTON ON CANADA , L7A 1A2

JSL 004102

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Cancelled - Section 18	74338199	2120664
Plaintiff(s)			

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	Section 8 and 15 - Accepted and Acknowledged	85568246	4221968

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 26, 2014	Apr 07, 2014
3	PENDING, INSTITUTED	Feb 26, 2014	
4	NOTICE OF DEFAULT	Apr 22, 2014	
5	BD DECISION: GRANTED	Jun 03, 2014	
6	COMMR ORDER CANCELLING REG	Jun 09, 2014	
7	TERMINATED	Jun 09, 2014	

Type of Proceeding: Cancellation

Proceeding Number: [92054298](#)

Filing Date: Jul 29, 2011

Status: Terminated

Status Date: Mar 15, 2012

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: MOBLEY PRODUCTS, INC.

Correspondent Address: DANIEL R BROWN
57 STAGE COACH ROAD
FORT WORTH TX UNITED STATES , 76244

Correspondent e-mail: david@wonderwafers.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLUE ICE	Cancelled - Section 18	77235102	3463795
Plaintiff(s)			

Name: JULIUS SÄMANN LTD.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com , bchapman@oblon.com , ndyson@oblon.com , clisenby@oblon.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
Prosecution History			

JSL 004103

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 29, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 30, 2011	Sep 08, 2011
3	PENDING, INSTITUTED	Jul 30, 2011	
4	ANSWER	Sep 09, 2011	
5	D'S INITIAL DISCLOSURES	Nov 07, 2011	
6	VOLUNTARY SURRENDER OF REGISTRATION	Jan 10, 2012	
7	BOARD'S DECISION: GRANTED	Jan 25, 2012	
8	COMMR'S ORDER CANCELLING REGISTRATION	Mar 15, 2012	
9	TERMINATED	Mar 15, 2012	

Type of Proceeding: Opposition

Proceeding Number: [91200148](#)

Filing Date: Jun 06, 2011

Status: Terminated

Status Date: Sep 13, 2011

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: D & J Distributing and Manufacturing dba Exotica Fresheners

Correspondent Address: D & J DISTRIBUTING AND MANUFACTURING
DBA EXOTICA FRESHENERS
1302 HOLLOWAY RD
HOLLAND OH UNITED STATES , 43528-9538

Correspondent e-mail: sean@exoticafresh.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ICEY BLACK	Abandoned - After Inter-Partes Decision	85189556	

Plaintiff(s)

Name: Julius SÄmann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com , ndyson@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 06, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 07, 2011	Jul 17, 2011
3	PENDING, INSTITUTED	Jun 07, 2011	
4	NOTICE OF DEFAULT	Aug 02, 2011	
5	BOARD'S DECISION: SUSTAINED	Sep 13, 2011	
6	TERMINATED	Sep 13, 2011	

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Mark: BLACK ICE

BLACK ICE

US Serial Number: 85568246

Application Filing Date: Mar. 13, 2012

US Registration Number: 4221968

Registration Date: Oct. 09, 2012

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. 07, 2018

Publication Date: Jul. 24, 2012

Mark Information

Mark Literal Elements: BLACK ICE

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: 3126834

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: Scented sprays for air, rooms, motor vehicles and the like

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 15, 2005

Use in Commerce: Sep. 15, 2005

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

JSL 004105

Filed No Basis: No

Current Owner(s) Information

Owner Name: Julius Sämann Ltd.

Owner Address: P.O. Box HM 2085
Hamilton BERMUDA HMHX

Legal Entity Type: CORPORATION

State or Country BERMUDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Shimanoff

Attorney Primary trademark@cjl.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Eric J. Shimanoff
Name/Address: Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NEW YORK UNITED STATES 10036

Phone: 212-790-9200

Fax: 212-575-0671

Correspondent e-mail: trademark@cjl.com

Correspondent e-mail Yes
Authorized:

Domestic Representative

Domestic Representative Gabrielle M. Nagler
Name:

Phone: 212-790-9200

Fax: 212-575-0671

Domestic Representative e-mail: trademark@cjl.com

Domestic Representative e-mail Yes
Authorized:

Prosecution History

Date	Description	Proceeding Number
Apr. 02, 2020	NOTICE OF SUIT	
Jan. 27, 2020	NOTICE OF SUIT	
Jul. 03, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 03, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 31, 2018	NOTICE OF SUIT	
Apr. 10, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 10, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 07, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb. 07, 2018	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76873
Feb. 07, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76873
Jan. 23, 2018	TEAS SECTION 8 & 15 RECEIVED	
Jan. 08, 2018	NOTICE OF SUIT	
Oct. 09, 2017	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jun. 06, 2017	NOTICE OF SUIT	
Jun. 06, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Mar. 16, 2017	NOTICE OF SUIT	
Mar. 10, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 10, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Nov. 10, 2015	NOTICE OF SUIT	
Nov. 10, 2015	NOTICE OF SUIT	
Sep. 25, 2015	NOTICE OF SUIT	

JSL 004106

Sep. 25, 2015	NOTICE OF SUIT	
Feb. 27, 2014	NOTICE OF SUIT	
Oct. 01, 2013	NOTICE OF SUIT	
Oct. 09, 2012	REGISTERED-PRINCIPAL REGISTER	
Jul. 24, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 24, 2012	PUBLISHED FOR OPPOSITION	
Jul. 04, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 18, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Jun. 13, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 13, 2012	ASSIGNED TO EXAMINER	77300
Apr. 03, 2012	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	73797
Mar. 29, 2012	ASSIGNED TO LIE	73797
Mar. 22, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 20, 2012	TEAS VOLUNTARY AMENDMENT RECEIVED	
Mar. 16, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Feb. 07, 2018

Proceedings

Summary

Number of 2
Proceedings:

Type of Proceeding: Cancellation

Proceeding [92060648](#)
Number:

Filing Date: Jan 08, 2015

Status: Terminated

Status Date: Apr 11, 2016

Interlocutory ELIZABETH WINTER
Attorney:

Defendant

Name: Centric Group, L.L.C.

Correspondent HADI S AL-SHATHIR
Address: THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO UNITED STATES , 63101-1611

Correspondent e-mail: tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , ipdocket@thompsoncoburn.com , uogers@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	CANCELLED - SECTION 7	85293838	4656511

Plaintiff(s)

Name: Julius Sämann Ltd.

Correspondent ROBERTA S BREN
Address: MUNCY GEISSLER OLDS & LOWE PC
4000 LEGATO ROAD, SUITE 310
FAIRFAX VA UNITED STATES , 22033

Correspondent e-mail: mailroom@mg-ip.com , rsb@mg-ip.com , bac@mg-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834
BLACK ICE	Section 8 and 15 - Accepted and Acknowledged	85568246	4221968

JSL 004107

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 08, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 09, 2015	Feb 18, 2015
3	PENDING, INSTITUTED	Jan 09, 2015	
4	ANSWER	Feb 18, 2015	
5	P MOT FOR EXT W/ CONSENT	May 22, 2015	
6	EXTENSION OF TIME GRANTED	May 26, 2015	
7	P MOT FOR EXT W/ CONSENT	Jul 22, 2015	
8	EXTENSION OF TIME GRANTED	Aug 01, 2015	
9	P MOT FOR EXT W/ CONSENT	Aug 12, 2015	
10	D APPEARANCE / POWER OF ATTORNEY	Aug 14, 2015	
11	D CHANGE OF CORRESP ADDRESS	Aug 14, 2015	
12	EXTENSION OF TIME GRANTED	Aug 19, 2015	
13	D MOT FOR EXT W/ CONSENT	Oct 21, 2015	
14	EXTENSION OF TIME GRANTED	Oct 27, 2015	
15	D MOT FOR EXT W/ CONSENT	Nov 25, 2015	
16	EXTENSION OF TIME GRANTED	Dec 04, 2015	
17	D MOT FOR EXT W/ CONSENT	Dec 21, 2015	
18	EXTENSION OF TIME GRANTED	Jan 11, 2016	
19	D MOT FOR EXT W/ CONSENT	Jan 20, 2016	
20	EXTENSION OF TIME GRANTED	Jan 25, 2016	
21	P CHANGE OF CORRESP ADDRESS	Jan 27, 2016	
22	D MOT FOR EXT W/ CONSENT	Feb 29, 2016	
23	EXTENSION OF TIME GRANTED	Mar 02, 2016	
24	VOLUNTARY SURRENDER OF REGISTRATION	Mar 18, 2016	
25	BD DECISION: DISMISSED W/O PREJ	Apr 04, 2016	
26	COMMR ORDER CANCELLING REG	Apr 11, 2016	
27	TERMINATED	Apr 11, 2016	

Type of Proceeding: Cancellation

Proceeding Number: [92058751](#)

Filing Date: Feb 20, 2014

Status: Terminated

Status Date: Jun 09, 2014

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: IgorJohn Philipps

Correspondent Address: IGOR JOHN PHILIPPS
190 HIGHWAY 7 WEST, UNIT 28
BRAMPTON ON CANADA , L7A 1A2

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	Cancelled - Section 18	74338199	2120664

Plaintiff(s)

Name: Julius Sämann Ltd.

Correspondent Address: ROBERTA S BREN
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT LLP
1940 DUKE STREET
ALEXANDRIA VA UNITED STATES , 22314

Correspondent e-mail: tmocket@oblon.com , rbren@oblon.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BLACK ICE	REGISTERED AND RENEWED	78706367	3126834

JSL 004108

BLACK ICE

Section 8 and 15 - Accepted and Acknowledged

[85568246](#)

[4221968](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 26, 2014	Apr 07, 2014
3	PENDING, INSTITUTED	Feb 26, 2014	
4	NOTICE OF DEFAULT	Apr 22, 2014	
5	BD DECISION: GRANTED	Jun 03, 2014	
6	COMMR ORDER CANCELLING REG	Jun 09, 2014	
7	TERMINATED	Jun 09, 2014	

JSL 004109

Generated on: This page was generated by TSDR on 2020-05-15 13:56:52 EDT

Mark: BLACK ICE

BLACK ICE

US Serial Number: 87589409

Application Filing Date: Aug. 30, 2017

US Registration Number: 5437288

Registration Date: Apr. 03, 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: Apr. 03, 2018

Publication Date: Jan. 16, 2018

Mark Information

Mark Literal Elements: BLACK ICE

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: 3126834, 4221968

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: Air fragrancing preparations

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 16, 2004

Use in Commerce: Jul. 16, 2004

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

JSL 004110

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Julius Sämann Ltd.

Owner Address: P.O. Box HM 2085
Hamilton BERMUDA HMHX

Legal Entity Type: CORPORATION

State or Country BERMUDA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Shimanoff

Attorney Primary trademark@cll.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Eric J. Shimanoff
Name/Address: Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NEW YORK UNITED STATES 10036

Phone: 212-790-9200

Fax: 212-575-0671

Correspondent e- trademark@cll.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative

Domestic Gabrielle M. Nagler
Representative
Name:

Phone: 212-790-9200

Fax: 212-575-0671

Domestic trademark@cll.com
Representative e-
mail:

Domestic Yes
Representative e-
mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Apr. 02, 2020	NOTICE OF SUIT	
Jan. 27, 2020	NOTICE OF SUIT	
Jul. 03, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 03, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 10, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 10, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 03, 2018	REGISTERED-PRINCIPAL REGISTER	
Jan. 16, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 16, 2018	PUBLISHED FOR OPPOSITION	
Dec. 27, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 07, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 05, 2017	ASSIGNED TO EXAMINER	90288
Sep. 07, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 02, 2017	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 03, 2018

JSL 004111

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

JULIUS SÄMANN LTD.,)	
Opposer,)	
	)	Opposition No. 91255844
v.	)	Serial No. 88255495
)	
THE LAST COAT LLC,)	
Applicant.)	

APPLICANT’S WITHDRAWAL OF APPLICATION

Applicant, The Last Coat LLC (“Applicant”), through its undersigned counsel, hereby withdraws its application and requests that its pending Application No. 88255495 for BLACK ICE be expressly abandoned.

Dated this 30th day of October, 2020.

Respectfully submitted,

/Amy A. Rollins/
Amy A. Rollins
BRANNON SOWERS & CRACRAFT PC
1 North Pennsylvania Street, Suite 800
Indianapolis, IN 46204
Phone: (317) 630-2812
Fax: (317) 630-2813
Email: arollins@bscattorneys.com

Counsel for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been served on counsel for Julius Sämann Ltd., by electronic mail this 30th day of October, 2020.

/Amy A. Rollins/

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

RA

November 3, 2020

Opposition No. 91255844

Julius Sämann Ltd.

v.

The Last Coat LLC

By the Trademark Trial and Appeal Board:

On October 30, 2020, Applicant filed an abandonment of its application Serial No. 88255495.

Trademark Rule 2.135 provides that if, in an *inter partes* proceeding, the Applicant files an abandonment without the written consent of every adverse party to the proceeding, judgment shall be entered against Applicant.

In view thereof, and because Opposer's written consent to the abandonment is not of record, judgment is entered against Applicant, the opposition is sustained and registration to Applicant is refused.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and JULIUS
SÄMANN LTD.,

Plaintiffs,

v.

THE LAST COAT LLC,

Defendant.

Civil Action No.
5:20-cv-1432 (FJS/ML)

COMPLAINT AND JURY DEMAND

Plaintiffs CAR-FRESHNER Corporation (“CFC”) and Julius Sämann Ltd. (“JSL”) (collectively, “Plaintiffs”), by and through their counsel Bond, Schoeneck & King, PLLC, for their Complaint against defendant The Last Coat LLC (“Defendant”), allege as follows:

JURISDICTION AND VENUE

1. This action arises under the Lanham Trademark Act, as amended, 15 U.S.C. § 1051 *et seq.*, related state statutes, and the common law. This Court has jurisdiction under 15 U.S.C. § 1121, 28 U.S.C. § 1331, 28 U.S.C. § 1338(a), and 28 U.S.C. § 1367(a).

2. Venue is proper in this judicial district pursuant to 28 U.S.C. § 1391(b), (c), and (d).

PARTIES

3. Plaintiff CFC is a Delaware corporation that has its principal place of business at 21205 Little Tree Drive, Watertown, New York 13601.

4. Plaintiff JSL is a Bermuda corporation that has its principle place of business at Victoria Place, 31 Victoria Street, Hamilton HM10, Bermuda.

5. Upon information and belief, Defendant is a Delaware limited liability company that has its principal place of business at 12636 High Bluff Drive, Suite 400, PMB #11, San Diego, California 92130.

6. Upon information and belief, Defendant operates a business that advertises, offers for sale, and sells automotive care products for the mainstream retail market across the United States, including in the Northern District of New York.

PLAINTIFFS' BUSINESS AND BLACK ICE TRADEMARKS

7. For over 60 years, CFC and its predecessors have manufactured, marketed, and sold a variety of products, including the world famous LITTLE TREES brand air fresheners.

8. Since at least as early as 2004, CFC, through license from JSL, has used trademarks containing or comprising BLACK ICE (the "BLACK ICE Marks") on and in connection with the manufacture, marketing, and sale of air fresheners. Examples of Plaintiffs' use of the BLACK ICE Marks are depicted in the images below:



9. Products bearing the BLACK ICE Marks are among Plaintiffs' best-selling items, and have become widely known to consumers, who associate those marks exclusively with Plaintiffs and Plaintiffs' high-quality products. On information and belief, BLACK ICE is the best-selling automotive air freshener fragrance in the United States.

10. JSL is the owner of the BLACK ICE Marks, and CFC is the exclusive licensee of such marks for air fresheners in the United States.

11. Plaintiffs use the BLACK ICE Marks in a variety of ways to identify Plaintiffs as the source of high-quality products. Among many other uses, the BLACK ICE Marks appear on the packaging for Plaintiffs' products, on the products themselves, and in various forms of advertising and promotions for Plaintiffs and their products, and throughout websites operated by Plaintiffs.

12. Products bearing the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter these products and marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products of the highest and most reliable quality.

13. Plaintiffs' products bearing and sold in connection with the BLACK ICE Marks are marketed and sold widely throughout the United States and in most countries throughout the world, and they appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

14. Plaintiffs' products bearing the BLACK ICE Marks are also widely promoted in a variety of media, including on websites and in printed promotional materials.

15. As a result of the widespread and longstanding use and promotion of the BLACK ICE Marks, and the products they designate, Plaintiffs' products sold in connection with such marks have been a phenomenal commercial success.

16. As a result of this long and extensive promotion and use in association with high quality products, the BLACK ICE Marks have acquired tremendous goodwill and secondary meaning among the consuming public, which recognizes such marks as exclusively associated with Plaintiffs.

17. The BLACK ICE Marks are widely recognized by the general consuming public of the United States and have enjoyed such fame since long prior to Defendant's infringing and diluting acts complained of herein.

18. The BLACK ICE Marks are non-functional and serve as arbitrary source identifiers of the Plaintiffs and their highly regarded products.

19. JSL owns the following federal trademark registrations for the BLACK ICE Marks:

Mark	Registration No.	Registration Date	Goods
BLACK ICE	3,126,834	August 8, 2006	Air fresheners, in Class 5
BLACK ICE	4,221,968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like, in Class 3
BLACK ICE	5,437,288	April 3, 2018	Air fragrancing preparations, in Class 3

20. Registration Nos. 3,126,834 and 4,221,968 are incontestable pursuant to 15 U.S.C. § 1065.

21. Pursuant to 15 U.S.C. § 1115(a), JSL's registrations of the BLACK ICE Marks are *prima facie* evidence of the validity of such marks, of JSL's ownership of such marks, and of JSL's exclusive right to use and license such marks in connection with the goods identified in such registrations. Pursuant to 15 U.S.C. § 1115(b), JSL's incontestable registrations noted above are conclusive evidence of the validity of the marks and their corresponding registrations, of JSL's ownership of those marks, and of Plaintiffs' exclusive right to use those marks in commerce.

22. Plaintiffs also have strong common law trademark rights in the BLACK ICE Marks by virtue of their longstanding and well-recognized use in commerce.

23. The BLACK ICE Marks are famous, inherently distinctive, have acquired distinctiveness and secondary meaning, represent valuable goodwill, have gained a reputation for quality belonging exclusively to Plaintiffs, and are widely recognized by the general consuming public of the United States as designations of source for Plaintiffs' products.

THE DEFENDANT'S ACTIVITIES

24. Plaintiffs recently discovered that Defendant, without authorization from Plaintiffs, has infringed Plaintiffs' BLACK ICE Marks by using "Black Ice" on and in connection with the marketing and sale of automotive care products (the "Infringing Products"), like the one pictured here:



25. Upon information and belief, Defendant has offered for sale, sold, and delivered Infringing Products, like the one pictured above, to consumers across the United States, including in the Northern District of New York.

26. Upon information and belief, Defendant maintains and operates a highly interactive website at thelastcoat.com, which is accessible in the Northern District of New York and elsewhere, to sell, offer for sale, distribute, and advertise its goods, including the Infringing Products.

27. Upon information and belief, Defendant sells goods, including Infringing Products, directly through its highly interactive website. Defendant's website includes other highly interactive features as well, including a chat function accessible to consumers on each webpage, links to Defendant's social media presence on Facebook, Instagram, and YouTube, a function inviting and enabling consumers to sign up for Defendant's newsletter, and pop-ups in the bottom left hand corner of each webpage showing the names and locations of consumers buying Defendant's products (apparently in real time). Defendant's website also informs consumers of Defendant's

rewards policy and provides an email and telephone number where Defendant can be contacted.

28. Upon information and belief, Defendant's website also includes reviews by "verified buyers" across the United States and Canada.

29. On October 27, 2020, Infringing Products were purchased on Defendant's website by a customer in this District for delivery in Henderson Harbor, New York.

30. Following this purchase on Defendant's website, Defendant sent order, shipment, and delivery confirmations to the customer in this District via electronic mail.

31. Defendant subsequently delivered the Infringing Products to the customer in Henderson Harbor, New York, on November 3, 2020. The delivery included the following items, pictured here:



32. In addition, on November 2, 2020, Defendant sent another email to the same customer located in this District, soliciting the customer to make additional purchases. That solicitation contained what purported to be a positive consumer review of Defendant's Infringing Products.

33. Plaintiffs have never given Defendant permission to use Plaintiffs' BLACK ICE Marks in the sale or promotion of Defendant's products.

34. Defendant's use of "Black Ice" in connection with the promotion and sale of automotive care products has been, and if continued, is likely to cause confusion, mistake, or deception as to the source or sponsorship of Defendant's products, and to mislead the public into believing that Defendant's products emanate from, are approved or sponsored by, are licensed by, or are in some way associated or connected with Plaintiffs.

35. Upon information and belief, Defendant was aware of Plaintiffs' famous BLACK ICE Marks prior to its promotion and sale of the Infringing Products, but nevertheless intentionally proceeded with the promotion and sale of the Infringing Products with disregard for Plaintiffs' rights.

36. Defendant, by its acts complained of herein, has infringed the BLACK ICE Marks, diluted the unique commercial impression of the BLACK ICE Marks, unfairly competed with Plaintiffs in the marketplace, and otherwise improperly used the reputation and goodwill of Plaintiffs to sell Defendant's goods, which are not connected with, or authorized, approved, licensed, produced, or sponsored by, Plaintiffs.

37. Defendant's aforesaid acts have caused and, if continued, will continue to cause irreparable injury to Plaintiffs, for which they have no adequate remedy at law.

CLAIMS FOR RELIEF

**CLAIM I
INFRINGEMENT OF A REGISTERED TRADEMARK
(Federal)**

38. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 37 as if set forth herein.

39. Defendant's unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake, or deception as to the source, origin, affiliation, association, or sponsorship of Defendant's goods and falsely mislead consumers into believing that Defendant's goods originate from, are affiliated or connected with, or approved by, Plaintiffs.

40. Defendant's activities constitute an infringement of the BLACK ICE Marks in violation of the Lanham Act, 15 U.S.C. § 1114.

41. Defendant's acts of infringement have caused injury to Plaintiffs.

42. Upon information and belief, Defendant has engaged in these activities willfully.

43. Defendant's acts justify a treble award of Defendant's profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

44. Defendant's acts of infringement, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

CLAIM II
TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION
(Federal)

45. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 44 as if set forth herein.

46. Defendant's unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake, or deception as to the source, origin, or sponsorship of Defendant's goods, or to falsely mislead consumers into believing that Defendant's goods originate from, are affiliated or connected with, or are approved by, Plaintiffs.

47. Defendant's activities constitute infringement of Plaintiffs' BLACK ICE Marks, false designation of origin, and unfair competition in violation of 15 U.S.C. § 1125(a).

48. Defendant's acts of infringement, false designations of origin, and unfair competition have caused injury to Plaintiffs.

49. Upon information and belief, Defendant has engaged in these activities willfully.

50. Defendant's acts justify a treble award of Defendant's profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

51. Defendant's acts of infringement, false designations of origin, and unfair competition, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

**CLAIM III
TRADEMARK DILUTION
(Federal)**

52. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 51 as if set forth herein.

53. Plaintiffs are respectively the owner and licensee of the rights in and to Plaintiffs' BLACK ICE Marks that are distinctive and famous among the general consuming public in the United States, and have been famous since long before Defendant engaged in the activities complained of herein.

54. Defendant's activities, as set forth above, have been, and if continued, are likely to dilute, impair, tarnish, and blur the distinctive quality of Plaintiffs' famous BLACK ICE Marks in violation of 15 U.S.C. § 1125(c).

55. Defendant's acts of dilution have caused injury to Plaintiffs.

56. Upon information and belief, Defendant has engaged in these activities willfully.

57. Defendant's acts justify a treble award of Defendant's profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

58. Defendant's acts have caused substantial and irreparable injury to Plaintiffs, and, in particular, to their valuable goodwill and the distinctive quality of their famous BLACK ICE Marks and, if continued, will continue to cause substantial and irreparable injury to Plaintiffs for which they have no adequate remedy at law.

CLAIM IV
VIOLATION OF NEW YORK GENERAL BUSINESS LAW § 360-L

59. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 58 as if set forth herein.

60. Defendant's activities have been, and if continued, are likely to dilute Plaintiffs' distinctive BLACK ICE Marks, in violation of Plaintiffs' rights under New York General Business Law § 360-l.

61. Defendant's violations of New York General Business Law § 360-l have caused injury to Plaintiffs.

62. Defendant's violations of New York General Business Law § 360-l have caused, and, if continued, will continue to cause Plaintiffs to sustain irreparable harm, for which Plaintiffs have no adequate remedy at law.

CLAIM V
TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION
(Common Law)

63. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 62 as if set forth herein.

64. Defendant's unlawful and improper actions, as set forth above, have been, and, if continued, are likely to cause confusion, mistake, or deception as to the source, origin, or sponsorship of Defendant's goods, or to falsely mislead consumers into believing that Defendant's goods originate from, are affiliated or connected with, or are approved by Plaintiffs.

65. Defendant's activities complained of herein constitute trademark infringement and unfair competition under New York State common law.

66. Defendant's aforesaid violations of New York State common law have caused injury to Plaintiffs.

67. Defendant's aforesaid violations of New York State common law, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs demand judgment against Defendant as follows:

A. That Defendant and its affiliates, officers, agents, servants, employees, successors, and assigns, and all persons in active concert or participation with them who receive actual notice of the injunction order, by personal service or otherwise, be enjoined, preliminarily and permanently, from:

1. Any manufacture, production, sale, import, export, distribution, advertisement, promotion, display, or other exploitation of the Infringing Products;

2. Any use of Plaintiffs' BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto, in connection with any goods or services;

3. Committing any other acts that infringe or dilute Plaintiffs' BLACK ICE Marks; and

4. Committing any other acts calculated or likely to cause consumers to believe that Defendant or its goods or services are in any manner connected, affiliated, or associated with or sponsored or approved by Plaintiffs.

B. Pursuant to 15 U.S.C. § 1118, that Defendant deliver to Plaintiffs for destruction all units of the Infringing Products and all materials (including without limitation all advertisements, promotional materials, brochures, signs, displays, packaging, labels, and/or website materials) within its possession, custody, or control, either directly or indirectly, that display or incorporate the BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto;

C. Pursuant to 15 U.S.C. § 1116, that Defendant file with the Court and serve on counsel for Plaintiffs within thirty (30) days after the entry of final judgment, a report in writing and under oath setting forth in detail the manner and form in which it has complied with paragraphs A and B above;

D. Pursuant to 15 U.S.C. § 1117(a), that Defendant be directed to account to Plaintiffs for all gains, profits, and advantages derived from Defendant's wrongful acts;

E. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendant three times the amount of Defendant's profits;

F. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendant their attorneys' fees and costs in this action;

G. That Plaintiffs recover prejudgment interest; and

H. That Plaintiffs be awarded such other and further relief as the Court may deem equitable and proper.

JURY DEMAND

Plaintiffs demand trial by jury.

Dated: November 20, 2020

BOND, SCHOENECK & KING, PLLC

By: 

Louis Orbach (507815)

Liza R. Magley (519849)

One Lincoln Center

Syracuse, New York 13202-1355

Telephone: (315) 218-8000

Email: lorbach@bsk.com

Email: lmagley@bsk.com

Attorneys for Plaintiffs

Settlement Agreement

This Agreement is made effective March 3, 2021 ("**Effective Date**") between

Julius Sämann Ltd., Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**"); and **The Last Coat LLC**, San Diego, CA, USA ("**TLC**")

Whereas

- A. CFC owns U.S. Trademark Registration numbers 3.126.834, 4.221.968 and 5.437.288 for BLACK ICE (the "**IP**");
- B. TLC filed U.S. Trademark Application number 88/255,495 for BLACK ICE (the "**First Application**") which covered "Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces" in International Class 3;
- C. CFC filed an opposition against the First Application on May 15, 2020, TLC subsequently filed for abandonment of the First Application and the proceedings were closed on November 3, 2020;
- D. On October 30, 2020, TLC filed U.S. Trademark Application number 90/289,653 for THE LAST COAT BLACK ICE CERAMIC COATING which covers "Polymer sealant for cleaning, shining, and protecting automobile, motorcycle, and boat surfaces" in International Class 3 (the "**Second Application**");
- E. TLC has used the "Black Ice" mark on certain detailing products in 4 and 8 oz sizes sold individually and as part of product bundles and on its website as shown below (collectively, "**TLC's Products**");



- F. TLC has approximately 5,500 units of TLC's Products remaining in inventory;

G. On November 20, 2020, CFC filed a lawsuit in the U.S. District Court for the Northern District of New York (Civil Action No. 5:20-cv-01432 (FJS/ML)) against TLC regarding TLC's Products (the "**Action**"); and

H. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. TLC shall immediately cease and desist from any and all use of any name or mark containing or comprising or confusingly similar to the IP, refrain from such actions in the future, and not encourage or assist others to use such names and marks in the future, except that:
 - a. For the 6-month period immediately following the Effective Date (the "**Sell Off Period**"), TLC may continue to offer for sale and sell TLC's Products labeled as pictured above;
 - b. For the 6-month period immediately following the Sell Off Period (the "**FKA Period**"), TLC may use the phrase "formerly known as Black Ice" in its online marketing only and only with respect to TLC's Products;
 - c. If after the FKA Period a customer or potential customer asks, in essence, if the newly named TLC's Products are the same product as TLC's Products that used to be sold by TLC under the name "Black Ice", TLC may confirm; and
 - d. TLC shall not be required to remove from TLC's social media pages images or references to TLC's Products which existed on those pages before the Effective Date, but TLC shall not post any further images or references to TLC's Products to TLC's social media pages after the Sell Off Period.
2. As of the Effective Date, TLC shall not seek to register, or assist or encourage others to seek to register, any name or mark containing or comprising or confusingly similar to the IP.
3. Within 7 calendar days of the Effective Date, TLC will abandon the Second Application.
4. TLC represents and warrants that it does not own any further registrations or applications for any names or marks containing or comprising "Black Ice" anywhere in the world.
5. TLC represents and warrants that it has not manufactured, designed, procured, stored, promoted, distributed and/or sold any products, other than TLC's Products, that use or are confusingly similar to the IP.
6. TLC acknowledges CFC's rights in the IP and agrees not to challenge or to interfere with CFC's use and registration of its IP.
7. Subject to TLC's representations and compliance with this Agreement:
 - a. CFC (including all subsidiaries, affiliates, owners, employees, successors, and assigns) releases TLC (including all subsidiaries, affiliates, owners, employees, successors, and assigns) from any and all claims, damages, liabilities, and obligations related to or arising out of TLC's Products or the IP up to the Effective Date.
 - b. CFC shall not object to or seek to take down any online third-party reviews existing as of the Effective Date relating to TLC's Products, unless such reviews also reference CFC or its products.

- c. Counsel of record for the parties will sign and file with the court, within 21 calendar days of the Effective Date, a stipulation of dismissal with prejudice of the Action.
8. From the Effective Date forward, CFC shall not hold TLC liable for the actions of unaffiliated third parties with respect to TLC's Products except to the extent TLC engages in acts that would make it contributorily or vicariously liable for their actions.
9. If TLC breaches this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys' fees associated with enforcing this Agreement. This will not restrict CFC in seeking any other remedies available to it.
10. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist any other person or entity in engaging in conduct which would be a breach of this Agreement if undertaken by a party to this Agreement.
11. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
12. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions will be valid. The invalid provision will be replaced with a valid provision which comes commercially closest to the one agreed upon.
13. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
14. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in TLC's jurisdiction.
15. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
16. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For The Last Coat LLC


Printed Name: Chad Hamzeh
Title: President

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and JULIUS
SÄMANN LTD.,

Plaintiffs,

v.

THE LAST COAT LLC,

Defendant.

**STIPULATION OF
DISMISSAL WITH
PREJUDICE**

Civil Action No.

5:20-cv-01432 (FJS/ML)

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-captioned action, that whereas no party hereto is an infant or an incompetent person, the above-captioned action be, and the same hereby is, dismissed in its entirety with prejudice, without costs, attorneys' fees, expenses, or disbursements to any party as against another, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: March 12, 2021

BOND, SCHOENECK & KING, PLLC

By: s/ Liza R. Magley
Louis Orbach (507815)
Liza R. Magley (519849)
One Lincoln Center
Syracuse, New York 13202-1355
Telephone: (315) 218-8000
Email: orbachl@bsk.com
Email: lmagley@bsk.com

Attorneys for Plaintiffs

IT IS SO ORDERED.
March 12, 2021

Dated: March 12, 2021

HARRIS BEACH PLLC

By: s/ Brendan M. Palfreyman
Brendan M. Palfreyman
333 West Washington St., Suite 200
Syracuse, New York 13202
Telephone: (315) 214-2161
Email: bpalfreyman@HarrisBeach.com

Attorneys for Defendant


Frederick J. Scullin, Jr.
Senior United States District Judge

From: "Abbie Brinson Woodruff"
To: customerservice@lgndsupplyco.com
Date: 4/22/2021 12:08:00 PM
Subject: LITTLE TREES Trademarks

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. These rights are protected by numerous trademarks around the world, including U.S. registration numbers 3.126.834, 4.221.968 and 5.437.288 for "Black Ice" and 4.492.564 for "Caribbean Colada".

We recently discovered that you are selling air fresheners that use our protected Black Ice and Caribbean Colada names without permission. Representative images are included below for your reference.



Please remove the Black Ice and Caribbean Colada names from the packaging and online description on these products and do not use our protected trademarks in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004133

From: "Abbie Brinson Woodruff"
To: "Giovanni Petruzzello" <gio@lgndsupplyco.com>
Date: 4/22/2021 2:33:00 PM
Subject: RE: Names change confirmation

Hi Giovanni,

Thanks for your phone call, and for confirming that the names have been changed. Subject to the accuracy of your representations, we consider this matter closed.

Sent without prejudice.

Thank you,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Giovanni Petruzzello <gio@lgndsupplyco.com>
Sent: Thursday, April 22, 2021 12:52 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Names change confirmation

Hey Abbie,


Just wanted to reach back out to confirm that the names have been changed.

Thank you :)


SEARCH

AIR FRESHENER

Your search for "air freshener" revealed the following:



BLACK DIAMOND AIR FRESHENER
\$10.00
Long overdue LGND Air Fresheners are NOW AVAILABLE! Your car will smell amazing and these little guys even add an aesthetic touch to your interior! Included: (2) Air Fresheners.



TROPICADA AIR FRESHENER
\$10.00
Long overdue LGND Air Fresheners are NOW AVAILABLE! Your car will smell amazing and these little guys even add an aesthetic touch to your interior! Included: (2) Air Fresheners.

--
Giovanni Petruzzello
Owner/ CEO
Cell: (203) 988-6824
lgndsupplyco.com

JSL 004134

From: info@lindascandles.com
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 9/25/2019 12:59:46 PM
Subject: Re: LITTLE TREES Trademarks

On 2019-09-25 09:02, Abbie Brinson Woodruff wrote:

> Dear Ms. Coker,
>
> Thank you for your email. We appreciate your cooperation. I'd like
> to point out that Black Ice is still an option on one page of your
> website:
> http://www.lindascandles.com/Air_Fresheners/Air-Freshener-Home.html. I
> assume this is an oversight and you will also be removing Black Ice
> from this page.
>
> Subject to that removal and the accuracy of your representations, we
> consider this matter closed.
>
> _Sent without prejudice. _
>
> __
>
> Sincerely,
>
> Abbie Brinson Woodruff
>
> Legal Coordinator | CAR-FRESHNER Corporation
>
> 315-221-7407
>
> -----Original Message-----
> From: info@lindascandles.com <info@lindascandles.com>
> Sent: Wednesday, September 25, 2019 9:59 AM
> To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
> Subject: RE: LITTLE TREES Trademarks
>
> Dear Ms. Woodruff,
>
> This letter is in response to your emailed dated September 17, 2019.
>
> I have spent the last week worrying over how this is
> going to come out. So I thought I would tell you a little bit about
> Linda's Candles. My husband, Steve and I are the sole proprietors
> of Linda's Candles. We operate out of a small older building on
> Main Street in Edna, Texas. We have one full time employee and two
> part time employees. We average \$40,000 annual net income. Steve is
> on disability. We sell most of our product out of local stores in the

JSL 004135

> surrounding area. We have a small amount of internet orders. We do
> no business in New York. My husband and I have never been to New
> York.
>
> While, we disagree that our Christmas tree shape
> resembles your air freshener shape, we have no problem discontinuing
> the shape from our selection. We purchased the Christmas tree shape
> in 2016. Since then, we have only sold about 5 Christmas tree shapes
> a year, and only one in 2019.
>
> As of September 11, 2019, we are no longer using the
> Black Ice fragrance or name. The Black Ice oil was purchased from AAA
> Candle. We started using Black Ice fragrance in January, 2018. We
> can't tell you specifically the number of sales of a particular
> fragrance, as we don't keep that information in our records.
>
> If we have made any profit from the sale of Black Ice
> scented product, it was very small. As we said previously, we are no
> longer using Black Ice scents, and have removed the Christmas Tree
> from our selection of shapes.
>
> Sincerely Linda Coker

That was overlooked it will be removed within a few minutes. Thanks
Linda

From: "Abbie Brinson Woodruff"
To: midwestcandles@gmail.com
Date: 12/30/2019 4:29:00 PM
Subject: BLACK ICE Trademarks

Dear Ms. Pruszewski,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the U.S., BLACK ICE is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288 ("BLACK ICE Trademarks").

We recently discovered the unauthorized use of our BLACK ICE Trademarks in connection with air fresheners, wax melts, and candles sold by your business ("Infringing Products"). Representative images of the Infringing Products are included below for your reference.



Please stop selling the Infringing Products immediately and remove them from your website and any other websites within your control by **January 16, 2020**.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie Brinson Woodruff

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004137

From: Facebook <case++aazqireehwpbqc@support.facebook.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 1/18/2020 9:13:14 PM
Subject: Trademark Report Form #853596758415341

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Facebook Terms of Service. We understand this action to resolve your intellectual property issue.

****Please note: this is a no-reply message. Any replies will not be received. ****

If you'd like to retract this report, please email ip@fb.com and reference this report number (Complaint #853596758415341).

For more information on retractions, please visit:

<https://www.facebook.com/help/1206218382801108/?ref=CR>

If you'd like to report something else, or if you don't believe this action resolved your issue, please fill out this form:

<https://www.facebook.com/help/contact/208282075858952/?ref=CR>

Please reference this report (Complaint #853596758415341) in your new report if you think it will help us better understand your issue.

If you have any additional questions about intellectual property, please visit the Help Center:

https://www.facebook.com/help/intellectual_property/?ref=CR

Thanks,

The Facebook Team

> On Fri Jan 17, 2020 07:10:09, original message wrote:

> The Facebook Team received a report from you. For reference, your complaint number is 853596758415341.

>

> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information:

> IP Help Center: https://www.facebook.com/help/intellectual_property/

> Please note that we regularly provide the rights owner's name, your email address and the nature of your

JSL 004138

report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

> - Hacked accounts: <https://www.facebook.com/help/131719720300233>

> - Fake/Impostor accounts (timelines): <https://www.facebook.com/help/174210519303259/>

> - Abuse (including spam, hate speech and harassment): <https://www.facebook.com/help/263149623790594/>

> - Pages (including admin issues): <https://www.facebook.com/help/pages/>

> - Unauthorized photos or videos: <https://www.facebook.com/help/428478523862899>

> - Login issues: <https://www.facebook.com/help/login>

> - Help for users who have been disabled or blocked: <https://www.facebook.com/help/warnings>

> If the links above do not contain the information you're looking for, you may want to search the Help Center for more assistance: <https://www.facebook.com/help/>

> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

> Thanks for contacting Facebook,

> The Facebook Team

> -----

> To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

> Who owns the trademark? : My client

> Your name (name and surname) : Abbie Brinson Woodruff

> Your organization : CAR-FRESHNER Corporation

> Your relationship to the rights owner : Please select

> Mailing address : 21205 Little Tree Drive

> Watertown, NY 13601

> Phone number : 3157886250

> Email address : ABrinsonWoodruff@LittleTrees.com

> Confirm your email address : ABrinsonWoodruff@LittleTrees.com

> Name of the rights owner : Julius SÄmann Ltd.

> Please provide a link to the rights owner's official online presence. : www.littletrees.com

> What is your trademark? : BLACK ICE

> Where is your trademark registered? : United States

> What is your trademark registration number (if applicable)? : 3126834

> Which categories of goods and/or services are covered by your registration? : Class 3

> If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

> What type of content are you reporting? : Photo, video or post

> Please provide links (URLs) leading directly to the specific content you are reporting. :

https://www.facebook.com/midwestcandles/posts/501613757319581?__tn__=-R

> Please describe how you believe this content infringes your trademark rights. : I write on behalf of Julius SÄmann Ltd. ("JSL") and CAR-FRESHNER Corporation ("CFC"). Since 1952, CFC has been making the famous LITTLE TREES brand air fresheners under license from JSL and its predecessors. One of the key trademarks associated with our products is "BLACK ICE". We have been using the BLACK ICE Trademarks for over a decade.

> We recently discovered the unauthorized use of our BLACK ICE Trademarks on the label of the products in

the reported link. These products are not made or sold by JSL or CFC, and are being sold without permission. We believe this could create a false sense of association between the reported content and JSL and/or CFC. Please remove the links at your earliest convenience.

> Do you agree? : yes

> Electronic signature : Abbie Brinson Woodruff

>

From: "Abbie Brinson Woodruff"

To: "Mr. Fresh Kidpreneur" <reachmrfresh@gmail.com>

Date: 12/9/2020 10:23:00 AM

Subject: RE: Black Ice

Hi Joshua,

Thanks for getting back to me. I appreciate that you're working to figure it out. I trust that you and your mom will fix the problem, and that in the meantime you aren't selling any air fresheners that use the Black Ice name. Please feel free to relabel your current inventory of Black Ice products with a different name that isn't similar to Black Ice.

Best regards,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Mr. Fresh Kidpreneur <reachmrfresh@gmail.com>

Sent: Tuesday, December 08, 2020 4:19 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

Subject: Re: Black Ice

Hi Abbie,

Thank you for contacting me. I am so sorry for using the name. I did not know that it was a Trademark name. We are working on getting it removed. We need to pay someone to remove it from my website. My mom is in the process of locating someone but it is taking some time though. Please give us some time to get it removed from my website. But we are working on it. I can give you a call if you would like me to.

Thank You So Much.
Joshua

On Tue, Dec 8, 2020, 2:30 PM Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Hi Joshua,

I wanted to follow up on my below email, since it looks the Black Ice name is still being used on your products. Please let me know if you have any questions.

Thanks,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Tuesday, November 24, 2020 3:46 PM

To: reachmrfresh@gmail.com

Subject: Black Ice

Hi Joshua,

I work in the Legal department for the company that makes the Little Trees air fresheners. We love what we do, and we love hearing about other people who share our passion for freshening people's lives. Like you, we started small, making air fresheners out of a garage. We hope you make it big like we did!

While we want you to be successful, we see that you sell a fragrance called "Black Ice". We created Black Ice in

JSL 004141

2004 and registered the name as a trademark, which means that legally no one else can use it on air fresheners. We see that you use a “TM” after your “Mr. Fresh” name, so we’re sure you understand. You wouldn’t want anyone else using “Mr. Fresh” on air fresheners, either.

Please stop using the Black Ice name on your products, and let us know once you’ve done this.

Best of luck in the air freshener world!

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: "Abbie Brinson Woodruff"
To: info@naturalaspirationinc.com
Date: 5/8/2019 8:28:00 AM
Subject: RE: LITTLE TREES Trademarks

Dear Sir/Madam,

I first wrote to you on April 22, 2019 (below) regarding your use of our protected trademarks. I have not received a response. Please contact me by **May 15, 2019** to discuss this matter.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Monday, April 22, 2019 4:05 PM
To: info@naturalaspirationinc.com
Subject: LITTLE TREES Trademarks

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. These rights are protected by numerous trademarks around the world, including the below U.S. registrations for air fresheners:

Black Ice	Car-Freshner	Little Trees		
3.126.863	675.796	1.990.039	1.781.016	2.741.364

We recently discovered the unauthorized use of our Black Ice trademark on an air freshener sold by your company. A representative image is included below for your reference.



We are also aware that you are using our protected trademarks to advertise your products in a blog post on your website. This can be seen at the following link: <http://www.naturalaspirationinc.com/little-tree-scent-car-freshener/>.

JSL 004143

In order to resolve this matter amicably, please contact me by **May 8, 2019**. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com or via telephone at (315) 221-7407.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407


JSL 004144

The Selling App. Get the App

Categories Brands Sell on Mercari   What can we help you find?


Up to 70% off

on a huge selection of new items — from fashion to toys to electronics.



Shop over 10,000 brands

With over 100,000 items added each day, you never know what treasures you will find.




Money Back Guarantee


Receive your item as described. Or your money back.

This item is no longer available


related to "NewCar Vent Clip Air Freshener Black Ice"

- 


Bath & Body W...
B&BW Scentpo...

\$14
Free shipping
- 


Bath & Body W...
Bath and Body ...

\$17
- 


Bath & Body W...
Bath And Body ...

\$17
- 


Bath & Body W...
Bath And Body ...

\$17
- 


Air Wick
Air Wick Pump...

\$12
- 


Handmade
Aroma Bead Ai...

\$8
Free shipping
- 


Independent
MOM Essential ...

\$11
Free shipping
- 


Bath & Body W...
Llama Car Sce...

\$17
- 


Funimation Pro...
Attack On Tita...

\$13
Free shipping
- 

Air Wick
4 Air Wick Plug ...

\$17
- 

Last One - Sall...

\$6
Free shipping
- 

Last One - Stor...

\$6
Free shipping

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Entrepreneur
Best selling apps

CNBC
Mercari points the way for startups

★★★★★
300k+ App Store and Google Play ratings.

Teen
"...you can sell just about anything."

BRIT+CO
"...turn old clothes into cold hard cash."

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100,000+ ratings

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Search

Go

SORRY
we couldn't find that page
Try searching or go to [Amazon's home page](#).



Clancy
[Meet the dogs of Amazon](#)

From: vero@ebay.com
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 6/6/2019 5:45:07 AM
Subject: VeRO Program -- eBay Listing Removed

Thank you for contacting us.

We are pleased to inform you that the following listing(s) you reported have been removed from eBay in response to the Notice of Claimed Infringement you recently sent:

naturalaspiration
352591256362
352596611528
352598368311
352598438694
352603185246

We have notified the seller and all participating bidders that the listing(s) has been removed due to your request.

If the Notice of Claimed Infringement contained items that are not listed above you will receive a separate email communication about those items. These notices may arrive at different times (over a period of up to several hours) as items for different sellers are processed separately.

If you should have any questions or concerns regarding this matter, please do not hesitate to contact us again.

VeRO Program
eBay Trust & Safety

JSL 004148



Home > Products

Page not found!



404

Something that this page you requested could not be found. Perhaps searching will help.

Search



Quick Link

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[Job Vacancies](#)
[Your Request](#)
[Product Catalogue](#)
[Site Map](#)



Contact Info

• 50, 808, 2023, Gurgaon, GARGON, Gurgaon, India
• +91 995 805 5056
• sales@naturalaspiration.com
• <http://naturalaspiration.com>
• [Contact Us](#)

Leah Waite-Holland

From: Leah Waite-Holland
Sent: Monday, August 30, 2021 12:47 PM
To: 'Camila Saldarriaga'
Subject: RE: Black Ice Air Fresheners

Camila,

Thank you for taking care of this.

Thanks,
Leah

From: Camila Saldarriaga <pettycobrand@gmail.com>
Sent: Wednesday, August 25, 2021 12:49 PM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Subject: Re: Black Ice Air Fresheners

Yes, it's done. My apologies on the delay.

Thanks for the reminder,
Camila Saldarriaga

On Thu, Aug 19, 2021 at 2:35 PM Leah Waite-Holland <LWaite-Holland@littletrees.com> wrote:

Dear Camila,

I wanted to follow up with you regarding your update to the website. Do you know when you will be making this change?

Thanks,

Leah

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation

315-221-7485

From: Camila Saldarriaga <pettycobrand@gmail.com>
Sent: Friday, August 13, 2021 4:18 PM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Subject: Re: Black Ice Air Fresheners

Thank you for the information. I will change it first thing next week as I am out of office. Thanks for getting in touch with me I will make sure to make that a priority

On Fri, Aug 13, 2021 at 1:13 PM Leah Waite-Holland <LWaite-Holland@littletrees.com> wrote:

Dear Camila,

I have reviewed your website and it appears that you have changed the name to "Hielo Negro", which translates to "Black Ice". Under the U.S. doctrine of equivalents, this translation is still confusingly similar to our trademarks. For your reference, I have included a [link](#) to a section of the United States Patent and Trademark Office website which discusses this issue.

Please change the name of your air freshener to something that is not confusingly similar to our Black Ice trademarks.

Sincerely

Leah

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation

315-221-7485

From: Camila Saldarriaga <pettycobrand@gmail.com>
Sent: Tuesday, August 3, 2021 3:40 PM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Subject: Re: Black Ice Air Fresheners

Hello,

Thank you for the notice, the change has been made.

Thank you,

Camil Saldarriaga

PETTY.CO

On Tue, Jul 27, 2021 at 2:16 PM Leah Waite-Holland <LWaite-Holland@littletrees.com> wrote:

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees air fresheners. One of the key trademarks associated with our products is Black Ice. In the U.S., the Black Ice name is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288.

We recently discovered that you are using our protected Black Ice name without permission on air fresheners made and sold by you. Representative images are included below for your reference.



1-800 Not My Problem Air Freshener

\$8.50

1-800 Not My Problem Air Freshener

Black Ice Scented

Square shaped

10cm x 10cm

Quantity:

1

Add To Cart

1-800 Not My Problem Air Freshener

\$8.50

1-800 Not My Problem Air Freshener

Black Ice Scented

Square Shaped

10cm x 10cm

Please remove the Black Ice name from the packaging and online description for these air fresheners and do not use our protected Black Ice name in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation

315-221-7485

[Browse](#) [Collections](#) [Best Sellers](#)

Whoa. We can't find that!

Maybe it got lost in the shuffle...but in the meantime,
check out what we do have:



Tees



Hoodies



Hats



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From: "Abbie Brinson Woodruff"
To: popteesnyc@gmail.com
Date: 7/30/2021 12:04:00 PM
Subject: LITTLE TREES Trademarks

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. Our famous Tree design is protected by numerous trademark registrations around the world, including the following registered trademarks for clothing:



US TM Reg. No. 2.741.364



US TM Reg. No. 3.766.310

We recently discovered that your business is selling the below shirt, which is confusingly similar to our protected Tree design. A representative image is included below for your reference.



<https://popteesnyc.com/shop/p/blackiceairfreshner>

We have contacted your hosting company, and the Infringing Products have now been removed from popteesnyc.com and Etsy. Please do not sell or offer these products again.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004157

Car-Freshner® Corporation

21205 Little Tree Drive
Watertown NY 13601-0719 USA
P: +1 315 788-6250
littletrees.com



Via Email

Curtis Flaitz, President
PSD Underwear
320 S. Mission Road
Los Angeles, CA 90033

curt@psdunderwear.com

Re: BLACK ICE Trademarks

May 17, 2019

Mr. Flaitz,

As I mentioned in my voicemail, I am General Counsel for CAR-FRESHNER.

We have been trying to resolve this matter with you amicably for nearly 2 months. First, you told us you had only made samples using our BLACK ICE trademark, and that none had been distributed. When we showed you this was wrong, you still claimed it had never been sold. Now you claim the infringement was limited to at most 1,000 units, which is belied by the fact that we have reports of this being sold all over the country.

Had you taken this matter seriously from the beginning, and been fully transparent with us, it would probably be behind us by now. Instead, you've chosen to obfuscate and minimize.

Our patience is at an end. If you do not provide all information and documentation regarding the purchase and sale of the infringements, including invoices, unit numbers and prices, and details on all parties involved by **May 24, 2019**, we will file a lawsuit against your company and raise our concerns with your customers, without further warning.

Sincerely,
CAR-FRESHNER Corporation

A handwritten signature in blue ink, appearing to read "Daniel Sämman".

Daniel Sämman
General Counsel

JSL 004158

Settlement Agreement

This Agreement is made effective Sept. 11th, 2019 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "CFC"); and **Pant Saggin' LLC d/b/a PSD Underwear**, Los Angeles, CA, USA ("PSD")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand products (the "IP"), including United States Trademark Registration numbers 3,126,834, 4,221,968, and 5,437,288 for BLACK ICE.
- B. PSD manufactures, designs, procures, promotes, distributes, and/or sells the air fresheners pictured below, which CFC has found to be confusingly similar to the IP ("Infringing Products"):




The parties wish to settle this matter amicably.

Therefore the parties agree as follows:


1. PSD represents and warrants the following:
 - a. Other than the Infringing Products, it has not manufactured, procured, promoted, stored, or distributed any other products that use or are confusingly similar to the IP.
 - b. It has ceased manufacturing, procuring, promoting, storing, selling, or distributing the Infringing Products or any other products confusingly similar to the IP. PSD acknowledges that the use of BLACK ICE on the Infringing Products infringes the IP.
 - c. It procured no more than 35,000 units of the Infringing Products from Scented Promotions, LLC (Las Vegas, NV);
 - d. It sold no more than 35,000 units of the Infringing Products only to Family Dollar Stores, Inc. and Bed, Bath & Beyond Inc., and gave away no more than 18 units of the Infringing Products to potential buyers;
 - e. It destroyed no more than 500 units of the Infringing Products;
 - f. It has no units of the Infringing Products remaining in its inventory;
 - g. It has provided CFC with all documents within PSD's control related to the purchase and procurement of the Infringing Products, including correspondence with Scented Promotions, LLC and

- h. It shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, including any tree-shaped air fresheners, nor shall PSD use the IP or anything confusingly similar to the IP to promote its products.
2. Within 30 calendar days of the Effective Date, PSD shall pay CFC \$20,000. Late payment shall incur the maximum interest rate permitted under relevant law.
 3. PSD acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge it.
 4. Subject to the accuracy of PSD's representations and compliance with this Agreement, CFC shall release it from all claims and obligations related to the Infringing Products up to the Effective Date. Additionally, and subject to the same conditions, CFC shall release PSD's customers for their sale or distribution of the Infringing Products before or after the Effective Date, provided the Infringing Products were sold or distributed by PSD prior to the Effective Date.
 5. If PSD breaches this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
 6. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
 7. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
 8. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
 9. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
 10. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in PSD's jurisdiction.
 11. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
 12. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Pant Saggin' LLC d/b/a PSD
Underwear


Curt Flaitz, President

From: "Tara Johnson" <rrcc@reaganridgecandle.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 7/25/2020 9:17:13 AM
Subject: RE: Black Ice Trademarks

Ok, I believe they've been removed and/or re-named.

Sent from my Sprint Samsung Galaxy Phone.

----- Original message -----

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Date: 7/23/20 11:50 AM (GMT-06:00)
To: Tara Johnson <rrcc@reaganridgecandle.com>
Subject: RE: Black Ice Trademarks

Hi Tara,

It appears that you have removed all use of "Black Ice" and/or "Black Iced" from your Etsy shop. We appreciate your cooperation. However, it also looks like your website, ReaganRidgeCandle.com, still offers a "Black Iced" candle. Additionally, your business's Facebook page advertises Black Ice candles in some posts. Below are a few links for your reference:

- <https://www.facebook.com/ReaganRidgeCandleCo/photos/a.106619934121594/168931417890445/?type=3&theater>
- <https://www.facebook.com/ReaganRidgeCandleCo/photos/a.110996817017239/115510099899244/?type=3&theater>
- <https://www.facebook.com/ReaganRidgeCandleCo/photos/a.110996817017239/115510199899234/?type=3&theater>

Once the "Black Ice" and/or "Black Iced" use is removed from these websites, we can consider this matter closed.

Thank you,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Tuesday, July 14, 2020 8:31 AM
To: Tara Johnson <rrcc@reaganridgecandle.com>
Subject: RE: Black Ice Trademarks

Hi Tara,

Thank you for your response. To address your concern about your weatherman's use of Black Ice, please let me explain a little about trademark law. Because of our trademarks, we cannot allow anyone to use the name Black Ice (or anything confusingly similar) for scented products. Your weatherman, however, is using it to describe a natural weather phenomenon. Similarly, even though Apple might stop you from using the word "Apple" for cell phones, your grocery store is free to use it to describe the actual fruit.

While we appreciate your offer to rename the product, "Black Iced" used in connection with scented products is still

JSL 004161

confusingly similar to our trademarked name. We therefore ask that you not use it or anything else confusingly similar to Black Ice.

Thanks,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Tara Johnson <rcc@reaganridgecandle.com>
Sent: Tuesday, July 07, 2020 4:28 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: RE: Black Ice Trademarks

I will remove and rename, I did not realize black Ice which is referred to by my weather man is trademarked. I will rename "Black Iced" as not to infringe on your trademark name. Apologies.

Sent from my Sprint Samsung Galaxy Phone.

----- Original message -----

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Date: 7/7/20 9:37 AM (GMT-06:00)
To: Tara Johnson <rcc@reaganridgecandle.com>
Subject: Black Ice Trademarks

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is Black Ice. In the United States, the Black Ice name is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288.

We recently discovered that you are using our protected Black Ice name without permission on products made and sold by you. Representative images are included below for your reference.



Please remove the Black Ice name from the packaging and online description of these products, including from your social media, and do not use our protected Black Ice name in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004162

From: "Abbie Brinson Woodruff"
To: rockingtcustomcreations@gmail.com
Date: 7/9/2019 12:23:00 PM
Subject: LITTLE TREES Trademarks

Dear Ms. Stafford,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. We recently discovered two issues relating to our intellectual property that concern your business.

First, we own the intellectual property related to our famous Tree design, including the below U.S. trademark registrations. You are making and selling air fresheners which are confusingly similar to our Tree design, as shown by the representative image included below.



U.S. TM Reg No. 1.781.016



U.S. TM Reg No. 3.766.310



Your Product

Second, we own the intellectual property related to the Black Ice name, including U.S. trademark registration numbers 3.126.834, 4.221.968, and 5.437.288. You are making and selling air fresheners which use our Black Ice name without permission. Representative images are included below.



In order to resolve these matters amicably, please contact me by **July 24, 2019**. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com or by telephone at (315) 221-8209 -7407 (direct).

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004164

From: Facebook <case++aazqzlio24f2ik@support.facebook.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/1/2019 1:08:16 PM
Subject: Intellectual Property Report #336679213947224

Hi,

The Facebook Team received a report from you. For reference, your complaint number is 336679213947224.

Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information:

IP Help Center: https://www.facebook.com/help/intellectual_property/

Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

- Hacked accounts: <https://www.facebook.com/help/131719720300233>
- Fake/Impostor accounts (timelines): <https://www.facebook.com/help/174210519303259/>
- Abuse (including spam, hate speech and harassment): <https://www.facebook.com/help/263149623790594/>
- Pages (including admin issues): <https://www.facebook.com/help/pages/>
- Unauthorized photos or videos: <https://www.facebook.com/help/428478523862899>
- Login issues: <https://www.facebook.com/help/login>
- Help for users who have been disabled or blocked: <https://www.facebook.com/help/warnings>

If the links above do not contain the information you're looking for, you may want to search the Help Center for more assistance: <https://www.facebook.com/help/>

As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

Thanks for contacting Facebook,

The Facebook Team

To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

Who owns the trademark? : Me or my organization

Your name (name and surname) : Abbie Brinson Woodruff

Your job responsibility : Other employee

JSL 004165

Mailing address : 21205 Little Tree Drive

Watertown, NY 13601

Phone number : 315-788-6250

Email address : ABrinsonWoodruff@LittleTrees.com

Confirm your email address : ABrinsonWoodruff@LittleTrees.com

Name of the rights owner : Julius SÄmann Ltd.

Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/about/trademarks.cfm>

What is your trademark? : BLACK ICE

Where is your trademark registered? : United States

What is your trademark registration number (if applicable)? : 3126834

Which categories of goods and/or services are covered by your registration? : Air fresheners

If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

What type of content are you reporting? : Photo, video or post

Please provide links (URLs) leading directly to the specific content you are reporting. :

<https://www.facebook.com/commerce/products/2171696602897986/>

<https://www.facebook.com/commerce/products/2515188571886871/>

[https://www.facebook.com/RockingTScents/posts/1112429612291355?](https://www.facebook.com/RockingTScents/posts/1112429612291355?comment_id=1112458255621824&reply_comment_id=1112468375620812&comment_tracking=%7B%22tn%22%3A%22R%22%7D)

[comment_id=1112458255621824&reply_comment_id=1112468375620812&comment_tracking=%7B%22tn%22%3A%22R%22%7D](https://www.facebook.com/RockingTScents/posts/1112429612291355?comment_id=1112458255621824&reply_comment_id=1112468375620812&comment_tracking=%7B%22tn%22%3A%22R%22%7D)

<https://www.facebook.com/RockingTScents/posts/1112290138971969>

<https://www.facebook.com/RockingTScents/posts/1112289868971996>

<https://www.facebook.com/RockingTScents/posts/1112289772305339>

<https://www.facebook.com/RockingTScents/posts/1102227009978282>

<https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1100427730158210/?type=3&theater>

https://www.facebook.com/RockingTScents/posts/1092341764300140?__tn__=-R

https://www.facebook.com/RockingTScents/posts/1074728096061507?__tn__=-R

https://www.facebook.com/RockingTScents/posts/1074724619395188?__tn__=-R

<https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1073743766159940/?type=3&theater>

<https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1070174089850241/?type=3&theater>

https://www.facebook.com/RockingTScents/posts/1069048293296154?__tn__=-R

<https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1065064843694499/?type=3&theater>

<https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1048035948730722/?type=3&theater>

https://www.facebook.com/RockingTScents/posts/1048033738730943?__tn__=-R

https://www.facebook.com/RockingTScents/posts/1045583032309347?__tn__=-R

<https://www.facebook.com/RockingTScents/photos/pcb.1040477476153236/1040477009486616/?type=3&theater>

https://www.facebook.com/RockingTScents/posts/1039797066221277?__tn__=-R

Please describe how you believe this content infringes your trademark rights. : I write on behalf of the

JSL 004166

organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade.

We recently discovered the unauthorized use of the BLACK ICE Trademarks on the products advertised in the photos, posts, captions and hashtags linked to above. These products are not made or sold by the rights owner, and are being sold without their permission. I ask that you remove the content at your earliest convenience.

Do you agree? : yes

Electronic signature : Abbie Brinson Woodruff

From: Instagram <case++aazq2iuadxbzbq@support.instagram.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/1/2019 12:13:19 PM
Subject: Intellectual Property Report #371456880238190

Hi,

The Instagram Team received a report from you. For reference, your complaint number is 371456880238190.

Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information. There you will find links to contact forms for submitting reports:

IP Help Center: <http://help.instagram.com/535503073130320/>

Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

Hacked Accounts: <http://help.instagram.com/368191326593075/>
Impersonation Accounts: <http://help.instagram.com/446663175382270/>
Underage Children: <http://help.instagram.com/290666591035380/>
Abuse and Spam: <http://help.instagram.com/165828726894770/>
Exposed Private Information: <http://help.instagram.com/122717417885747/>

If the links above do not contain the information you are looking for, you may want to search the Help Center for more assistance: <http://help.instagram.com/>

As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

Thanks,

The Instagram Team

To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

Who owns the trademark? : My client

Your name (name and surname) : Abbie Brinson Woodruff

Your organization : CAR-FRESHNER Corporation

JSL 004168

Your relationship to the rights owner : I am authorized agent of the rights owner.

Mailing address : 21205 Little Tree Drive

Watertown, NY 13601

Phone number : 315-788-6250

Email address : ABrinsonWoodruff@LittleTrees.com

Confirm your email address : ABrinsonWoodruff@LittleTrees.com

Name of the rights owner : Julius SÄmann Ltd.

Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/about/trademarks.cfm>

What is your trademark? : BLACK ICE

Where is your trademark registered? : United States

What is your trademark registration number (if applicable)? : 3126834

Which categories of goods and/or services are covered by your registration? : Air Fresheners

If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

What type of content are you reporting? : Caption or comment

Please provide links (URLs) or broadcast IDs leading directly to the specific content you are reporting. :

<https://www.instagram.com/p/BvAwJzwlfL/>

<https://www.instagram.com/p/Bw2WhRxxCMf/>

<https://www.instagram.com/p/Bu7iUZEjrg/>

<https://www.instagram.com/p/BuUQmIMFuvv/>

<https://www.instagram.com/p/BtO6z5gISBM/>

https://www.instagram.com/p/BtElq_1FeZJ/

<https://www.instagram.com/p/BsrKRnolrT6/>

Please describe how you believe this content infringes your trademark. : I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade. We recently discovered the unauthorized use of the BLACK ICE Trademarks on the products advertised in the captions and hashtags of the posts linked to above. The products in these posts are not made or sold by the rights owner, and is being sold without their permission. I ask that you remove the posts at your earliest convenience.

Do you agree? : yes

Electronic signature : Abbie Brinson Woodruff

Reporter and Organization (if applicable): Julius SÄmann Ltd., CAR-FRESHNER Corporation

JSL 004169

From: "Etsy Legal" <legal@etsy.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/1/2019 9:11:56 AM
Subject: We've received your trademark infringement report



Dear Abbie Brinson Woodruff,

Thanks for notifying us of alleged trademark infringement. We'll review your notice and act in accordance with our [Intellectual Property Policy](#).

Thank you,
Etsy Legal

Below is a copy of the notice for your records.

Infringement Report

Filed on August 1, 2019

BLACK ICE trademark

Trademark registration number:	3126834
Trademark jurisdiction:	United States
Learn more about this intellectual property:	https://www.littletrees.com/about/trademarks.cfm
Trademark Registration:	registered
Trademark application classes:	Class 5 - Air Fresheners

Infringing material reported

<https://www.etsy.com/listing/687116617/black-ice>
<https://www.etsy.com/listing/690174083/fragrance-oil-for-tea-light-oil-warmer>
<https://www.etsy.com/listing/674585510/hand-poured-scented-soy-wax-melts>
<https://www.etsy.com/listing/690168781/roomlinen-spray>

JSL 004170

Tree Design trademark

Trademark registration number: 1781016
Trademark jurisdiction: United States
Learn more about this intellectual property: <https://www.littletrees.com/about/trademarks.cfm>
Trademark Registration: registered
Trademark application classes: Class 5 - Air Fresheners

Infringing material reported

<https://www.etsy.com/listing/655855747/acqua-dio-gio-armani>
<https://www.etsy.com/listing/659506825/leather-strawberry>
<https://www.etsy.com/listing/655849423/tobacco-caramel>
<https://www.etsy.com/listing/645680246/coffee-ice-cream-starbucks>
<https://www.etsy.com/listing/645669824/leather-cinnamon>
<https://www.etsy.com/listing/659509877/leather>
<https://www.etsy.com/listing/660288351/cinnamon-stick>
<https://www.etsy.com/listing/660543717/pina-colada-w-a-splash-of-coconut>
<https://www.etsy.com/listing/660138387/strawberry>
<https://www.etsy.com/listing/649409508/apple-cinnamon>

By submitting this notice, you agreed to the following statements and provided your signature:

I have a good faith belief that the material is not authorized by the intellectual property owner, its agent, or the law.

The information provided in the notice is accurate, and I swear under penalty of perjury that I am authorized to make the complaint on behalf of the intellectual property owner.

Etsy may provide a copy of this notice to the affected member(s).

Contact Info

Name: Abbie Brinson Woodruff

Company:	CAR-FRESHNER Corporation
Job title:	Legal Coordinator
Country:	United States
Address:	21205 Little Tree Drive
City:	Watertown
State:	New York
Postal code:	13601
Email:	ABrinsonWoodruff@LittleTrees.com
Phone number:	315-221-7407

This is a confidential matter, and Etsy requests that you not discuss this issue in the Etsy Forums or otherwise violate the confidential nature of this email. This communication is not legal advice or legal representation. For legal help, please consult an attorney.

If you live in North America or South America, this email is sent by Etsy, Inc., 117 Adams Street, Brooklyn, NY 11201, USA; if you live elsewhere, this email is sent by Etsy Ireland UC, a subsidiary of Etsy, Inc., 66/67 Great Strand Street, Dublin 1, D01 RW84, Ireland having company registration number 495696 and VAT registration number IE9777587C. You are receiving this email because you registered on [Etsy.com](https://www.etsy.com) with this email address.

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JSL 004172

From: "Etsy Legal" <legal@etsy.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/2/2019 3:20:27 PM
Subject: We've processed your notice of alleged trademark infringement



Dear Abbie Brinson Woodruff,

Thank you for notifying us of alleged trademark infringement on August 1, 2019. In accordance with our [Intellectual Property Policy](#), we removed the material specified as infringing and contacted the affected members.

Thank you,
Etsy Legal

Below is a copy of the removed material for your records.

Infringing Material Reported

<https://www.etsy.com/listing/687116617/black-ice>
<https://www.etsy.com/listing/655855747/acqua-dio-gio-armani>
<https://www.etsy.com/listing/659506825/leather-strawberry>
<https://www.etsy.com/listing/690174083/fragrance-oil-for-tea-light-oil-warmer>
<https://www.etsy.com/listing/674585510/hand-poured-scented-soy-wax-melts>
<https://www.etsy.com/listing/690168781/roomlinen-spray>
<https://www.etsy.com/listing/655849423/tobacco-caramel>
<https://www.etsy.com/listing/645680246/coffee-ice-cream-starbucks>
<https://www.etsy.com/listing/645669824/leather-cinnamon>
<https://www.etsy.com/listing/659509877/leather>
<https://www.etsy.com/listing/660288351/cinnamon-stick>
<https://www.etsy.com/listing/660543717/pina-colada-w-a-splash-of-coconut>
<https://www.etsy.com/listing/660138387/strawberry>
<https://www.etsy.com/listing/649409508/apple-cinnamon>

This is a confidential matter, and Etsy requests that you not discuss this issue in the Etsy Forums or otherwise violate the confidential nature of this email. This communication is not legal advice or legal representation. For legal help, please consult an attorney.

If you live in North America or South America, this email is sent by Etsy, Inc., 117 Adams Street, Brooklyn, NY 11201, USA; if you live elsewhere, this email is sent by Etsy Ireland UC, a subsidiary of Etsy, Inc., 66/67 Great Strand Street, Dublin 1, D01 RW84, Ireland having company registration number 495696 and VAT registration number IE9777587C. You are receiving this email because you registered on [Etsy.com](https://www.etsy.com) with this email address.

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JSL 004174

From: Facebook <case+ +aazqzlio24f2ik@support.facebook.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/3/2019 4:36:29 PM
Subject: Trademark Report Form #336679213947224

Hi,

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Facebook Statement of Rights and Responsibilities. We understand this action to resolve your intellectual property issue.

**** Please note: this is a no-reply message. Any replies will not be received. ****

If you'd like to retract this report, please email ip@fb.com and reference this report number (Complaint #336679213947224).

For more information on retractions, please visit:

<https://www.facebook.com/help/1206218382801108/?ref=CR>

If youâ€™d like to report something else, or if you donâ€™t believe this action resolved your issue, please fill out this form:

<https://www.facebook.com/help/contact/208282075858952/?ref=CR>

Please reference this report (Complaint #336679213947224) in your new report if you think it will help us better understand your issue.

If you have any additional questions about intellectual property, please visit the Help Center:

https://www.facebook.com/help/intellectual_property/?ref=CR

Thanks,

The Facebook Team

> On Thu Aug 1, 2019 10:08:13, original message wrote:

> Hi,
> The Facebook Team received a report from you. For reference, your complaint number is 336679213947224.
>

> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information:

> IP Help Center: https://www.facebook.com/help/intellectual_property/

JSL 004175

> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

- > - Hacked accounts: <https://www.facebook.com/help/131719720300233>
- > - Fake/Impostor accounts (timelines): <https://www.facebook.com/help/174210519303259/>
- > - Abuse (including spam, hate speech and harassment): <https://www.facebook.com/help/263149623790594/>
- > - Pages (including admin issues): <https://www.facebook.com/help/pages/>
- > - Unauthorized photos or videos: <https://www.facebook.com/help/428478523862899>
- > - Login issues: <https://www.facebook.com/help/login>
- > - Help for users who have been disabled or blocked: <https://www.facebook.com/help/warnings>

> If the links above do not contain the information youâ€™re looking for, you may want to search the Help Center for more assistance: <https://www.facebook.com/help/>

> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

> Thanks for contacting Facebook,

> The Facebook Team

> -----

> To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

> Who owns the trademark? : Me or my organization

> Your name (name and surname) : Abbie Brinson Woodruff

> Your job responsibility : Other employee

> Mailing address : 21205 Little Tree Drive

> Watertown, NY 13601

> Phone number : 315-788-6250

> Email address : ABrinsonWoodruff@LittleTrees.com

> Confirm your email address : ABrinsonWoodruff@LittleTrees.com

> Name of the rights owner : Julius SÃ¶mann Ltd.

> Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/about/trademarks.cfm>

> What is your trademark? : BLACK ICE

> Where is your trademark registered? : United States

> What is your trademark registration number (if applicable)? : 3126834

> Which categories of goods and/or services are covered by your registration? : Air fresheners

> If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

> What type of content are you reporting? : Photo, video or post

> Please provide links (URLs) leading directly to the specific content you are reporting. :

- <https://www.facebook.com/commerce/products/2171696602897986/>
- > <https://www.facebook.com/commerce/products/2515188571886871/>
- > https://www.facebook.com/RockingTScents/posts/1112429612291355?comment_id=1112458255621824&reply_comment_id=1112468375620812&comment_tracking=%7B%22tn%22%3A%22R%22%7D
- > <https://www.facebook.com/RockingTScents/posts/1112290138971969>

> <https://www.facebook.com/RockingTScents/posts/1112289868971996>
> <https://www.facebook.com/RockingTScents/posts/1112289772305339>
> <https://www.facebook.com/RockingTScents/posts/1102227009978282>
> <https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1100427730158210/?type=3&theater>
> https://www.facebook.com/RockingTScents/posts/1092341764300140?__tn__=-R
> https://www.facebook.com/RockingTScents/posts/1074728096061507?__tn__=-R
> https://www.facebook.com/RockingTScents/posts/1074724619395188?__tn__=-R
> <https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1073743766159940/?type=3&theater>
> <https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1070174089850241/?type=3&theater>
> https://www.facebook.com/RockingTScents/posts/1069048293296154?__tn__=-R
> <https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1065064843694499/?type=3&theater>
> <https://www.facebook.com/RockingTScents/photos/a.1002561383278179/1048035948730722/?type=3&theater>
> https://www.facebook.com/RockingTScents/posts/1048033738730943?__tn__=-R
> https://www.facebook.com/RockingTScents/posts/1045583032309347?__tn__=-R
> <https://www.facebook.com/RockingTScents/photos/pcb.1040477476153236/1040477009486616/?type=3&theater>
> https://www.facebook.com/RockingTScents/posts/1039797066221277?__tn__=-R
> Please describe how you believe this content infringes your trademark rights. : I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade.
> We recently discovered the unauthorized use of the BLACK ICE Trademarks on the products advertised in the photos, posts, captions and hashtags linked to above. These products are not made or sold by the rights owner, and are being sold without their permission. I ask that you remove the content at your earliest convenience.
> Do you agree? : yes
> Electronic signature : Abbie Brinson Woodruff
>

From: Instagram <case++aazq2iuadxbzbq@support.instagram.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 8/6/2019 9:44:54 AM
Subject: Trademark Report Form #371456880238190

Hi,

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Instagram Terms of Use. We understand this action to resolve your intellectual property issue.

**** Please note: this is a no-reply email. Any replies will not be received. ****

If you'd like to retract this report, please email ip@instagram.com and reference this report number (Complaint #371456880238190).

For more information on retractions, please visit:

<https://help.instagram.com/275268756304020/?ref=CR>

If youâ€™d like to report something else, or if you donâ€™t believe we resolved your issue, please fill out this form:

<http://help.instagram.com/contact/372592039493026>

Please reference this report (Complaint #371456880238190) in your new report if you think it'll help us better understand your issue.

If you have more intellectual property questions, please visit the Help Center:

<http://help.instagram.com/535503073130320/?ref=CR>

Thanks,

Jess
Intellectual Property Operations
> On Thu Aug 1, 2019 09:13:13, original message wrote:
> Hi,
> The Instagram Team received a report from you. For reference, your complaint number is 371456880238190.
>
> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.
> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information. There you will find links to contact forms for submitting reports:

JSL 004178

> IP Help Center: <http://help.instagram.com/535503073130320/>

>

> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

> Hacked Accounts: <http://help.instagram.com/368191326593075/>

> Impersonation Accounts: <http://help.instagram.com/446663175382270/>

> Underage Children: <http://help.instagram.com/290666591035380/>

> Abuse and Spam: <http://help.instagram.com/165828726894770/>

> Exposed Private Information: <http://help.instagram.com/122717417885747/>

> If the links above do not contain the information you are looking for, you may want to search the Help Center for more assistance: <http://help.instagram.com/>

> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

> Thanks,

>

> The Instagram Team

>

> -----

> To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

> Who owns the trademark? : My client

> Your name (name and surname) : Abbie Brinson Woodruff

> Your organization : CAR-FRESHNER Corporation

> Your relationship to the rights owner : I am authorized agent of the rights owner.

> Mailing address : 21205 Little Tree Drive

> Watertown, NY 13601

> Phone number : 315-788-6250

> Email address : ABrinsonWoodruff@LittleTrees.com

> Confirm your email address : ABrinsonWoodruff@LittleTrees.com

> Name of the rights owner : Julius SÄmann Ltd.

> Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/about/trademarks.cfm>

> What is your trademark? : BLACK ICE

> Where is your trademark registered? : United States

> What is your trademark registration number (if applicable)? : 3126834

> Which categories of goods and/or services are covered by your registration? : Air Fresheners

> If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

> What type of content are you reporting? : Caption or comment

> Please provide links (URLs) or broadcast IDs leading directly to the specific content you are reporting. :

<https://www.instagram.com/p/BvAwJzwJfL/>

> <https://www.instagram.com/p/Bw2WhRxCmf/>

> <https://www.instagram.com/p/Bu7iUZEjrg/>

> <https://www.instagram.com/p/BuUQmIMFuvcl/>

> <https://www.instagram.com/p/BtO6z5glSBM/>

> https://www.instagram.com/p/BtElq_1FeZJ/

> <https://www.instagram.com/p/BsrKRnolrT6/>

> Please describe how you believe this content infringes your trademark. : I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade. We recently discovered the unauthorized use of the BLACK ICE Trademarks on the products advertised in the captions and hashtags of the posts linked to above. The products in these posts are not made or sold by the rights owner, and is being sold without their permission. I ask that you remove the posts at your earliest convenience.

> Do you agree? : yes

> Electronic signature : Abbie Brinson Woodruff

> Reporter and Organization (if applicable): Julius Sämann Ltd., CAR-FRESHNER Corporation

>

From: "Teng Wang" <tengamazon@gmail.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 12/16/2019 3:10:26 AM
Subject: Re: Black Ice Trademark

Everything is removed except for Fomohunt

I believe fomohunt is out of business because when I emailed them they say the email address is no longer valid

Thank you!

Sincerely
Mike

On Dec 13, 2019, at 11:27 AM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

Dear Mike,

It appears that the Black Ice label and description are still shown on your website, Amazon, eBay, and fomohunt.com. Please remove any image or use of Black Ice from these pages by December 20, 2019.

Thank you,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Teng Wang <tengamazon@gmail.com>
Sent: Monday, December 02, 2019 4:28 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: Black Ice Trademark

Hi Abbie

I respect that and I will cover the black ice label and also remove all black ice descriptions on my listings

Thank you again and have a good week!

God bless you and your family

Sincerely,
Mike

On Dec 2, 2019, at 12:25 PM, Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com> wrote:

\u-257 ?
Hi Mike,

JSL 004181

Thank you for the quick response.

We do not object to your sale of the products as long as the "Black Ice" name isn't visible. If you can relabel the products, that would be an acceptable solution. You would also have to remove "Black Ice" from any online product listings or descriptions, and update the images to show the relabeled products.

Please let me know if you have any questions.

Thanks,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Teng Wang <tengamazon@gmail.com>
Sent: Monday, December 02, 2019 1:53 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: Black Ice Trademark

Hi Abbie

Sorry I thought black ice is only a name of a scent

I'm a poor student trying to make some money with this product in the bitcoin community
So far I only sold about 20 of them because the market is down and ppl are not interested
I still have some inventory left is it ok for me to finish my inventory and I will simply move on, I won't sell them anymore

Please consider my situation and I only made about 100 of these, after they are gone, who knows, maybe in a year, I won't sell them anymore

I'm a big fan of little try and I've been using your product for many years, that's how I got the idea to sell it as bitcoin

Please help me out and I understand your stance
Thank you and God bless you!

Sincerely,
Mike Wang

On Dec 2, 2019, at 9:56 AM, Abbie Brinson Woodruff
<ABrinsonWoodruff@littletrees.com> wrote:

\u-257 ?

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is Black Ice. In the United States, the Black Ice name is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288.

We recently discovered the unauthorized use of our Black Ice name on products sold by

JSL 004182

you on [SatoshiWorld.com](https://www.satoshiworld.com), eBay, Amazon, and [FomoHunt.com](https://www.fomohunt.com). A representative image is included below for your reference.

<image003.png>

Please remove the Black Ice name from the packaging and online descriptions of these products, including all the above-mentioned websites, your social media sites, and other websites within your control.

As you are now aware of our trademarks, we trust that you will not use our protected Black Ice name in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

LOUIS ORBACH, ESQ.
lorbach@bsk.com
P: 315.218.8633
F: 315.218.8100

June 28, 2019

VIA FEDEX – MONDAY DELIVERY

Slawomir M. Warzocha
745 Lava Falls Drive
Las Vegas, NV 89110-4048

Paulina Slusarczyk
Manager
Scented Promotions, LLC
5040 E. Cartier Avenue
Las Vegas, NV 89115-4525

Dear Mr. Warzocha and Ms. Slusarczyk:

We represent CAR-FRESHNER Corporation ("CFC") and Julius Sämann Ltd. ("JSL"). We write concerning two matters of serious concern, for which we have reason to believe Scented Promotions, LLC, and Slawomir M. Warzocha personally, are both liable:

- violations of the judgment entered on January 4, 2013, in the action of *CAR-FRESHNER Corporation and Julius Sämann Ltd. v. Air Fresheners, Inc. d/b/a Scent USA and Slawomir M. Warzocha a/k/a Michael Warzocha*, N.D.N.Y. Civil Action No. 7:10-cv-1491 (GTS/DEP) (the "Judgment"); and
- infringement of our clients' federally-registered BLACK ICE trademarks.

These activities -- in which we believe Scented Promotions, LLC and Slawomir M. Warzocha are engaging in active concert with one another -- are discussed further below.

I. Judgment Violations

A copy of the Judgment is enclosed as **Exhibit A**. As you know, the Judgment includes the following prohibitions, among others:

ORDERED AND ADJUDGED that Defendants shall IMMEDIATELY cease all use of, and reference to, "LITTLE TREE," "LITTLE TREES," "MAGIC TREE," and "CAR FRESHNER," or the phonetic equivalents,

with or without punctuation between the words, as those terms are used to describe Plaintiffs' trademarks with registration numbers 675,796; 798,701; 1,017,831; and 1,990,039, to promote or refer to air fresheners on Defendants' web sites, meta tags, search engine listings, any form of advertising or promotional materials, packaging, and products...

In addition to prohibiting such conduct, the Judgment provides for the following monetary remedies:

...if either Defendant breaches the terms of this Judgment, Defendants shall pay to CFC ten thousand dollars (\$10,000.00) per violation of this Judgment, \$1 per infringing product produced or distributed after the date of this Judgment, and Plaintiffs' costs and attorneys fees in enforcing the Judgment.

Recently, our clients have discovered violations of the Judgment, on websites and an Instagram account that appear to be controlled by Scented Promotions, LLC:

- the term "little tree" currently appears in hidden text on the website www.scentedpromo.com (as you know, the same term was used in hidden text on the Scent USA website prior to entry of the Judgment);
- the term "Car Freshener" is being used on the websites www.scentusa.com and www.smellycharms.com; and
- the hashtag "#carfreshener" is being used by Scent USA in a promotional post on Instagram.

We have reason to believe that Scented Promotions, LLC is the successor in interest to Air Fresheners, Inc., the corporate defendant named in the Judgment. Indeed, Scented Promotions, LLC appears to be a mere continuation of Air Fresheners, Inc., operating under the same fictitious name that Air Fresheners, Inc. previously used: "Scent USA." "[A]n organization and its agents may not circumvent a valid court order merely by making superficial changes in the organization's name or form, and in appropriate circumstances, a court is authorized to enforce its order against a successor of the enjoined organization." *New York v. Operation Rescue Nat'l*, 80 F.3d 64, 70 (2d Cir. 1996).

Moreover, we have reason to believe that Slawomir M. Warzocha, the individual defendant named in the Judgment, is directing the activities of Scented Promotions,

Slawomir M. Warzocha
Paulina Slusarczyk
June 28, 2019
Page 3

LLC, just as he previously appeared to be directing the activities of Air Fresheners, Inc. prior to entry of the Judgment.

Thus, we have reason to believe that Scented Promotions, LLC, and Slawomir M. Warzocha personally, are both liable for the above-described Judgment violations, and are jointly and severally responsible for any and all monetary remedies due to CFC under the Judgment as a result of these violations. As noted above, this includes liquidated damages, as well as "Plaintiffs' costs and attorneys fees in enforcing" the Judgment.

II. BLACK ICE Infringement

Since at least as early as 2004, CFC, through license from JSL, has used trademarks comprising the term BLACK ICE on and in connection with the manufacture, marketing and sale of air fresheners. Products bearing the BLACK ICE marks are among CFC's best-selling items. In fact, as we trust you know, BLACK ICE is the best-selling automotive air freshener fragrance in the United States.

JSL owns multiple federal trademark registrations for BLACK ICE (U.S. Reg. Nos. 3,126,834, 4,221,968, and 5,437,288). CFC, by virtue of a license from JSL, is the exclusive licensee of these marks for air fresheners in the United States.

Scented Promotions, LLC has been offering for sale air fresheners, including the following, that infringe our clients' BLACK ICE trademarks:



Slawomir M. Warzocha
Paulina Slusarczyk
June 28, 2019
Page 4

We have reason to believe that Slawomir Warzocha is actively participating in these infringing activities, including under the aliases Michael Warzocha and/or Mike Midas.

III. Next Steps

Please take each of the following steps by no later than July 8, 2019:

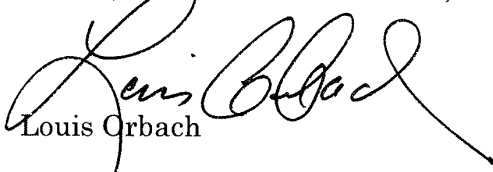
- Bring all promotional materials, including websites and social media accounts, produced, operated, or controlled by Scented Promotions, LLC and/or Slawomir M. Warzocha, into compliance with the Judgment;
- Inform us, in writing, of each use of, and reference to, "LITTLE TREE," "LITTLE TREES," "MAGIC TREE," or "CAR FRESHNER," or the phonetic equivalents, with or without punctuation between the words, in which you have engaged to promote or refer to air fresheners on web sites, meta tags, search engine listings, any form of advertising or promotional materials, packaging, or products;
- Cease all use of the mark BLACK ICE in connection with the sale, offering for sale, distribution, and advertising of air fresheners; and
- Provide to us a full accounting of your sales of air fresheners using the words "Black Ice" in any configuration, including the date of each sale, the volume of each sale in units and dollars, the name, address and all available contact information for each customer to whom each sale was made, and all associated purchase orders and invoices.

If each of these steps is taken within the time requested above, we would expect to then be in a position to discuss with you the appropriate amount of a monetary remedy, and the other terms necessary to resolve these matters.

CFC and JSL reserve all rights.

Very truly yours,

BOND, SCHOENECK & KING, PLLC



Louis Orbach

LO/ns

3363959.4

JSL 004187

EXHIBIT A

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

CAR-FRESHNER CO. and
JULIUS SÄMANN, LTD.,

Plaintiffs,

Civil Case No. 7:10-cv-1491

-vs-

AIR FRESHNERS, INC. d/b/a
SCENT USA; and SLAWOMIR M.
WARZOCHA a/k/a MICHAEL
WARZOCHA,

Defendants.

[X] Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that Plaintiffs' motion for entry of default judgment against Defendants (Dkt. No. 14) is GRANTED in part and DENIED in part; that Defendants' motion to set aside the Clerk's entry of default (Dkt. No. 21) is GRANTED in part and DENIED in part; that Plaintiffs' motion to strike Defendants' Answer (Dkt. No. 22) is GRANTED in part and DENIED in part; and that Defendants' default as to Count VIII of the Complaint is SET ASIDE; that Defendants' Answer is STRICKEN, except for those parts that apply to Count VIII of the Complaint; and it is further

ORDERED AND ADJUDGED that Defendants shall IMMEDIATELY cease all use of, and reference to, "LITTLE TREE," "LITTLE TREES," "MAGIC TREE," and "CAR FRESHNER," or the phonetic equivalents, with or without punctuation between the words, as those terms are used to describe Plaintiffs' trademarks with registration numbers 675,796; 798,701; 1,017,831; and 1,990,039, to promote or refer to air fresheners on Defendants' web sites, meta tags, search engine listings, any form of advertising or promotional materials, packaging, and products; and it is further

ORDERED and ADJUDGED that Defendants shall IMMEDIATELY cease all manufacture, procurement, promotion, distribution, or sale of any air fresheners in the shape of or incorporating any of Plaintiffs trademarked pine tree designs or that are otherwise colorable imitations of Plaintiffs' tree design marks, as represented by trademark registration numbers. 719,498; 1,131,617; 1,781,016; 1,791,233; 3,766,310; and it is further

ORDERED AND ADJUDGED that Defendants shall, within SIXTY (60) DAYS of the August 10, 2012 Decision and Order, surrender to Plaintiffs all materials, including promotional materials, dies, and tooling, related to the manufacture or promotion of Plaintiffs' trademarked pine tree-shaped air fresheners, specifically those pine tree-shaped air fresheners embodied in trademark registration numbers 719,498; 1,131,617; 1,781,016; 1,791,233; 3,766,310; and it is further

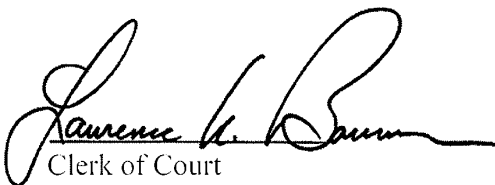
ORDERED AND ADJUDGED that Defendants shall, within SIXTY (60) DAYS of the August 10, 2012 Decision and Order, deliver to Plaintiffs' counsel documentation showing all pine tree-shaped air fresheners manufactured, produced, sold, or otherwise distributed by Defendants after September 22, 2003; and it is further

ORDERED AND ADJUDGED that Defendants shall, no later than October 1, 2012, file with the Court and serve on Plaintiffs a report in writing and under oath setting forth in detail the manner and form in which Defendants have complied with the terms of this Decision and Order, in accordance with the provisions of 15 U.S.C. § 1116(a).

All of the above pursuant to the Memorandum-Decision & Order of the Honorable Judge Glenn T. Suddaby, dated the 10th day of August, 2012; and it is further

ORDERED AND ADJUDGED that, pursuant to Rule 68 of the Federal Rules of Civil Procedure, the defendants having consented to allow Judgment to be taken against them jointly and severally in this action in the nature of a permanent injunction against them as described in this Court's Memorandum-Decision and Order dated August 10, 2012, including an injunction against the manufacture, promotion, distribution, or sale of the designs depicted in the Offer of Judgment (Docket No. 51); to pay Plaintiffs one hundred thousand dollars (\$100,000) within 30 calendar days of entry of this Judgment; to inform each employee of Air Fresheners, Inc. d/b/a Scent USA of the contents of this Judgment within either (a) 10 calendar days of entry of this Judgment; or (b) 10 calendar days of the beginning of the employee's employment at Air Fresheners, Inc. d/b/a Scent USA, whichever is later; and if either Defendant breaches the terms of this Judgment, Defendants shall pay to CFC ten thousand dollars (\$10,000.00) per violation of this Judgment, \$1 per infringing product produced or distributed after the date of this Judgment, and Plaintiffs' costs and attorneys fees in enforcing the Judgment.

DATED: January 4, 2013


Clerk of Court

s/ L. Welch
Deputy Clerk

NOTICE TO LITIGANTS

FILING NOTICE OF APPEAL

This notice is to inform you of the time limitations for filing a Notice of Appeal under Federal Rules of Appellate Procedure 4 (see below) and of the necessity of filing a timely motion for extension within the thirty-day extension period if the Notice of Appeal is untimely.

Lawrence K. Baerman
Clerk of the Court

Effective 12/1/11:

Rule 4. Appeal as of Right - When Taken

(a) Appeal in a Civil Case

(1) Time for Filing a Notice of Appeal.

(A) In a civil case, except as provided in Rules 4(a)(1)(B), 4(a)(4) and 4(c), the notice of appeal required by Rule 3 must be filed with the district clerk within 30 days after entry of the judgment or order appealed from.

(B) The notice of appeal may be filed by any party within 60 days after the entry of the judgment or order appealed from if one of the parties is:

- (i) the United States;
- (ii) a United States agency;
- (iii) a United States officer or employee sued in an official capacity; or
- (iv) a current or former United States officer or employee sued in an individual capacity for an act or omission occurring in connection with duties performed on the United States' behalf - including all instances in which the United States represents that person when the judgment or order is entered or files the appeal for that person.

(C) An appeal from an order granting or denying an application for *writ of error coram nobis* is an appeal in a civil case for purposes of Rule 4(a).

(2) Filing Before Entry of Judgment. A notice of appeal filed after the court announces a decision or order - but before the entry of the judgment or order - is treated as filed on the date of and after the entry.

(3) Multiple Appeals. If one party timely files a notice of appeal, any other party may file a notice of appeal within 14 days after the date when the first notice was filed, or within the time otherwise prescribed by this Rule 4(a), whichever period ends later.

(4) Effect of a Motion on a Notice of Appeal.

(A) If a party timely files in the district court any of the following motions under the Federal Rules of Civil Procedure, the time to file an appeal runs for all parties from the entry of the order disposing of the last such remaining motion:

- (i) for judgment under Rule 50(b);
- (ii) to amend or make additional factual findings under Rule 52(b), whether or not granting the motion would alter the judgment;
- (iii) for attorney's fees under Rule 54 if the district court extends the time to appeal under Rule 58;
- (iv) to alter or amend the judgment under Rule 59;
- (v) for a new trial under Rule 59; or

(vi) for relief under Rule 60 if the motion is filed no later than 28 days after the judgment is entered.

(B)(i) If a party files a notice of appeal after the court announces or enters a judgment - but before it disposes of any motion listed in Rule 4(a)(4)(A) - the notice becomes effective to appeal a judgment or order, in whole or in part, when the order disposing of the last such remaining motion is entered.

(ii) A party intending to challenge an order disposing of any motion listed in Rule 4(a)(4)(A) or a judgment's alteration or amendment upon such a motion, must file a notice of appeal, or an amended notice of appeal - in compliance with Rule 3(c) - within the time prescribed by this Rule measured from the entry of the order disposing of the last such remaining motion.

(iii) No additional fee is required to file an amended notice.

(5) Motion for Extension of Time

(A) The district court may extend the time to file a notice of appeal if:

- (i) a party so moves no later than 30 days after the time prescribed by this Rule 4 (a) expires; and
- (ii) regardless of whether its motion is filed before or during the 30 days after the time prescribed by this Rule 4 (a) expires, that party shows excusable neglect or good cause.

(B) A motion filed before the expiration of the time prescribed in Rule 4 (a)(1) or (3) may be *ex parte* unless the court requires otherwise. If the motion is filed after the expiration of the prescribed time, notice must be given to the other parties in accordance with local rules.

(C) No extension under this Rule 4 (a)(5) may exceed 30 days after the prescribed time or 14 days after the date when the order granting the motion is entered, whichever is later.

(6) Reopening the Time to File an Appeal.

The district court may reopen the time to file an appeal for a period of 14 days after the date when its order to reopen is entered, but only if all the following conditions are satisfied:

(A) the court finds that the moving party did not receive notice under Federal Rule of Civil Procedure 77(d) of the entry of the judgment or order sought to be appealed within 21 days after entry;

(B) the motion is filed within 180 days after the judgment or order is entered or within 14 days after the moving party receives notice under Federal Rule of

Civil Procedure 77(d) of the entry, whichever is earlier; and

(C) the court finds that no party would be prejudiced.

(7) Entry Defined.

(A) A judgment or order is entered for purposes of this Rule 4 (a):

(i) if Federal Rule of Civil Procedure 58(a)(1) does not require a separate document, when the judgment or order is entered in the civil docket under Federal Rule of Civil Procedure 79(a); or

(ii) if Federal Rule of Civil Procedure 58(a)(1) requires a separate document, when the judgment or order is entered in the civil docket under Federal Rule of Civil Procedure 79(a) and when the earlier of these events occurs:

- the judgment or order is set forth on a separate document, or
- 150 days have run from entry of the judgment or order in the civil docket under Federal Rule of Civil Procedure 79(a).

(B) A failure to set forth a judgment or order on a separate document when required by Federal Rule of Civil Procedure 58(a)(1) does not affect the validity of an appeal from that judgment or order.

(b) Appeal in a Criminal Case.

(1) Time for Filing a Notice of Appeal.

(A) In a criminal case, a defendant's notice of appeal must be filed in the district court within 14 days after the later of:

- (i) the entry of either the judgment or the order being appealed; or
- (ii) the filing of the government's notice of appeal.

(B) When the government is entitled to appeal, its notice of appeal must be filed in the district court within 30 days after the later of:

- (i) the entry of the judgment or order being appealed; or
- (ii) the filing of a notice of appeal by any defendant.

(2) Filing Before Entry of Judgment. A notice of appeal filed after the court announces a decision, sentence, or order—but before the entry of the judgment or order—is treated as filed on the date of and after the entry.

(3) Effect of a Motion on a Notice of Appeal.

(A) If a defendant timely makes any of the following motions under the Federal Rules of Criminal Procedure, the notice of appeal from a judgment of conviction must be filed within 14 days after the entry of the order disposing of the last such remaining motion, or within 14 days after the entry of the judgment of conviction, whichever period ends later. This provision applies to a timely motion:

- (i) for judgment of acquittal under Rule 29;
- (ii) for a new trial under Rule 33, but if based on newly discovered evidence, only if the motion is made no later than 14 days after the entry of the judgment; or
- (iii) for arrest of judgment under Rule 34.

(B) A notice of appeal filed after the court announces a decision, sentence, or order—but before it disposes of any of the motions referred to in Rule 4

(b)(3)(A)—becomes effective upon the later of the following:

- (i) the entry of the order disposing of the last such remaining motion; or
- (ii) the entry of the judgment of conviction.

(C) A valid notice of appeal is effective—without amendment—to appeal from an order disposing of any of the motions referred to in Rule 4 (b)(3)(A).

(4) Motion for Extension of Time. Upon a finding of excusable neglect or good cause, the district court may—before or after the time has expired, with or without motion and notice—extend the time to file a notice of appeal for a period not to exceed 30 days from the expiration of the time otherwise prescribed by this Rule 4 (b).

(5) Jurisdiction. The filing of a notice of appeal under this Rule 4 (b) does not divest a district court of jurisdiction to correct a sentence under Federal Rule of Criminal Procedure 35(a), nor does the filing of a motion under 35(a) affect the validity of a notice of appeal filed before entry of the order disposing of the motion. The filing of a motion under Federal Rule of Criminal Procedure 35(a) does not suspend the time for filing a notice of appeal from a judgment of conviction.

(6) Entry Defined. A judgment or order is entered for purposes of this Rule 4 (b) when it is entered on the criminal docket.

(c) Appeal by an Inmate Confined in an Institution.

(1) If an inmate confined in an institution files a notice of appeal in either a civil or a criminal case, the notice is timely if it is deposited in the institution's internal mail system on or before the last day for filing. If an institution has a system designed for legal mail, the inmate must use that system to receive the benefit of this rule. Timely filing may be shown by a declaration in compliance with 28 U.S.C. § 1746 or by a notarized statement, either of which must set forth the date of deposit and state that first-class postage has been prepaid.

(2) If an inmate files the first notice of appeal in a civil case under this Rule 4 (c), the 14-day period provided in Rule 4 (a)(3) for another party to file a notice of appeal runs from the date when the district court docketed the first notice.

(3) When a defendant in a criminal case files a notice of appeal under this Rule 4 (c), the 30-day period for the government to file its notice of appeal runs from the entry of the judgment or order appealed from or from the district court's docketing of the defendant's notice of appeal, whichever is later.

(d) Mistaken Filing in the Court of Appeals. If a notice of appeal in either a civil or a criminal case is mistakenly filed in the court of appeals, the clerk of that court must note on the notice the date when it was received and send it to the district clerk. The notice is then considered filed in the district court on the date so noted.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and
JULIUS SÄMANN LTD.,

Plaintiffs,

Civil Action No.

v.

SCENTED PROMOTIONS, LLC d/b/a SCENT
USA, PAULINA SLUSARCZYK, and
SLAWOMIR M. WARZOCZA a/k/a MICHAEL
WARZOCZA a/k/a MIKE MIDAS,

Defendants.

COMPLAINT AND JURY DEMAND

Plaintiffs CAR-FRESHNER Corporation (“CFC”) and Julius Sämann Ltd. (“JSL”) (collectively, “Plaintiffs”) by and through their counsel Bond, Schoeneck & King, PLLC, for their Complaint against defendants Scented Promotions, LLC d/b/a Scent USA (“Scented Promotions”), Paulina Slusarczyk (“Slusarczyk”), and Slawomir M. Warzocha a/k/a Michael Warzocha a/k/a Mike Midas (“Warzocha”) (collectively, “Defendants”), allege as follows:

INTRODUCTION

1. For nearly 20 years, under the guise of various names and corporate entities, Slawomir Warzocha has engaged in trademark infringement. Plaintiffs have twice commenced actions in this Court against Warzocha and/or his business, and in both actions judgments were entered in Plaintiffs’ favor. But the trademark

infringement and judgment violations continue, in strikingly familiar fashion, necessitating this third action.

JURISDICTION AND VENUE

2. This action arises under the Lanham Trademark Act, as amended, 15 U.S.C. § 1051 *et seq.*, related state statutes, and the common law.

3. This action also arises under the consent judgment entered by this Court on November 6, 2003, in the action of *CAR-FRESHNER Corporation and Julius Sämann Ltd. v. Air Fresheners, Inc. d/b/a Scent USA*, N.D.N.Y. Civil Action No. 7:02-cv-1576 (TJM/DEP) (the “Consent Judgment”), and the subsequent judgment entered by this Court on January 4, 2013, in the action of *CAR-FRESHNER Corporation and Julius Sämann Ltd. v. Air Fresheners, Inc. d/b/a Scent USA and Slawomir M. Warzocha a/k/a Michael Warzocha*, N.D.N.Y. Civil Action No. 7:10-cv-1491 (GTS/DEP) (the “Judgment”). A copy of the Consent Judgment is attached hereto as Exhibit A. A copy of the Judgment is attached hereto as Exhibit B.

4. This Court has jurisdiction under 15 U.S.C. § 1121, 28 U.S.C. § 1331, 28 U.S.C. § 1338(a), and 28 U.S.C. § 1367(a).

5. Venue is proper in this judicial district pursuant to 28 U.S.C. § 1391(b), (c) and (d).

PARTIES

6. Plaintiff CFC is a Delaware corporation that has its principal place of business at 21205 Little Tree Drive, Watertown, New York 13601.

7. Plaintiff JSL is a Bermuda corporation that has its principal place of business at Victoria Place, 31 Victoria Street, Hamilton HM10, Bermuda.

8. Upon information and belief, defendant Scented Promotions is a Nevada limited liability company that has its principal place of business at 5040 E. Cartier Avenue, Las Vegas, Nevada 89115.

9. Upon information and belief, Scented Promotions operates a business that sells, offers for sale, distributes, and advertises air fresheners across the United States, including in the Northern District of New York, and maintains and operates a number of active websites accessible in this District and elsewhere for those purposes, including www.scentusa.com, www.autocharms.com, www.scentedpromo.com, www.smellycharms.com, and www.midasusa.com, as well as an active Instagram account.

10. Upon information and belief, Scented Promotions' recent sales include the sale and delivery of air fresheners to a customer in Philadelphia, New York on June 14, 2019.

11. Upon information and belief, and as discussed *infra*, Scented Promotions is the successor to, and a mere continuation of, Air Fresheners, Inc., a now-dissolved Nevada corporation that was the corporate defendant named in both the Consent Judgment and the Judgment.

12. Upon information and belief, Scented Promotions was formed for the purpose of circumventing those previous judgments entered against Air Fresheners, Inc.

13. Upon information and belief, defendant Slusarczyk is the manager of Scented Promotions, a former full-time employee of Air Fresheners, Inc., and Warzocha's daughter.

14. Defendant Warzocha is the individual defendant named in the Judgment, a former officer of Air Fresheners, Inc., and, upon information and belief, Slusarczyk's father.

15. Upon information and belief, Slusarczyk was installed as the manager of Scented Promotions for the purpose of circumventing Warzocha's personal liability under the Judgment.

16. Upon information and belief, Warzocha and Slusarczyk have personally participated in, directed, and controlled all of the activities complained of herein.

PLAINTIFFS' BUSINESS AND TRADEMARKS




17. From their headquarters in Watertown, New York, CFC and its predecessors have manufactured, marketed and sold the world famous LITTLE TREES brand air fresheners for over 60 years.


18. The federally-registered trademarks that CFC and its predecessors, under license from JSL and its predecessors, have used in connection with the manufacture, marketing, and sale of their world famous air fresheners include LITTLE TREES, CAR-FRESHNER, and marks containing a distinctive abstract Tree design (the "Tree Design Marks"), as shown by the examples below:



19. Additional federally-registered trademarks that CFC and its predecessors, under license from JSL and its predecessors, have used in connection with the manufacture, marketing, and sale of their world famous air fresheners include LITTLE TREE and MAGIC TREE.

20. JSL owns the following incontestable federal trademark registrations, among others:

Mark	Registration No.	Registration Date	Goods
	719,498	August 8, 1961	Absorbent body impregnated with a perfumed air deodorant, in Class 5
	1,781,016	July 13, 1993	Air freshener, in Class 5
	1,791,233	September 7, 1993	Air freshener, in Class 5

Mark	Registration No.	Registration Date	Goods
	3,766,310	March 30, 2010	Air fresheners, in Class 5; pens and stickers, in Class 16; luggage tags, in Class 18; shirts and hats, in Class 25
CAR-FRESHNER	675,796	March 24, 1959	Absorbent bodies impregnated with perfumed air deodorant, in Class 5
LITTLE TREE	1,017,832	August 12, 1975	Absorbent bodies impregnated with perfumed air deodorant, in Class 5
LITTLE TREES	1,990,039	July 30, 1996	Air fresheners, in Class 5
MAGIC TREE	798,701	November 16, 1965	Absorbent body impregnated with perfumed air deodorant, in Class 5

21. Pursuant to 15 U.S.C. § 1115(b), JSL's incontestable registrations noted above are conclusive evidence of the validity of the marks and their corresponding registrations, of JSL's ownership of those marks, and of Plaintiffs' exclusive right to use those marks in commerce.

THE PRIOR LAWSUITS AND JUDGMENTS

22. In 2002, CFC and JSL brought their first trademark infringement action against Scented Promotions' predecessor, Air Fresheners, Inc., in this Court. The action was entitled *CAR-FRESHNER Corporation and Julius Sämann Ltd. v. Air Fresheners, Inc. d/b/a Scent USA*, N.D.N.Y. Civil Action No. 7:02-cv-1576 (TJM/DEP) (the "First Action").

23. That First Action involved Air Fresheners, Inc.'s infringement of the Tree Design Marks and the word marks LITTLE TREE, LITTLE TREES, MAGIC TREE, and CAR FRESHNER.

24. That First Action was resolved in November 2003, when this Court entered the Consent Judgment attached hereto as "Exhibit A," signed by Warzocha on behalf of Air Fresheners, Inc.

25. Among other things, the Consent Judgment prohibited Air Fresheners, Inc. from importing, manufacturing, purchasing, distributing, advertising, promoting, or selling any air fresheners with any design that infringed or was a colorable imitation of the Tree Design Marks.

26. The Consent Judgment also required Air Fresheners, Inc. to

remove all uses of, and/or references to, tree shaped air fresheners and all uses of, and/or references to LITTLE TREE, LITTLE TREES, MAGIC TREE, CAR FRESHENER and the phonetic equivalents, with or without punctuation between the words, from all meta tag and search engine listings, advertising, promotional materials, web sites, packaging and/or products.

27. In addition to prohibiting such conduct, the Consent Judgment provides for the following monetary remedies:

In the event that Scent USA, its officers, employees, agents, successors or assigns, or any others in active concert with Scent USA violate the terms of this Consent Judgment and/or infringe the Tree Design mark in the future, even if corrective action is immediately taken, Scent USA shall pay JSL and CFC an amount equal to \$1.00 for each item manufactured, purchased, sold or otherwise distributed, \$10,000 per occurrence, attorney fees and costs associated with any action required to enforce the terms of this Consent Judgment.

28. In 2010, CFC and JSL brought a second action against Air Fresheners, Inc., when they discovered that Air Fresheners, Inc. was violating the Consent Judgment and once again infringing their trademarks. Warzocha was also named as a defendant in that second action, which was entitled *CAR-FRESHNER Corporation and Julius Sämann Ltd. v. Air Fresheners, Inc. d/b/a Scent USA and Slawomir M. Warzocha a/k/a Michael Warzocha*, N.D.N.Y. Civil Action No. 7:10-cv-1491 (GTS/DEP) (the “Second Action”).

29. Specifically, Plaintiffs discovered that Air Fresheners, Inc. and Warzocha were promoting and selling tree-shaped air fresheners that violated the Consent Judgment entered in the First Action, and infringed upon the Tree Design Marks.

30. In addition, Plaintiffs discovered that Air Fresheners, Inc. and Warzocha were violating the Consent Judgment by using LITTLE TREE, LITTLE TREES, MAGIC TREE, and CAR-FRESHNER, or confusingly similar terms, as hidden text on one or more of their websites (which included www.scentusa.com), the only purpose of which was to unfairly drive Internet traffic to their sites.

31. This Court granted Plaintiffs a partial default judgment, with permanent injunctive relief, against Air Fresheners, Inc. and Warzocha in the Second Action on August 10, 2012.

32. Air Fresheners, Inc. and Warzocha subsequently made an offer of judgment in the Second Action, under Rule 68 of the Federal Rules of Civil

Procedure, on December 26, 2012. Warzocha signed that offer of judgment on behalf of himself and on behalf of Air Fresheners, Inc., as its "vice president."

33. Plaintiffs rejected that offer of judgment.

34. Air Fresheners, Inc. and Warzocha made a second offer of judgment in the Second Action, under Rule 68 of the Federal Rules of Civil Procedure, on January 3, 2013. Once again, Warzocha signed that offer of judgment on behalf of himself and on behalf of Air Fresheners, Inc., as its "vice president."

35. Plaintiffs accepted that second offer of judgment.

36. As a result of Plaintiffs' acceptance of that second offer of judgment, the Judgment attached hereto as "Exhibit B" was entered by this Court in the Second Action on January 4, 2013.

37. The Judgment includes the following prohibitions, among others:

ORDERED AND ADJUDGED that Defendants shall IMMEDIATELY cease all use of, and reference to, "LITTLE TREE," "LITTLE TREES," "MAGIC TREE," and "CAR FRESHNER," or the phonetic equivalents, with or without punctuation between the words, as those terms are used to describe Plaintiffs' trademarks with registration numbers 675,796; 798,701; 1,017,831; and 1,990,039, to promote or refer to air fresheners on Defendants' web sites, meta tags, search engine listings, any form of advertising or promotional materials, packaging, and products[.]

38. In addition to prohibiting such conduct, the Judgment provides for the following monetary remedies:

[I]f either Defendant breaches the terms of this Judgment, Defendants shall pay to CFC ten thousand dollars (\$10,000.00) per violation of this Judgment, \$1 per infringing product produced or distributed after the date

of this Judgment, and Plaintiffs' costs and attorneys fees in enforcing the Judgment.

39. The Judgment expressly required Warzocha "to inform each employee of Air Fresheners, Inc. d/b/a Scent USA of the contents of this Judgment within . . . 10 calendar days of entry of this Judgment[.]"

40. Upon information and belief, and as discussed further below, Slusarczyk was an employee of Air Fresheners, Inc. at the time the Judgment was entered, and thus Warzocha was required to inform her of the Judgment's contents.

DEFENDANTS HAVE CONTINUED THE BUSINESS OF AIR FRESHENERS, INC. AND VIOLATED THE JUDGMENT

41. According to Nevada public records, Air Fresheners, Inc. was dissolved effective December 31, 2013, the same year the Judgment was entered in the Second Action.

42. However, Nevada public records also show that Scented Promotions was formed on December 7, 2012, just three weeks before Warzocha and Air Fresheners, Inc. made their first offer of judgment in the Second Action.

43. Upon information and belief, Scented Promotions is a substantial continuation of Air Fresheners, Inc., and was formed for the specific purpose of evading the Judgment entered against Air Fresheners, Inc.

44. Upon information and belief, Scented Promotions was formed with Slusarczyk as its "manager" for the specific purpose of evading Warzocha's personal liability under the Judgment.

45. In fact, as discussed further below, publicly available information, including information from public records, evidences a clear continuity of key personnel, location, trade name, web address, and business operations from Air Fresheners, Inc. to Scented Promotions.

Continuity of Key Personnel

46. Upon information and belief, Slusarczyk and Warzocha have been key personnel at both Air Fresheners, Inc. and Scented Promotions.

47. Nevada public records identify Slusarczyk as the “manager” of Scented Promotions.

48. Upon information and belief, in addition to being Warzocha’s daughter, Slusarczyk was a full-time employee of Air Fresheners, Inc. at the time the Judgment was entered.

49. At his deposition in the Second Action on October 22, 2012, Warzocha testified that Slusarczyk (who was referred to as Paulina Warzocha) was working full time for Air Fresheners, Inc., and was involved in many aspects of Air Fresheners, Inc.’s operations, including production, administration, and customer service.

50. Moreover, Warzocha himself appears to be directly involved in the operations of Scented Promotions, just as he was with Air Fresheners, Inc.

51. Specifically, there is evidence of Warzocha personally conducting sales activity for Scented Promotions, under the alias “Mike Midas.”

52. At his deposition in the Second Action on October 22, 2012, Warzocha admitted that he sometimes uses the name Mike Midas.

53. Recent emails that customers have received from Scented Promotions have identified the sender to be “Mike Midas / Managing Director,” or “Mike Midas / Marketing & Sales Manager,” or “Mike Midas / Marketing & Sales Department.”

54. “Mike Midas” was also copied on a recent shipping confirmation that a customer received from Scented Promotions.

55. There is also recent evidence of a Scented Promotions employee referring to Warzocha (a/k/a Mike Midas) as her “boss.”

56. Specifically, a customer received an email from Scented Promotions’ shipping department, in which the customer was informed that “[o]ur boss will contact you” The next email in that chain that the customer received was from “Mike Midas / Marketing & Sales Department.”

57. In addition, a Facebook page recently stated that “Michael Midas” “Manages Auto Charms.” According to Scented Promotions’ website at www.scentusa.com, Auto Charms is one of its lines of air fresheners. In fact, the domain name autocharms.com directs to the same Scented Promotions website as scentusa.com.

58. “Mike Midas” has also been identified as “the owner of Scented Promotions LLC” by a Scented Promotions customer in a pending U.S. Trademark Trial and Appeal Board proceeding. That customer has indicated that he interacted with “Mike Midas” directly in his dealings with Scented Promotions.

59. In addition, a recent online purchase from Scented Promotions caused an automated PayPal payment notification to be sent to "Mike Warzocha," which is another name that Warzocha has used.

Continuity of Location

60. There is also a continuity of location from Air Fresheners, Inc. to Scented Promotions.

61. Nevada public records, as well as Scented Promotions' website at www.scentusa.com, identify 5040 E. Cartier Avenue, Las Vegas, Nevada 89115, as Scented Promotions' address.

62. At his deposition in the Second Action on October 22, 2012, Warzocha testified that same address was the address of Air Fresheners, Inc.'s production and shipping facility.

63. According to Clark County, Nevada public records, the property is owned by Warzocha and his wife.

Continuity of Trade Name

64. There is also a continuity of trade name from Air Fresheners, Inc. to Scented Promotions.

65. Scented Promotions is operating under the same trade name that Air Fresheners, Inc. previously used: "Scent USA."

66. According to Clark County, Nevada public records, the trade name "Scent USA" was previously registered to Air Fresheners, Inc., and is currently registered to Scented Promotions.

67. According to Clark County, Nevada public records, the only other prior registrants of the “Scent USA” trade name are Warzocha, his wife, his other daughter, Isabella K. Warzocha, and Securex, LLC, a dissolved Nevada limited liability company that, according to Nevada public records, was formed the same week as Scented Promotions and was managed by Isabella K. Warzocha.

Continuity of Web Address

68. There is also a continuity of web address from Air Fresheners, Inc. to Scented Promotions.

69. Specifically, Scented Promotions is operating a website at one of the same web addresses that Air Fresheners, Inc. previously used: www.scentusa.com.

Continuity of Business

70. Upon information and belief, Scented Promotions is carrying on the same business as its predecessor, Air Fresheners, Inc.: the production and sale of custom printed and promotional paper car air fresheners.

71. Indeed, Scented Promotions claims on one of its websites (www.scentedpromo.com) that it has “twenty years experience,” even though it was formed less than seven years ago, on December 7, 2012.

72. Similarly, on another of its websites (www.scentusa.com), Scented Promotions states that it has specialized in the production of paper car air fresheners in Las Vegas, Nevada “[s]ince 1998.” That is a clear reference to Scented Promotions’ continuation of the business of Air Fresheners, Inc., which was incorporated in Nevada on December 31, 1997.

Defendants' Judgment Violations

73. Upon information and belief, as alleged above, Scented Promotions is the successor in interest and a continuation of Judgment defendant Air Fresheners, Inc., and is being run by two individuals – Judgment defendant Warzocha, and his daughter, Slusarczyk – who were both previously operating Air Fresheners, Inc., and who both have actual knowledge of the Judgment's prohibitions.

74. Plaintiffs have recently discovered at least ten Judgment violations by the Defendants:

- a) The use of "little tree" in hidden text on the homepage of www.scentedpromo.com;
- b) The use of "little tree" in hidden text on the "Fragrance" page of www.scentedpromo.com;
- c) The use of "little tree" in hidden text on the "Our Products" page of www.scentedpromo.com;
- d) The use of "Car Freshener" on the "About Us" page of www.scentusa.com;
- e) The use of "Car Freshener" on the "About Us" page of www.smellycharms.com;
- f) The use of "Car freshener" on a rack card depicted on the "Customized Air Fresheners" page of www.smellycharms.com;
- g) The use of the hashtag "#carfreshener" by Scent USA in two distinct promotional posts on Instagram;
- h) The use of the hashtag "#notthelittletree" by Scent USA in a different promotional post on Instagram; and
- i) The use – continuing to this day – of "Car Freshener" on the "About Us" page of www.midasusa.com.

DEFENDANTS HAVE ALSO INFRINGED PLAINTIFFS' BLACK ICE TRADEMARKS

75. Since at least as early as 2004, CFC, through license from JSL, has used trademarks containing or comprising BLACK ICE (the "BLACK ICE Marks") on and in connection with the manufacture, marketing and sale of air fresheners. Examples of Plaintiffs' use of the BLACK ICE Marks are depicted in the image below, taken from Plaintiffs' current website:



76. Products bearing the BLACK ICE Marks are among Plaintiffs' best-selling items, and have become widely known to consumers, who associate those marks exclusively with Plaintiffs and Plaintiffs' high-quality products. On information and belief, BLACK ICE is the best-selling automotive air freshener fragrance in the United States.

77. JSL is the owner of the BLACK ICE Marks, and CFC is the exclusive licensee of such marks for air fresheners and related products in the United States.

78. Plaintiffs use the BLACK ICE Marks in a variety of ways to identify Plaintiffs as the source of high-quality air fresheners and related products. Among many other uses, the BLACK ICE Marks appear on the packaging for Plaintiffs' products, in various forms of advertising and promotions for Plaintiffs and their products and throughout websites operated by Plaintiffs.

79. Products bearing the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter these products and marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products of the highest and most reliable quality.

80. Plaintiffs' products bearing and sold in connection with the BLACK ICE Marks are marketed and sold widely throughout the United States and in most countries throughout the world, and they appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

81. Plaintiffs' products bearing the BLACK ICE Marks are also widely promoted in a variety of media, including on websites and in printed promotional materials.

82. As a result of this widespread and longstanding use and promotion of the BLACK ICE Marks, and the products they designate, Plaintiffs' products sold in connection with such marks have been a phenomenal commercial success.

83. As a result of this long and extensive promotion and use in association with high-quality products, the BLACK ICE Marks have acquired tremendous goodwill and secondary meaning among the consuming public, which recognizes such marks as exclusively associated with Plaintiffs.

84. The BLACK ICE Marks are widely recognized by the general consuming public of the United States and have enjoyed such fame since long prior to Defendants' infringing and diluting acts complained of herein.

85. The BLACK ICE Marks are non-functional and serve as arbitrary source identifiers of the Plaintiffs and their highly regarded products.

86. JSL owns the following federal trademark registrations for the BLACK ICE Marks:

Mark	Registration No.	Registration Date	Goods
BLACK ICE	3,126,834	August 8, 2006	Air fresheners, in Class 5
BLACK ICE	4,221,968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like, in Class 3
BLACK ICE	5,437,288	April 3, 2018	Air fragrancng preparations, in Class 3

87. Registration Nos. 3,126,834 and 4,221,968 are incontestable pursuant to 15 U.S.C. § 1065.

88. Pursuant to 15 U.S.C. § 1115(a), JSL's registrations of the BLACK ICE Marks are *prima facie* evidence of the validity of such marks, of JSL's ownership of such marks, and of JSL's exclusive right to use and license such marks in connection with the goods identified in such registrations. Pursuant to 15 U.S.C. §

1115(b), JSL's incontestable registrations noted above are conclusive evidence of the validity of the marks and their corresponding registrations, of JSL's ownership of those marks, and of Plaintiffs' exclusive right to use those marks in commerce.

89. Plaintiffs also have strong common law trademark rights in the BLACK ICE Marks by virtue of their longstanding and well-recognized use in commerce.

90. The BLACK ICE Marks are famous, inherently distinctive, have acquired distinctiveness and secondary meaning, represent valuable goodwill, have gained a reputation for quality belonging exclusively to Plaintiffs, and are widely recognized by the general consuming public of the United States as designations of source for Plaintiffs' products.

91. Plaintiffs recently discovered that Defendants, without authorization from Plaintiffs, have infringed Plaintiffs' BLACK ICE Marks by using "Black Ice" on and in connection with the marketing and sale of air fresheners (the "Infringing Products"), like the ones pictured here:





92. Plaintiffs have never given Defendants permission to use Plaintiffs' BLACK ICE Marks in the sale or promotion of Defendants' products.

93. Defendants' use of "Black Ice" in connection with the promotion and sale of air fresheners has been, and if continued, is likely to cause confusion, mistake, or deception as to the source or sponsorship of Defendants' products, and to mislead the public into believing that Defendants' products emanate from, are approved or sponsored by, are licensed by, or are in some way associated or connected with Plaintiffs.

94. Upon information and belief, Defendants were aware of Plaintiffs' famous BLACK ICE Marks prior to their promotion and sale of the Infringing Products, but nevertheless intentionally proceeded with the promotion and sale of the Infringing Products with disregard for Plaintiffs' rights.

95. Defendants, by their acts complained of herein, have infringed the BLACK ICE Marks, diluted the unique commercial impression of the BLACK ICE Marks, unfairly competed with Plaintiffs in the marketplace, and otherwise improperly used the reputation and goodwill of Plaintiffs to sell Defendants' goods,

which are not connected with, or authorized, approved, licensed, produced, or sponsored by, Plaintiffs.

96. Defendants' aforesaid acts have caused and, if continued, will continue to cause irreparable injury to Plaintiffs, for which they have no adequate remedy at law.

CLAIMS FOR RELIEF

CLAIM I INFRINGEMENT OF A REGISTERED TRADEMARK (Federal)

97. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 96 as if set forth herein.

98. Defendants' unlawful and improper actions with respect to the BLACK ICE Marks, as set forth above, have been, and if continued, are likely to cause confusion, mistake, or deception as to the source, origin, affiliation, association, or sponsorship of Defendants' goods and falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or approved by, Plaintiffs.

99. Defendants' activities constitute an infringement of the BLACK ICE Marks in violation of the Lanham Act, 15 U.S.C. § 1114.

100. Defendants' acts of infringement have caused injury to Plaintiffs.

101. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

102. Defendants' acts of infringement, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

**CLAIM II
TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION
(Federal)**

103. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 102 as if set forth herein.

104. Defendants' unlawful and improper actions with respect to the BLACK ICE Marks, as set forth above, have been, and if continued, are likely to cause confusion, mistake or deception as to the source, origin or sponsorship of Defendants' goods, or to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by, Plaintiffs.

105. Defendants' activities constitute infringement of Plaintiffs' BLACK ICE Marks, false designations of origin, and unfair competition in violation of 15 U.S.C. § 1125(a).

106. Defendants' acts of infringement, false designations of origin, and unfair competition have caused injury to Plaintiffs.

107. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

108. Defendants' acts of infringement, false designations of origin, and unfair competition, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

**CLAIM III
TRADEMARK DILUTION
(Federal)**

109. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 108 as if set forth herein.

110. Plaintiffs are respectively the owner and licensee of the rights in and to Plaintiffs' BLACK ICE Marks that are distinctive and famous among the general consuming public in the United States, and have been famous since long before Defendants engaged in the activities complained of herein.

111. Defendants' activities, as set forth above, have been, and if continued, are likely to dilute, impair, tarnish, and blur the distinctive quality of Plaintiffs' famous BLACK ICE Marks in violation of 15 U.S.C. § 1125(c).

112. Defendants' acts of dilution have caused injury to Plaintiffs.

113. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

114. Defendants' acts have caused substantial and irreparable injury to Plaintiffs and, in particular, to their valuable goodwill and the distinctive quality of their famous BLACK ICE Marks and, if continued, will continue to cause substantial and irreparable injury to Plaintiffs for which they have no adequate remedy at law.

**CLAIM IV
VIOLATION OF NEW YORK GENERAL BUSINESS LAW § 360-1**

115. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 114 as if set forth herein.

116. Defendants' activities have been, and if continued, are likely to dilute Plaintiffs' distinctive BLACK ICE Marks, in violation of Plaintiffs' rights under New York General Business Law § 360-1.

117. Defendants' violations of New York General Business Law § 360-1 have caused injury to Plaintiffs.

118. Defendants' violations of New York General Business Law § 360-1 have caused, and, if continued, will continue to cause Plaintiffs to sustain irreparable harm, for which Plaintiffs have no adequate remedy at law.

**CLAIM V
TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION
(Common Law)**

119. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 118 as if set forth herein.

120. Defendants' unlawful and improper actions with respect to the BLACK ICE Marks, as set forth above, have been, and if continued, are likely to cause confusion, mistake or deception as to the source, origin or sponsorship of Defendants' goods, or to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by Plaintiffs.

121. Defendants' activities complained of herein constitute trademark infringement and unfair competition under New York State common law.

122. Defendants' aforesaid violations of New York State common law have caused injury to Plaintiffs.

123. Defendants' aforesaid violations of New York State common law, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

CLAIM VI
VIOLATION OF THIS COURT'S 2003 CONSENT JUDGMENT

124. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 123 as if set forth herein.

125. Defendants are bound by the terms of the Consent Judgment entered by this Court in the First Action on November 6, 2003.

126. Defendants have committed at least ten violations of the terms of the Consent Judgment, as set forth *supra*.

127. The Consent Judgment provides for a remedy of \$10,000 to be paid to Plaintiffs for each Consent Judgment violation, plus recovery of Plaintiffs' costs and attorneys' fees in enforcing the Consent Judgment.

128. Plaintiffs are entitled to recover from Defendants no less than \$100,000 for their violations of the Consent Judgment, and Plaintiffs are entitled to recover their costs and attorneys' fees for enforcing the Consent Judgment.

**CLAIM VII
VIOLATION OF THIS COURT'S 2013 JUDGMENT**

129. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 128 as if set forth herein.

130. Defendants are bound by the terms of the Judgment entered by this Court in the Second Action on January 4, 2013.

131. Defendants have committed at least ten violations of the terms of the Judgment, as set forth *supra*.

132. The Judgment provides for a remedy of \$10,000 to be paid to CFC for each Judgment violation, plus recovery of Plaintiffs' costs and attorneys' fees in enforcing the Judgment.

133. CFC is entitled to recover from Defendants no less than \$100,000 for their violations of the Judgment, and Plaintiffs are entitled to recover their costs and attorneys' fees for enforcing the Judgment.

**CLAIM VIII
BREACH OF CONTRACT**

134. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 133 as if set forth herein.

135. The document entitled "Consent Judgment," signed by Warzocha on behalf of Air Fresheners, Inc. d/b/a Scent USA on September 22, 2003, with a corporate verification by a Notary Public, is a binding agreement.

136. Defendants are in breach of that agreement.

137. Pursuant to the terms of the agreement, Plaintiffs are entitled to recover from Defendants no less than \$100,000, and Plaintiffs are entitled to recover their costs and attorneys' fees.

**CLAIM IX
BREACH OF CONTRACT**

138. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 137 as if set forth herein.

139. On January 3, 2013, Warzocha and Air Fresheners, Inc. d/b/a Scent USA made a written offer of judgment in the Second Action, which Plaintiffs accepted, in writing, on that same date, resulting in a binding agreement.

140. Defendants are in breach of that agreement.

141. Pursuant to the terms of the agreement, CFC is entitled to recover from Defendants no less than \$100,000, and Plaintiffs are entitled to recover their costs and attorneys' fees.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs demand judgment against Defendants as follows:

A. That Defendants and their affiliates, officers, agents, servants, employees, successors, and assigns, and all persons in active concert or participation with them who receive actual notice of the injunction order, by personal service or otherwise, be enjoined, preliminarily and permanently, from:

1. Any manufacture, production, sale, import, export, distribution, advertisement, promotion, display, or other exploitation of the Infringing Products;

2. Any use of Plaintiffs' BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto, in connection with any goods or services;

3. Committing any other acts that infringe or dilute Plaintiffs' BLACK ICE Marks; and

4. Committing any other acts calculated or likely to cause consumers to believe that Defendants or their goods or services are in any manner connected, affiliated, or associated with or sponsored or approved by Plaintiffs.

B. Pursuant to 15 U.S.C. § 1118, that Defendants deliver to Plaintiffs for destruction all units of the Infringing Products and all materials (including without limitation all advertisements, promotional materials, brochures, signs, displays, packaging, labels, and/or website materials) within their possession, custody or control, either directly or indirectly, that display or incorporate the BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto;

C. Pursuant to 15 U.S.C. § 1116, that Defendants file with the Court and serve on counsel for Plaintiffs within thirty (30) days after the entry of final judgment, a report in writing and under oath setting forth in detail the manner and form in which they have complied with paragraphs A and B above;

D. Pursuant to 15 U.S.C. § 1117(a), that Defendants be directed to account to Plaintiffs for all gains, profits and advantages derived from Defendants' wrongful acts;

E. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants three times the amount of Defendants' profits;

F. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants their attorneys' fees and costs in this action;

G. Pursuant to the Consent Judgment entered by this Court on November 6, 2003, that Plaintiffs recover from Defendants \$10,000 for each of Defendants' violations of the Consent Judgment, in an aggregate amount totaling not less than \$100,000;

H. Pursuant to the Consent Judgment entered by this Court on November 6, 2003, that Plaintiffs recover from Defendants their attorneys' fees and costs incurred in enforcing the Consent Judgment;

I. That Defendants and their affiliates, officers, agents, servants, employees, successors, and assigns, and all persons in active concert or participation with them who receive actual notice of the injunction order, by personal service or otherwise, be enjoined, preliminary and permanently, from committing any further violations of the Consent Judgment entered by this Court on November 6, 2003;

J. Pursuant to the Judgment entered by this Court on January 4, 2013, that CFC recover from Defendants \$10,000 for each of Defendants' violations of the Judgment, in an aggregate amount totaling not less than \$100,000;

K. Pursuant to the Judgment entered by this Court on January 4, 2013, that Plaintiffs recover from Defendants their attorneys' fees and costs incurred in enforcing the Judgment;

L. That Defendants and their affiliates, officers, agents, servants, employees, successors, and assigns, and all persons in active concert or participation with them who receive actual notice of the injunction order, by personal service or otherwise, be enjoined, preliminary and permanently, from committing any further violations of the Judgment entered by this Court on January 4, 2013;

M. That Plaintiffs recover from Defendants not less than \$100,000, plus their costs and attorneys' fees, on their first claim for breach of contract;

N. That Plaintiffs recover from Defendants not less than \$100,000, plus their costs and attorneys' fees, on their second claim for breach of contract;

O. That Plaintiffs recover prejudgment interest; and

P. That Plaintiffs be awarded such other and further relief as the Court may deem equitable and proper.

JURY DEMAND

Plaintiffs demand trial by jury.

Dated: September 17, 2019

BOND, SCHOENECK & KING, PLLC

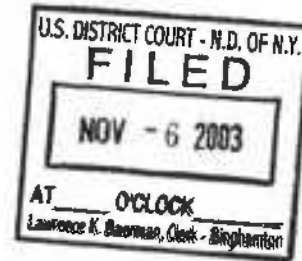
By: s/ Louis Orbach
Louis Orbach (507815)
Liza R. Magley (519849)
One Lincoln Center
Syracuse, NY 13202
Telephone: (315) 218-8000
E-mail: lorbach@bsk.com
E-mail: lmagley@bsk.com

Attorneys for Plaintiffs

EXHIBIT A

Served
AmT

17
AmT



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION
21205 Little Tree Drive
Watertown, New York 13601-0719

and

JULIUS SÄMANN LTD.
Chancery Hall
52 Reid Street
Hamilton HM12 Bermuda

Plaintiffs,

v.

7
Civil Action No.: 02-CV-1576

AIR FRESHENERS INC.
dba SCENT USA
4300 N. Pecos Road, Suite 5
Las Vegas, Nevada 89115

CONSENT JUDGMENT

Defendants.

CONSENT JUDGMENT

The Court enters this Judgment upon the consent of the parties.

THE COURT HEREBY FINDS THAT:

1. This is a suit for common law trademark infringement and infringement under Title 15 of the United States Code, the Lanham Act, joined with claims of unfair competition and false designation of origin. The Court has jurisdiction over the subject matter and the parties.

2. Plaintiff, Julius Sämann Ltd. ("JSL") is a Bermuda corporation with an address at Chancery Hall, 52 Reid Street, Hamilton HM12, Bermuda; and Car-Freshner Corporation ("CFC"), is a Delaware corporation with a place of business at 21205 Little Tree Drive Watertown, New York 13601-0719.

3. Defendant, Air Fresheners Inc. d/b/a Scent USA ("Scent USA") is a Nevada corporation, with a place of business at 2960 MARCO St., Las Vegas, Nevada ("Scent USA").

4. JSL is the owner of the following federal registrations for the Tree Design mark for air fresheners: Registration No. 719,498; Registration No. 1,781,016; and Registration No. 1,791,233. The registrations are valid, subsisting and incontestable.

5. JSL is also the owner of the following federal registrations for LITTLE TREE and LITTLE TREES for air fresheners: Registration No. 1,017,832 dated August 12, 1975; and Registration No. 1,990,039 dated July 30, 1996. The registrations are valid, subsisting and incontestable.

6. JSL is also the owner of the following federal registrations for MAGIC TREE and CAR-FRESHNER for air fresheners: Registration No. 798,701 dated November 16, 1965 and Registration No. 675,796 dated March 24, 1959. The registrations are valid, subsisting and incontestable.

7. The Tree Design mark and the word marks LITTLE TREE, LITTLE TREES, MAGIC TREE and CAR-FRESHNER are used by CFC pursuant to an exclusive license from JSL for air fresheners.

8. The Tree Design mark and the word marks LITTLE TREE, LITTLE TREES, MAGIC TREE and CAR-FRESHNER have been used nationwide, represent substantial goodwill and are recognized by consumers as indications of the source of Plaintiffs' goods.

9. Scent USA has promoted and sold tree shaped air fresheners and has used CAR FRESHENER(S) as names, marks and/or meta tags in connection with the promotion and sale of air fresheners.

10. As of April 1, 2003, Scent USA represents that its gross profits from the sale of all tree shaped air fresheners was \$500 or less.

11. Scent USA's promotion and sale of tree shaped air fresheners and the use of CAR FRESHENER(S) constitute infringement of Plaintiffs' Tree Design mark, and the LITTLE TREE, LITTLE TREES, MAGIC TREE and CAR-FRESHNER word marks.

WHEREFORE, IT IS ORDERED that: no later than ^{November 15,} ~~April 30,~~ 2003:

- [Handwritten signature]*
- A. Scent USA shall deliver to JSL's and CFC's counsel documentation confirming the number of tree shaped air fresheners manufactured, purchased, sold and/or otherwise distributed by Scent USA.
 - B. Scent USA shall remove all uses of, and/or references to, tree shaped air fresheners and all uses of, and/or references to LITTLE TREE, LITTLE TREES, MAGIC TREE, CAR FRESHENER and the phonetic equivalents, with or without punctuation between the words, from all meta tag and search engine listings, advertising, promotional materials, web sites, packaging and/or products.
 - C. Scent USA shall surrender all artwork, products, packaging, promotional materials, advertising, dies, tooling and any other materials with a tree design.

- D. Scent USA shall not import, manufacture, purchase, distribute, advertise, promote or sell any air fresheners with any design that infringes or is a colorable imitation of the Tree Design mark.
- E. Scent USA shall not import, manufacture, purchase, distribute, advertise, promote or sell any air fresheners with a silhouette shape that conveys a commercial impression that is similar to the Tree Design mark.
- F. Scent USA shall not use a tree design or any other design that infringes or is a colorable imitation of the Tree Design mark for the promotion, packaging or sale of any air freshener or air deodorizing products.
- G. Scent USA shall not import, manufacture, purchase, distribute, advertise, promote or sell any air fresheners with a separately identifiable tree design, whether natural or stylized, on the air freshener product or packaging.
- H. Scent USA shall not use LITTLE TREE, MAGIC TREE, CAR-FRESHNER or the phonetic equivalents, with or without punctuation between the words, to promote or refer to air fresheners.
- I. Scent USA shall notify in writing any and all known third parties who refer to, depict, list or link to, a Scent USA tree shaped air freshener or any Scent USA promotional materials, advertising or products that include LITTLE TREE, LITTLE TREES, MAGIC TREE or CAR FRESHENER or the phonetic equivalents, that all such use should be immediately discontinued. Copies of all such communications shall be provided to counsel for JSL and CFC.
- J. In the event that Scent USA, its officers, employees, agents, successors or assigns, or any others in active concert with Scent USA violate the terms of this Consent Judgment and/or infringe the Tree Design mark in the future, even if corrective action is immediately taken, Scent USA shall pay to JSL and CFC an amount equal to \$1.00 for each item manufactured, purchased, sold or otherwise distributed, \$10,000 per occurrence, attorney fees and costs associated with any action required to enforce the terms of this Consent Judgment.
- K. All notices to be given under this Agreement shall be given by: (i) overnight mail which shall be deemed sufficiently given 24 hours after timely deposit with an overnight courier which guarantees next day delivery of same and which provides written proof of delivery of same, or (ii) facsimile which shall be deemed sufficiently given upon the sender's receipt of a facsimile confirmation page of same; addressed to the parties as follows:

If to Scent USA:

If to JSL:
Roberta S. Bren
Oblon Spivak McClelland Maier & Neustadt P.C.
1940 Duke Street
Alexandria, Virginia 22314
Facsimile: 703-413-2220

If to CFC:

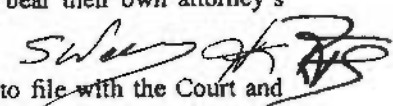
President
Car-Freshner Corporation
21205 Little Tree Drive
Watertown, NY 13601-0719
Facsimile: 315-785-9695

If to Counsel for JSL and CFC:

Roberta S. Bren
Oblon Spivak McClelland Maier & Neustadt P.C.
1940 Duke Street
Alexandria, Virginia 22314
Facsimile: 703-413-2220

A party may change its mailing address by giving written notice to the other parties as provided above.

L. Except as otherwise provided herein, each party hereto shall bear their own attorney's fees and costs in connection with all claims asserted.

M. In accordance with 15 U.S.C. §1116, Scent USA is required to file with the Court and serve on Plaintiffs, no later than ^{November 15, 2003} ~~April 30, 2003~~, a report in writing and under oath setting forth in detail the manner and form in which defendants have complied with the terms of the relief ordered. 

N. This Court shall retain jurisdiction to construe, enforce and implement this Consent Judgment upon the application of any party, and all notices in connection therewith shall

EXHIBIT 7
(Part 3 of 4)

be deemed sufficient to each party when served upon the parties in accordance with provision "K" above.

O. All parties waive the right to appeal or otherwise contest this Consent Judgment and this Judgment may be entered without further notice to any party.

Dated this 22nd day of September, 2003.

BY THE COURT

11/5/03 Thomas J. McAvoy
United States District Judge

Approved as to Form and Substance

Nancy L. Pontius
Nancy L. Pontius, #102379
Mackenzie Hughes LLP
600 Onondaga Savings Bank Building
101 South Salina St.
P.O. Box. 4967
Syracuse, NY 13221-4976

Roberta S. Bren
Oblon Spivak McClelland Maier & Neustadt P.C.
1940 Duke Street
Alexandria, Virginia 22314

Appeared Pro Se
Counsel for Air Fresheners Inc. dba Scent USA

CONSENTED TO:

Air Fresheners Inc. dba Scent USA

Michael Warzocha
Signature: Michael Warzocha

Title: Vice President

09/22/03
Date

Car-Freshner Corporation

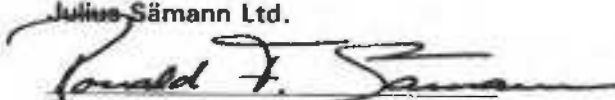


Signature: Jody R.A. LaLone

Title: President

Date: October 10, 2003

Julius Sämann Ltd.



Signature: Ronald F. Sämann

Title: President and CEO

Date: 10th October 2003

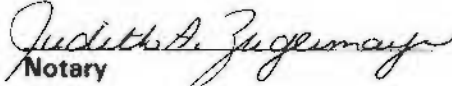
Corporate Verification

State of New York
County of Jefferson

Ronald F. Sämann being duly sworn, deposes and says that he is President and CEO of Julius Sämann Ltd. and that he has executed the annexed Consent Judgment on behalf of Julius Sämann Ltd., with full authority to do so.

Julius Sämann Ltd.
By 
Ronald F. Sämann

On this 10th day of October, 2003, before me personally came Ronald F. Sämann to me and known to be the individual described in and who executed the foregoing Consent Judgment on behalf of Julius Sämann Ltd. and he acknowledged to me that he had executed the same.

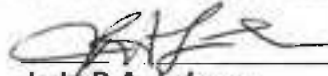

Notary

JUDITH A. ZUGERMAYR
Notary Public, State of New York
No. 01ZU4716494
Qualified in Jefferson County
Commission Expires February 28, 20 07

Corporate Verification

State of New York
County of Jefferson

Jody R.A. LaLone being duly sworn, deposes and says that she is President of Car-Freshner Corporation and that she has executed the annexed Consent Judgment on behalf of Car-Freshner Corporation, with full authority to do so.

Car-Freshner Corporation
By 
Jody R.A. LaLone

On this 10th day of October, 2003, before me personally came Jody R.A. LaLone to me and known to be the individual described in and who executed the foregoing Consent Judgment on behalf of Car-Freshner Corporation and she acknowledged to me that she had executed the same.


Notary

JUDITH A. ZUGERMAYR
Notary Public, State of New York
No. 012U4716494
Qualified in Jefferson County
Commission Expires February 28, 20 07

CORPORATE VERIFICATION

State of Nevada
County of Clark

Michael Warzocha being duly sworn, deposes and says that he is Vice President of Air Fresheners Inc. dba Scent USA and that he has executed the annexed Consent Judgment on behalf of Air Fresheners Inc. dba Scent USA, with full authority to do so.

Air Fresheners Inc. dba Scent USA

By

Michael Warzocha
Michael Warzocha

On this 22 ND day of September, 2003, before me personally came Michael Warzocha to me and known to be the individual described in and who executed the foregoing Consent Judgment on behalf of Air Fresheners Inc. dba Scent USA and he acknowledged to me that he had executed the same.

Shirley Hartman
Notary



RSB/mjo {I:\ATTY\RSB\CAR-FRESHNER\BIG LOTS\2936-228645-CON.DOC}

EXHIBIT B

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

CAR-FRESHNER CO. and
JULIUS SÄMANN, LTD.,

Plaintiffs,

Civil Case No. 7:10-cv-1491

-vs-

AIR FRESHNERS, INC. d/b/a
SCENT USA; and SLAWOMIR M.
WARZOGA a/k/a MICHAEL
WARZOGA,

Defendants.

[X] Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that Plaintiffs' motion for entry of default judgment against Defendants (Dkt. No. 14) is GRANTED in part and DENIED in part; that Defendants' motion to set aside the Clerk's entry of default (Dkt. No. 21) is GRANTED in part and DENIED in part; that Plaintiffs' motion to strike Defendants' Answer (Dkt. No. 22) is GRANTED in part and DENIED in part; and that Defendants' default as to Count VIII of the Complaint is SET ASIDE; that Defendants' Answer is STRICKEN, except for those parts that apply to Count VIII of the Complaint; and it is further

ORDERED AND ADJUDGED that Defendants shall IMMEDIATELY cease all use of, and reference to, "LITTLE TREE," "LITTLE TREES," "MAGIC TREE," and "CAR FRESHNER," or the phonetic equivalents, with or without punctuation between the words, as those terms are used to describe Plaintiffs' trademarks with registration numbers 675,796; 798,701; 1,017,831; and 1,990,039, to promote or refer to air fresheners on Defendants' web sites, meta tags, search engine listings, any form of advertising or promotional materials, packaging, and products; and it is further

ORDERED and ADJUDGED that Defendants shall IMMEDIATELY cease all manufacture, procurement, promotion, distribution, or sale of any air fresheners in the shape of or incorporating any of Plaintiffs trademarked pine tree designs or that are otherwise colorable imitations of Plaintiffs' tree design marks, as represented by trademark registration numbers. 719,498; 1,131,617; 1,781,016; 1,791,233; 3,766,310; and it is further

ORDERED AND ADJUDGED that Defendants shall, within SIXTY (60) DAYS of the August 10, 2012 Decision and Order, surrender to Plaintiffs all materials, including promotional materials, dies, and tooling, related to the manufacture or promotion of Plaintiffs' trademarked pine tree-shaped air fresheners, specifically those pine tree-shaped air fresheners embodied in trademark registration numbers 719,498; 1,131,617; 1,781,016; 1,791,233; 3,766,310; and it is further

ORDERED AND ADJUDGED that Defendants shall, within SIXTY (60) DAYS of the August 10, 2012 Decision and Order, deliver to Plaintiffs' counsel documentation showing all pine tree-shaped air fresheners manufactured, produced, sold, or otherwise distributed by Defendants after September 22, 2003; and it is further

ORDERED AND ADJUDGED that Defendants shall, no later than October 1, 2012, file with the Court and serve on Plaintiffs a report in writing and under oath setting forth in detail the manner and form in which Defendants have complied with the terms of this Decision and Order, in accordance with the provisions of 15 U.S.C. § 1116(a).

All of the above pursuant to the Memorandum-Decision & Order of the Honorable Judge Glenn T. Suddaby, dated the 10th day of August, 2012; and it is further

ORDERED AND ADJUDGED that, pursuant to Rule 68 of the Federal Rules of Civil Procedure, the defendants having consented to allow Judgment to be taken against them jointly and severally in this action in the nature of a permanent injunction against them as described in this Court's Memorandum-Decision and Order dated August 10, 2012, including an injunction against the manufacture, promotion, distribution, or sale of the designs depicted in the Offer of Judgment (Docket No. 51); to pay Plaintiffs one hundred thousand dollars (\$100,000) within 30 calendar days of entry of this Judgment; to inform each employee of Air Fresheners, Inc. d/b/a Scent USA of the contents of this Judgment within either (a) 10 calendar days of entry of this Judgment; or (b) 10 calendar days of the beginning of the employee's employment at Air Fresheners, Inc. d/b/a Scent USA, whichever is later; and if either Defendant breaches the terms of this Judgment, Defendants shall pay to CFC ten thousand dollars (\$10,000.00) per violation of this Judgment, \$1 per infringing product produced or distributed after the date of this Judgment, and Plaintiffs' costs and attorneys fees in enforcing the Judgment.

DATED: January 4, 2013



Clerk of Court

s/ L. Welch
Deputy Clerk

NOTICE TO LITIGANTS

FILING NOTICE OF APPEAL

This notice is to inform you of the time limitations for filing a Notice of Appeal under Federal Rules of Appellate Procedure 4 (see below) and of the necessity of filing a timely motion for extension with in the thirty-day extension period if the Notice of Appeal is untimely.

Lawrence K. Baerman
Clerk of the Court

Effective 12/1/11:

Rule 4. Appeal as of Right - When Taken

(a) Appeal in a Civil Case

(1) Time for Filing a Notice of Appeal.

(A) In a civil case, except as provided in Rules 4(a)(1)(B), 4(a)(4) and 4(c), the notice of appeal required by Rule 3 must be filed with the district clerk within 30 days after entry of the judgment or order appealed from.

(B) The notice of appeal may be filed by any party within 60 days after the entry of the judgment or order appealed from if one of the parties is:

- (i) the United States;
- (ii) a United States agency;
- (iii) a United States officer or employee sued in an official capacity; or
- (iv) a current or former United States officer or employee sued in an individual capacity for an act or omission occurring in connection with duties performed on the United States' behalf - including all instances in which the United States represents that person when the judgment or order is entered or files the appeal for that person.

(C) An appeal from an order granting or denying an application for *writ of error coram nobis* is an appeal in a civil case for purposes of Rule 4(a).

(2) **Filing Before Entry of Judgment.** A notice of appeal filed after the court announces a decision or order - but before the entry of the judgment or order - is treated as filed on the date of and after the entry.

(3) **Multiple Appeals.** If one party timely files a notice of appeal, any other party may file a notice of appeal within 14 days after the date when the first notice was filed, or within the time otherwise prescribed by this Rule 4(a), whichever period ends later.

(4) Effect of a Motion on a Notice of Appeal.

(A) If a party timely files in the district court any of the following motions under the Federal Rules of Civil Procedure, the time to file an appeal runs for all parties from the entry of the order disposing of the last such remaining motion:

- (i) for judgment under Rule 50(b);
- (ii) to amend or make additional factual findings under Rule 52(b), whether or not granting the motion would alter the judgment;
- (iii) for attorney's fees under Rule 54 if the district court extends the time to appeal under Rule 58;
- (iv) to alter or amend the judgment under Rule 59;
- (v) for a new trial under Rule 59; or

(vi) for relief under Rule 60 if the motion is filed no later than 28 days after the judgment is entered.

(B)(i) If a party files a notice of appeal after the court announces or enters a judgment - but before it disposes of any motion listed in Rule 4(a)(4)(A) - the notice becomes effective to appeal a judgment or order, in whole or in part, when the order disposing of the last such remaining motion is entered.

(ii) A party intending to challenge an order disposing of any motion listed in Rule 4(a)(4)(A) or a judgment's alteration or amendment upon such a motion, must file a notice of appeal, or an amended notice of appeal - in compliance with Rule 3(c) - within the time prescribed by this Rule measured from the entry of the order disposing of the last such remaining motion.

(iii) No additional fee is required to file an amended notice.

(5) Motion for Extension of Time

(A) The district court may extend the time to file a notice of appeal if:

- (i) a party so moves no later than 30 days after the time prescribed by this Rule 4 (a) expires; and
- (ii) regardless of whether its motion is filed before or during the 30 days after the time prescribed by this Rule 4 (a) expires, that party shows excusable neglect or good cause.

(B) A motion filed before the expiration of the time prescribed in Rule 4 (a)(1) or (3) may be ex parte unless the court requires otherwise. If the motion is filed after the expiration of the prescribed time, notice must be given to the other parties in accordance with local rules.

(C) No extension under this Rule 4 (a)(5) may exceed 30 days after the prescribed time or 14 days after the date when the order granting the motion is entered, whichever is later.

(6) Reopening the Time to File an Appeal.

The district court may reopen the time to file an appeal for a period of 14 days after the date when its order to reopen is entered, but only if all the following conditions are satisfied:

(A) the court finds that the moving party did not receive notice under Federal Rule of Civil Procedure 77(d) of the entry of the judgment or order sought to be appealed within 21 days after entry;

(B) the motion is filed within 180 days after the judgment or order is entered or within 14 days after the moving party receives notice under Federal Rule of

Civil Procedure 77(d) of the entry, whichever is earlier; and

(C) the court finds that no party would be prejudiced.

(7) Entry Defined.

(A) A judgment or order is entered for purposes of this Rule 4 (a):

(i) if Federal Rule of Civil Procedure 58(a)(1) does not require a separate document, when the judgment or order is entered in the civil docket under Federal Rule of Civil Procedure 79(a); or

(ii) if Federal Rule of Civil Procedure 58(a)(1) requires a separate document, when the judgment or order is entered in the civil docket under Federal Rule of Civil Procedure 79(a) and when the earlier of these events occurs:

- the judgment or order is set forth on a separate document, or
- 150 days have run from entry of the judgment or order in the civil docket under Federal Rule of Civil Procedure 79(a).

(B) A failure to set forth a judgment or order on a separate document when required by Federal Rule of Civil Procedure 58(a)(1) does not affect the validity of an appeal from that judgment or order.

(b) Appeal in a Criminal Case.

(1) Time for Filing a Notice of Appeal.

(A) In a criminal case, a defendant's notice of appeal must be filed in the district court within 14 days after the later of:

(i) the entry of either the judgment or the order being appealed; or

(ii) the filing of the government's notice of appeal.

(B) When the government is entitled to appeal, its notice of appeal must be filed in the district court within 30 days after the later of:

(i) the entry of the judgment or order being appealed; or

(ii) the filing of a notice of appeal by any defendant.

(2) **Filing Before Entry of Judgment.** A notice of appeal filed after the court announces a decision, sentence, or order—but before the entry of the judgment or order—is treated as filed on the date of and after the entry.

(3) Effect of a Motion on a Notice of Appeal.

(A) If a defendant timely makes any of the following motions under the Federal Rules of Criminal Procedure, the notice of appeal from a judgment of conviction must be filed within 14 days after the entry of the order disposing of the last such remaining motion, or within 14 days after the entry of the judgment of conviction, whichever period ends later. This provision applies to a timely motion:

- (i) for judgment of acquittal under Rule 29;
- (ii) for a new trial under Rule 33, but if based on newly discovered evidence, only if the motion is made no later than 14 days after the entry of the judgment; or
- (iii) for arrest of judgment under Rule 34.

(B) A notice of appeal filed after the court announces a decision, sentence, or order—but before it disposes of any of the motions referred to in Rule 4

(b)(3)(A)—becomes effective upon the later of the following:

(i) the entry of the order disposing of the last such remaining motion; or

(ii) the entry of the judgment of conviction.

(C) A valid notice of appeal is effective—without amendment—to appeal from an order disposing of any of the motions referred to in Rule 4 (b)(3)(A).

(4) **Motion for Extension of Time.** Upon a finding of excusable neglect or good cause, the district court may—before or after the time has expired, with or without motion and notice—extend the time to file a notice of appeal for a period not to exceed 30 days from the expiration of the time otherwise prescribed by this Rule 4 (b).

(5) **Jurisdiction.** The filing of a notice of appeal under this Rule 4 (b) does not divest a district court of jurisdiction to correct a sentence under Federal Rule of Criminal Procedure 35(a), nor does the filing of a motion under 35(a) affect the validity of a notice of appeal filed before entry of the order disposing of the motion. The filing of a motion under Federal Rule of Criminal Procedure 35(a) does not suspend the time for filing a notice of appeal from a judgment of conviction.

(6) **Entry Defined.** A judgment or order is entered for purposes of this Rule 4 (b) when it is entered on the criminal docket.

(c) Appeal by an Inmate Confined in an Institution.

(1) If an inmate confined in an institution files a notice of appeal in either a civil or a criminal case, the notice is timely if it is deposited in the institution's internal mail system on or before the last day for filing. If an institution has a system designed for legal mail, the inmate must use that system to receive the benefit of this rule. Timely filing may be shown by a declaration in compliance with 28 U.S.C. § 1746 or by a notarized statement, either of which must set forth the date of deposit and state that first-class postage has been prepaid.

(2) If an inmate files the first notice of appeal in a civil case under this Rule 4 (c), the 14-day period provided in Rule 4 (a)(3) for another party to file a notice of appeal runs from the date when the district court docketed the first notice.

(3) When a defendant in a criminal case files a notice of appeal under this Rule 4 (c), the 30-day period for the government to file its notice of appeal runs from the entry of the judgment or order appealed from or from the district court's docketing of the defendant's notice of appeal, whichever is later.

(d) **Mistaken Filing in the Court of Appeals.** If a notice of appeal in either a civil or a criminal case is mistakenly filed in the court of appeals, the clerk of that court must note on the notice the date when it was received and send it to the district clerk. The notice is then considered filed in the district court on the date so noted.

Settlement Agreement

This Agreement is made effective March 16, 2022 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "CFC"); and

Scented Promotions, LLC d/b/a Scent USA, Las Vegas, NV, **Paulina Siusarczyk**, Henderson, NV and **Slawomir Warzocha a/k/a Michael Warzocha a/k/a Mike Midas**, Las Vegas, NV (collectively "Defendants")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES products (the "IP"), including the representative U.S. registered trademarks below.



TM Reg. No. 719.498



TM Reg. No. 1.781.016



TM Reg. No. 3.768.310

CAR-FRESHNER
(word)

TM Reg. No. 675.796

LITTLE TREES
(word)

TM Reg. No. 1.990.039

MAGIC TREE
(word)

TM Reg. No. 798.701

BLACK ICE
(word)

TM Reg. No. 3.126.834

- B. CFC and Defendants resolved two prior lawsuits between them: a consent judgment in Civil Action No. 7:02-cv-01576 (TJM/DEP) ("2003 Judgment") and a judgment in Civil Action No. 7:10-cv-01491 (GTS/DEP) ("2013 Judgment").
- C. On September 18, 2019, CFC filed the current lawsuit in the U.S. District Court for the Northern District of New York (Civil Action No. 5:19-cv-01158 (GTS/ATB)) against the Defendants ("2019 Action") for violations of the 2003 Judgment and the 2013 Judgment ("Judgment Claims") and for the use of CFC's BLACK ICE mark in connection with air fresheners ("BLACK ICE Claims").
- D. On September 28, 2020, Chief U.S. District Judge Suddaby entered a default judgment against Defendants on the Judgment Claims and awarded CFC \$153,472.36 (the "Award").
- E. Defendants refused to pay the Award, and CFC therefore filed an enforcement action in the U.S. District Court of Nevada. CFC has now collected the Award and the Judgment Claims from the 2019 Action have been resolved.
- F. The 2019 Action is still pending in connection with the BLACK ICE Claims.
- G. The parties wish to settle the BLACK ICE Claims from the 2019 Action amicably.

Therefore the parties agree as follows:

1. Defendants acknowledge:
 - a. The validity of the 2003 Judgment and the 2013 Judgment and that each is bound by these judgments.

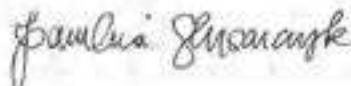
- b. That they used the IP on websites in a manner that violated the 2003 Judgment and the 2013 Judgment.
 - c. That they used the BLACK ICE marks on air fresheners.
 - d. The validity, fame, and CFC's ownership of the IP, and agree to never challenge these.
- 2. Defendants represent and warrant that:
 - a. Defendants have removed the IP from any websites under any of Defendants' ownership or control. Defendants will not use the IP on any websites under any of Defendants' ownership or control in the future;
 - b. Defendants have stopped using the words "Black Ice" in conjunction with the promotion or sale of air fresheners, and will not do so again in the future;
 - c. Defendants earned no more than \$120,000 in revenue from the sale of air fresheners featuring the words "Black Ice"; and
 - d. Defendants will never again manufacture, design, procure, store, promote, distribute and/or sell any products infringing the IP, nor will Defendants use the IP or designs resembling the IP to promote their products.
- 3. Within 7 calendar days of the Effective Date, Defendants will:
 - a. Send, at their own expense, their inventory of products featuring the IP and any promotional materials featuring the IP to CFC's representative for disposal; and
 - b. Pay CFC \$82,631.40. Late payment will incur the maximum interest rate permitted under relevant law.
- 4. Subject to the accuracy of the Defendants' representations and their compliance with the terms herein:
 - a. CFC releases Defendants from all claims, known or unknown, which CFC ever had or now has against Defendants as of the Effective Date by reason of the 2019 Action; and
 - b. Counsel of record for the parties will sign and file with the court within 14 calendar days of the Effective Date a stipulation of dismissal with prejudice of the BLACK ICE Claims of the 2019 Action.
- 5. Defendants release CFC from all claims, known or unknown, which Defendants ever had or now have against CFC as of the Effective Date by reason of the 2019 Action, the Award, or enforcement of the Award.
- 6. If any Defendant breaches this Agreement, Defendants will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys' fees associated with enforcing this Agreement. This will not restrict CFC in seeking any other remedies available to it.
- 7. This Agreement shall bind and benefit each party individually, as well as their respective (a) owners, (b) employees, (c) present and future companies, subsidiaries, and affiliates, (d) successors, and (e) assigns. Any obligation contained herein shall include an obligation not to assist any other person or entity in engaging in conduct which would be a breach of this Agreement if undertaken by a party to this Agreement.
- 8. This is the whole Agreement between the parties related to this matter. Any changes will not be valid unless in writing and signed by the parties.

9. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions will be valid. The invalid provision will be replaced with a valid provision which comes commercially closest to the one agreed upon.
10. No delay or omission by CFC will operate as a waiver of a right under this Agreement. A waiver on any one or more occasions will not be construed as a waiver of any right or remedy on any future occasion.
11. This Agreement will be construed in accordance with, and its performance governed by, New York law. Any dispute will be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Defendants' jurisdiction.
12. This Agreement may be executed in counterparts. Electronic and paper copies will be deemed to have the same force and effect as an original.
13. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.


For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Scented Promotions, LLC &
Individually


Paulina Siusarczyk

Individually


Sławomir Warzocha

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and JULIUS
SÄMANN LTD.,

Plaintiffs,

v.

SCENTED PROMOTIONS, LLC d/b/a SCENT USA,
PAULINA SLUSARCZYK, and SLAWOMIR
WARZOGA a/k/a MICHAEL WARZOGA a/k/a
MIKE MIDAS,

Defendants.

**STIPULATION OF
DISMISSAL WITH
PREJUDICE**

Civil Action No.

5:19-cv-01158 (GTS/ATB)

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-captioned action, that whereas no party hereto is an infant or an incompetent person, the remaining claims in the above-captioned action be, and the same hereby are, dismissed in their entirety with prejudice, without costs, attorneys' fees, expenses, or disbursements to any party as against another, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: March 30, 2022

BOND, SCHOENECK & KING, PLLC

By: s/ Liza R. Magley
Louis Orbach (507815)
Liza R. Magley (519849)
One Lincoln Center
Syracuse, New York 13202-1355
Telephone: (315) 218-8000
Email: orbachl@bsk.com
Email: lmagley@bsk.com

Attorneys for Plaintiffs

Dated: March 30, 2022

THE BILICKI LAW FIRM, P.C.

By: s/ Byron A. Bilicki
Byron A. Bilicki
Carl A. Hjort, III
1285 North Main Street
Jamestown, New York 14701
Telephone: (716) 664-5600
Email: babilicki@bilickilaw.com
Email: cahjort@bilickilaw.com

Attorneys for Defendants

Instagram

Search



littletreeslegal ▾



sick_scents_brand



sick_scents_brand

Dear Sir/Madam, I writ... · Now



hyperfreshus

You sent a message · 23w



inprolim

You sent a message · 24w

10:20 AM

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the U.S., BLACK ICE is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288 for air fresheners.

We recently discovered that you are selling air fresheners that use our BLACK ICE name.

Please remove the BLACK ICE name from the packaging and online description for these products and do not use our protected BLACK ICE name again.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator



Message...



JSL 004245

From: Shopify <legal@shopify.com>
To: "CAR-FRESHNER Legal Department" <legal@littletrees.com>
Date: 10/4/2021 3:59:08 PM
Subject: Trademark Infringement Notice I sickscentsbrand.com

Hi there,

This email is to inform you that the content listed as infringing in the Trademark Infringement Notice submitted on October 4, 2021 has been taken offline.

We support the protection of intellectual property and thank you for bringing your concerns to our attention.

- Shopify Trust & Safety

Ticket ID: 55be71bd-6efc-4675-bc61-1d4de2f278e5

JSL 004246

From: Shopify <legal@shopify.com>
To: "CAR-FRESHNER Legal Department" <legal@littletrees.com>
Date: 10/5/2021 6:51:58 PM
Subject: Trademark Infringement Notice I sickscentsbrand.com

Hi there,

This email is to inform you that the content listed as infringing in the Trademark Infringement Notice submitted on October 5, 2021 has been taken offline.

We support the protection of intellectual property and thank you for bringing your concerns to our attention.

- Shopify Trust & Safety

Ticket ID: 0b44c2d2-3229-4fe2-9e2f-b8eb0c81436f

JSL 004247

From: Instagram <case++aazqbiuc6htwpb@support.instagram.com>
To: "CAR-FRESHNER Legal Department" <legal@littletrees.com>
Date: 10/5/2021 10:02:49 AM
Subject: Trademark Report Form #617746072730899

Hi,

Thanks for contacting us. We removed the content you reported for violating Instagram's Terms of Use. We understand this action to resolve your intellectual property report.

If youâ€™d like to retract this report, please email ip@instagram.com and reference this report number (Complaint #617746072730899). For more information on retractions, please visit:
<https://help.instagram.com/275268756304020?ref=CR>

If youâ€™d like to report something else, please fill out this form:
<http://help.instagram.com/contact/372592039493026?ref=CR>

Please reference this report (Complaint #617746072730899) in your new report if you think it'll help us better understand your issue.

If you have more intellectual property questions, please visit the Intellectual Property section of the Help Center:
<https://help.instagram.com/535503073130320?ref=CR>

**** Please note: this is a no-reply email. Any replies will not be received.****

Thanks

> On Mon Oct 4, 2021 07:21:17, original message wrote:

> The Instagram Team received a report from you. For reference, your complaint number is 617746072730899.

>

> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of the Help Center for additional information. There you will find links to contact forms for submitting reports:

> IP Help Center:

> <http://help.instagram.com/535503073130320/?ref=cr>

>

> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

JSL 004248

> Hacked Accounts:
> <http://help.instagram.com/368191326593075/?ref=cr>
>
> Impersonation Accounts:
> <http://help.instagram.com/446663175382270/?ref=cr>
>
> Underage Children:
> <http://help.instagram.com/290666591035380/?ref=cr>
>
> Abuse and Spam:
> <http://help.instagram.com/165828726894770/?ref=cr>
>
> Exposed Private Information:
> <http://help.instagram.com/122717417885747/?ref=cr>
> If the links above do not contain the information you are looking for, you may want to search the Help Center for more assistance:
> <http://help.instagram.com/?ref=cr>
> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.
> Thanks,
>
> The Instagram Team
>
> -----
> Describe your relationship to the rights owner. : I am reporting on behalf of my organization or client.
> Your full name : Abbie Brinson Woodruff
> Mailing address : 21205 Little Tree Drive
> Watertown, NY 13601
> Email address : Legal@LittleTrees.com
> Confirm your email address : Legal@LittleTrees.com
> Name of the rights owner : Julius SÄmann Ltd.
> Please provide a link to the rights owner's official online presence. : www.littletrees.com
> What is the trademark? : BLACK ICE
> Where is the trademark registered (if applicable)? : United States of America
> What is the trademark registration number (if applicable)? : 3126834
> https://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch
> Why do you believe this content infringes rights owner's trademark rights? : This photo, video, post or story uses rights owner's trademark.
> Please provide links (URLs) leading directly to the specific content you are reporting. :
<https://www.instagram.com/p/CCEFaISptf-/>
> https://www.instagram.com/p/B_aXURwJvhJ/
> Please provide any additional information that can help us understand your report. : I write on behalf of the organization responsible for protecting the intellectual property associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. The BLACK ICE name is protected by US trademark registration numbers 3126834, 4221968 and 5437288.

> We recently discovered the unauthorized use of our BLACK ICE name on and in connection with the air fresheners advertised in the above links. These air fresheners are not made or sold by the rights owner, and are being sold without permission. The reported party is not selling or advertising our goods. It is using our intellectual property to sell its own goods. Please remove these links at your earliest convenience.

> Electronic signature : Abbie Brinson Woodruff

>

From: "Abbie Brinson Woodruff"
To: somsomstore@gmail.com
Date: 3/5/2021 11:38:00 AM
Subject: RE: Black Ice Trademarks

Dear Mr. Mohammed,

I previously wrote to you on February 5, 2021 and February 25, 2021. We have not received a response. It appears as though you have updated your Amazon listing, and the product featured is now "Black" instead of "Black Ice". However, the title and description still say, "Black Ice" (see below image). Please update this as well.



Please also update the product listings on your website and Facebook to reflect this change. Below are links to those pages for your reference.

- <https://somsomstore.com/product/rasta-vibez-black-ice-type-air-freshener/>
- https://www.facebook.com/commerce/products/2580672275351502/ref=mini_shop_storefront&referral_code=mini_shop_page_shop_tab_cta

Once the above updates are made, we can consider this matter closed.

Sent without prejudice.

Sincerely,
Abbie

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Thursday, February 25, 2021 9:44 AM
To: somsomstore@gmail.com
Subject: RE: Black Ice Trademarks

Dear Mr. Mohammed,

I first wrote to you on February 5, 2021, regarding your use of our Black Ice Trademarks on air fresheners (please see below). I have not received a response and am aware that these air fresheners are still for sale. Please contact me by **March 4, 2021** to discuss this matter.

Sent without prejudice.

JSL 004251

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Friday, February 05, 2021 4:07 PM

To: 'somsomstore@gmail.com' <somsomstore@gmail.com>

Subject: Black Ice Trademarks

Dear Mr. Mohammed,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is Black Ice. In the United States, Black Ice is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288 for air fresheners (hereinafter "Black Ice Trademarks").

We recently discovered that you are selling an air freshener that uses our Black Ice Trademarks without permission. A representative image is included below:



In order to resolve this matter amicably, please contact me by **February 24, 2021** at ABrinsonWoodruff@LittleTrees.com or (315) 221-7407.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie Brinson Woodruff

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004252

From: "CAR-FRESHNER Legal Department" <legal@littletrees.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
"Meaghan Kerrigan" <MKerrigan@littletrees.com>
Date: 3/22/2021 8:54:07 AM
Subject: FW: Your Report of Rights Infringement on Amazon.com

From: Amazon <no-reply-notice-outreach@amazon.com>
Sent: Friday, March 19, 2021 5:26 PM
To: CAR-FRESHNER Legal Department <legal@littletrees.com>
Subject: Your Report of Rights Infringement on Amazon.com

||Hello,

We reviewed your report and removed the following content based on the information you provided.

ASIN: B07XTSXWDP, B08W4WBGM G
Title: Rasta Vibe Black Ice Type Air Freshener - 100% Ultra Concentrated Oil Based Spray - Ideal for Bathroom, Home, Car, Office & More - Long Lasting Effects - 1oz Bottle, Bigfoot Yeti Sasquatch Novelty Air Freshener for Car - Black Ice Scented - Funny Automotive Accessory (Pack of 4)
Complaint ID: 8127827351

Sincerely,
Seller Performance Team
Amazon.com
<http://www.amazon.com>||

JSL 004253

From: Facebook <case+ +aazqvs2hlzs47v@support.facebook.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 3/22/2021 3:02:08 PM
Subject: Trademark Report Form #188735286389077

Hi,

Thank you for bringing this matter to our attention. We have removed or disabled access to the third-party or user-generated content you have reported to us for violating our Terms of Service. We understand this action to resolve the intellectual property issue from this report.

****Please note: this is a no-reply message. Any replies will not be received. ****

If youâ€™d like to report something else, or if you donâ€™t believe this action resolved your issue, please fill out this form:

<https://www.facebook.com/help/contact/208282075858952?ref=cr>

Please reference this report (Complaint #188735286389077) in your new report if you think it will help us better understand your issue. If you have any further questions, please visit the Intellectual Property section of our Help Center at the following address:

https://www.facebook.com/help/intellectual_property?ref=cr

Thanks,

Gaspar
Facebook

> On Mon Mar 22, 2021 06:44:49, Abbie Brinson Woodruff wrote:

> Hi Nicole,

> Thank you for your email. The reported product uses our protected Black Ice name on an air freshener. This can be seen below (the Black Ice use is circled in red).

> [cid:image002.jpg@01D71EFF.F90E59C0]

> As stated in my initial report, we own US trademark registrations 3126834, 4221968 and 5437288 for Black Ice for air fresheners, scented sprays, and air fragrancing preparations. Our protected Black Ice name is being used on the reported product (an air freshener) without permission. This is an infringement of our rights. Please remove the reported link (https://www.facebook.com/commerce/products/2580672275351502/?ref=page_h).

> Thank you,

> Abbie

> Abbie Brinson Woodruff

> Legal Coordinator | CAR-FRESHNER Corporation

> 315-221-7407

> -----Original Message-----

> From: Facebook <case+ +aazqvs2hlzs47v@support.facebook.com>

> Sent: Sunday, March 21, 2021 5:56 AM

> To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

JSL 004254

> Subject: Trademark Report Form #188735286389077

> Hi,

> Thanks for contacting us. Weâ€™ve reviewed your report, and it's not clear that the reported content infringes your trademark rights. In particular, the reported content doesn't appear to be using your trademark.

> For this reason, weâ€™re unable to act on your report. To learn more about intellectual property, please visit the Intellectual Property section of the Help Center:

> https://www.facebook.com/help/intellectual_property?ref=cr

> Thanks,

> Nicole

> Facebook

>> On Fri Mar 19, 2021 09:00:23, original message wrote:

>> The Facebook Team received a report from you. For reference, your complaint number is 188735286389077.

>>

>> Please note that the form you filled out is for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted our team about another matter, you might not receive a response.

>> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of the Help Center for additional information.

>> IP Help Center:

>> https://www.facebook.com/help/intellectual_property?ref=cr

>> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

>> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

>> - Hacked accounts:

>> <https://www.facebook.com/help/1216349518398524?ref=cr>

>> - Fake/Impostor accounts (timelines):

>> <https://www.facebook.com/help/174210519303259?ref=cr>

>> - Abuse (including spam, hate speech and harassment):

>> <https://www.facebook.com/help/263149623790594?ref=cr>

>> - Pages (including admin issues):

>> <https://www.facebook.com/help/pages?ref=cr>

>> - Unauthorized photos or videos:

>> <https://www.facebook.com/help/327689333983073?ref=cr>

>> - Login issues:

>> <https://www.facebook.com/help/login?ref=cr>

>> - Help for users who have been disabled or blocked:

>> <https://www.facebook.com/help/warnings?ref=cr>

>> If the links above do not contain the information youâ€™re looking for,

>> you may want to search the Help Center for more assistance:

>> <https://www.facebook.com/help?ref=cr>

>> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

>> Thanks for contacting Facebook,

>> The Facebook Team

>> -----

>> To be sure you're in the right place, what best describes your issue? :

>> I found content which I believe infringes my trademark Who owns the

>> trademark? : My client Your name (name and surname) : Abbie Brinson

>> Woodruff Your organization : CAR-FRESHNER Corporation Your relationship

>> to the rights owner : I am authorized agent of the rights owner.

>> Mailing address : 21205 Little Tree Drive Watertown, NY 13601 Phone

>> number : 3157886250 Email address :

ABrinsonWoodruff@LittleTrees.com<mailto:ABrinsonWoodruff@LittleTrees.com>

>> Confirm your email address :

ABrinsonWoodruff@LittleTrees.com<mailto:ABrinsonWoodruff@LittleTrees.com> Name of

>> the rights owner : Julius SÃmann Ltd.

>> Please provide a link to the rights owner's official online presence. :

>> www.littletrees.com<http://www.littletrees.com> What is your trademark? : BLACK ICE Where is your

>> trademark registered? : United States of America What is your trademark

>> registration number (if applicable)? : 3126834 Which categories of

>> goods and/or services are covered by your registration? : Air

>> fresheners If possible, please provide a link (URL) leading directly to

>> your trademark registration. :

>> http://tsdr.uspto.gov/#caseNumber=3126834& caseSearchType= US_APPLICATION

>> & caseType= DEFAULT& searchType= statusSearch

>> What type of content are you reporting? : Photo, video or post Please

>> provide links (URLs) leading directly to the specific content you are

>> reporting. :

>> https://www.facebook.com/commerce/products/2580672275351502/?ref=page_h

>> ome_tab& referral_code=page_shop_card

>> Please describe how you believe this content infringes your trademark rights. : I write on behalf of the organization responsible for protecting the intellectual property associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the United States, the BLACK ICE name is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288 for air fresheners, air fragrancing preparations, and scented sprays.

>> We recently discovered the air freshener offered at the reported link, which features our protected BLACK ICE name on the product itself. This product is not made or sold by the rights owner, and the BLACK ICE trademark is being used without their permission. We ask that you remove this listing at your earliest convenience.

>> Do you agree? : yes

>> Electronic signature : Abbie Brinson Woodruff

>>

>

From: "Abbie Brinson Woodruff"
To: "Legal Department (legal@bluehost.com)" <legal@bluehost.com>
Date: 4/6/2021 3:27:00 PM
Subject: Notice of Trademark Infringement

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the United States, the BLACK ICE name is protected by trademark registration numbers 3.126.834, 4.221.968 and 5.437.288 for air fresheners, air fragrancing preparations, and scented sprays.

We recently discovered the below air freshening spray offered for sale at SomSomStore.com, which is hosted by your company. The product features our protected BLACK ICE name, and can be seen at the following link:

<https://somsomstore.com/product/rasta-vibez-black-ice-type-air-freshener/>



This product is not made or sold by the rights owner, and the BLACK ICE trademark is being used without their permission. We ask that you remove this listing at your earliest convenience.

I have a good faith believe that use of the material in the manner complained of is not authorized by the rights owner, its agent, or the law. The information in this notification is accurate and, under penalty of perjury, I certify that I am authorized to act on behalf of the owner of the intellectual property referenced above.

Sent without prejudice.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004257

From: compliance@bluehost.com
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 4/10/2021 6:24:39 PM
Subject: RE: Notice of Trademark Infringement

Hello,

We write to follow up on your notice of claimed infringement. We suspended the website(s) cited in your notification alleged to have infringing material present.

Please do not hesitate to contact us if you have any further concerns.

Thank you,
Kristen P.

----- Original Message -----

From: compliance@bluehost.com [compliance@bluehost.com]
Sent: 4/8/2021 12:03 PM
To: abrinsonwoodruff@littletrees.com
Subject: Notice of Trademark Infringement

Hello,

We received your notice alleging trademark infringement on the website somsomstore.com. We have notified the customer to remove the allegedly infringing material.

Please review the website after 48 hours to determine if the alleged infringing material has been removed. If the alleged infringing material has not been removed, please notify us and we will take further action.

PLEASE NOTE: You may be liable for damages (including costs and attorneys' fees) if you materially misrepresent that material or activity is infringing your copyrights. Accordingly, if you are not sure whether certain material infringes your copyright, we suggest that you first contact your own attorney. If you have any further questions, please feel free to contact us.

Thank you,
Anthony O

JSL 004258

ref:_00D36qEW6._5001Q1BXhLz:ref

Not Found

The requested URL was not found on this server.

Additionally, a 404 Not Found error was encountered while trying to use an ErrorDocument to handle the request.

Settlement Agreement

This Agreement is made effective April ^{11/23} 2, 2024 ("Effective Date") between

Julius Sämann Ltd., Bermuda, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "CFC"); and

Starmaker II, LLC, Phoenix, AZ, USA and **Starmaker USA Limited**, Phoenix, AZ, USA (collectively "Starmaker")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES products (the "IP"), including U.S. Trademark Registration numbers 3,126,834, 4,221,968 and 5,437,288, and Canadian Trademark Registration number TMA838,723 for BLACK ICE;
- B. Starmaker designs, procures, stores, promotes, distributes, and/or sells "BLACK ICE" products which are confusingly similar to the IP ("Disputed Products"). Representative images are included below; and



- C. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. Starmaker represents and warrants that it:
 - a. Procured 101,400 units of Disputed Products from Yongjia Home Décor Limited Company based in Zhejiang, China;
 - b. Distributed 25,070 units of the Disputed Products, all of which were sold in the U.S.;
 - c. Has begun a recall of the Disputed Products as these were sent to customers on consignment;


- d. Has not manufactured, designed, procured, stored, promoted, distributed and/or sold any products, other than the Disputed Products, that use or are confusingly similar to the IP;
 - e. Has stopped designing, procuring, promoting, distributing and/or selling the Disputed Products; and
 - f. Will never again manufacture, design, procure, store, promote, distribute and/or sell any products infringing the IP, nor will Starmaker use the IP or designs resembling the IP to promote its products.
2. Within 7 calendar days of the Effective Date, Starmaker will:
- a. Send CFC all documentation related to its procurements and distribution of the Disputed Products including invoices;
 - b. Destroy any promotional materials for the Disputed Products; and
 - c. Will jointly and severally pay CFC \$5,000. Late payment will incur the maximum interest rate permitted under relevant law.
3. Within 30 calendar days of the Effective Date, Starmaker will complete its recall of the Disputed Products and destroy its remaining inventory.
4. Starmaker acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge these.
5. Subject to the accuracy of Starmaker's representations and its compliance with the terms herein CFC releases it from all claims and obligations related to the Disputed Products up to the Effective Date.
6. In any action to enforce this Agreement, the prevailing party in such action shall be entitled to recover from the other party or parties, reasonable attorneys' fees and costs incurred by the prevailing party in connection with such action, including any appeal thereof. This paragraph shall not restrict any party in seeking any other remedies.
7. This Agreement will benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. No party to this Agreement shall assist any other person or entity to engage in conduct which would be a breach of this Agreement if undertaken by that party.
8. This is the whole Agreement between the parties related to this matter. Any changes will not be valid unless in writing and signed by the parties.
9. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions will be valid. The invalid provision will be replaced with a valid provision which comes commercially closest to the one agreed upon.
10. No delay or omission by CFC will operate as a waiver of a right under this Agreement. A waiver on any one or more occasions will not be construed as a waiver of any right or remedy on any future occasion.
11. This Agreement will be construed in accordance with, and its performance governed by, New York law. Any dispute will be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Starmaker's jurisdiction.

12. This Agreement may be executed in counterparts. Electronic and paper copies will be deemed to have the same force and effect as an original.
13. Each signatory represents that they have authority sufficient to bind the parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Starmaker II, LLC and
Starmaker USA Limited



Printed Name:
Title:

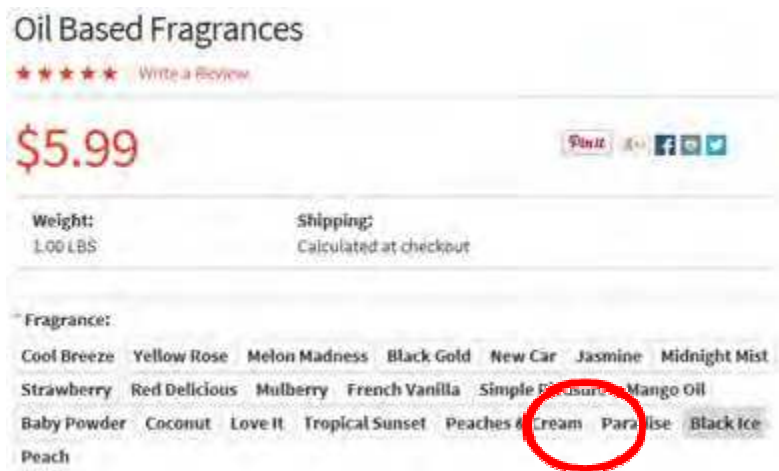
Anna VanBuskirk

From: Anna VanBuskirk
Sent: Tuesday, May 19, 2015 2:21 PM
To: 'superior@superiorproducts.com'
Subject: Use of BLACK ICE

Dear Sir/Madam,

Since 1952, CFC has been making the famous LITTLE TREES brand air fresheners under license from JSL and its predecessors. JSL owns the intellectual property (hereinafter "Tree Trademarks") in the United States associated with these air fresheners, including trademark registration no. 3.126.834 for BLACK ICE in Class 5 for air fresheners (hereinafter the "BLACK ICE Trademark").

We recently learned that you are manufacturing, offering for sale, and selling air fresheners which use the BLACK ICE Trademark, including on your website at superiorproducts.com. An image of this use is shown below:



Neither JSL nor CFC has given permission for this use of the BLACK ICE Trademark. In order to resolve this matter amicably, please contact me by **June 3, 2015**. I may be contacted via telephone at (315) 221-7364 (direct) or via email at AVanBuskirk@littletrees.com.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Mrs.) Anna VanBuskirk
Legal Coordinator
CAR-FRESHNER Corporation
AVanBuskirk@littletrees.com
Phone: +1 (315) 221-7364
Fax: +1 (315) 788-9589

Anna VanBuskirk

From: Katie Hutton
Sent: Friday, October 23, 2015 4:22 PM
To: 'Superior Products'
Cc: 'glenn@superiorproducts.com'
Subject: Use of BLACK ICE
Attachments: Use of BLACK ICE

Dear Glen,

We wrote to you on June 10, 2015 (copy attached) regarding your sale of air fresheners which use the BLACK ICE Trademark. As explained in our previous letters, these products infringe our trademarks.

Thank you for removing the infringing products from your store. We reserve our rights to take immediate legal action without further notice to you if we become aware of any infringing activities by your company.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Katie

(Ms.) Katie Hutton
Legal Coordinator
CAR-FRESHNER Corporation
21205 Little Tree Drive
Watertown, New York 13601
Phone: +1 (315) 221- 7230
Fax: +1 (315) 788-9589
Email: kHutton@littletrees.com

Settlement Agreement

This Agreement is made effective August 5, 2019 ("**Effective Date**") between

Julius Sämann Ltd., Bermuda, represented herein by CAR-FRESHNER Corporation; and
CAR-FRESHNER Corporation, Watertown, NY, USA (collectively "**CFC**"); and

Superior Products, Inc., Roxana, Illinois, USA ("**Superior**")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand products including U.S. Trademark Registration numbers 3,126,834, 4,221,968, and 5,437,288 for BLACK ICE (the "**BLACK ICE Trademarks**").
- B. In April 2015, CFC discovered that Superior manufactured, designed, procured, promoted, distributed, and/or sold the below "Black Ice" air freshener. After being contacted by CFC, Superior agreed to stop selling this product.



- C. In January 2019, CFC discovered the offer of the above product on O'Reilly Automotive, Inc.'s website. Additionally, CFC discovered that Superior manufactured, designed, procured, promoted, distributed, and/or sold the below "Blk Ice" air freshener, which is confusingly similar to the BLACK ICE Trademarks.



- D. Superior represents that, since 2015, it has distributed and/or sold no more than 10,000 units of the products mentioned in paragraphs B and C above (collectively "**Subject Products**").
- E. The parties wish to settle this matter amicably.

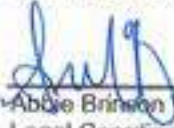
Therefore the parties agree as follows:

- 1. Superior shall immediately stop manufacturing, procuring, promoting, selling, or distributing the Subject Products or any other products confusingly similar to the BLACK ICE Trademarks.

2. Superior represents that it has not manufactured, procured, promoted, stored, sold, or distributed any products that use or are confusingly similar to the BLACK ICE trademarks other than the products referenced in paragraphs B and C above.
3. Superior represents that it has provided CFC with documentation regarding all sales of the Subject Products, except for 397 units. Superior represents those 397 units were sold to either O'Reilly Automotive, Inc. or individuals.
4. Superior represents that it was responsible for the use of "Black Ice" and "Blk Ice" on the Subject Products, and no third parties were involved.
5. Any remaining inventory of the Subject Products will be relabeled with a name not confusingly similar to BLACK ICE Trademarks.
6. Within 7 calendar days of the Effective Date, Superior shall
 - a. Have the Subject Products removed from all websites within their control;
 - b. Pay CFC \$4,500. Late payment shall incur the maximum interest rate permitted under relevant law; and
7. Superior shall never again infringe CFC's BLACK ICE trademarks.
8. Superior acknowledges the validity, fame, and CFC's ownership of the BLACK ICE Trademarks, and agrees to never challenge it.
9. Superior acknowledges that the use of Black Ice and Blk Ice on the Subject Products infringes the BLACK ICE Trademarks.
10. Subject to the accuracy of Superior's representations and compliance with this Agreement, CFC shall release it from all claims and obligations related to the Subject Products up to the Effective Date.
11. If Superior breaches paragraphs 1 through 7 of this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
12. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
13. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
14. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
15. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
16. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Superior's jurisdiction.
17. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.

18. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

A handwritten signature in blue ink, appearing to read 'Abbe Brinson Woodruff', written over a horizontal line.

Abbe Brinson Woodruff,
Legal Coordinator
CAR-FRESHNER Corporation

For Superior Products, Inc.

A handwritten signature in blue ink, appearing to read 'Glenn Docter', written over a horizontal line.

Glenn Docter,
President

LAW OFFICES
GRACE J. FISHEL
2200 WEST PORT PLAZA DRIVE - SUITE 202
ST. LOUIS, MISSOURI 63146

(314) 878-0440

www.theapplicant.com
Email: fishel@theapplicant.com

PATENT, TRADEMARK AND COPYRIGHT LAW
FAX: (314) 275-7693

July 5, 2019

By email to Abbie Brinson Woodruff <AbrinsonWoodruff@littletrees.com>

Ms. Abbie Brinson Woodruff
Legal Coordinator
Car-Freshener Corporation
21205 Little Tree Drive
Watertown, NY 13601

Re: Black Ice and Royal Pine

Dear Ms. Woodruff:

This is in response to your email dated July 1, 2019 addressed to support@mysmellgoods.com. SMELL GOODS is a federally registered mark of Superior Products Co., LLC (hereinafter Superior Products) whom I represent in intellectual property matters. As a registered trademark owner, Superior Products respects the trademark rights of others.

Superior Products has a line of liquid air freshener products sold under different names under the house mark SMELL GOODS, none of which has it bothered to trademark. Prior to your emails, Superior Products did not know that Car-Freshener claimed proprietary rights in Black Ice and Royal Pine for liquid air fresheners such as those Superior Products sells.

Without testing the controversy, Superior Products has discontinued sale of Black Ice and Royal Pine liquid products and removed them from its website and eliminated all references to Black Ice and Royal Pine from social media as are under its control.

Sincerely,


(Mrs.) Grace J. Fishel

GJF:ns

cc: Superior Products Co., LLC

JSL 004269

From: "Abbie Brinson Woodruff"
To: "Grace Fishel" <fishel@theapplicant.com>
Date: 7/11/2019 10:14:00 AM
Subject: RE: Support@mysmellgoods.com

Dear Mrs. Fishel,

Thank you for your response, and for answering the questions in my email of July 8. We appreciate your client's ongoing cooperation. Subject to the accuracy of the representations in your letter of July 5 and emails of July 10, we will consider this matter closed.

Sent without prejudice.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Grace Fishel <fishel@theapplicant.com>
Sent: Wednesday, July 10, 2019 3:03 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: FW: Support@mysmellgoods.com

Dear Ms. Woodruff,

You likely spotted the error also.

The products were on the website from 7/1/2018 (not 2019) to 6/30/2019. The \$206.15 sales number is correct.

Sincerely,



Mrs. Grace J. Fishel
Attorney at Law
2200 West Port Plaza Drive
Suite 202
St. Louis, MO 63146
Phone: (314) 878-0440
Fax: (314) 275-7693
Email: fishel@theapplicant.com
Web site: www.theapplicant.com

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From: Grace Fishel
Sent: Wednesday, July 10, 2019 1:41 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: RE: Support@mysmellgoods.com

JSL 004270

Dear Ms. Woodruff,

This is in response to your email dated July 8, 2019 requesting additional information.

My client's website www.mysmellgoods.com went live on 7/1/2018. Total sales of both BLAK ICE and ROYAL PINE products combined was \$206.15 in the period from 7/1/2019 to 6/30/2019 when the products were discontinued. The \$206.15 sales do not include the cost of goods sold to arrive at net profit.

There are no remaining units of any BLAK ICE or ROYAL PINE products in inventory.

Superior Products regrets the incident which was quickly dealt with upon receipt of your notice.

Sincerely,



Mrs. Grace J. Fishel
Attorney at Law
2200 West Port Plaza Drive
Suite 202
St. Louis, MO 63146
Phone: (314) 878-0440
Fax: (314) 275-7693
Email: fishel@theapplicant.com
Web site: www.theapplicant.com

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From: Abbie Brinson Woodruff [<mailto:ABrinsonWoodruff@littletrees.com>]

Sent: Monday, July 08, 2019 10:03 AM

To: Grace Fishel <fishel@theapplicant.com>

Subject: RE: Support@mysmellgoods.com

Dear Mrs. Fishel,

Thank you for your response, and for confirming that your client has discontinued its use of anything confusingly similar to our Black Ice and Royal Pine trademarks. As stated in my email to your client on July 1, 2019 (attached), in order for us to decide what is needed for settlement, we'd appreciate answers to the below questions:

1. How long has your client been selling products that use Blak Ice and/or Royal Pine (including those that also use "type")?
2. How many Blak Ice products has your client sold? This includes air fresheners, burning oils, and any other fragranced products.
3. How many Royal Pine products has your client sold? Again, this includes air fresheners, burning oils, and any other fragranced products.
4. Does your client sell the products wholesale or direct-to-consumer? If wholesale, to whom have the products been sold?
5. How many units of each product does your client have remaining in your inventory?

Thank you,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

JSL 004271

From: Grace Fishel <fishel@theapplicant.com>
Sent: Friday, July 05, 2019 11:37 AM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Support@mysmellgoods.com

Dear Ms. Woodruff,

Please see the attached reply regarding discontinuance of the products.

Thank you.

Sincerely,



Mrs. Grace J. Fishel
Attorney at Law
2200 West Port Plaza Drive
Suite 202
St. Louis, MO 63146
Phone: (314) 878-0440
Fax: (314) 275-7693
Email: fishel@theapplicant.com
Web site: www.theapplicant.com

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JSL 004272

From: "Leah Waite-Holland"
To: customerservice@vacandlesupply.com
Date: 4/19/2021 12:23:00 PM
Subject: Black Ice Product

Dear Ms. Mowdi,

I write on behalf of Car-Freshner Corporation, which has been making the famous Car-Freshner brand air fresheners since 1952. These air fresheners are protected by numerous trademarks around the world, including U.S. registration numbers 675.796 for "Car-Freshner" and 3.126.834 for "Black Ice".

We recently discovered an Amazon listing in which your company used our Car-Freshner and Black Ice names without permission. An image and a link are included below for your reference.



https://www.amazon.com/BLACK-ICE-TYPE-FRAGRANCE-OIL/dp/B06XWFC9RN/ref=sr_1_35?dchild=1&keywords=%22black+ice%22&qid=1596485173&sr=8-35

While these uses infringe our trademarks, the product is "currently unavailable". Therefore, please remove this listing by **May 3, 2021** and do not use our trademarks like this again or in any other way infringe on our rights in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland
Legal Manager | Car-Freshner Corporation
315-221-7485

JSL 004273

From: Sherri@vacandlesupply.com <sherri@vacandlesupply.com>
To: "Leah Waite-Holland" <LWaite-Holland@littletrees.com>
Date: 2/2/2022 2:39:33 PM
Subject: RE: Fwd: Car-Freshner & Black Ice Trademarks

I will get this revised. I thought that the changes had been made correctly.

Thank you,
Sherri Mowdy
Virginia Candle Supply

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Sent: 2/2/22 2:18 PM
To: "sherri@vacandlesupply.com" <sherri@vacandlesupply.com>
Subject: RE: Fwd: Car-Freshner & Black Ice Trademarks

Dear Ms. Mowdy,

It appears that the product descriptions in your Amazon listings still reference "car fresheners" (see the image below). As mentioned previously, this use also infringes on our rights.



Please revise these product descriptions to remove "car fresheners". Instead, you can use "car air fresheners", "automotive air fresheners", or simply "air fresheners".

Sincerely,

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation

315-221-7485

JSL 004274

From: Sherri@vacandlesupply.com <sherri@vacandlesupply.com>
Sent: Wednesday, January 19, 2022 4:54 PM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Subject: RE: Fwd: Car-Freshner & Black Ice Trademarks

I have removed the listing from Wal-Mart. They should be taken down shortly. We currently have our Amazon store on vacation, and will have these items edited so they are not infringing on your rights in any form. Again, this was not intentional and we apologize for the delay in getting this taken care of.

Thank you,

Sherri Mowdy
Virginia Candle Supply

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Sent: 1/12/22 3:25 PM
To: "sherri@vacandlesupply.com" <sherri@vacandlesupply.com>
Subject: RE: Fwd: Car-Freshner & Black Ice Trademarks

Dear Ms. Mowdy,

I have checked the links referenced in my email of January 4 and note that they still appear to be active. Please take these listings down by **January 19, 2022** and do not use our trademarks like this again or in any other way infringe on our rights in the future.

Additionally, if you would provide me the name of your oil supplier, I would be happy to reach out to them about the use of our registered trademarks.

Sincerely,

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation

315-221-7485

From: Sherri@vacandlesupply.com <sherri@vacandlesupply.com>
Sent: Wednesday, January 5, 2022 11:13 AM
To: Leah Waite-Holland <LWaite-Holland@littletrees.com>

JSL 004275

Subject: Re: Fwd: Car-Freshner & Black Ice Trademarks

Unfortunately, we did not receive your email in April 2021. We apologize that these were used without permission. However, we do purchase our fragrance oils under these names, and market them according to what/how the item is sold to us. We are not trying to infringe in any way or form. We will get these listings corrected/modified immediately. Please do not hesitate to reach out to me should there be any questions.

Thank you,

Sherri Mowdy
Virginia Candle Supply

From: "customerservice@vacandlesupply.com" <customerservice@vacandlesupply.com>
Sent: 1/5/22 8:47 AM
To: "Sherri@vacandlesupply.com" <sherri@vacandlesupply.com>
Subject: Fwd: Car-Freshner & Black Ice Trademarks

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Sent: 1/4/22 3:44 PM
To: "customerservice@vacandlesupply.com" <customerservice@vacandlesupply.com>
Cc: "vacandlesupply@yahoo.com" <vacandlesupply@yahoo.com>
Subject: Car-Freshner & Black Ice Trademarks

Dear Ms. Mowdi,

I contacted you in April 2021 regarding your company's use of our Car-Freshner and Black Ice trademarks (see the email below).

We recently discovered Virginia Candle Supply listings on the Walmart and Amazon websites which use our trademarks

JSL 004276

without permission:

- <https://www.walmart.com/ip/Black-Ice-4-oz-Bottle-for-Candle-Making-Soap-Making-Tart-Making-Room-Sprays-Lotions-Car-Fresheners-Slime-Bath-Bombs-Warmers/792514946>
- <https://www.walmart.com/ip/Black-Ice-Type-Fragrance-Oil-8-oz-Bottle-Candle-Making-Soap-Tart-Room-Sprays-Lotions-Car-Fresheners-Slime-Bath-Bombs-Warmers/315769013>
- https://www.amazon.com/BLACK-ICE-TYPE-FRAGRANCE-OIL/dp/B06XWDDMRD/ref=sr_1_40?dchild=1&keywords=Virginia+Candle+Supply&qid=1635880816&sr=8-40
- https://www.amazon.com/BLACK-ICE-TYPE-FRAGRANCE-OIL/dp/B06XWDYKJC/ref=sr_1_111?dchild=1&keywords=Virginia+Candle+Supply&qid=1635880945&sr=8-111

Please take down these listings by **January 11, 2022** and do not use our trademarks like this again or in any other way infringe on our rights in the future.

If you think that adding “type” to the words “Black Ice” makes this legal, please see [this story](#), where a US court ordered a company using “type” fragrances to pay over \$6 million in damages. If this is still what you want to do, I strongly suggest you contact an experienced trademark attorney for advice.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland

Legal Manager | Car-Freshner Corporation

315-221-7485

From: Leah Waite-Holland

Sent: Monday, April 19, 2021 12:23 PM

To: customerservice@vacandlesupply.com

Subject: Black Ice Product

Dear Ms. Mowdi,

I write on behalf of Car-Freshner Corporation, which has been making the famous Car-Freshner brand air fresheners since 1952. These air fresheners are protected by numerous trademarks around the world, including U.S. registration numbers 675.796 for “Car-Freshner” and 3.126.834 for “Black Ice”.

JSL 004277

We recently discovered an Amazon listing in which your company used our Car-Freshner and Black Ice names without permission. An image and a link are included below for your reference.



https://www.amazon.com/BLACK-ICE-TYPE-FRAGRANCE-OIL/dp/B06XWFC9RN/ref=sr_1_35?dchild=1&keywords=%22black+ice%22&qid=1596485173&sr=8-35

While these uses infringe our trademarks, the product is “currently unavailable”. Therefore, please remove this listing by **May 3, 2021** and do not use our trademarks like this again or in any other way infringe on our rights in the future.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland











Legal Manager | Car-Freshner Corporation

315-221-7485

JSL 004278

Chats

Search Messenger

-  Timmy Voges
You: Dear Mr. Voges, ... · 1m
-  My Paradox Box
You: Dear Ms. Burleigh, ... · 2y
-  Anivia's Bath & Body, LLC
Thank you for notifying me. I will c... · 2y
-  Bauernhaus
I dont sell this product anymore. I ... · 2y
-  The Swanky Cactus
You: Dear Sir/Madame, ... · 2y
-  Fresh Mtn. Lawns & Irrigation
You: Dear Mr. Koran, ... · 2y
-  Facebook User
Thank you for your message. We a... · 3y
-  Facebook User
You: We have contacted Etsy and F... · 3y
-  Earth Girl Candles
You: Dear Ms. Medberry, ... · 3y
-  Facebook User
You: Dana, ... · 3y



Timmy Voges



Timmy Voges

Facebook

You're not friends on Facebook
Lives in Cincinnati

12:48 PM

Dear Mr. Voges,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. These rights are protected by numerous trademarks around the world for both our Tree design and our Black Ice name.

We recently learned that you are selling air fresheners using our Tree design and Black Ice name without permission.

The marketing and sale of these products infringes on our rights. We therefore had their images removed from Facebook, Instagram and eBay. Please do not sell or offer these products again.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Leah Waite-Holland
Legal Manager
Car-Freshner Corporation

Little



Timmy Voges

Privacy & Support

You can now message and call ea... - 23h

You: Dear Ms. Burleigh... - 2y

Thank you for notifying me. I will c... · 2y

I don't sell this product anymore. I ... 2y

Yours: Dear Sir/Madam..... (2)

You: Dear Mr. Koran, ... - 2y

Thank you for your message. We a... - 3y

You: We have contacted Etsy and F... • 3y

You: Dear Ms. Medberry, ... - 3y

Your Date ... 3y

Timmy Voges

Wed 12:45 PM

Leah Waite-Holland
Legal Manager
Car-Freshner Corporation

Wed 2:47 PM

Kindly,
Tim Voges

You can now message and call each other and see info like Active Status and when you've read messages.

No

ed

Timmy Voges

[Customize Chat](#)

[Privacy & Support](#)

 Search Facebook

Chats


Search Messenger

 Timmy Voges
You: Dear Mr. Voges... 1 hr


 My Paradox Box
Hey Dear Mr. Durlough... 2d

 Aniwa's Bath & Body, LLC
Thank you for notifying me I will... 2d

 Bauernhaus
I don't sell the product anymore... 2d


 The Swanley Cactus
You: Dear Mr. Madama... 2d

 Fresh Men, Lawns & Irrigation
You: Dear Mr. Kish... 2d






 Facebook User
Thank you for your message. We... 2d


 Facebook User
You: We have contacted H&J and... 2d


 Earth Girl Candles
You: Dear Mr. Madama... 2d

 Facebook User
You: Hello... 1 hr

New! Messenger App for Windows

 Timmy Voges

 Timmy Voges
Facebook
You're not friends on Facebook
Likes in Cincinnati

Write a message

Dear Mr. Voges,


I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. These rights are protected by numerous trademarks around the world for both our Tree design and our Black Ice name.






We recently learned that you are selling air fresheners using our Tree design and Black Ice name without permission.

The marketing and sale of these products infringes on our rights. We therefore had them images removed from Facebook, Instagram and eBay. Please do not sell or offer these products again.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.
Sincerely,

Erin Wake-Holland
Legal Manager
Car Freshair Corporation



 Little   

 Timmy Voges

Privacy & Support

Search Facebook

Chats

Search Messenger

Timmy Voges

You can now message and call via... 20h

My Paradox Box

You Dear MJ Dunleavy... 2y

Aniwa's Bath & Body, LLC

Thank you for notifying me. I will... 2y

Bauernhaus

I don't sell the product anymore... 2y

The Swanley Cactus

You Dear StMadame... 2y

Fresh Mon. Lawns & Irrigation

You Dear Mr. Kriem... 2y

Facebook User

Thank you for your message. We... 2y

Facebook User

You have been contacted this and... 2y

Earth Girl Candles

You Dear St. Madam... 2y

Facebook User

You Dear... 1y

Timmy Voges

You're not friends on Facebook

Lives in California

View 1/1 of this

Dear Mr. Voges,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Tree brand air fresheners. These rights are protected by numerous trademarks around the world for both our Tree design and the Black for name.

We recently learned that you are selling air fresheners using our Tree design and Black for name without permission.

This marketing and sale of these products infringes on our rights. We therefore had these images removed from Facebook, Instagram and eBay. Please do not sell or offer these products again.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Leah Marie Holbrook

Legal Manager

Carlisle Law Corporation

View 2 of this

Good afternoon Leah

Thank you for bringing this to my attention. I apologize for not being in the know of these "infringements" and I only sold a couple. I will destroy any remaining units I have left.

Thank you for partnering with me on this.

Kindly,

Tim Voges

You can now message and call via... and see who has added status and what you're both... Messages

Little

+

Timmy Voges

Customize Chat

Privacy & Support

Download Messenger App for Windows

JSL 004282

Settlement Agreement

This Agreement is made effective April 17, 2019 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**"); and **Whatever Company, Inc.** Chatsworth, CA, USA, ("**WCI**")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand products including U.S. trademark registration numbers 3,126,834, 4,221,968, and 5,437,288 for BLACK ICE ("**BLACK ICE Trademarks**");
- B. In October 2018, CFC contacted WCI regarding the below products, which used the BLACK ICE Trademarks without permission ("**This is Fine Products**");



- C. On December 28, 2018, CFC and WCI executed an agreement to resolve WCI's involvement with the This is Fine Products ("**2018 Agreement**"). The 2018 Agreement included WCI's representation that "WCI has not procured, distributed, or sold any other products that use the BLACK ICE Trademarks";
- D. In February 2019, CFC discovered the below products, which were designed, procured, promoted, distributed and/or sold by WCI between July 10, 2018 and December 1, 2018, and use the BLACK ICE Trademarks without permission ("**Bruno Mars Products**");



- E. WCI represents that it procured 9,018 units of Bruno Mars Products from Jin Sheu Enterprise Co., Ltd. between September 1, 2018 and October 29, 2018, distributed all units to Warner Music Group between September 6, 2018 and December 1, 2018, and has no units remaining in inventory;

- F. WCI represents that Warner Music Group sold 6,211 units of the Bruno Mars Products, destroyed 2,807 units of the Bruno Mars Products, and provided WCI with a letter of destruction, which was forwarded to CFC; and
- G. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. WCI represents that it has:
 - a. Stopped procuring, promoting, storing, selling, or distributing the Bruno Mars Products, and
 - b. Diligently searched its paper and electronic files and further represents that, other than the This is Fine Products and the Bruno Mars Products, it has not manufactured, procured, promoted, stored, sold, or distributed any other products that use or are confusingly similar to the BLACK ICE Trademarks.
2. Within 7 calendar days of the Effective Date, WCI shall pay CFC \$10,000.00 as the full and final settlement amount. Late payment shall incur the maximum interest rate permitted under relevant law.
3. WCI shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the BLACK ICE Trademarks, nor shall WCI use the BLACK ICE Trademarks or designs resembling the BLACK ICE Trademarks to promote its products.
4. WCI acknowledges the validity, fame, and CFC's ownership of the BLACK ICE Trademarks, and agrees to never challenge them.
5. WCI acknowledges that the Bruno Mars Products infringe the BLACK ICE Trademarks.
6. WCI reaffirms the validity of the 2018 Agreement; however, if any ambiguity or contradiction exists between the 2018 Agreement and this Agreement, this Agreement shall prevail.
7. Subject to the accuracy of WCI's representations and compliance with this Agreement, CFC shall completely and finally release WCI and its affiliates from liability relating to the use of the BLACK ICE Trademarks on the Bruno Mars Products up to the Effective Date. Additionally, and subject to the same conditions, CFC shall release WCI's customers from liability relating to the use of the BLACK ICE Trademarks on the Bruno Mars Products before or after the Effective Date, provided the Bruno Mars Products were sold or distributed by WCI or its affiliates prior to the Effective Date.
 - a. This release does not apply to any products other than the Bruno Mars Products.
8. If WCI or its affiliates breaches WCI's representations or obligations under this Agreement, WCI will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
9. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
10. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.

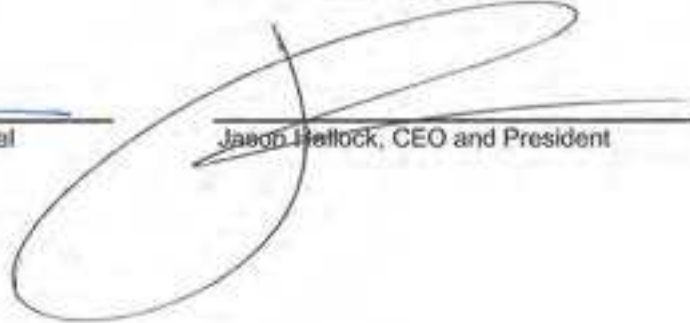
11. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
12. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
13. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in WCI's jurisdiction.
14. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
15. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Whatever Company, Inc.



Jason Hellock, CEO and President

LITTLE TREES Legal Department

21205 Little Tree Drive
Watertown, NY 13601 USA
ABrinsonWoodruff@LittleTrees.com



Via Email

Jason Hallock, CEO and President
Whatever Company, Inc.
Jason@WhateverCompany.com

Re: Infringement of the BLACK ICE Trademarks

December 28, 2018

Jason,

Thank you for providing me with the requested information. As mentioned in my email of October 24, 2018, the LITTLE TREES brand is protected by numerous trademarks around the world. These rights are owned by Julius Sämann Ltd. and licensed to CAR-FRESHNER Corporation (collectively "CFC"), and include U.S. trademark registration numbers 3,126,834, 4,221,968, and 5,437,288 for BLACK ICE (hereinafter the "**BLACK ICE Trademarks**").

You have indicated that Whatever Company, Inc. (hereinafter "**WCI**") is responsible for the design, procurement, promotion, distribution and sale of the below air fresheners solely to retailers (hereinafter "**Infringing Products**"), which use the BLACK ICE Trademarks without permission.



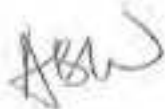
CFC will release WCI and its affiliates from liability related to the Infringing Products up to the date of this letter (and will release WCI and WCI's customers for the latter's sale and distribution of the Infringing Products after the date of this letter, provided the Infringing Products were sold or distributed by WCI prior to the date of this letter), provided you sign and return this letter by January 3, 2019. By signing this letter, you agree on behalf of WCI, that:

JSL 004286

1. WCI has stopped manufacturing, procuring, promoting, selling and/or distributing the Infringing Products, and agrees not to resume such activities. However, CFC recognizes that WCI has no control over any third parties who may be doing the foregoing and has no liability to CFC for such third parties alleged or actual infringement of the Infringing Products.
2. WCI recognizes the BLACK ICE Trademarks and agrees never to challenge these rights.
3. You represent and warrant the following:
 - a. WCI procured one order of 3,273 units of the Infringing Products from its manufacturer in China for 64 cents per unit;
 - b. WCI sold all units of the Infringing Products to Hot Topic for \$1.25 per unit and therefore has no remaining inventory of the Infringing Products;
 - c. WCI has not procured, distributed or sold any other products that use the BLACK ICE Trademarks;
4. By January 10, 2019, WCI will pay CFC \$2,000.
5. WCI will not manufacture, procure, promote, sell and/or distribute any products and/or other materials infringing the BLACK ICE Trademarks.
6. In the event of any action to enforce this agreement, the prevailing party shall be entitled to recover its reasonable attorneys' fees and costs incurred in such action from the other party. This shall not restrict either party in seeking any other remedies available to it.
7. You have the authority sufficient to bind the party on whose behalf you are executing this agreement.

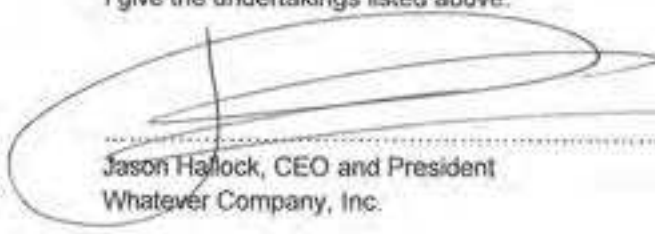
Sent without prejudice.

Sincerely,
LITTLE TREES Legal



Abbie Brinson Woodruff
Legal Coordinator

I give the undertakings listed above.



.....
Jason Hallock, CEO and President
Whatever Company, Inc.

December 28, 2018

From: "Joe Donnini" <joe@joedonnini.com>

To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>

"Jason Hallock" <jason@whatevercompany.com>

Date: 1/3/2019 12:51:15 PM

Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Thank you for letting us know.

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM

1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266

T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>

Sent: Thursday, January 3, 2019 6:43 AM

Subject: RE: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Joe,

I received the executed agreement and the check. As WCI has now fulfilled all of its obligations as laid out in the agreement, we can consider this matter closed.

Thank you for your assistance in resolving this matter.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

From: Joe Donnini <joe@joedonnini.com>

Sent: Friday, December 28, 2018 5:41 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>; Jason Hallock <jason@whatevercompany.com>

Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Thank you.

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM

1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266

T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

JSL 004288

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>
Sent: Friday, December 28, 2018 1:48 PM
Subject: RE: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Joe,

Attached is the final agreement for signature.

Thanks,

Abbie Brinson Woodruff
Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Joe Donnini <joe@joedonnini.com>
Sent: Friday, December 28, 2018 4:33 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>; Jason Hallock <jason@whatevercompany.com>
Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

That's fine as it is saying the same thing.

Joe Donnini, Esq.
DONNINI LAW GROUP
A PROFESSIONAL CORP. | A BUSINESS LAW FIRM
1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266
T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>
Sent: Friday, December 28, 2018 1:30 PM
Subject: RE: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Joe,

Thanks for clarifying. I'd like to propose the following release language (my additions in green):

CFC will release WCI and its affiliates from liability related to the Infringing Products up to the date of this letter (and will release **WCI** and WCI's customers for **the latter's** sale **or distribution** of the Infringing Products after the date of this letter, provided the Infringing Products were **sold or**

JSL 004289

distributed by WCI prior to the date of this letter), provided you sign and return this letter by January 3, 2019.

Let me know if this works for you and I will send a finalized agreement for signature.

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Joe Donnini <joe@joedonnini.com>

Sent: Friday, December 28, 2018 12:35 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>; Jason Hallock <jason@whatevercompany.com>

Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Hi Abbie:

Correct-WCI has stopped; however, again, the purpose of the language to not have WCI liable for something it cannot control. WCI has no problem attesting to not using the marks within its control, but if Hot Topic or someone else that Hot Topic may somehow further give, distribute, sell etc. use your mark, WCI can't sign without language that eliminates such exposure.

For further clarity, here's updated language:

CFC will release WCI and its affiliates from liability related to the Infringing Products up to the date of this letter (and will release **WCI and** WCI's customers for sales **or from customer's or a third party's distribution** of the Infringing Products after the date of this letter, provided the Infringing Products were acquired prior to the date of this letter **from WCI**), provided you sign and return this letter by January 3, 2019. **The intent of this foregoing sentence is to eliminate liability for WCI for acts or omissions that it has no control over by others after any Infringing Products have entered the stream of commerce.**

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM
1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266
T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>

Sent: Friday, December 28, 2018 8:53 AM

Subject: RE: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

JSL 004290

Hi Joe,

I'm afraid we might have another misunderstanding. I was under the impression that your client had no remaining inventory, had stopped distributing the Infringing Products, and wasn't going to do so again. The language you've proposed below seems like it would allow them to continue distribution.

I'd appreciate if you could clarify this for me.

Thanks,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Joe Donnini <joe@joedonnini.com>

Sent: Thursday, December 27, 2018 5:08 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>; Jason Hallock
<jason@whatevercompany.com>

Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Thank you-we are almost there. On your #3 below, it actually doesn't address a major concern, which is that WCI does not want to be liable after the date of the letter for anything that a third party (customer or anyone) does to infringe Black Ice since it has absolutely no control over what a third party does once the item enters the chain of commerce.

Therefore, if you amend that sentence to read as follows (see red additions), it should resolve:

CFC will release WCI and its affiliates from liability related to the Infringing Products up to the date of this letter (and will release **WCI and WCI's** customers for sales **or distribution** of the Infringing Products after the date of this letter, provided the Infringing Products were acquired prior to the date of this letter **from WCI**), provided you sign and return this letter by January 3, 2019.

Let us know today if possible.

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM
1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266
T: 310.464.1341 | W: joedonnini.com or donniniawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>

Sent: Thursday, December 27, 2018 1:52 PM

Subject: RE: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

JSL 004291

Joe,

In regards to your comments:

1. We are fine adding "solely to retailers" in the paragraph regarding WCI's activities, but cannot agree to add "allegedly" in that same paragraph.
2. I have changed "we" to "CFC".
3. We propose instead adding the following to the release language, which I think will alleviate your client's concerns: *[CFC] will release WCI's customers for sales of the Infringing Products after the date of this letter, provided the Infringing Products were acquired prior to the date of this letter.*
4. We have added your requested language to para 1.
5. We have deleted para 3.

Attached is a copy of the agreement, including all of the above revisions.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Joe Donnini <joe@joedonnini.com>

Sent: Thursday, December 27, 2018 2:51 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>; Jason Hallock
<jason@whatevercompany.com>

Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Hi Abbie:

Please see the attached with comment boxes. These comments are a necessary requirement in order for WCI to sign your letter. Let us whether this will be settled or not by tomorrow, December 28th.

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM
1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266
T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>

JSL 004292

Sent: Thursday, December 27, 2018 7:26 AM

Subject: RE: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Joe,

Please find the attached agreement, in which the liquidated damages provision has been replaced with a prevailing party provision.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Joe Donnini <joe@joedonnini.com>

Sent: Wednesday, December 26, 2018 2:23 PM

To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>; Jason Hallock
<jason@whatevercompany.com>

Subject: Re: Fwd: BLACK ICE Trademarks: Communications Protected by Evidence Code 1152 et seq.

Hi Abbie:

Based upon our conversation, we talked about drafting the language that I did below. Nonetheless, it appears that your counsel has gone in a different direction notwithstanding our conversation.

While Whatever Company reserves all rights, including but not limited to challenging the mark, Black Ice, and the fact that Whatever Company was not advised by counsel when communicating with you as to any amounts shared, I have been authorized to offer the following in settlement. If your company is not interested in this more than reasonable settlement, Whatever Company will defend and challenge the mark, Black Ice in a court in California based upon appropriate jurisdiction.

Without admitting liability, Whatever Company is offering the following terms as full and final settlement:

1. Whatever Company will pay \$2,000.00 to Car Freshener Company; and
2. Car Freshener Company and any affiliate shall completely release Whatever Company from any liability whatsoever relating to the mark, Black Ice from the date of execution of an agreement going back to the beginning of time and going forward.

Whatever Company has no control over any vendor who may have inventory and could possibly put a product with the mark, Black Ice, on the market without Whatever Company's knowledge or consent. Because Whatever Company has no control over any vendor's intentional or unintentional action or omission, it can not agree to any liquidated damages or attorney's fees provision.

Further, all Whatever Company can agree is that it, directly, will not use, manufacture, promote, or distribute the mark Black Ice going forward, should Car Freshener Company agree to this settlement.

JSL 004293

This settlement offer will remain open until January 2, 2019. If not accepted, please note that this firm is not authorized as of now to accept any service of process for Whatever Company or any other entity or person.

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM

1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266

T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
To: Joe Donnini <joe@joedonnini.com>; Jason Hallock <jason@whatevercompany.com>
Sent: Wednesday, December 26, 2018 6:24 AM
Subject: RE: Fwd: BLACK ICE Trademarks

Joe,

I think we have a misunderstanding. We are not open to a fundamental rewrite of our settlement proposal. If you want to dispute liability, or the validity of our marks, we can do so in court. From our perspective, your client used our registered trademark in commerce, and thereby generated a profit (by your own admission) of \$2,000.

In the interest of getting this resolved, I suggested removing the current payment, but leaving in the liquidated damages provision as a deterrent against future infringement. If your client prefers, it can pay \$2,000 now, and we can replace the liquidated damages provision with a provision whereby the prevailing party will pay reasonable attorneys' fees.

Please let me know by January 3, 2019 which of those options you prefer. If you are uninterested in settlement, we will have no choice but to sue. Such a lawsuit would necessarily involve all parties involved in the distribution of this product.

Sincerely,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

From: Joe Donnini <joe@joedonnini.com>
Sent: Wednesday, December 19, 2018 5:25 PM
To: Jason Hallock <jason@whatevercompany.com>; Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: Fwd: BLACK ICE Trademarks

JSL 004294

Hi Abbie:

Thanks for your call today. As requested, here's some proposed language:

In exchange for no payment and no further action by CFC with respect to the Black Ice trademark, WCI agrees to not challenge the Black Ice trademark with the United States Patent and Trademark Office "USPTO", and to not manufacture, procure, promote, sell and/or distribute any products or materials infringing the Black Ice trademark. In the event, WCI allegedly infringes on the Black Ice trademark in the future after the date of this agreement, CFC agrees to immediately notify WCI in writing of such alleged infringement and WCI agrees to take immediate action to rectify such alleged infringement. In the event there is a dispute between CFC and WCI as to whether there is such an infringement of the Black Ice trademark, the parties agree to try to informally resolve such dispute, recognizing that if one cannot be resolved, each party bears their own costs and fees and if an infringement is actually determined by a court via judgment. If so, WCI is subject to that court's decision assuming its defenses failed, so long as its a court of competent jurisdiction.

The goal, as shared, is to simply not use the mark and move on. Whatever Company has no intention of wanting to use the mark going forward, so the language above addresses your concern about possible future infringements.

After review, let us know your thoughts. Thanks.

Joe Donnini, Esq.

DONNINI LAW GROUP

A PROFESSIONAL CORP. | A BUSINESS LAW FIRM

1230 Rosecrans Avenue, Suite 300 | Manhattan Beach, CA 90266

T: 310.464.1341 | W: joedonnini.com or donninilawgroup.com

From: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>

Date: December 17, 2018 at 7:49:36 AM PST

To: Jason Hallock <jason@whatevercompany.com>

Subject: RE: BLACK ICE Trademarks

Thank you, Jason. I again discussed this with my boss, and it was decided that the attached letter would be the best way to resolve this. Let me know if you have any questions or concerns.

Thanks,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation

315-221-7407

JSL 004295

From: Jason Hallock <jason@whatevercompany.com>
Sent: Wednesday, December 12, 2018 12:28 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: BLACK ICE Trademarks

Hi Abbie,

No problemo.

Bought it for .64 cents and sold for \$1.25.

To my recollection we have not made another style with that scent.

Thanks,

Jason Hallock
CEO • PRESIDENT
Whatever Company, Inc.
9400 Lurline Ave, Ste C2 | Chatsworth, CA 91311
Cell: (310) 502-0251
Work: (818) 883-2244
Fax: (818)-883-2234

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On Dec 12, 2018, at 9:06 AM, Abbie Brinson Woodruff
<ABrinsonWoodruff@littletrees.com> wrote:

Hi Jason,

Thanks for getting back to me. I wanted to make sure you were getting my emails, since that was previously an issue.

I spoke with my boss, and we also need to know how much you purchased each unit for and how much each unit was sold to Hot Topic for. We also need confirmation that you haven't sold any other Black Ice air fresheners. Once I get those answers, I'm hopeful we can wrap this up quickly.

I understand you're busy, I'd just appreciate an answer within the next week.

Thanks,

JSL 004296

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Jason Hallock <jason@whatevercompany.com>
Sent: Tuesday, December 11, 2018 2:52 PM
To: Abbie Brinson Woodruff <ABrinsonWoodruff@littletrees.com>
Subject: Re: BLACK ICE Trademarks

Hi There Abbie,

Got your voicemail, sorry for the delay. It's literally the busiest time of the year for us here being holiday and all.

We made one order, total of 3,273 Units.

Hope this helps.

Thanks,

Jason Hallock
CEO • PRESIDENT
Whatever Company, Inc.
9400 Lurline Ave, Ste C2 | Chatsworth, CA 91311
Cell: (310) 502-0251
Work: (818) 883-2244
Fax: (818)-883-2234

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On Dec 4, 2018, at 2:03 PM, Abbie Brinson Woodruff
<ABrinsonWoodruff@littletrees.com> wrote:

Hi Jason,

Thanks for the call today. Before I can talk to my boss about this, I have a couple follow-up questions:

1. Can you confirm that you only sold 1 order of 1200 of the product in my initial email?
2. Have you sold any other Black Ice air fresheners?

JSL 004297

Thanks again,

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Tuesday, December 04, 2018 3:08 PM

To: 'jason@whatevercompany.com' <jason@whatevercompany.com>;
'information@whatevercompany.com'
<information@whatevercompany.com>

Cc: 'hector@whatevercompany.com' <hector@whatevercompany.com>

Subject: RE: BLACK ICE Trademarks

Dear Mr. Hallock,

I have left you a number of voice messages regarding this matter (on November 19, November 29, and today) and have not heard back from you. As I said in my message today, we consider this matter urgent. If we do not hear from you by the end of this week, we will have to consider involving our legal counsel.

Sent without prejudice. Nothing in this matter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff

Sent: Thursday, November 08, 2018 9:30 AM

To: 'jason@whatevercompany.com'; 'information@whatevercompany.com'

Subject: RE: BLACK ICE Trademarks

Dear Mr. Hallock,

I wrote to you on October 24, 2018 regarding your use of our BLACK ICE Trademarks (copy below). We have not received a response and are aware the infringing products are still available.

JSL 004298

Please contact me by **November 15, 2018** to discuss this issue.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

From: Abbie Brinson Woodruff
Sent: Wednesday, October 24, 2018 4:06 PM
To: 'jason@whatevercompany.com' <jason@whatevercompany.com>; 'information@whatevercompany.com' <information@whatevercompany.com>
Subject: BLACK ICE Trademarks

Dear Mr. Hallock,

I write on behalf of LITTLE TREES Legal, the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES air fresheners. One of the key trademarks associated with our products is "BLACK ICE." In the United States, "BLACK ICE" is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288 for air fresheners (hereinafter "BLACK ICE Trademarks"). We have been using the BLACK ICE Trademarks for over a decade.

We recently discovered the unauthorized use of our BLACK ICE Trademarks on air fresheners made and sold by your company. A representative image is included below for reference.

<image001.jpg>

In order to resolve this matter amicably, please contact me by **November 7, 2018**. I may be contacted via telephone at (315) 221-7407 or via email at ABrinsonWoodruff@LittleTrees.com.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

JSL 004299

Sincerely,
Abbie

Abbie Brinson Woodruff

Legal Coordinator | Car-Freshner Corporation
315-221-7407

Settlement Agreement

This Agreement is made effective April 17, 2019 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**"); and **Whatever Company, Inc.** Chatsworth, CA, USA, ("**WCI**")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand products including U.S. trademark registration numbers 3,126,834, 4,221,968, and 5,437,288 for BLACK ICE ("**BLACK ICE Trademarks**");
- B. In October 2018, CFC contacted WCI regarding the below products, which used the BLACK ICE Trademarks without permission ("**This is Fine Products**");



- C. On December 28, 2018, CFC and WCI executed an agreement to resolve WCI's involvement with the This is Fine Products ("**2018 Agreement**"). The 2018 Agreement included WCI's representation that "WCI has not procured, distributed, or sold any other products that use the BLACK ICE Trademarks";
- D. In February 2019, CFC discovered the below products, which were designed, procured, promoted, distributed and/or sold by WCI between July 10, 2018 and December 1, 2018, and use the BLACK ICE Trademarks without permission ("**Bruno Mars Products**");



- E. WCI represents that it procured 9,018 units of Bruno Mars Products from Jin Sheu Enterprise Co., Ltd. between September 1, 2018 and October 29, 2018, distributed all units to Warner Music Group between September 6, 2018 and December 1, 2018, and has no units remaining in inventory;

- F. WCI represents that Warner Music Group sold 6,211 units of the Bruno Mars Products, destroyed 2,807 units of the Bruno Mars Products, and provided WCI with a letter of destruction, which was forwarded to CFC; and
- G. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. WCI represents that it has:
 - a. Stopped procuring, promoting, storing, selling, or distributing the Bruno Mars Products, and
 - b. Diligently searched its paper and electronic files and further represents that, other than the This is Fine Products and the Bruno Mars Products, it has not manufactured, procured, promoted, stored, sold, or distributed any other products that use or are confusingly similar to the BLACK ICE Trademarks.
2. Within 7 calendar days of the Effective Date, WCI shall pay CFC \$10,000.00 as the full and final settlement amount. Late payment shall incur the maximum interest rate permitted under relevant law.
3. WCI shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the BLACK ICE Trademarks, nor shall WCI use the BLACK ICE Trademarks or designs resembling the BLACK ICE Trademarks to promote its products.
4. WCI acknowledges the validity, fame, and CFC's ownership of the BLACK ICE Trademarks, and agrees to never challenge them.
5. WCI acknowledges that the Bruno Mars Products infringe the BLACK ICE Trademarks.
6. WCI reaffirms the validity of the 2018 Agreement; however, if any ambiguity or contradiction exists between the 2018 Agreement and this Agreement, this Agreement shall prevail.
7. Subject to the accuracy of WCI's representations and compliance with this Agreement, CFC shall completely and finally release WCI and its affiliates from liability relating to the use of the BLACK ICE Trademarks on the Bruno Mars Products up to the Effective Date. Additionally, and subject to the same conditions, CFC shall release WCI's customers from liability relating to the use of the BLACK ICE Trademarks on the Bruno Mars Products before or after the Effective Date, provided the Bruno Mars Products were sold or distributed by WCI or its affiliates prior to the Effective Date.
 - a. This release does not apply to any products other than the Bruno Mars Products.
8. If WCI or its affiliates breaches WCI's representations or obligations under this Agreement, WCI will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
9. This Agreement shall benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
10. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.

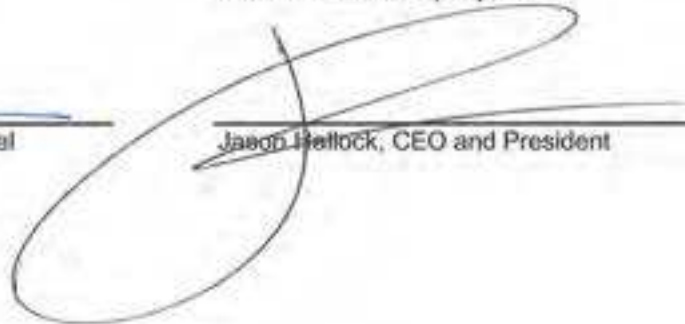
11. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
12. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
13. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in WCI's jurisdiction.
14. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
15. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Whatever Company, Inc.



Jason Hellock, CEO and President

9/6/2019

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Message from LITTLE TREES Legal

Between you and [KANPHICHA](#)

AnikisStore



LITTLE TREES Legal

Just now

Dear Sir/Madam,

I write on behalf of the organization responsible for protecting the intellectual property associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE. In the U.S., the BLACK ICE name is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288 for air fresheners.

We recently discovered that you are selling air fresheners which use our BLACK ICE name without permission. This can be seen at the following link: www.etsy.com/listing/721750123/dogs-car-air-freshener-by-woofy?gpla=1&ga...

In order to resolve this matter amicably, please contact me by September 23, 2019. I may be contacted via email at ABrinsonWoodruff@LittleTrees.com or via telephone at (315) 221 7407 (direct).

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff
Legal Coordinator

Type your reply



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JSL 004305

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Affiliates

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From: "Leah Waite-Holland" <LWaite-Holland@littletrees.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 9/9/2019 8:32:55 AM
Subject: FW: Etsy Conversation with KANPHICHA from AnikisStore

From: Etsy Conversations <conversations@mail.etsy.com>
Sent: Friday, September 6, 2019 5:20 PM
To: CAR-FRESHNER Legal Department <legal@littletrees.com>
Subject: Re: Etsy Conversation with KANPHICHA from AnikisStore

Etsy



KANPHICHA from
 **AnikisStore**
★★★★★ (5)

Message from LITTLE TREES Legal

Hello
Abbie Brinson Woodruff

I'm so sorry I had no idea the scent "black Ice" was trademarked. I went ahead and removed the listing and will dispose of the product accordingly.

With gratitude,

Kanphicha Boonjaroen

Reply to KANPHICHA

Do not reply to this email. To reply to this conversation, [view the message here](#).

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JSL 004307

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From: Instagram <case++aazstjlpuvvn4f@support.instagram.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 10/22/2019 11:41:10 AM
Subject: Trademark Report Form #2375140026067931

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Instagram Terms of Use. We understand this action to resolve your intellectual property issue.

**** Please note: this is a no-reply email. Any replies will not be received. ****

If you'd like to retract this report, please email ip@instagram.com and reference this report number (Complaint #2375140026067931).

For more information on retractions, please visit:

<https://help.instagram.com/275268756304020/?ref=CR>

If you™ like to report something else, or if you don™ believe we resolved your issue, please fill out this form:

<http://help.instagram.com/contact/372592039493026>

Please reference this report (Complaint #2375140026067931) in your new report if you think it'll help us better understand your issue.

If you have more intellectual property questions, please visit the Help Center:

<http://help.instagram.com/535503073130320/?ref=CR>

Thanks,

> On Mon Oct 21, 2019 13:47:42, original message wrote:

> The Instagram Team received a report from you. For reference, your complaint number is 2375140026067931.

>

> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information. There you will find links to contact forms for submitting reports:

> IP Help Center: <http://help.instagram.com/535503073130320/>

>

JSL 004309

> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

> Hacked Accounts: <http://help.instagram.com/368191326593075/>

> Impersonation Accounts: <http://help.instagram.com/446663175382270/>

> Underage Children: <http://help.instagram.com/290666591035380/>

> Abuse and Spam: <http://help.instagram.com/165828726894770/>

> Exposed Private Information: <http://help.instagram.com/122717417885747/>

> If the links above do not contain the information you are looking for, you may want to search the Help Center for more assistance: <http://help.instagram.com/>

> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

> Thanks,

>

> The Instagram Team

>

> -----

> To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

> Who owns the trademark? : My client

> Your name (name and surname) : Abbie Brinson Woodruff

> Your organization : CAR-FRESHNER Corporation

> Your relationship to the rights owner : I am authorized agent of the rights owner.

> Mailing address : 21205 Little Tree Drive

> Watertown, NY, USA

> Phone number : 315-788-6250

> Email address : ABrinsonWoodruff@LittleTrees.com

> Confirm your email address : ABrinsonWoodruff@LittleTrees.com

> Name of the rights owner : Julius SÄ¶mann Ltd.

> Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/about/trademarks.cfm>

> What is your trademark? : BLACK ICE

> Where is your trademark registered? : United States

> What is your trademark registration number (if applicable)? : 3126834

> Which categories of goods and/or services are covered by your registration? : Air fresheners

> If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

> What type of content are you reporting? : Photo or video

> Please provide links (URLs) or broadcast IDs leading directly to the specific content you are reporting. : <https://www.instagram.com/p/B2ZroHrjpaD/>

> Please describe how you believe this content infringes your trademark. : I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade. We recently discovered the unauthorized use of the BLACK ICE Trademarks in connection with the products advertised in the post linked to above. The products in these

JSL 004310

posts are not made or sold by the rights owner, and are being sold without their permission. I ask that you remove the posts at your earliest convenience.

> Do you agree? : yes

> Electronic signature : Abbie Brinson Woodruff

>

From: Facebook <case++aazs2tf3wbj7pf@support.facebook.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 10/22/2019 9:51:13 AM
Subject: Trademark Report Form #2615018315257234

Thanks for bringing this matter to our attention. We removed or disabled access to the content you reported for violating the Facebook Statement of Rights and Responsibilities. We understand this action to resolve your intellectual property issue.

**** Please note: this is a no-reply message. Any replies will not be received. ****

If you'd like to retract this report, please email ip@fb.com and reference this report number (Complaint #2615018315257234).

For more information on retractions, please visit:

<https://www.facebook.com/help/1206218382801108/?ref=CR>

If you™d like to report something else, or if you don™ believe this action resolved your issue, please fill out this form:

<https://www.facebook.com/help/contact/208282075858952/?ref=CR>

Please reference this report (Complaint #2615018315257234) in your new report if you think it will help us better understand your issue.

If you have any additional questions about intellectual property, please visit the Help Center:

https://www.facebook.com/help/intellectual_property/?ref=CR

Thanks,

The Facebook Team

> On Mon Oct 21, 2019 13:47:45, original message wrote:

> The Facebook Team received a report from you. For reference, your complaint number is 2615018315257234.

>

> Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

> If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information:

> IP Help Center: https://www.facebook.com/help/intellectual_property/

JSL 004312

> Please note that we regularly provide the rights owner's name, your email address and the nature of your report to the person who posted the content you are reporting. You may wish to provide a professional or business email address for contact by users.

> For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

- > - Hacked accounts: <https://www.facebook.com/help/131719720300233>
- > - Fake/Impostor accounts (timelines): <https://www.facebook.com/help/174210519303259/>
- > - Abuse (including spam, hate speech and harassment): <https://www.facebook.com/help/263149623790594/>
- > - Pages (including admin issues): <https://www.facebook.com/help/pages/>
- > - Unauthorized photos or videos: <https://www.facebook.com/help/428478523862899>
- > - Login issues: <https://www.facebook.com/help/login>
- > - Help for users who have been disabled or blocked: <https://www.facebook.com/help/warnings>

> If the links above do not contain the information you're looking for, you may want to search the Help Center for more assistance: <https://www.facebook.com/help/>

> As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

> Thanks for contacting Facebook,

> The Facebook Team

> -----

> To be sure you're in the right place, what best describes your issue? : I found content which I believe infringes my trademark

> Who owns the trademark? : My client

> Your name (name and surname) : Abbie Brinson Woodruff

> Your organization : CAR-FRESHNER Corporation

> Your relationship to the rights owner : I am authorized agent of the rights owner.

> Mailing address : 21205 Little Tree Drive

> Watertown, NY, USA

> Phone number : 315-788-6250

> Email address : ABrinsonWoodruff@LittleTrees.com

> Confirm your email address : ABrinsonWoodruff@LittleTrees.com

> Name of the rights owner : Julius SÄmann Ltd.

> Please provide a link to the rights owner's official online presence. : <https://www.littletrees.com/about/trademarks.cfm>

> What is your trademark? : BLACK ICE

> Where is your trademark registered? : United States

> What is your trademark registration number (if applicable)? : 3126834

> Which categories of goods and/or services are covered by your registration? : Air fresheners

> If possible, please provide a link (URL) leading directly to your trademark registration. : http://tsdr.uspto.gov/#caseNumber=3126834&caseSearchType=US_APPLICATION&caseType=DEFAULT&searchType=statusSearch

> What type of content are you reporting? : Photo, video or post

> Please provide links (URLs) leading directly to the specific content you are reporting. : https://www.facebook.com/somethinglucid/posts/128896725127865?_tn__=-R

> Please describe how you believe this content infringes your trademark rights. : I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners. One of the key trademarks associated with our products is BLACK ICE, which we have been using for over a decade. We recently discovered the unauthorized use of the BLACK ICE

Trademarks in connection with the products advertised in the post linked to above. The products in these posts are not made or sold by the rights owner, and are being sold without their permission. I ask that you remove the posts at your earliest convenience.

> Do you agree? : yes

> Electronic signature : Abbie Brinson Woodruff

>

From: "Etsy Legal" <legal@etsy.com>
To: "Abbie Brinson Woodruff" <ABrinsonWoodruff@littletrees.com>
Date: 10/22/2019 2:20:44 PM
Subject: We've processed your notice of alleged trademark infringement



Dear Abbie Brinson Woodruff,

Thank you for notifying us of alleged trademark infringement on October 21, 2019. In accordance with our [Intellectual Property Policy](#), we removed the material specified as infringing and contacted the affected members.

Thank you,
Etsy Legal

Below is a copy of the removed material for your records.

Infringing Material Reported

<https://www.etsy.com/listing/722828838/jordan-7s-black-ice-car-air-freshener>

<https://www.etsy.com/listing/736686435/jordan-4s-black-ice-car-air-freshener>

<https://www.etsy.com/listing/722825568/jordan-4s-black-ice-car-air-freshener>

<https://www.etsy.com/listing/736688647/jordan-5s-black-ice-car-air-freshener>

This is a confidential matter, and Etsy requests that you not discuss this issue in the Etsy Forums or otherwise violate the confidential nature of this email. This communication is not legal advice or legal representation. For legal help, please consult an attorney.

If you live in North America or South America, this email is sent by Etsy, Inc., 117 Adams Street, Brooklyn, NY 11201, USA; if you live elsewhere, this email is sent by Etsy Ireland UC, a subsidiary

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Spam

Trash

Trash **Mark Unread** **Mark Read** **Mark as Spam** **Archive** **Label** ▾

Black Ice Trademarks

Just now

Dear Ms. Huang,

I write on behalf of the organization responsible for protecting the intellectual property rights associated with the famous Little Trees brand air fresheners. One of the key trademarks associated with our products is **Black Ice**. In the U.S., the **Black Ice** name is protected by trademark registration numbers 3.126.834, 4.221.968, and 5.437.288.

We recently discovered that you have used our **Black Ice** trademarks to sell and promote air fresheners on your Etsy, Instagram, and Facebook pages.

We have contacted Etsy, Instagram, and Facebook and the unauthorized use of our **Black Ice** trademarks has been removed. We therefore consider this matter closed. As you are now aware of our trademarks, we trust that you will not offer **Black Ice** air fresheners in the future. Future infringements will result in further legal action.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Abbie Brinson Woodruff

10/23/2019

Messages

Type your reply



Send

Jewel

📍Fort Lauderdale, FL

🕒Local time 8:27am

📧xSomethingLucidx



No contact history

Labels

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and
JULIUS SÄMANN LTD.,

Plaintiffs,

Civil Action No.

v.

ZUMIEZ INC., BORED TEENAGER LLC,
CASUAL INDUSTREES LLC, DIAMOND
SUPPLY COMPANY, QPD INTERNATIONAL
INC., and THEHIGHANDMIGHTY LLC

Defendants.

COMPLAINT AND JURY DEMAND

Plaintiffs CAR-FRESHNER Corporation (“CFC”) and Julius Sämann Ltd. (“JSL”) (collectively, “Plaintiffs”) by and through their counsel Bond, Schoeneck & King, PLLC, for their Complaint against defendants Zumiez Inc. (“Zumiez”), Bored Teenager LLC (“Bored Teenager”), Casual Industrees LLC (“Casual Industrees”), Diamond Supply Company (“Diamond Supply”), QPD International Inc. (“QPD”), and thehighandmighty LLC (“High & Mighty”) (collectively, “Defendants”) allege as follows:

INTRODUCTION

1. This is an action against multinational retailer Zumiez and several of its business partners for trademark counterfeiting, trademark infringement, trademark dilution, and unfair competition. As described herein, Defendant Zumiez is at the center of a pattern of misappropriating Plaintiffs’ valuable

trademarks, and Defendants Bored Teenager, Casual Industrees, Diamond Supply, QPD, and High & Mighty have each acted in concert with Zumiez in such activity.

JURISDICTION AND VENUE

2. This action arises under the Lanham Trademark Act, as amended by, *inter alia*, the Trademark Counterfeiting Act of 1984, 15 U.S.C. § 1051 *et seq.*, related state statutes, and the common law. This Court has jurisdiction under 15 U.S.C. § 1121, 28 U.S.C. § 1331, 28 U.S.C. § 1338(a), and 28 U.S.C. § 1367(a).

3. Venue is proper in this judicial district pursuant to 28 U.S.C. § 1391(b), (c) and (d).

PARTIES

4. Plaintiff CFC is a Delaware corporation that has its principal place of business at 21205 Little Tree Drive, Watertown, New York 13601.

5. Plaintiff JSL is a Bermuda corporation that has its principal place of business at Victoria Place, 31 Victoria Street, Hamilton HM10, Bermuda.

6. Upon information and belief, Defendant Zumiez is a Washington corporation, authorized to do business in New York, and has its principal place of business at 4001 204th Street, S.W., Lynnwood, Washington 98036.

7. Upon information and belief, Zumiez operates “Zumiez” retail stores across the United States, including several stores in the Northern District of New York (in Syracuse, Ithaca, Johnson City, Watertown, and New Hartford), and also conducts retail sales in the Northern District of New York and throughout the United States on its interactive websites at www.zumiez.com and www.zumiez.ca.

8. Upon information and belief, Defendant Bored Teenager is a California limited liability company that has its principal place of business at 16133 Ventura Boulevard, Suite 545, Encino, California 91436.

9. Upon information and belief, Bored Teenager operates a business that sells, offers for sale, distributes, and advertises consumer goods, including air fresheners, and maintains and operates an interactive website accessible in this District and throughout the United States for those purposes, at www.boredteenager.com.

10. Upon information and belief, Bored Teenager partnered with Zumiez to design at least one type of the infringing air fresheners at issue in this action, for sale to consumers in this District and across the United States.

11. Upon information and belief, Defendant Casual Industrees is a Washington limited liability company that has its principal place of business at 3100 Airport Way South, Unit 25, Suite 411, Seattle, Washington 98134-2133.

12. Upon information and belief, Casual Industrees operates a business that sells, offers for sale, distributes, and advertises consumer goods, including air fresheners, and maintains and operates an interactive website accessible in this District and throughout the United States for those purposes, at www.casualindustrees.com.

13. Upon information and belief, Casual Industrees' recent sales include the sale and delivery of one of the infringing air fresheners at issue in this action to a customer in Philadelphia, New York.

14. Upon information and belief, Casual Industrees also distributes consumer goods to Zumiez for resale to consumers in this District and across the United States, and distributed at least two types of the infringing air fresheners at issue in this action to Zumiez for that purpose.

15. Upon information and belief, Defendant Diamond Supply is a California corporation that has its principal place of business at 1710 Cordova Street, Los Angeles, California 90007.

16. Upon information and belief, Diamond Supply operates a business that sells, offers for sale, distributes, and advertises consumer goods through its “Diamond Supply Co.” retail stores in New York City and Los Angeles, and also maintains and operates an interactive website accessible in this District and throughout the United States for those purposes, at www.diamondsupplyco.com.

17. Upon information and belief, Diamond Supply also distributes consumer goods to Zumiez and other third-party retailers for resale to consumers in this District and across the United States, and distributed at least one type of the infringing air fresheners at issue in this action to Zumiez and other third-party retailers for that purpose.

18. Upon information and belief, Defendant QPD is a California corporation that has its principal place of business at 12368 Valley Boulevard, #107, El Monte, California 91732-3604.

19. Upon information and belief, QPD operates a business that sells, offers for sale, distributes, and advertises consumer goods, and maintains and operates an

interactive website accessible in this District and throughout the United States for those purposes, at www.qpdintl.com.

20. Upon information and belief, QPD manufactured at least one type of the infringing air fresheners at issue in this action, and distributed them to Zumiez for resale to consumers in this District and across the United States.

21. Upon information and belief, Defendant High & Mighty is an Arizona limited liability company that has its principal place of business at 9427 W. Mary Ann Drive, Peoria, Arizona 85382.

22. Upon information and belief, High & Mighty operates a business that sells, offers for sale, distributes, and advertises consumer goods, and maintains and operates an interactive website accessible in this District and throughout the United States for those purposes, at www.highandmighty.co.

23. Upon information and belief, High & Mighty also distributes consumer goods to Zumiez and one or more other third-party retailers for resale to consumers in this District and across the United States, and for that purpose has distributed the infringing t-shirt at issue in this action to Zumiez and at least one other third-party retailer, and has also distributed at least one type of the infringing air fresheners at issue in this action to Zumiez.

24. In addition, upon information and belief, High & Mighty maintains and operates an active Instagram account, accessible in this District and throughout the United States, through which it has advertised the infringing t-shirt

at issue in this action, and at least one type of the infringing air fresheners at issue in this action.

PLAINTIFFS' TREE DESIGN MARKS

25. For over 60 years, under license from JSL and its predecessors, CFC and its predecessors have used trademarks and corporate identifiers comprising or containing a distinctive abstract Tree design (the “Tree Design Marks”) in connection with the manufacture, marketing, and sale of various products, including without limitation, the world famous air fresheners in the distinctive abstract Tree design shape (“LITTLE TREES Air Fresheners”), as shown by the examples below:



26. Examples of Plaintiffs' air freshener products bearing the Tree Design Marks are shown below:



27. Due to the immense popularity of the Tree Design Marks, Plaintiffs have used those marks on a wide variety of consumer goods, including t-shirts, hats, socks, iron-on patches, fleece blankets, pens, notebooks, stickers, playing cards, umbrellas, water bottles, keychains, and luggage tags, as shown by these examples:







28. As a result of this long and extensive use on quality products and this long and extensive use as corporate identifiers, the Tree Design Marks are well known and well received.


29. Plaintiffs' and their respective predecessors' rights in the Tree Design Marks date back to at least 1952.

30. JSL is the owner of the Tree Design Marks, and CFC is the exclusive licensee of the Tree Design Marks for air fresheners in the United States. CFC, under license from JSL, is also a licensee of the Tree Design Marks for other products in the United States.

31. Plaintiffs use the Tree Design Marks in many different fashions to identify Plaintiffs as the source of high quality goods. Among many other uses, the Tree Design Marks appear on the packaging for Plaintiffs' products, on the products themselves, in various forms of advertising and promotions for Plaintiffs and their products, and throughout websites operated by Plaintiffs. The Tree Design Marks also appear as the shape of the LITTLE TREES Air Fresheners.

32. JSL owns the following incontestable federal trademark registrations for the Tree Design Marks, among others:

Mark	Registration No.	Registration Date	Goods
	719,498	August 8, 1961	Absorbent body impregnated with a perfumed air deodorant, in Class 5
	1,781,016	July 13, 1993	Air freshener, in Class 5
	1,791,233	September 7, 1993	Air freshener, in Class 5
	2,741,364	July 29, 2003	Travel bags, in Class 18; Shirts, sweatshirts, t-shirts and caps, in Class 25

Mark	Registration No.	Registration Date	Goods
	3,766,310	March 30, 2010	Air fresheners, in Class 5; pens and stickers, in Class 16; luggage tags, in Class 18; shirts and hats, in Class 25

33. Pursuant to 15 U.S.C. § 1115(b), JSL's incontestable registrations noted above are conclusive evidence of the validity of the marks and their corresponding registrations, of JSL's ownership of those marks, and of Plaintiffs' exclusive right to use those marks in commerce.

34. Plaintiffs have spent, and continue to spend, significant amounts of time and money developing, testing, and promoting their goods sold under the Tree Design Marks.

35. Plaintiffs' LITTLE TREES Air Fresheners are widely promoted in a variety of media, including on numerous websites, magazines, and printed promotional materials.

36. Plaintiffs' LITTLE TREES Air Fresheners are sold through a wide variety of different trade channels.

37. Plaintiffs' LITTLE TREES Air Fresheners appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

38. As a result of this long and extensive use and promotion, Plaintiffs' Tree Design Marks enjoy widespread public recognition. They have acquired

tremendous goodwill and secondary meaning among the consuming public, which recognizes the Tree Design Marks as exclusively associated with Plaintiffs.

39. Plaintiffs' LITTLE TREES Air Fresheners have become staples of American commerce, familiar to millions of consumers who encounter these products and the Tree Design Marks in a wide variety of commercial contexts. Consumers know and recognize the Tree Design Marks as designating products of the highest and most reliable quality.

40. The Tree Design Marks are non-functional and serve as arbitrary source identifiers of the Plaintiffs and their highly regarded products.

41. Plaintiffs' Tree Design Marks are famous throughout the United States and have enjoyed such fame since long prior to Defendants' infringing and diluting acts complained of herein.

42. JSL also has potent common law trademark rights in and to its Tree Design Marks by virtue of their longstanding and well-recognized use in commerce.

**ZUMIEZ AND HIGH & MIGHTY'S COUNTERFEITING
OF PLAINTIFFS' TREE DESIGN MARKS**

43. Plaintiffs recently discovered that Zumiez and High & Mighty, without authorization from Plaintiffs, have offered for sale and sold air fresheners and t-shirts that use spurious marks identical to, or substantially indistinguishable from Plaintiffs' famous Tree Design Marks (the "Infringing Tree Design Products").

44. Images of the Infringing Tree Design Products offered for sale and sold by Zumiez and High & Mighty appear immediately below:



Infringing Tree
Design
Air Freshener



Infringing
Tree Design
T-Shirt

45. Upon information and belief, Zumiez and High & Mighty have advertised, offered for sale, sold, and/or distributed Infringing Tree Design Products throughout the United States, including in the Northern District of New York.

46. On October 14, 2019, via an online purchase on the Zumiez website at www.zumiez.com, the Infringing Tree Design T-Shirt pictured above was sold to a customer in the Northern District of New York, and subsequently was delivered to the customer in this District.

47. On October 18, 2019, via an online purchase on the Zumiez website at www.zumiez.ca, the Infringing Tree Design Air Freshener pictured above was sold to a customer in the Northern District of New York, and subsequently was delivered to the customer in this District.

48. In addition, the Infringing Tree Design Products have been promoted by High & Mighty on Instagram.

49. Upon information and belief, Zumiez purchased and received the Infringing Tree Design Products from High & Mighty, for resale to consumers in the United States, including consumers in the Northern District of New York.

50. Plaintiffs have never given Zumiez or High & Mighty permission to use Plaintiffs' Tree Design Marks in the sale or promotion of the Infringing Tree Design Products.

51. Zumiez previously marketed and sold t-shirts bearing Plaintiffs' Tree Design Marks that were produced and sold under a license from CFC. However, neither Zumiez nor High & Mighty sought or received a license for the Infringing Tree Design Products.

52. Zumiez and High & Mighty's use of the designs and marks at issue in connection with the sale, offering for sale, distribution, and/or advertising of the Infringing Tree Design Products has been and, if continued, is likely to cause confusion, mistake, or deception as to the source or sponsorship of Zumiez and High & Mighty's products, and to mislead the public into believing that Zumiez and High & Mighty's products emanate from, are approved or sponsored by, are licensed by, or are in some way associated or connected with Plaintiffs.

53. Upon information and belief, Zumiez and High & Mighty were aware of Plaintiffs' famous Tree Design Marks prior to the promotion and sale of the Infringing Tree Design Products, but nevertheless intentionally proceeded with the promotion and sale of the Infringing Tree Design Products utilizing marks identical

to or substantially indistinguishable from Plaintiffs' Tree Design Marks with disregard for Plaintiffs' rights.

54. Zumiez and High & Mighty, by their acts complained of herein, have infringed the Tree Design Marks, diluted the unique commercial impression of the Tree Design Marks, unfairly competed with Plaintiffs in the marketplace, and otherwise improperly used the reputation and goodwill of Plaintiffs to sell their goods, which are not connected with, or authorized, approved, licensed, produced, or sponsored by, Plaintiffs.

55. Zumiez and High & Mighty's aforesaid acts have caused and, if continued, will continue to cause irreparable injury to Plaintiffs, for which they have no adequate remedy at law.

PLAINTIFFS' BLACK ICE MARKS

56. Since at least as early as 2004, CFC, through license from JSL, has used trademarks containing or comprising BLACK ICE (the "BLACK ICE Marks") on and in connection with the manufacture, marketing and sale of air fresheners. Examples of Plaintiffs' use of the BLACK ICE Marks are depicted in the image below, taken from Plaintiffs' current website:



57. Products bearing the BLACK ICE Marks are among Plaintiffs' best-selling items, and have become widely known to consumers, who associate those marks exclusively with Plaintiffs and Plaintiffs' high-quality products. On information and belief, BLACK ICE is the best-selling automotive air freshener fragrance in the United States.

58. JSL is the owner of the BLACK ICE Marks, and CFC is the exclusive licensee of such marks for air fresheners in the United States.

59. Plaintiffs use the BLACK ICE Marks in a variety of ways to identify Plaintiffs as the source of high-quality air fresheners and related products. Among other uses, the BLACK ICE Marks appear on the packaging for Plaintiffs' products, in various forms of advertising and promotions for Plaintiffs and their products, and throughout websites operated by Plaintiffs.

60. Products bearing the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter these

products and marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products of the highest and most reliable quality.

61. Plaintiffs' products bearing and sold in connection with the BLACK ICE Marks are marketed and sold widely throughout the United States and in most countries throughout the world, and they appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

62. Plaintiffs' products bearing the BLACK ICE Marks are also widely promoted in a variety of media, including on websites and in printed promotional materials.

63. As a result of this widespread and longstanding use and promotion of the BLACK ICE Marks, and the products they designate, Plaintiffs' products sold in connection with such marks have been a phenomenal commercial success.

64. As a result of this long and extensive promotion and use in association with high-quality products, the BLACK ICE Marks have acquired tremendous goodwill and secondary meaning among the consuming public, which recognizes such marks as exclusively associated with Plaintiffs.

65. The BLACK ICE Marks are widely recognized by the general consuming public of the United States and have enjoyed such fame since long prior to Defendants' infringing and diluting acts complained of herein.

66. The BLACK ICE Marks are non-functional and serve as arbitrary source identifiers of the Plaintiffs and their highly regarded products.

67. JSL owns the following federal trademark registrations for the BLACK ICE Marks:

Mark	Registration No.	Registration Date	Goods
BLACK ICE	3,126,834	August 8, 2006	Air fresheners, in Class 5
BLACK ICE	4,221,968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like, in Class 3
BLACK ICE	5,437,288	April 3, 2018	Air fragrancng preparations, in Class 3

68. Registration Nos. 3,126,834 and 4,221,968 are incontestable pursuant to 15 U.S.C. § 1065.

69. Pursuant to 15 U.S.C. § 1115(a), JSL's registrations of the BLACK ICE Marks are *prima facie* evidence of the validity of such marks, of JSL's ownership of such marks, and of JSL's exclusive right to use and license such marks in connection with the goods identified in such registrations. Pursuant to 15 U.S.C. § 1115(b), JSL's incontestable registrations noted above are conclusive evidence of the validity of the marks and their corresponding registrations, of JSL's ownership of those marks, and of Plaintiffs' exclusive right to use those marks in commerce.

70. Plaintiffs also have strong common law trademark rights in the BLACK ICE Marks by virtue of their longstanding and well-recognized use in commerce.

71. The BLACK ICE Marks are famous, inherently distinctive, have acquired distinctiveness and secondary meaning, represent valuable goodwill, have gained a reputation for quality belonging exclusively to Plaintiffs, and are widely

recognized by the general consuming public of the United States as designations of source for Plaintiffs' products.

**ZUMIEZ, CASUAL INDUSTREES, BORED TEENAGER, QPD, AND
DIAMOND SUPPLY'S UNAUTHORIZED USE OF PLAINTIFFS' BLACK
ICE MARKS**

72. Plaintiffs recently discovered that Zumiez, Casual Industrees, Bored Teenager, QPD, and Diamond Supply (the "Black Ice Defendants"), without authorization from Plaintiffs, have infringed Plaintiffs' BLACK ICE Marks by using "Black Ice" on and in connection with the marketing and sale of air fresheners (the "Infringing Black Ice Air Fresheners").

73. Upon information and belief, Zumiez and Casual Industrees have marketed and sold Infringing Black Ice Air Fresheners that feature the following "Black Ice" rack card:



74. Zumiez and Casual Industrees have also used the term "Black Ice" in the promotional product descriptions of these Infringing Black Ice Air Fresheners on their websites.

75. Examples of these Infringing Black Ice Air Fresheners, which have been offered for sale by Casual Industrees on its website at

www.casualindustrees.com, and have also been offered for sale by Zumiez on its website at www.zumiez.com, are pictured below:



76. On October 22, 2018, via an online purchase on the Casual Industrees website at www.casualindustrees.com, one of the Infringing Black Ice Air Fresheners pictured in the preceding paragraph was sold to a customer in the Northern District of New York, and subsequently was delivered to the customer in this District.

77. This is not the first time Casual Industrees has infringed Plaintiffs' trademarks. In 2013, Plaintiffs discovered that Casual Industrees was selling t-shirts that infringed Plaintiffs' Tree Design Marks. When Plaintiffs confronted Casual Industrees, it promised that it would "never again design, manufacture, procure, import, promote, distribute or sell shirts with designs that are confusingly similar to or an imitation of the Tree Trademarks, without written permission from JSL or CFC." However, as described above, Casual Industrees proceeded to market and sell Infringing Black Ice Air Fresheners.

78. Upon information and belief, Zumiez and Bored Teenager have designed, QPD has produced, and Zumiez has marketed and sold Infringing Black Ice Air Fresheners that feature the following “Black Ice” rack card:



79. Zumiez has also used the term “Black Ice” in the promotional product descriptions of such Infringing Black Ice Air Fresheners on its website.

80. An example of such an Infringing Black Ice Air Freshener that, upon information and belief, was designed by Zumiez and Bored Teenager, and produced by QPD, for sale by Zumiez to consumers in this District and elsewhere is pictured below:



81. Upon information and belief, QPD International sold at least 1,000 units of those Infringing Black Ice Air Fresheners to Zumiez for resale to consumers

in this District and elsewhere. On May 2, 2019, via an online purchase on the Zumiez website at www.zumiez.com, one of those Infringing Black Ice Air Fresheners was sold to a customer in this District, and subsequently was delivered to the customer in this District.

82. Upon information and belief, Diamond Supply has offered for sale, sold and distributed Infringing Black Ice Air Fresheners to Zumiez and other third-party retailers for resale to consumers in the United States, including consumers in this District, that feature “Black Ice” on their packaging as follows:



83. Zumiez has also used the term “Black Ice” in the promotional product descriptions of such Infringing Black Ice Air Fresheners on its website.

84. An example of such an Infringing Black Ice Air Freshener that, upon information and belief, Zumiez and Diamond Supply have offered for sale, sold and distributed is pictured below:



85. On May 2, 2019, via an online purchase on the Zumiez website at www.zumiez.com, the Infringing Black Ice Air Freshener pictured in the preceding paragraph was sold to a customer in the Northern District of New York, and subsequently was delivered to the customer in this District.

86. Plaintiffs have never given Zumiez or any of the other Black Ice Defendants permission to use Plaintiffs' BLACK ICE Marks in the sale or promotion of the Black Ice Defendants' products.

87. The Black Ice Defendants' use of "Black Ice" in connection with the promotion and sale of air fresheners has been, and if continued, is likely to cause confusion, mistake, or deception as to the source or sponsorship of the Black Ice Defendants' products, and to mislead the public into believing that the Black Ice Defendants' products emanate from, are approved or sponsored by, are licensed by, or are in some way associated or connected with Plaintiffs.

88. Upon information and belief, Zumiez and the other Black Ice Defendants were aware of Plaintiffs' famous BLACK ICE Marks prior to their

promotion and sale of the Infringing Black Ice Products, but nevertheless intentionally proceeded with the promotion and sale of the Infringing Black Ice Products with disregard for Plaintiffs' rights.

89. The Black Ice Defendants, by their acts complained of herein, have infringed the BLACK ICE Marks, diluted the unique commercial impression of the BLACK ICE Marks, unfairly competed with Plaintiffs in the marketplace, and otherwise improperly used the reputation and goodwill of Plaintiffs to sell the Black Ice Defendants' goods, which are not connected with, or authorized, approved, licensed, produced, or sponsored by, Plaintiffs.

90. The Black Ice Defendants' aforesaid acts have caused and, if continued, will continue to cause irreparable injury to Plaintiffs, for which they have no adequate remedy at law.

CLAIMS FOR RELIEF

CLAIM I COUNTERFEITING OF A REGISTERED TRADEMARK (Federal)

91. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 90 as if set forth herein.

92. Zumiez and High & Mighty have used spurious marks identical to, or substantially indistinguishable from, Plaintiffs' Tree Design Marks, in connection with the Infringing Tree Design Products.

93. Zumiez and High & Mighty's unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake, or

deception as to the source, origin, affiliation, association, or sponsorship of Defendants' goods and falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by, Plaintiffs.

94. Zumiez and High & Mighty's activities constitute an infringement of the Tree Design Marks in violation of the Lanham Act, 15 U.S.C. § 1114.

95. Zumiez and High & Mighty's acts of infringement have caused injury to Plaintiffs.

96. Zumiez and High & Mighty's use of counterfeit marks in connection with the Infringing Tree Design Products entitles Plaintiffs to a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117(b).

97. Zumiez & High & Mighty's use of counterfeit marks in connection with the Infringing Tree Design Products entitles Plaintiffs to an award of statutory damages per counterfeit mark per type of good sold, offered for sale, or distributed under 15 U.S.C. § 1117(c).

98. Upon information and belief, Zumiez and High & Mighty used counterfeit marks in connection with the Infringing Tree Design Products willfully, so as to justify an award of statutory damages of \$2,000,000 per counterfeit mark per type of good sold, offered for sale, or distributed under 15 U.S.C. § 1117(c)(2).

99. Defendants' acts of trademark counterfeiting, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

CLAIM II
INFRINGEMENT OF A REGISTERED
TRADEMARK
(Federal)

100. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 99 as if set forth herein.

101. Defendants' unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake, or deception as to the source, origin, affiliation, association, or sponsorship of Defendants' goods and to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by, Plaintiffs.

102. Zumiez and High & Mighty's activities constitute an infringement of the Tree Design Marks in violation of the Lanham Act, 15 U.S.C. § 1114.

103. Zumiez and the other Black Ice Defendants' activities constitute an infringement of the BLACK ICE Marks in violation of the Lanham Act, 15 U.S.C. § 1114.

104. Defendants' acts of infringement have caused injury to Plaintiffs.

105. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

106. Defendants' acts of infringement, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

**CLAIM III
TRADEMARK INFRINGEMENT AND
UNFAIR COMPETITION
(Federal)**

107. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 106 as if set forth herein.

108. Defendants' unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake, or deception as to the source, origin or sponsorship of Defendants' goods, or to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by, Plaintiffs.

109. Zumiez and High & Mighty's activities constitute infringement of Plaintiffs' Tree Design Marks, false designations of origin, and unfair competition in violation of 15 U.S.C. § 1125(a).

110. Zumiez and the other Black Ice Defendants' activities constitute infringement of Plaintiffs' BLACK ICE Marks, false designations of origin, and unfair competition in violation of 15 U.S.C. § 1125(a).

111. Defendants' acts of infringement, false designations of origin, and unfair competition have caused injury to Plaintiffs.

112. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

113. Defendants' acts of infringement, false designations of origin, and unfair competition, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

**CLAIM IV
TRADEMARK DILUTION
(Federal)**

114. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 113 as if set forth herein.

115. Plaintiffs are respectively the owner and licensee of the rights in and to Plaintiffs' Tree Design Marks and BLACK ICE Marks that are distinctive and famous among the general consuming public in the United States, and have been famous since long before Defendants engaged in the activities complained of herein.

116. Zumiez and High & Mighty's activities, as set forth above, have been, and if continued, are likely to dilute, impair, tarnish, and blur the distinctive quality of Plaintiffs' famous Tree Design Marks in violation of 15 U.S.C. § 1125(c).

117. Zumiez and the other Black Ice Defendants' activities, as set forth above, have been, and if continued, are likely to dilute, impair, tarnish, and blur the distinctive quality of Plaintiffs' famous BLACK ICE Marks in violation of 15 U.S.C. § 1125(c).

118. Defendants' acts of dilution have caused injury to Plaintiffs.

119. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify a treble award of Defendants' profits, and Plaintiffs' recovery of their attorneys' fees under 15 U.S.C. § 1117.

120. Defendants' acts have caused substantial and irreparable injury to Plaintiffs and, in particular, to their valuable goodwill and the distinctive quality of their famous Tree Design Marks and BLACK ICE Marks and, if continued, will continue to cause substantial and irreparable injury to Plaintiffs for which they have no adequate remedy at law.

**CLAIM V
VIOLATION OF NEW YORK GENERAL
BUSINESS LAW § 360-1**

121. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 120 as if set forth herein.

122. Zumiez and High & Mighty's activities have been, and if continued, are likely to dilute Plaintiffs' distinctive Tree Design Marks, in violation of Plaintiffs' rights under New York General Business Law § 360-1.

123. Zumiez and the other Black Ice Defendants' activities have been, and if continued, are likely to dilute Plaintiffs' distinctive BLACK ICE Marks, in violation of Plaintiffs' rights under New York General Business Law § 360-1.

124. Defendants' violations of New York General Business Law § 360-1 have caused injury to Plaintiffs.

125. Defendants' violations of New York General Business Law § 360-1 have caused, and, if continued, will continue to cause Plaintiffs to sustain irreparable harm, for which Plaintiffs have no adequate remedy at law.

**CLAIM VI
TRADEMARK INFRINGEMENT AND
UNFAIR COMPETITION
(Common Law)**

126. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 125 as if set forth herein.

127. Defendants' unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake or deception as to the source, origin or sponsorship of Defendants' goods, or to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by Plaintiffs.

128. Defendants' activities complained of herein constitute trademark infringement and unfair competition under New York State common law.

129. Defendants' aforesaid violations of New York State common law have caused injury to Plaintiffs.

130. Defendants' aforesaid violations of New York State common law, if continued, will continue to cause Plaintiffs to sustain irreparable injury, for which they have no adequate remedy at law.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs demand judgment against Defendants as follows:

A. That Defendants and their affiliates, officers, agents, servants, employees, successors, and assigns, and all persons in active concert or participation with them who receive actual notice of the injunction order, by personal service or otherwise, be enjoined, preliminarily and permanently, from:

1. Any manufacture, production, sale, import, export, distribution, advertisement, promotion, display, or other exploitation of the Infringing Tree Design Products or the Infringing Black Ice Products;

2. Any use of Plaintiffs' Tree Design Marks, BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto, in connection with any goods or services;

3. Committing any other acts that infringe or dilute Plaintiffs' Tree Design Marks or BLACK ICE Marks; and

4. Committing any other acts calculated or likely to cause consumers to believe that Defendants or their goods or services are in any manner connected, affiliated, or associated with or sponsored or approved by Plaintiffs.

B. Pursuant to 15 U.S.C. § 1118, that Defendants deliver to Plaintiffs for destruction all units of the Infringing Tree Design Products, the Infringing Black Ice Products, and all materials (including without limitation all advertisements, promotional materials, brochures, signs, displays, packaging, labels, and/or website materials) within their possession, custody or control, either directly or indirectly, that display or incorporate the Tree Design Marks, BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto;

C. Pursuant to 15 U.S.C. § 1116, that Defendants file with the Court and serve on counsel for Plaintiffs within thirty (30) days after the entry of final judgment, a report in writing and under oath setting forth in detail the manner and form in which they have complied with paragraphs A and B above;

D. Pursuant to 15 U.S.C. § 1117(a), that Defendants be directed to account to Plaintiffs for all gains, profits and advantages derived from Defendants' wrongful acts;

E. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants three times the amount of Defendants' profits;

F. Pursuant to 15 U.S.C. § 1117(b), that Plaintiffs recover from Zumiez and High & Mighty three times Zumiez's and High & Mighty's profits;

G. Pursuant to 15 U.S.C. § 1117(c), that Plaintiffs recover from Zumiez and High & Mighty applicable statutory damages, if elected by Plaintiffs;

H. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants their attorneys' fees and costs in this action;

I. Pursuant to 15 U.S.C. § 1117(b), that Plaintiffs recover from Zumiez and High & Mighty their attorneys' fees and costs in this action;

J. That Plaintiffs recover prejudgment interest; and

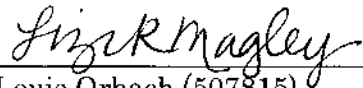
K. That Plaintiffs be awarded such other and further relief as the Court may deem equitable and proper.

JURY DEMAND

Plaintiffs demand trial by jury.

Dated: November 11, 2019

BOND, SCHOENECK & KING, PLLC

By: 

Louis Orbach (507815)

Liza R. Magley (519849)

One Lincoln Center

Syracuse, NY 13202

Telephone: (315) 218-8000

E-mail: lorbach@bsk.com

E-mail: lmagley@bsk.com

Attorneys for Plaintiffs

Settlement Agreement

This Settlement Agreement (the “**Agreement**”) is made effective April 27, 2020 (“**Effective Date**”) between

Julius Sämann Ltd., Bermuda and **CAR-FRESHNER Corporation**, Watertown, NY (collectively “**CFC**”);

And the following parties separately and individually:

- Bored Teenager LLC, Encino, CA (“**BTL**”);
- Casual Industrees LLC, Seattle, WA (“**Casual**”)
- QPD International, Inc., El Monte, CA (“**QPD**”);
- Diamond Supply Company, Los Angeles, CA (“**Diamond**”);
- TheHighandMighty LLC, Peoria, AZ (“**High**”); and
- Zumiez Inc., Lynnwood, WA (“**Zumiez**”).

These 6 parties are referred to herein collectively as “**Defendants**”.

All above entities are referred to herein individually as “**Party**” and collectively as the “**Parties**”.

Whereas

- A. CFC owns the intellectual property related to the famous Tree design and BLACK ICE marks including the following representative U.S. Trademark Registrations as well as their international counterparts (collectively the “**IP**”):

U.S. Tree Design Registrations	U.S. BLACK ICE Registrations
0719498	3126834
1131617	4221968
1726888	5437288
1781016	
1791233	
1942464	
2741364	
3766310	
4592854	
4912355	
5055892	

- B. BTL designed, procured, and licensed the air freshener shown below, which used “Black Ice” without permission (the “**BTL Product**”):



- C. QPD manufactured the BTL Product.
- D. Casual designed, procured, and sold the products pictured below, which used “Black Ice” without permission (the “**Casual Products**”):



- E. Diamond procured, promoted, distributed and/or sold the air freshener pictured below, which used “Black Ice” without permission (the “**Diamond Product**”):



- F. High procured, promoted, distributed and/or sold the air freshener and t-shirt pictured below, which used designs confusingly similar to the IP (the “**High Products**”):



G. The products referenced in paragraphs B-F above are collectively referred to herein as the **“Disputed Products”**.

H. Zumiez sold the Disputed Products.

I. CFC filed a lawsuit in the U.S. District Court for the Northern District of New York (Civil Action No. 5:19-cv-1388 (BKS/TWD))(the **“Lawsuit”**) against the Defendants.

J. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. BTL, Zumiez, and QPD, each with respect to itself and solely on its own behalf, represent and warrant the following:
 - a. Zumiez procured from BTL and QPD manufactured no more than 1,250 units of the BTL Product, and Zumiez distributed 832 of those units. Zumiez has 377 units remaining in inventory. BTL and QPD have 0 units remaining in inventory.
 - b. BTL and Zumiez contracted QPD to produce the BTL Product and these items were manufactured at QPD’s facility in Taiwan.
 - c. BTL, Zumiez, and QPD have stopped manufacturing, procuring, promoting, selling and/or distributing the BTL Product.
 - d. BTL has not manufactured, designed, procured, promoted, stored, distributed, and/or sold any products, other than the BTL Product, that use or are confusingly similar to the IP.
 - e. On one occasion in 2015, QPD offered to Zumiez air fresheners which used “Black Ice” without permission and Tree-shaped air fresheners which were confusingly similar to the IP. Zumiez did not purchase these air fresheners from QPD, and QPD did not manufacture them. Other than this one occasion and its involvement with the BTL Product, QPD has not manufactured, designed, procured, promoted, stored, distributed, and/or sold any products that use or are confusingly similar to the IP.
 - f. BTL, Zumiez, and QPD will never again manufacture, design, procure, promote, store, distribute, and/or sell any products infringing the IP, nor shall BTL, Zumiez or QPD use the IP to promote its products.

2. Casual represents and warrants the following:

- a. Casual procured no more than 8,400 units of the Casual Products, from SHAirfresheners.com, distributed 6,530 units, and has 1,870 units remaining in inventory.
- b. The Casual Products were sold only through Casual's own website and to Zumiez.
- c. Casual has stopped manufacturing, designing, procuring, promoting, distributing and/or selling the Casual Products or any other products confusingly similar to the IP.
- d. Other than the Casual Products and t-shirts about which Casual and CFC corresponded in 2013, Casual has not manufactured, designed, procured, promoted, stored, distributed and/or sold any products that use or are confusingly similar to the IP.
- e. Casual will never again manufacture, design, procure, promote, store, distribute and/or sell any products infringing the IP, nor shall Casual use the IP to promote its products.

3. Diamond represents and warrants the following:

- a. That it procured the Diamond Product from Zhongshan Artigifts Premium Co. Ltd, China.
- b. Diamond procured no more than 5,250 units of the Diamond Product, distributed 4,351 units, and has 0 units remaining in inventory.
- c. Diamond destroyed 899 units of the Diamond Product.
- d. Diamond has stopped manufacturing, designing, procuring, promoting, storing, distributing and/or selling the Diamond Product or any other products confusingly similar to the IP.
- e. Diamond has not manufactured, designed, procured, promoted, stored, distributed and/or sold any products, other than the Diamond Product, that use or are confusingly similar to the IP.
- f. Diamond will never again manufacture, design, procure, promote, store, distribute and/or sell any products infringing the IP, nor shall Diamond use the IP to promote its products.

4. High represents and warrants the following:

- a. That it procured the High Products from Shenzhen Mysafety Technology Co., China.
- b. High procured no more than 300 units of the High Products, distributed 243 units, and has 48 units remaining in inventory.
- c. High has stopped manufacturing, designing, procuring, promoting, distributing and/or selling the High Products or any other products confusingly similar to the IP.

- d. High has not manufactured, designed, procured, promoted, stored, distributed and/or sold any products, other than the High Products, that use or are confusingly similar to the IP.
 - e. High will never again manufacture, design, procure, promote, store, distribute and/or sell any products infringing the IP, nor shall High use the IP to promote its products.
5. Zumiez represents and warrants the following:
- a. Zumiez distributed 832 units of the BTL Product and has 377 units remaining in inventory.
 - b. Zumiez sold 5,972 units of the Casual Products and has 528 units remaining in inventory.
 - c. Zumiez sold 2,421 units of the Diamond Product and has 0 units remaining in inventory.
 - d. Zumiez sold 243 units of the High Products and has 0 units remaining in inventory.
 - e. Zumiez has stopped manufacturing, designing, procuring, promoting, distributing and/or selling the Disputed Products or any other products confusingly similar to the IP.
 - f. Zumiez has not manufactured, designed, procured, promoted, stored, distributed and/or sold any products, other than the Disputed Products, that use or are confusingly similar to the IP.
 - g. Zumiez will never again manufacture, design, procure, promote, store, distribute and/or sell any products infringing the IP, nor shall Zumiez use the IP to promote its products.
6. Within 30 calendar days of the Effective date, Defendants shall:
- a) Pay CFC the following:
 - i. Diamond: \$17,000
 - ii. High: \$3,000.00
 - iii. Casual: \$19,288.49
 - iv. Zumiez, Bored and QPD: \$2,659.96
- Late payment shall incur the maximum interest rate permitted under relevant law.
- b) Destroy, at their own separate expense, any remaining inventory of their respective Disputed Products and any promotional materials for the Disputed Products.
 - c) Provide CFC written confirmation that the obligation outlined in paragraph 6(b) has been completed.

7. The Defendants acknowledge the validity, fame, and CFC's ownership of the IP and agree to never challenge it.
8. Subject to the accuracy of each Party's representations and its compliance with the terms herein, respectively, CFC forever releases each Party, respectively, from all claims, liabilities, and obligations related to the respective Disputed Products arising or accrued up to and including the Effective Date. Within 14 calendar days of the parties' compliance with paragraph 6 above, the parties shall file a stipulation of dismissal with prejudice of the Lawsuit.
9. In any action to enforce this Agreement, the prevailing party in such action shall be entitled to recover from the other party or parties reasonable attorneys' fees and costs incurred by the prevailing party in connection with such action, including any appeal thereof. This shall not restrict any party in seeking any other remedies available to it.
10. This Agreement shall benefit and be binding globally upon each Party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
11. This is the whole Agreement between the Parties related to this matter. Any changes shall not be valid unless in writing and signed by the relevant Parties.
12. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
13. No delay or omission by any Party shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
14. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and the Parties consent to the jurisdiction of such court and waive any objections to venue. CFC may also bring action in Defendants' jurisdiction.
15. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
16. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

For Bored Teenager LLC

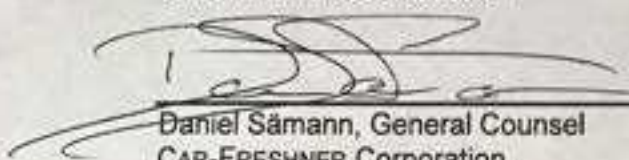
Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

Printed Name:
Title:

7. The Defendants acknowledge the validity, fame, and CFC's ownership of the IP and agree to never challenge it.
8. Subject to the accuracy of each Party's representations and its compliance with the terms herein, respectively, CFC forever releases each Party, respectively, from all claims, liabilities, and obligations related to the respective Disputed Products arising or accrued up to and including the Effective Date. Within 14 calendar days of the parties' compliance with paragraph 6 above, the parties shall file a stipulation of dismissal with prejudice of the Lawsuit.
9. In any action to enforce this Agreement, the prevailing party in such action shall be entitled to recover from the other party or parties reasonable attorneys' fees and costs incurred by the prevailing party in connection with such action, including any appeal thereof. This shall not restrict any party in seeking any other remedies available to it.
10. This Agreement shall benefit and be binding globally upon each Party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
11. This is the whole Agreement between the Parties related to this matter. Any changes shall not be valid unless in writing and signed by the relevant Parties.
12. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
13. No delay or omission by any Party shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
14. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and the Parties consent to the jurisdiction of such court and waive any objections to venue. CFC may also bring action in Defendants' jurisdiction.
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16. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

For Bored Teenager LLC



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

Printed Name:
Title:

7. The Defendants acknowledge the validity, fame, and CFC's ownership of the IP and agree to never challenge it.
8. Subject to the accuracy of each Party's representations and its compliance with the terms herein, respectively, CFC forever releases each Party, respectively, from all claims, liabilities, and obligations related to the respective Disputed Products arising or accrued up to and including the Effective Date. Within 14 calendar days of the parties' compliance with paragraph 6 above, the parties shall file a stipulation of dismissal with prejudice of the Lawsuit.
9. In any action to enforce this Agreement, the prevailing party in such action shall be entitled to recover from the other party or parties reasonable attorneys' fees and costs incurred by the prevailing party in connection with such action, including any appeal thereof. This shall not restrict any party in seeking any other remedies available to it.
10. This Agreement shall benefit and be binding globally upon each Party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
11. This is the whole Agreement between the Parties related to this matter. Any changes shall not be valid unless in writing and signed by the relevant Parties.
12. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
13. No delay or omission by any Party shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
14. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and the Parties consent to the jurisdiction of such court and waive any objections to venue. CFC may also bring action in Defendants' jurisdiction.
15. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
16. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Samann Ltd. and
CAR-FRESHNER Corporation

For Bored Teenager LLC



Daniel Samann, General Counsel
CAR-FRESHNER Corporation

Printed Name: rachael anderson
Title: owner

For Zumiez Inc.



Printed Name: Chris Visser
Title: Chief Legal Officer

For QPD International, Inc.

Printed Name:
Title:

For Diamond Supply Company

Printed Name: Geoff Hongthong
Title: Chief Finance Officer/Controller

For TheHighandMighty LLC

Printed Name: Zac McDonald
Title: Owner

For Casual Industrees, LLC

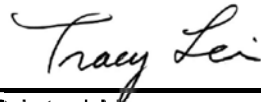
Printed Name: Dan Reid
Title: Owner

For Zumiez Inc.

Printed Name:

Title:

For QPD International, Inc.



Printed Name: Tracy Lei

Title: Manager

For Diamond Supply Company

Printed Name: Geoff Hongthong

Title: Chief Finance Officer/Controller

For TheHighandMighty LLC

Printed Name: Zac McDonald

Title: Owner

For Casual Industrees, LLC

Printed Name: Dan Reid

Title: Owner

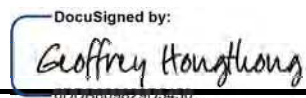
For Zumiez Inc.

Printed Name:
Title:

For QPD International, Inc.

Printed Name:
Title:

For Diamond Supply Company

DocuSigned by:


Printed Name: Geoff Hongthong
Title: Chief Finance Officer/Controller

For TheHighandMighty LLC

Printed Name: Zac McDonald
Title: Owner

For Casual Industrees, LLC

Printed Name: Dan Reid
Title: Owner

For Zumiez Inc.

Printed Name:
Title:

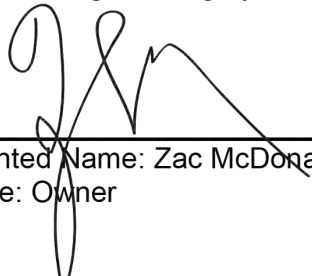
For QPD International, Inc.

Printed Name:
Title:

For Diamond Supply Company

Printed Name: Geoff Hongthong
Title: Chief Finance Officer/Controller

For TheHighandMighty LLC



Printed Name: Zac McDonald
Title: Owner

For Casual Industrees, LLC

Printed Name: Dan Reid
Title: Owner

For Zumiez Inc.

Printed Name:
Title:

For QPD International, Inc.

Printed Name:
Title:


For Diamond Supply Company

Printed Name: Geoff Hongthong
Title: Chief Finance Officer/Controller

For TheHighandMighty LLC

Printed Name: Zac McDonald
Title: Owner

For Casual Industrees, LLC



Printed Name: Dan Reid
Title: Owner

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

CAR-FRESHNER CORPORATION and JULIUS
SAMANN LTD,

Plaintiffs,

vs.

5:19-CV-1388 (BKS/TWD)

ZUMIEZ, INC.; BORED TEENAGER LLC;
CASUAL INDUSTRIES LLC, DIAMOND SUPPLY
COMPANY, QPD INTERNATIONAL INC. and
THEHIGHANDMIGHTY LLC,

Defendants.

ORDER OF DISMISSAL BY REASON OF SETTLEMENT

The Court has been advised by counsel that this action has been settled, or is in the process of being settled (Dkt. No. 51). A review of the Court's docket indicates that no infant or incompetent is a party to this action. Accordingly, pursuant to N.D.N.Y. L.R. 68.2(a), it is hereby

ORDERED as follows:

- (1) The above-captioned case is hereby dismissed and discontinued in its entirety, without costs, and without prejudice to the right of any party to reopen this action within thirty (30) days of the date of this Order if the settlement is not consummated.
- (2) Any application to reopen this case must be filed within thirty (30) days of the date of this Order. An application to reopen filed after the expiration of that thirty-day period,

JSL 004363

unless it is extended by the Court prior to its expiration, may be summarily denied solely on the basis of untimeliness.

- (3) If the parties wish for the Court to retain ancillary jurisdiction for the purpose of enforcing any settlement agreement, they must submit a request that the Court retain jurisdiction over enforcement of the agreement, or submit the agreement to the Court for incorporation of its terms into an Order retaining jurisdiction, within the above referenced thirty (30) day for reopening this matter.
- (4) The dismissal of the above-captioned action shall become with prejudice on the thirty-first day following the date of this Order, unless any party moves to reopen this case within thirty (30) days of the date of this Order upon a showing that the settlement was not consummated, or the Court extends the thirty (30) day period prior to its expiration.
- (5) The Clerk of the Court is respectfully directed to close this case and forward a copy of this Order to the parties pursuant to the Court's local rules.

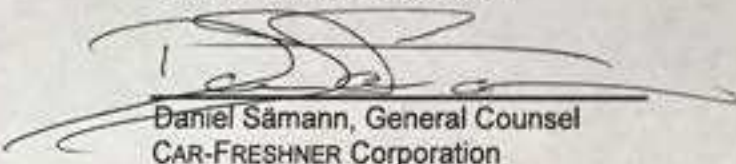
Dated: May 7, 2020
Syracuse, New York


Brenda K. Sannes
U.S. District Judge

7. The Defendants acknowledge the validity, fame, and CFC's ownership of the IP and agree to never challenge it.
8. Subject to the accuracy of each Party's representations and its compliance with the terms herein, respectively, CFC forever releases each Party, respectively, from all claims, liabilities, and obligations related to the respective Disputed Products arising or accrued up to and including the Effective Date. Within 14 calendar days of the parties' compliance with paragraph 6 above, the parties shall file a stipulation of dismissal with prejudice of the Lawsuit.
9. In any action to enforce this Agreement, the prevailing party in such action shall be entitled to recover from the other party or parties reasonable attorneys' fees and costs incurred by the prevailing party in connection with such action, including any appeal thereof. This shall not restrict any party in seeking any other remedies available to it.
10. This Agreement shall benefit and be binding globally upon each Party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
11. This is the whole Agreement between the Parties related to this matter. Any changes shall not be valid unless in writing and signed by the relevant Parties.
12. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
13. No delay or omission by any Party shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
14. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and the Parties consent to the jurisdiction of such court and waive any objections to venue. CFC may also bring action in Defendants' jurisdiction.
15. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
16. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

For Bored Teenager LLC



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

Printed Name:
Title:

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and JULIUS
SÄMANN LTD.,

Plaintiffs,

v.

ZUMIEZ INC., BORED TEENAGER LLC, CASUAL
INDUSTRIES LLC, DIAMOND SUPPLY COMPANY,
QPD INTERNATIONAL INC., and
THEHIGHANDMIGHTY LLC,

Defendants.

**STIPULATION OF
DISMISSAL WITH
PREJUDICE**

Civil Action No.

5:19-cv-01388 (BKS/TWD)

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-captioned action, that whereas no party hereto is an infant or an incompetent person, the above-captioned action be, and the same hereby is, dismissed in its entirety with prejudice, without costs, attorneys' fees, expenses, or disbursements to any party as against another, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: May 29, 2020

BOND, SCHOENECK & KING, PLLC

By: s/ Liza R. Magley
Louis Orbach (507815)
Liza R. Magley (519849)
One Lincoln Center
Syracuse, New York 13202-1355
Telephone: (315) 218-8000
Email: orbachl@bsk.com
Email: lmagley@bsk.com

Attorneys for Plaintiffs

Dated: May 29, 2020

RITHOLZ LEVY FIELDS LLP

By: s/ Jenna Harris
Peter Fields
Jenna Harris
235 Park Avenue South
Ste 3rd Floor
New York, NY 10003
Telephone: (212) 448-1800
Email: fields@rlflfp.com

1221 6th Ave N
Nashville, TN 37208
Telephone: (615) 250-3939
Email: jharris@rlflfp.com

*Attorneys for Defendants Diamond
Supply Company and
TheHighandMighty LLC*

Dated: May 29, 2020

FOSTER GARVEY P.C.

By: s/ Kara Marie Steger
Kara Marie Steger
100 Wall Street
Ste 20th Floor
New York, NY 10005
Email: kara.steger@foster.com

*Attorneys for Defendants Zumiez, Inc.,
Bored Teenager LLC, and QPD
International*

Dated: May 29, 2020

REID COLLINS & TSAI LLP

By: s/ Sean D. Johnson
William Thomas Reid, IV
Sean D. Johnson
1301 S. Capital of Texas Highway
Ste C300
Austin, TX 78746
Telephone: (512) 647-6100
Email: wreid@rctlegal.com
Email: sjohnson@reidcollins.com

*Attorneys for Defendant Casual
Industrees LLC*



Cowan, Liebowitz & Latman, P.C.
114 West 47th Street
New York, NY 10036-1525

(212) 790-9200 Tel
(212) 575-0671 Fax
www.cll.com

Jonathan Z. King
(212) 790-9238
jzk@cll.com

December 5, 2018

By Email - hhughes@gsblaw.com

Hillary H. Hughes, Esq.
Garvey Schubert Barer, P.C.
100 Wall Street, 20th Floor
New York, NY 10005-3708

Re: Infringement of Tree Design Marks

Dear Ms. Hughes:

Our firm represents CAR-FRESHNER Corporation ("CFC") and Julius Sämann Ltd. ("JSL") in intellectual property matters. We are writing to you as the listed correspondent for certain trademark applications and registrations in the name of Kirill Bichutsky. One such mark, KIRILL WAS HERE (U.S. Reg. No. 4767137), is closely associated with and advertised on Mr. Bichutsky's commercial website, located at www.lindafinegold.com, which has sold goods infringing our clients' valuable trademarks. We accordingly address our concerns to you in the first instance, but if our clients' claims should be directed elsewhere, please inform us promptly. The facts are as follows.

Since the early 1950s, CFC and its predecessors have manufactured and distributed the world famous LITTLE TREES air fresheners in connection with an abstract Tree design (the "Tree Design Marks") under license from JSL and its predecessors. Images of various different iterations of the Tree Design Marks, all featuring the now famous Tree silhouette, appear below:



The Tree Design Marks comprise the configuration of LITTLE TREES air fresheners and operate as CFC's logo, appearing on packaging, marketing materials, signage, websites, and a variety of licensed merchandise, such as luggage tags, stickers, pens, apparel, and handbags. Products

EXHIBIT 7
(Part 4 of 4)

Cowan, Liebowitz & Latman, P.C.
Hillary H. Hughes, Esq.
Garvey Schubert Barer, P.C.
December 5, 2018
Page 2

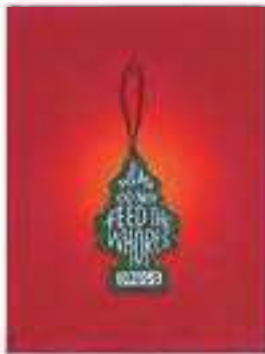
bearing the Tree Design Marks are sold in most countries throughout the world, circulate in quantities of hundreds of millions of units annually in the U.S. market, and have become icons of American commerce. As a result of the decades of time and expense our clients have expended in promoting the Tree Design Marks and the longstanding commercial success of products that bear those marks, the Tree Design Marks have become famous for high quality products sold by CFC, and consumers have come to identify the Tree Design Marks solely with our clients.

Our clients vigilantly protect and enforce the Tree Design Marks through actions in the courts and the Trademark Trial and Appeal Board. JSL owns numerous U.S. Trademark Registrations for the Tree Design Marks, including Registration Nos. 719498, 1781016, 1791233, 2741364, 3766310, 4592854, and 5055892, in International Classes 3, 5, 16, 18, 25 and 28, most of which are incontestable pursuant to 15 U.S.C. § 1065.

In November, our client learned that Mr. Bichutsky was offering “car air fresheners” (the “Infringing Products”) along with any purchase from his website, as illustrated by the Instagram post pictured below:



Note that the pictured “car air freshener” is an exact replica of the Tree Design Marks as used in genuine LITTLE TREES air fresheners, save for inclusion of the “Please Do Not Feed The Whores Drugs” tagline. Further investigation revealed that the www.lindafinegold.com website offered these Infringing Products for sale later in November and that these items quickly sold out. The original and current listing appear below:



Physical samples of the Infringing Product confirm that Mr. Bichutsky's copying of our clients' famous Tree Design Marks is nearly exact in shape and dimension. He obviously was at pains to make the Infringing Products as near a counterfeit as possible:



The distribution of such flagrant knock-offs of our clients' Tree Design Marks and LITTLE TREES air fresheners will inevitably confuse consumers into believing that the Infringing Products are authorized or licensed by our clients, or are in some fashion connected to affiliated with our clients and their famous products. The Infringing Products likewise dilute the Tree Design Marks by blurring their distinctive quality and tarnishing them by association with deliberately vulgar and negative messaging and imagery. The use of the Tree Design Marks to communicate an entirely unrelated message of Mr. Bichutsky's choice is gratuitous and unlawful. Such conduct constitutes trademark infringement, trademark dilution, unfair competition and false designations of origin in violation of the Lanham Act, 15 U.S.C. § 1051, *et seq.*, and corresponding state law, and subjects Mr. Bichutsky to preliminary and permanent injunctive relief, damages in an amount that may be trebled, and attorney's fees.

Cowan, Liebowitz & Latman, P.C.
Hillary H. Hughes, Esq.
Garvey Schubert Barer, P.C.
December 5, 2018
Page 4

Our clients accordingly demand that Mr. Bichutsky immediately undertake the following:

1. Cease any further manufacturing, distribution, sale, marketing, promotion, display, or other exploitation of the Infringing Products or any other products, advertisements, or materials that are confusingly similar to the Tree Design Marks.
2. Remove any images of the Infringing Products, or any other products advertisements, or materials that are confusingly similar to the Tree Design Marks, from websites, social media accounts, or other online locations within Mr. Bichutsky's control.
3. Confirm in writing that he will not in the future manufacture, distribute, sell, market, promote, display, or otherwise exploit in any way the Infringing Products or any other products, advertisements, or materials that are confusingly similar to the Tree Design Marks.

We ask that you (or any other authorized legal representative for Mr. Bichutsky) get back to us no later than December 14, 2018, failing which our clients will take such further steps as are necessary to protect their valuable intellectual property.

This letter is written without prejudice to any of our clients' rights, remedies or defenses, all of which are expressly reserved.

Sincerely,



Jonathan Z. King

Settlement Agreement

This Agreement is made effective March 14, 2019 ("Effective Date") between

Julius Sämann Ltd., Bermuda represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "CFC"); and

Kirill Bichutsky, New York, NY and **KWH Merchandising Inc.**, Valley Village, CA (collectively the "Bichutsky Parties")

Whereas

- A. CFC owns all intellectual property rights related to the famous LITTLE TREES products (the "IP"), including the representative U.S. registered trademarks below:



TM Reg. No. 719.498 TM Reg. No. 1.781.016 TM Reg. No. 1.791.233 TM Reg. No. 3.766.310

- B. The Bichutsky Parties design, procure, promote, distribute, and sell the air fresheners pictured below, which are confusingly similar to the IP ("Infringing Products");



- C. The Bichutsky Parties represent that they procured 12,000 units of Infringing Products from Cangnan Corey Paper & Plastic Products Factory in China, distributed 4,300 units, and have 7,700 units remaining in inventory; and
- D. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. The Bichutsky Parties shall immediately stop procuring, promoting, offering, selling, or distributing the Infringing Products or any other products confusingly similar to the IP.
2. Within 7 calendar days of the Effective Date, the Bichutsky Parties shall:
 - a. Send CFC all documentation related to their procurement and distribution of the Infringing Products including invoices;
 - b. Send, at their own expense, their inventory of Infringing Products and any promotional materials for the Infringing Products, to CFC's representative for disposal; and
 - c. Jointly and severally pay CFC \$4,500. Late payment shall incur the maximum interest rate permitted under relevant law.
3. The Bichutsky Parties shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, nor shall the Bichutsky Parties use the IP or designs resembling the IP to promote their products.

4. The Bichutsky Parties acknowledge the validity, fame, and CFC's ownership of the IP, and agree to never challenge it.
5. Subject to the terms of this Agreement, the Bichutsky Parties acknowledge that the Infringing Products infringe the IP.
6. Subject to the accuracy of the Bichutsky Parties' representations and compliance with this Agreement, CFC releases them from all claims and obligations related to the Infringing Products up to the Effective Date.
7. If either of the Bichutsky Parties breaches this Agreement, that party shall pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
8. This Agreement shall benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
9. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
10. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
11. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
12. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the New York State courts of Jefferson County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in the jurisdiction of the Bichutsky Parties.
13. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
14. Each signatory represents that they have authority sufficient to bind the parties on whose behalf they are executing the Agreement.


For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation
Abbie Brinson Woodruff,
Legal Coordinator

Individually


Kirill Bichutsky

For KWH Merchandising Inc.


Kirill Bichutsky, CEO
KWH Merchandising Inc.



November 2, 2021

Subject: Certificate of Destruction

This letter is to certify that the remaining 13,509 units of the product in dispute between Car-Freshener Corporation and Ethika, Inc. has been disposed of as of November 2nd, 2021.

Sincerely,

A handwritten signature in black ink that reads 'Taylor Black'.

Taylor Black
Paralegal

JSL 004374

Settlement Agreement

This Agreement is made effective November 2nd, 2021 ("Effective Date") between Julius Sämann Ltd., Bermuda, and CAR-FRESHNER Corporation, Watertown, NY, USA (collectively "CFC"); and Ethika Inc., San Clemente, CA, USA, ("Ethika")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES products (the "IP"), including the representative U.S. registered trademarks below:



U.S. TM Reg. No.
2.741.364

ROYAL PINE
(word)

U.S. TM Reg. No.
1.990.038



U.S. TM Reg. No.
3.766.310

- B. Ethika designs, procures, stores, promotes, distributes, and/or sells the products pictured below, which are confusingly similar to the IP ("Disputed Products"); and



- C. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. Ethika represents and warrants that it:
 - a. Procured 23,552 units of Disputed Products from a company in China that produces products exclusively for Ethika;
 - b. Distributed 10,043 units of the Disputed Products and has 13,509 units remaining in inventory, including units obtained as part of Ethika's recall;
 - c. Has stopped designing, procuring, promoting, distributing, and/or selling the Disputed Products;

- d. Has not manufactured, designed, procured, stored, promoted, distributed, and/or sold any products, other than the Disputed Products, that use or are confusingly similar to the IP;
 - e. Will never again manufacture, design, procure, store, promote, distribute and/or sell any products infringing the IP, nor will Ethika use the IP or designs resembling the IP to promote its products; and
 - f. Has completed a recall of the Disputed Products from its customers.
- 2. Within 14 calendar days of the Effective Date, Ethika will:
 - a. Pay CFC \$100,000.00. Late payment will incur the maximum interest rate permitted under relevant law.
 - b. Provide CFC with proof of the number of units of the Disputed Products that Ethika procured, distributed, and recalled.
 - c. Destroy its remaining inventory of 13,509 units of the Disputed Products that includes all of the units obtained as a part of its recall.
- 3. Ethika acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge these.
- 4. The parties shall take commercially reasonable steps to keep the terms of this Agreement confidential, except that either party may disclose the Agreement (1) to enforce its terms, (2) to its accountants, attorneys, advisors, and to comply with any professional reporting obligations, (3) in response to a request in a legal proceeding, and/or (4) as otherwise ordered by a court or required by law.
- 5. Subject to the accuracy of Ethika's representations and its compliance with the terms herein, CFC releases it from all claims and obligations related to the Disputed Products up to the Effective Date. Additionally, and subject to the same conditions, CFC releases Ethika's customers from all claims and obligations related to their sale and distribution of the Disputed Products.
- 6. If Ethika breaches this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys' fees associated with enforcing this Agreement. This will not restrict CFC in seeking any other remedies available to it.
- 7. This Agreement will benefit and be binding globally upon each party's owners, employees, subsidiaries, affiliates, successors, and assigns. No party to this Agreement shall assist any other person or entity to engage in conduct which would be a breach of this Agreement if undertaken by that party.
- 8. This is the whole Agreement between the parties related to this matter. Any changes will not be valid unless in writing and signed by the parties.
- 9. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions will be valid. The invalid provision will be replaced with a valid provision which comes commercially closest to the one agreed upon.
- 10. No delay or omission by CFC will operate as a waiver of a right under this Agreement. A waiver on any one or more occasions will not be construed as a waiver of any right or remedy on any future occasion.
- 11. This Agreement will be construed in accordance with, and its performance governed by, New York law. Any dispute will be brought in the New York State courts of Jefferson

County, or, if jurisdiction exists, the United States District Court for the Northern District of New York, and each party consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action Ethika's jurisdiction.

12. This Agreement may be executed in counterparts. Electronic and paper copies will be deemed to have the same force and effect as an original.
13. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation



Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For Ethika Inc.



Printed Name: Matthew Cook
Title: CEO

Settlement Agreement

This Agreement is made effective August 29, 2017 ("Effective Date") between **Julius Sämann Ltd.**, Bermuda represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA ("collectively **CFC**"); and **The Green Solution, LLC**, Denver, CO, ("**TGS**")

Whereas,

- A. CFC owns the intellectual property related to the design of the famous LITTLE TREES brand Tree-shaped air fresheners (the "**IP**"), including the representative registered trademarks below:



TM Reg. No.
0.719.498



TM Reg. No.
1.791.233



TM Reg. No.
1.781.016



TM Reg. No.
3.766.310

- B. TGS designed, procured, promoted, distributed, and sold the products pictured below, which are confusingly similar to the IP ("**Disputed Products**");



- C. TGS represents that it procured no more than 2,000 units of the Disputed Products, distributed no more than 1,200 units and has no more than 800 units remaining in inventory;
- D. TGS represents that it has ceased promoting, selling and distributing the Disputed Products; and
- E. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. TGS acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge it or to attempt to register any tree-shaped design or other design similar to the IP for competing products.
2. Within 7 calendar days of the Effective Date, TGS shall:
 - a. Send CFC representative documentation related to its procurement and distribution of the Disputed Products including invoices;

- b. Send CFC information identifying the manufacturer and distributor of the Disputed Products; and
 - c. Pay CFC \$10,000. Late payment shall incur the maximum interest rate permitted under relevant law.
3. Within 10 calendar days of the Effective Date, TGS shall at its own expense, arrange for the destruction of its remaining inventory of the Disputed Products and provide CFC with certification verifying this destruction.
4. TGS shall never again design, procure, store, promote, offer, distribute or sell any products infringing the IP, including any tree-shaped air fresheners, nor shall TGS use the IP or designs resembling the IP to promote its products.
5. Subject to TGS' representations and compliance with this Agreement, CFC shall release it from all obligations related to the Disputed Products up to the Effective Date.
6. If TGS breaches this Agreement, it will pay CFC \$10,000 per breach, \$1 per infringing product sold, and reasonable attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
7. This Agreement shall benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
8. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
9. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
10. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
11. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the Federal Courts of New York State courts and TGS consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in TGS' jurisdiction.
12. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
13. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For The Green Solution, LLC


Printed Name: Kyle Spickell
Title: Co-CEO

Leah Waite-Holland

From: Leah Waite-Holland
Sent: Thursday, August 18, 2016 3:19 PM
To: 'shop@hufworldwide.com'
Cc: 'mike@hufworldwide.com'
Subject: Infringing Product

Dear Mr. Baek,

I write on behalf of LITTLE TREES Legal, the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand which have been sold since 1952. This brand is protected by trademark registrations, trade dress, and copyright. Pictured below are images of our trade dress, as well as a US copyright registration (collectively "the IP").



Trade Dress Pre-2015



Trade Dress 2015-Present



Copyright Reg. No.
VA 1-739-626
Reg: Date: Oct 1, 2010

We recently learned that HUF Distribution Corporation is manufacturing, promoting, distributing, and selling air fresheners in packaging that is confusingly similar and substantially similar to the IP. A representative image is included below for your reference.



In order to resolve this matter amicably, please contact me by **September 1, 2016**. I may be contacted via telephone at (315) 221-7485 (direct) or via email at lwaite-holland@littletrees.com.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

Settlement Agreement

This Agreement is made effective September 6, 2016, ("Effective Date") between **Julius Sämann Ltd.**, Bermuda represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "CFC"); and **HUF Worldwide, LLC**, Los Angeles, CA, USA ("HUF")

Whereas

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand air fresheners, including the registered trademarks, trade dress, and copyright registrations below (collectively the "IP");



Trade Dress



Trade Dress



Copyright Reg. No.
VA 1-739-626
Reg. Date: Oct 1, 2010



US Reg. No.
1.781.016

- B. HUF designed, manufactured, procured, promoted, distributed and/or sold hanging air fresheners in a packaging that was confusingly similar and substantially similar to the IP (collectively "Infringing Products"). Representative samples are included below ;




- C. HUF represents that it manufactured and/or procured no more than 15,000 Infringing Products and distributed no more than 11,000 Infringing Products through wholesalers and its retail stores around the world; and
- D. The parties wish to settle this matter amicably on a global basis.

Therefore the parties agree as follows:

1. HUF acknowledges the validity of the IP, and agrees to never challenge it.
2. HUF acknowledges that the Infringing Products are confusingly similar and substantially similar to the IP.

3. Within 30 calendar days of the Effective Date, HUF shall recall unsold Infringing Products from its direct retail and wholesale customers, at which time it shall inform CFC in writing that it has done so. HUF may then repackage these air fresheners so that they are no longer confusingly or substantially similar to the IP.
4. Within 7 calendar days of the Effective Date, HUF shall pay to CFC \$25,000 via wire transfer.
5. HUF shall never again manufacture, procure, store, promote, offer, distribute or sell any Infringing Products or any other products confusingly similar to the IP.
6. In the event of a breach of this Agreement by HUF, CFC shall be entitled to recover from HUF their reasonable attorneys' fees, costs and expenses in connection with its enforcement.
7. Subject to HUF's representations herein and compliance with this agreement, CFC releases HUF from all obligations and claims related to the Infringing Products up to the Effective Date.
8. This Agreement shall benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
9. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
10. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.
11. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
12. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the Federal Courts of New York State and the parties consent to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in HUF's jurisdiction.
13. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
14. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel
CAR-FRESHNER Corporation

For HUF Worldwide LLC


Name: Bart Fengng

Leah Waite-Holland

From: Leah Waite-Holland
Sent: Friday, October 21, 2016 10:18 AM
To: 'Bert Fenenga'
Cc: Greg Nelson
Subject: RE: Huf and Car Freshener

Dear Bert,

Thank you for your email and for confirming that the Infringing Products have been removed from the market. I will now proceed in closing our file for this matter.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

From: Bert Fenenga [mailto:bert.fenenga@hufworldwide.com]
Sent: Thursday, October 20, 2016 3:29 PM
To: Leah Waite-Holland
Cc: Greg Nelson
Subject: Re: Huf and Car Freshener

Hi Leah,

I apologize for the delay as I wanted to make sure that all of our sales people were sure that the product is out of the market. Our VP sales told me right now that yes, to the best of his knowledge there are no referenced products for sale in the market.

Please let me know if you need anything else.

Thanks a lot and best regards,

Bert

Bert Fenenga
HUF Worldwide
Acting CFO
420 Boyd Street Unit #3
Los Angeles, CA 90013
760-213-2397 - Mobile
323-544-6181 - Fax
www.hufworldwide.com
bert.fenenga@hufworldwide.com

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Sent: Thursday, October 20, 2016 12:11 PM
To: Bert Fenenga
Cc: Greg Nelson
Subject: RE: Huf and Car Freshener

Dear Bert,

I wanted to check in with you regarding the withdrawal of the products referenced in our settlement agreement. Do you have any updates on this issue?

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

From: Bert Fenenga [<mailto:bert.fenenga@hufworldwide.com>]
Sent: Monday, October 17, 2016 2:03 PM
To: Leah Waite-Holland
Cc: Greg Nelson
Subject: Re: Huf and Car Freshener

Hi Lee,

I will check with the team right now and thank you very much for the reminder.

Best regards,

Bert

Bert Fenenga
HUF Worldwide
Acting CFO
420 Boyd Street Unit #3
Los Angeles, CA 90013
760-213-2397 - Mobile
323-544-6181 - Fax
www.hufworldwide.com
bert.fenenga@hufworldwide.com

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Sent: Monday, October 17, 2016 10:52 AM

To: Bert Fenenga
Cc: Greg Nelson
Subject: RE: Huf and Car Freshener

Dear Bert,

I wanted to follow up with you regarding paragraph 3 of the settlement agreement. If you recall, by October 16 we required confirmation that the Infringing Products were withdrawn from the market. Has this been done?

As mentioned previously, this is the last thing we need in order to bring this matter to a close.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

From: Bert Fenenga [<mailto:bert.fenenga@hufworldwide.com>]
Sent: Wednesday, September 21, 2016 2:41 PM
To: Leah Waite-Holland
Cc: Greg Nelson
Subject: Re: Huf and Car Freshener

Hi Leah,

Will do, I'll keep you posted.

Best regards,

Bert

Bert Fenenga
HUF Worldwide
Acting CFO
420 Boyd Street Unit #3
Los Angeles, CA 90013
760-213-2397 - Mobile
323-544-6181 - Fax
www.hufworldwide.com
bert.fenenga@hufworldwide.com

From: Leah Waite-Holland <LEaite-Holland@littletrees.com>
Sent: Wednesday, September 21, 2016 11:20 AM
To: Bert Fenenga
Cc: Greg Nelson
Subject: RE: Huf and Car Freshener

Dear Bert,

I wanted to let you know that we received the payment today. I think the only other issue to be addressed before wrapping this up is the withdrawal of the Infringing Products from the market by October 16 as outlined in paragraph 3 of the Agreement. Once this has been done, please let me know and I believe we can consider this matter closed.

Kind regards,

Leah

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

From: Bert Fenenga [<mailto:bert.fenenga@hufworldwide.com>]

Sent: Monday, September 19, 2016 4:40 PM

To: Leah Waite-Holland

Cc: Greg Nelson

Subject: Re: Huf and Car Freshener

Great, thanks a lot Leah.

Best regards,

Bert

Bert Fenenga
HUF Worldwide
Acting CFO
420 Boyd Street Unit #3
Los Angeles, CA 90013
760-213-2397 - Mobile
323-544-6181 - Fax
www.hufworldwide.com
bert.fenenga@hufworldwide.com

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>

Sent: Monday, September 19, 2016 1:11 PM

To: Bert Fenenga

Cc: Greg Nelson

Subject: RE: Huf and Car Freshener

Bert,

Attached please find the countersigned agreement as well as wiring instructions for the payment. Please let me know if you need any further information.

Kind regards,

Leah

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

From: Bert Fenenga [<mailto:bert.fenenga@hufworldwide.com>]
Sent: Friday, September 16, 2016 5:51 PM
To: Leah Waite-Holland
Subject: Re: Huf and Car Freshener

Hi Leah,

Please find attached the executed Agreement. Also we'll need to get wiring instructions from you in order to send the settlement.

Thanks a lot and best regards,

Bert

Bert Fenenga
HUF Worldwide
Acting CFO
420 Boyd Street Unit #3
Los Angeles, CA 90013
760-213-2397 - Mobile
323-544-6181 - Fax
www.hufworldwide.com
bert.fenenga@hufworldwide.com

From: Leah Waite-Holland <LWaite-Holland@littletrees.com>
Sent: Friday, September 16, 2016 8:25 AM
To: Bert Fenenga
Subject: RE: Huf and Car Freshener

Dear Bert,

Thank you for reaching out on this matter.

I have attached the most recent version of the settlement agreement which was sent to Greg Nelson on September 14. As you will see, you will need to fill in the Effective Date at the top and then sign. Once this has been done, please send me a scanned copy and I will arrange for signature on our end.

Please let me know if you have any questions on this process.

Kind regards,
Leah

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

From: Bert Fenenga [<mailto:bert.fenenga@hufworldwide.com>]
Sent: Thursday, September 15, 2016 8:11 PM
To: Leah Waite-Holland
Subject: Re: Huf and Car Freshener

Hi Ms. Waite-Holland,

I understand you represent Car Freshener, and are aware of the settlement negotiations. I am the acting CFO at HUF, and am sorry to hear that the discussions broke down, so I wanted to contact you directly to try to bridge the settlement.

I understand that the terms were agreed upon, and the only outstanding issue was the dollar amount of \$25,000, which was requested as the settlement amount. We are willing to pay that. If you would, please send me the final agreement and we will take care of it today or first thing tomorrow.

Thanks a lot for your time in this matter and best regards,

Bert

Bert Fenenga
HUF Worldwide
Acting CFO
420 Boyd Street Unit #3
Los Angeles, CA 90013
760-213-2397 - Mobile
323-544-6181 - Fax
www.hufworldwide.com
bert.fenenga@hufworldwide.com

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and
JULIUS SÄMANN LTD.,

Plaintiffs,

Civil Action No. 5:17-cv-952 (GTS/TWD)

v.

HEMPER CO., LLC, BRH FULFILLMENT
LLC, LINSE LIGHTERS, INC., SNOOZY
FRESHNERS, LLC, DANIEL RAHBAR
DISTRIBUTIONS AND REPRESENTATIONS
LLC, and DANIEL RAHBAR,

Defendants.

COMPLAINT AND JURY DEMAND

Plaintiffs CAR-FRESHNER Corporation (“CFC”) and Julius Sämann Ltd. (“JSL”) (collectively, “Plaintiffs”) by and through their counsel Bond, Schoeneck & King, PLLC, for their Complaint against defendants Hemper Co., LLC (“Hemper”), BRH Fulfillment LLC (“BRH”), Linse Lighters, Inc. (“Linse”), Snoozy Freshners, LLC (“Snoozy”), Daniel Rahbar Distributions and Representations LLC (“DRD&R”), and Daniel Rahbar (“Rahbar”) (collectively, “Defendants”) allege as follows:

JURISDICTION AND VENUE

1. This action arises under the Lanham Trademark Act, as amended, 15 U.S.C. § 1051 *et seq.*, related state statutes and the common law. This Court has jurisdiction under 15 U.S.C. § 1121, 28 U.S.C. § 1331, 28 U.S.C. § 1338(a), and 28 U.S.C. § 1367(a).

2. Venue is proper in this judicial district pursuant to 28 U.S.C. § 1391(b), (c) and (d).

PARTIES

3. Plaintiff CFC is a Delaware corporation that has its principal place of business at 21205 Little Tree Drive, Watertown, New York 13601.

4. Plaintiff JSL is a Bermuda corporation that has its principal place of business at Victoria Place, 31 Victoria Street, Hamilton HM10, Bermuda.

5. Upon information and belief, defendant Hemper is a New York limited liability company that has its principal place of business at 315 Oser Avenue, Hauppauge, New York 11788.

6. Upon information and belief, defendant BRH is a New York limited liability company that has its principal place of business at 4 Pond Ridge Road, Woodbury, New York 11797.

7. Upon information and belief, Linse is a California corporation that has its principal place of business at 1326 Capri Drive, Los Angeles, California 90272.

8. Upon information and belief, defendant Snoozy is a California limited liability company that has its principal place of business at 1326 Capri Drive, Los Angeles, California 90272.

9. Upon information and belief, defendant DRD&R is a California corporation that has its principal place of business at 1326 Capri Drive, Los Angeles, California 90272.

10. Upon information and belief, defendant Rahbar is an individual who resides at 1326 Capri Drive, Los Angeles, California 90272.

11. Upon information and belief, Defendants operate businesses that advertise and sell smoking paraphernalia and other items, including air fresheners, via the internet across the United States, including in the Northern District of New York.

PLAINTIFFS' BUSINESS AND TRADEMARKS

The Tree Design Marks

12. For over 60 years, under license from JSL and its predecessors, CFC and its predecessors have used trademarks and corporate identifiers comprising or containing a distinctive Tree design (the "Tree Design Marks"), in connection with the manufacture, marketing and sale of various products, including without limitation the world famous air fresheners in the distinctive Tree design shape ("LITTLE TREES Air Fresheners"). As a result of this long and extensive use on quality products and this long and extensive use as corporate identifiers, the Tree Design Marks are well known and well received.





13. Plaintiffs' and their respective predecessors' rights in the Tree Design Marks date back to at least 1952.

14. JSL is the owner of the Tree Design Marks, and CFC is the exclusive licensee of the Tree Design Marks for air fresheners in the United States.

15. Plaintiffs use the Tree Design Marks in many different fashions to identify Plaintiffs as the source of high quality goods. Among many other uses, the

Tree Design Marks appear on the packaging for Plaintiffs' products, on the products themselves, in various forms of advertising and promotions for Plaintiffs and their products, throughout websites operated by Plaintiffs, and as the shape and configuration of the LITTLE TREES Air Fresheners.

16. JSL owns the following incontestable federal trademark registrations for the Tree Design Marks, among others:

Mark	Registration No.	Registration Date	Goods
	719,498	August 8, 1961	Absorbent body impregnated with a perfumed air deodorant, in Class 5
	1,781,016	July 13, 1993	Air freshener, in Class 5
	1,791,233	September 7, 1993	Air freshener, in Class 5
	3,766,310	March 30, 2010	Air fresheners, in Class 5; pens and stickers, in Class 16; luggage tags, in Class 18; shirts and hats, in Class 25

17. Pursuant to 15 U.S.C. § 1115(a), JSL's registrations of the Tree Design Marks are *prima facie* evidence of the validity of such marks, of JSL's ownership of

such marks, and of JSL's exclusive right to use and license such marks in connection with the goods identified in such registrations. Pursuant to 15 U.S.C. § 1115(b), JSL's incontestable registrations noted above are conclusive evidence of the validity of the marks and their corresponding registrations, of JSL's ownership of those marks, and of Plaintiffs' exclusive right to use those marks in commerce.

18. Examples of Plaintiffs' products bearing the Tree Design Marks are shown immediately below:



19. Plaintiffs have spent, and continue to spend, significant amounts of time and money developing, testing, and promoting their goods sold under the Tree Design Marks.

20. Plaintiffs' products bearing the Tree Design Marks are widely promoted in a variety of media, including on numerous websites, magazines and printed promotional materials.

21. Plaintiffs' products are sold through a wide variety of different trade channels, and they appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

22. As a result of this long and extensive use and promotion, Plaintiffs' Tree Design Marks enjoy widespread public recognition. They have acquired

tremendous goodwill and secondary meaning among the consuming public, which recognizes the Tree Design Marks as exclusively associated with Plaintiffs.

23. Plaintiffs' Tree Design Marks are famous throughout the United States and have enjoyed such fame since long prior to Defendants' infringing acts complained of herein.

24. JSL also has potent common law trademark rights in and to its Tree Design Marks by virtue of their longstanding and well-recognized use in commerce.

The BLACK ICE Trademarks

25. In addition to the Tree Design Marks described above, since at least as early as 2004, CFC, through license from JSL, has also used trademarks containing or comprising BLACK ICE (the "BLACK ICE Marks") on and in connection with the manufacture, marketing and sale of various air fresheners. Examples of Plaintiffs' use of the BLACK ICE Marks are depicted in the image below, which is taken from Plaintiffs' website located at www.littletrees.com:



26. Products bearing the BLACK ICE Marks are among Plaintiffs' best-selling items, and have become widely known to consumers, who associate those marks exclusively with Plaintiffs and Plaintiffs' high quality products. On information and belief, BLACK ICE is also the best-selling automotive air freshener fragrance in the United States.

27. JSL is the owner of the BLACK ICE Marks, and CFC is the exclusive licensee of such marks for air fresheners and related products in the United States.

28. Plaintiffs use the BLACK ICE Marks in a variety of ways to identify Plaintiffs as the source of high quality air fresheners and related products. Among many other uses, the BLACK ICE Marks appear on the packaging for Plaintiffs' products, in various forms of advertising and promotions for Plaintiffs and their products and throughout websites operated by Plaintiffs.

29. Products bearing the BLACK ICE Marks have become staples of American commerce, familiar to millions of consumers who encounter these products and marks in a wide variety of commercial contexts. Consumers know and recognize such marks as designating products and services of the highest and most reliable quality.

30. Plaintiffs' products bearing and sold in connection with the BLACK ICE Marks are marketed and sold widely throughout the United States and in most countries throughout the world, and they appear frequently on television, in movies, and in popular culture as a symbol of high-quality goods originating with Plaintiffs.

31. Plaintiffs' products bearing the BLACK ICE Marks are also widely promoted in a variety of media, including on websites, magazines and printed promotional materials.

32. As a result of this widespread and longstanding use and promotion of the BLACK ICE Marks, and the products they designate, Plaintiffs' products sold in connection with such marks have been a phenomenal commercial success.

33. As a result of this long and extensive promotion and use in association with high-quality products, the BLACK ICE Marks have acquired tremendous goodwill and secondary meaning among the consuming public, which recognizes such marks as exclusively associated with Plaintiffs.

34. The BLACK ICE Marks are well-known and/or famous among the general consuming public and have enjoyed such renown and/or fame long prior to Defendants' infringing and diluting acts complained of herein.

35. The BLACK ICE Marks are non-functional and serve as arbitrary source identifiers of the Plaintiffs and their highly regarded products.

36. JSL owns the following federal trademark registrations for the BLACK ICE Marks:

Mark	Registration No.	Registration Date	Goods
BLACK ICE	3,126,834	August 8, 2006	Air fresheners, in Class 5
BLACK ICE	4,221,968	October 9, 2012	Scented sprays for air, rooms, motor vehicles and the like, in Class 3

37. Registration No. 3,126,834 is incontestable pursuant to 15 U.S.C. § 1065.

38. Pursuant to 15 U.S.C. § 1115(a), JSL's registrations of the BLACK ICE Marks are *prima facie* evidence of the validity of such marks, of JSL's ownership of such marks, and of JSL's exclusive right to use and license such marks in connection with the goods identified in such registrations. Pursuant to 15 U.S.C. § 1115(b), JSL's incontestable registration noted above is conclusive evidence of the validity of the mark and its corresponding registration, of JSL's ownership of that mark, and of Plaintiffs' exclusive right to use that mark in commerce.

39. JSL also has strong common law trademark rights in the BLACK ICE Marks by virtue of their longstanding and well-recognized use in commerce in connection with various goods and services.

40. The BLACK ICE Marks are famous, inherently distinctive, have acquired distinctiveness and secondary meaning, represent valuable goodwill, have gained a reputation for quality belonging exclusively to JSL, and are widely recognized by the general consuming public of the United States as designations of source for Plaintiffs' products.

THE DEFENDANTS' ACTIVITIES

41. Plaintiffs recently discovered that Defendants, without authorization from Plaintiffs, have offered for sale and sold air-fresheners that are confusingly similar to Plaintiffs' famous Tree Design Marks, and that Defendants have also infringed Plaintiffs' BLACK ICE Marks by using "Black Ice" on and in connection with the marketing and sale of air fresheners (collectively, the "Infringing Products").

42. For example, Hemper has infringed Plaintiffs' Tree Design Marks and Plaintiffs' BLACK ICE Marks by offering the following tree-shaped, "Black Ice" air freshener for sale on its website:



43. Upon information and belief, Linse sold and delivered to Hemper the Infringing Product pictured above.

44. Upon information and belief, Linse has also sold and delivered to Hemper other Infringing Products, which Hemper has then offered for resale on its website.

45. In fact, upon information and belief, Linse has sold and delivered to Hemper thousands of units of air-fresheners that infringe Plaintiffs' Tree Design Marks and/or Plaintiffs' BLACK ICE Marks, and that Hemper has then resold or offered for resale.

46. In addition to Hemper, upon information and belief, Linse has also sold and delivered thousands of units of Infringing Products to other businesses for resale and distribution.

47. Upon information and belief, Snoozy is one of the other businesses to which Linse has sold thousands of Infringing Products for resale and distribution.

48. According to information filed with the California Secretary of State, Snoozy's business is "selling air freshners [sic]."

49. In addition, upon information and belief, Linse has offered for sale and sold Infringing Products directly to end users, including the following "Black Ice" air freshener:

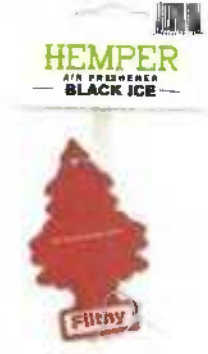


50. Upon information and belief, Hemper and Linse have each advertised, offered for sale, sold, and/or distributed Infringing Products via the internet throughout the United States, including in the Northern District of New York.

51. For example, on April 11, 2017, Linse and/or Snoozy transacted to sell the following air-freshener to a customer in the Northern District of New York, infringing Plaintiffs' BLACK ICE Marks:



52. Similarly, on March 16, 2017, Hemper sold the following air freshener to a customer in the Northern District of New York, infringing Plaintiffs' Tree Design Marks and BLACK ICE Marks:



53. As stated above, upon information and belief, Linse has sold and delivered thousands of such Infringing Products to Hemper.

54. Upon information and belief, defendant DRD&R has also sold and delivered thousands of such Infringing Products to Hemper, including at least 5,000 tree-shaped air fresheners similar to the one pictured above.

55. According to information on file with the California Secretary of State, Linse, Snoozy and DRD&R all have the same address: 1326 Capri Drive, Los Angeles, California 90272.

56. Upon information and belief, that address is also the residence of defendant Rahbar.

57. According to information on file with the California Secretary of State, Rahbar is the Chief Executive Officer, Chief Financial Officer, and a Director of Linse.

58. According to information on file with the California Secretary of State, Rahbar is the Chief Executive Officer of Snoozy.

59. According to information on file with the California Secretary of State, Rahbar is the Chief Executive Officer of DRD&R.

60. Upon information and belief, Rahbar personally participated in, directed and controlled all of the activities of defendants Linse, Snoozy, and DRD&R complained of herein.

61. The Infringing Product pictured above that Hemper sold to a customer in the Northern District of New York on March 16, 2017, was delivered to the customer in this district by defendant BRH.

62. Upon information and belief, Hemper and BRH share common ownership.

63. Hemper's website redirects purchasers to the online "Hemper Store" located at "www.brhfulfillment.com."

64. Plaintiffs have never given Defendants permission to use Plaintiffs' Tree Design Marks or BLACK ICE Marks in the sale or promotion of Defendants' products.

65. Defendants' use of a design that is nearly identical to Plaintiffs' famous Tree Design Marks, as well as their use of "Black Ice" in connection with the promotion and sale of air fresheners has been and is likely to cause confusion as to the source and origin of Defendants' products and has been and is likely to cause confusion or mistake, or to deceive consumers as to the source or sponsorship of

Defendants' products and to mislead the public into believing that Defendants' products emanate from, are approved or sponsored by, are licensed by, or are in some way associated or connected with Plaintiffs.

66. Upon information and belief, Defendants were aware of Plaintiffs' famous Tree Design Marks and BLACK ICE Marks prior to their promotion and sale of the Infringing Products, but nevertheless intentionally proceeded with the promotion and sale of the Infringing Products with disregard for Plaintiffs' rights.

67. Defendants, by their acts complained of herein, have infringed the Tree Design Marks and BLACK ICE Marks, diluted the unique commercial impression of the Tree Design Marks and BLACK ICE Marks, unfairly competed with Plaintiffs in the marketplace, and otherwise improperly used the reputation and goodwill of Plaintiffs to sell their goods, which are not connected with, or authorized, approved, licensed, produced, or sponsored by, Plaintiffs.

68. Defendants' aforesaid acts have caused and, if continued, will continue to cause irreparable damage and injury to Plaintiffs, for which they have no adequate remedy at law.

CLAIMS FOR RELIEF

**CLAIM I
INFRINGEMENT OF A REGISTERED TRADEMARK
(Federal)**

69. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 68 as if set forth herein.

70. Defendants' unlawful and improper actions as set forth above, have been, and if continued, are likely to cause confusion, mistake, or deception as to the source, origin, affiliation, association, or sponsorship of Defendants' goods and falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or approved by, Plaintiffs.

71. Defendants' activities constitute an infringement of the Tree Design Marks and BLACK ICE Marks in violation of the Lanham Act, 15 U.S.C. § 1114.

72. Defendants' acts of infringement have caused injury to Plaintiffs.

73. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify the assessment of treble damages and attorneys' fees under 15 U.S.C. § 1117.

74. Defendants' acts of infringement, if continued, will continue to cause Plaintiffs to sustain irreparable damage and injury, for which they have no adequate remedy at law.

**CLAIM II
TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION
(Federal)**

75. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 74 as if set forth herein.

76. Defendants' unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake or deception as to the source, origin or sponsorship of Defendants' goods, or to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by, Plaintiffs.

77. Defendants' activities constitute infringement of Plaintiffs' Tree Design Marks and BLACK ICE Marks, false designations of origin, and unfair competition in violation of 15 U.S.C. § 1125(a).

78. Defendants' acts of infringement, false designations of origin, and unfair competition have caused injury to Plaintiffs.

79. Upon information and belief, Defendants have engaged in these activities willfully, so as to justify the assessment of treble damages and attorneys' fees under 15 U.S.C. § 1117.

80. Defendants' acts of infringement, false designations of origin, and unfair competition, if continued, will continue to cause Plaintiffs to sustain irreparable damage and injury, for which they have no adequate remedy at law.

**CLAIM III
TRADEMARK DILUTION
(Federal)**

81. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 80 as if set forth herein.

82. Plaintiffs are the owners and licensees of the rights in and to Plaintiffs' Tree Design Marks and BLACK ICE Marks that are distinctive and famous among

the general consuming public in the United States, and have been famous since long before Defendants engaged in the activities complained of herein.

83. Defendants' activities as described above are likely to dilute, impair, tarnish, and blur the distinctive quality of Plaintiffs' famous Tree Design Marks and BLACK ICE Marks in violation of 15 U.S.C. § 1125(c).

84. Defendants' acts of dilution have caused injury to Plaintiffs.

85. Upon information and belief, Defendant has engaged in these activities willfully, so as to justify the assessment of treble damages and attorneys' fees under 15 U.S.C. § 1117.

86. Defendants' acts have caused substantial and irreparable damage and injury to Plaintiffs and in particular to their valuable goodwill and the distinctive quality of their famous Tree Design Marks and BLACK ICE Marks and, if continued, will continue to cause substantial and irreparable damage and injury to Plaintiffs for which they have no adequate remedy at law.

**CLAIM IV
VIOLATION OF NEW YORK GENERAL BUSINESS LAW § 360-1**

87. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 86 as if set forth herein.

88. Defendants' activities are likely to dilute Plaintiffs' distinctive Tree Design Marks and BLACK ICE Marks, in violation of Plaintiffs' rights under New York General Business Law § 360-1.

89. Defendants' violations of New York General Business Law § 360-1 have caused injury to Plaintiffs.

90. Defendants' violations of New York General Business Law § 360-1 have caused, and, if continued, will continue to cause Plaintiffs to sustain irreparable harm, for which Plaintiffs have no adequate remedy at law.

**CLAIM V
TRADEMARK INFRINGEMENT AND UNFAIR COMPETITION
(Common Law)**

91. Plaintiffs repeat and reallege the allegations of paragraphs 1 through 90 as if set forth herein.

92. Defendants' unlawful and improper actions, as set forth above, have been, and if continued, are likely to cause confusion, mistake or deception as to the source, origin or sponsorship of Defendants' goods, or to falsely mislead consumers into believing that Defendants' goods originate from, are affiliated or connected with, or are approved by Plaintiffs.

93. Defendants' activities complained of herein constitute trademark infringement and unfair competition under New York State common law.

94. Defendants' aforesaid violations of New York State common law have caused injury to Plaintiffs.

95. Defendants' aforesaid violations of New York State common law, if continued, will continue to cause Plaintiffs to sustain irreparable damage and injury, for which they have no adequate remedy at law.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs demand judgment against Defendants as follows:

A. That Defendants and their affiliates, officers, agents, servants, employees, successors, and assigns, and all persons in active concert or

participation with them who receive actual notice of the injunction order, by personal service or otherwise, be enjoined, preliminarily and permanently, from:

1. Any manufacture, production, sale, import, export, distribution, advertisement, promotion, display, or other exploitation of the Infringing Products;

2. Any use of Plaintiffs' Tree Design Marks, BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto, in connection with any goods or services;

3. Committing any other acts that infringe or dilute Plaintiffs' Tree Design Marks or BLACK ICE Marks; and

4. Committing any other acts calculated or likely to cause consumers to believe that Defendants or their goods or services are in any manner connected, affiliated, or associated with or sponsored or approved by Plaintiffs.

B. Pursuant to 15 U.S.C. § 1118, that Defendants deliver to Plaintiffs for destruction all units of the Infringing Products and all materials (including without limitation all advertisements, promotional materials, brochures, signs, displays, packaging, labels, and/or website materials) within their possession, custody or control, either directly or indirectly, that display or incorporate the Tree Design Marks, the BLACK ICE Marks, or any other marks, designs, products, designations, or displays confusingly similar thereto;

C. Pursuant to 15 U.S.C. § 1116, that Defendants file with the Court and serve on counsel for Plaintiffs within thirty (30) days after the entry of final

judgment, a report in writing and under oath setting forth in detail the manner and form in which they have complied with paragraphs A and B above;

D. Pursuant to 15 U.S.C. § 1117(a), that Defendants be directed to account to Plaintiffs for all gains, profits and advantages derived from Defendants' wrongful acts;

E. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants three times the amount of Defendants' profits;

F. Pursuant to 15 U.S.C. § 1117(a), that Plaintiffs recover from Defendants their attorneys' fees and costs in this action;

G. That Plaintiffs recover prejudgment interest; and

H. That Plaintiffs be awarded such other and further relief as the Court may deem equitable and proper.

JURY DEMAND

Plaintiffs demand trial by jury.

Dated: August 29, 2017

BOND, SCHOENECK & KING, PLLC

By: 

Louis Orbach (507815)

Liza R. Magley (519849)

One Lincoln Center

Syracuse, NY 13202

Telephone: (315) 218-8000

E-mail: lorbach@bsk.com

E-mail: lmagley@bsk.com

Attorneys for Plaintiffs

LITTLE TREES Legal Department

21205 Little Tree Drive
Watertown, NY 13601 USA
legal@littletrees.com



Via Courier

Ravjot Bhasin
BRH Fulfillment LLC
4 Pond Ridge Road
Woodbury, New York 11797

Re: Infringement of the LITTLE TREES Trademarks

April 19, 2017

Dear Mr. Bhasin,

I write on behalf of LITTLE TREES Legal, the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners, which have been sold since 1952. These rights are protected by numerous trademarks around the world for both BLACK ICE and our Tree design (hereinafter "LITTLE TREES Trademarks"), including the US registrations for air fresheners pictured below:



TM Reg. No. 1
.791.233



TM Reg. No.
1.781.016

BLACK ICE
(word)

TM Reg Nos.
3.126.834 & 4.221.968

We recently discovered that your company is making and selling air fresheners which use our LITTLE TREES Trademarks. A representative image is included below for your reference.



JSL 004410

In order to resolve this matter amicably, please contact me by **May 3, 2017**. I may be contacted via telephone at (315) 221-7485 (direct) or via email at LWaite-Holland@littletrees.com.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

A handwritten signature in blue ink, appearing to read "Leah Waite-Holland", with a long horizontal flourish extending to the right.

Leah Waite-Holland
Senior Legal Coordinator

Leah Waite-Holland

From: Leah Waite-Holland
Sent: Wednesday, April 19, 2017 2:35 PM
To: 'contact@hemper.co'
Subject: Air Freshener

Dear Mr. Gerber,

I write on behalf of LITTLE TREES Legal, the organization responsible for protecting the intellectual property rights associated with the famous LITTLE TREES brand air fresheners, which have been sold since 1952. These rights are protected by numerous trademarks around the world for both BLACK ICE and our Tree design (hereinafter "LITTLE TREES Trademarks"), including the US registrations for air fresheners pictured below:



TM Reg. No.
1.791.233



TM Reg. No.
1.781.016

BLACK ICE
(word)

TM Reg. Nos.
3.126.834 &
4.221.968

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In order to resolve this matter amicably, please contact me by **May 3, 2017**. I may be contacted via telephone at (315) 221-7485 (direct) or via email at LWaite-Holland@littletrees.com.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

(Ms.) Leah Waite-Holland
Senior Legal Coordinator
CAR-FRESHNER Corporation
(315) 221-7485

Settlement Agreement

This Agreement is made effective February 14, 2018 ("**Effective Date**") between **Julius Sämann Ltd.**, Bermuda represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, New York (collectively "**CFC**"); and **Hemper Co., LLC**, Hauppauge, New York, **BRH Fulfillment LLC**, Woodbury, New York, **Linse Lighters, Inc.**, Los Angeles, California, **Snoozy Fresheners LLC**, Los Angeles, California, **Daniel Rahbar Distributions and Representations LLC**, Los Angeles, California; and **Daniel Rahbar**, Los Angeles, California (collectively "**Defendants**")

Whereas,

- A. CFC owns the intellectual property related to the famous LITTLE TREES brand air fresheners (the "**IP**"), including the representative registered trademarks below:



TM Reg. No.
0.719.498



TM Reg. No.
1.791.233

TM Reg. No.
1.781.016

BLACK ICE
(word)

TM Reg. Nos.
3.126.834 &
4.221.733

CAR-FRESHNER
(word)

TM Reg. No.
0.675.796

- B. Defendants design, procure, promote, distribute, and sell air fresheners which utilize the IP without permission from CFC ("**Infringing Products**"). Representative images are included below:



- C. Linse Lighters, Inc. has also used "car fresheners" in the course of its business to describe automotive air fresheners;
- D. Linse Lighters, Inc. represents that no more than 51,000 units of the Infringing Products were obtained from Top Imprint Limited located in Foshan City, China. The Infringing Products were then sold to Snoozy Fresheners, LLC, and Hemper Co., LLC for resale to third party retailers and direct customers. BRH Fulfillment LLC was responsible for shipping the Infringing Products on behalf of Hemper Co., LLC;

JN DC
D

E. CFC filed a lawsuit 5:17-cv-952 (GTS/TWD) against Defendants in the United States Federal Court for the Northern District of New York on August 29, 2017 (the "**Action**"); and

F. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. Defendants acknowledge the validity, fame, and CFC's ownership of the IP, and agree to never challenge it.
2. Defendants acknowledge that the Infringing Products infringe the IP.
3. Defendants shall immediately stop manufacturing, procuring, promoting, storing, selling, or distributing the Infringing Products or any other products confusingly similar to the IP.
4. Defendants shall not use homonyms for "Car-Freshner" to describe automotive air fresheners in general.
5. Within 7 calendar days of the Effective Date, Defendants shall send, at their own expense, all inventory of the Infringing Products and any promotional materials for the Infringing Products to CFC for disposal.
6. By February 28, 2018, Defendants shall jointly and severally pay CFC a penalty of \$35,000. Late payment shall incur the maximum interest rate permitted under relevant law.
7. Defendants shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, including any tree-shaped air fresheners, nor shall Defendants use the IP or designs resembling the IP to promote its products.
8. Subject to Defendants' representations and compliance with this Agreement, CFC shall dismiss the Action with prejudice within 14 calendar days of receipt of the payment referenced in paragraph 6 and shall release Defendants from all obligations related to the Infringing Products up to the Effective Date.
9. CFC makes no representations or warranties other than those explicitly included in this Agreement.
10. If any of Defendants breaches this Agreement, that party will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorney's fees associated with enforcing this Agreement. This shall not restrict CFC in seeking any other remedies available to it.
11. This Agreement shall benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
12. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
13. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.

SN DR
JS

14. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.

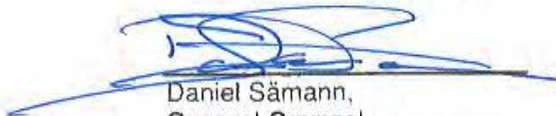
15. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the Federal Courts of New York State and Defendants consent to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Defendants' jurisdiction.

16. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.

17. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

For Hemper Co., LLC

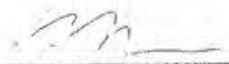

Daniel Sämann,
General Counsel
CAR-FRESHNER Corporation

Ravjot Bhasin,
Co-Founder/CFO

For BRH Fulfillment LLC

For Linse Lighters Inc.

Ravjot Bhasin

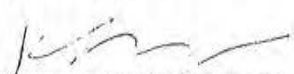


Daniel Rahbar, CEO/Founder

For Snoozy Fresheners LLC

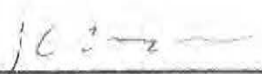
For Daniel Rahbar
Distributions &
Representations LLC

Jonathan Nouri, CEO



Daniel Rahbar, CEO/Founder

Individually



Daniel Rahbar

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TM Reg. No.
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BLACK ICE
(word)

TM Reg. No.
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(word)

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- D. Linse Lighters, Inc. represents that no more than 51,000 units of the Infringing Products were obtained from Top Imprint Limited located in Foshan City, China. The Infringing Products were then sold to Snoozy Fresheners, LLC, Daniel Rahbar Distributions and Representations, LLC and Hemper Co., LLC for resale to third party retailers and direct customers. BRH Fulfillment LLC was responsible for shipping the Infringing Products on behalf of Hemper Co., LLC;

E. CFC filed a lawsuit 5:17-cv-952 (GTS/TWD) against Defendants in the United States Federal Court for the Northern District of New York on August 29, 2017 (the "Action"); and

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13. Should any provision of this Agreement be invalid or unenforceable, the remaining provisions shall be valid. The invalid provision shall be replaced with a valid provision which comes commercially closest to the one agreed upon.

RJB

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16. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
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For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

For Hemper Co., LLC

Daniel Sämann,
General Counsel
CAR-FRESHNER Corporation

Ravjot Bhasin,
Co-Founder/CFO

For BRH Fulfillment LLC

For Linse Lighters Inc.

Ravjot Bhasin

Daniel Rahbar, CEO/Founder

For Snoozy Fresheners LLC

For Daniel Rahbar
Distributions &
Representations LLC

Jonathan Nouri, CEO

Daniel Rahbar CEO/Founder

Individually

Daniel Rahbar

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION and
JULIUS SÄMANN LTD.,

Plaintiffs,

v.

HEMPER CO., LLC, BRH FULFILLMENT
LLC, LINSE LIGHTERS, INC., SNOOZY
FRESHNERS, LLC, DANIEL RAHBAR
DISTRIBUTIONS AND REPRESENTATIONS
LLC, and DANIEL RAHBAR,

Defendants.

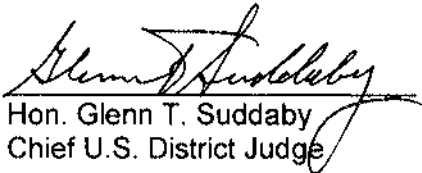
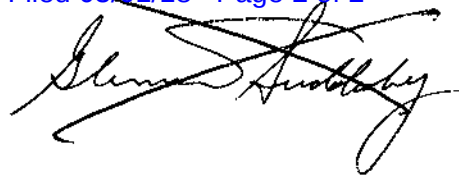
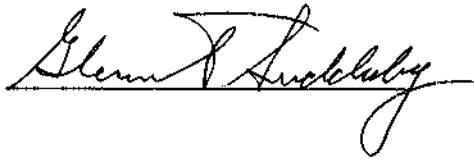
STIPULATION OF DISMISSAL
WITH PREJUDICE

Civil Action No.:
5:17-cv-00952 (GTS/TWD)

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-captioned action, that whereas no party hereto is an infant or an incompetent person, the above-captioned action be, and the same hereby is, dismissed in its entirety with prejudice, without costs, attorneys' fees, expenses, or disbursements to any party as against another, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. This stipulation may be filed without further notice with the Clerk of the Court.

3112874.1

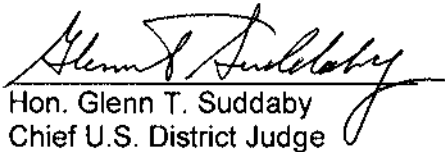
JSL 004419



Hon. Glenn T. Suddaby
Chief U.S. District Judge



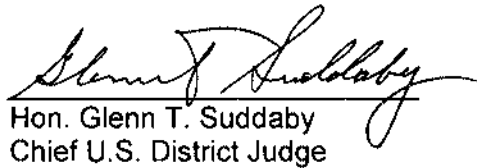
IT IS SO ORDERED:



Hon. Glenn T. Suddaby
Chief U.S. District Judge

Dated: March 1, 2018
Syracuse, NY

DENIED:



Hon. Glenn T. Suddaby
Chief U.S. District Judge

Dated: _____
Syracuse, NY

Anna VanBuskirk

From: Leah Waite-Holland
Sent: Friday, February 06, 2015 11:12 AM
To: 'Anne Hiaring Hocking'
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Dear Anne,

We would be available for a call on Monday at 3:00pm EST. Please let me know if that works for you. I assume that you would like for us to contact you on your cell at (415) 342-04060, but please let me know if that is not the case.

Additionally, I wanted to let you know that I made a mistake with respect to the image of our product which was included in my e-mail to your client. The image I inserted is of our future packaging. However, the packaging currently available at retailers across the country is slightly different. For your reference I have inserted an image of our current packaging below.



Kind regards,

Leah Waite-Holland
Legal Coordinator
CAR-FRESHNER Corporation
e-mail: lwaite-holland@littletrees.com
Phone: +1 (315)221-7273

From: Anne Hiaring Hocking [mailto:Anne@Hiaringsmith.com]
Sent: Thursday, February 05, 2015 3:51 PM
To: Leah Waite-Holland
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Leah: there is a gremlin in our phone system – same thing happens to me – automatic transfer to former partner here.

Monday is fine. I am on the East coast that day – let me know what works. I will be on email and my cell phone below. Please extend my apologies.

Enjoy your weekend! Anne

Anne Hiaring Hocking
Partner
tel: 415.457.2040 ext 101
fax: 415.457.2822
mobile: 415.342.0406
anne@hiaringsmith.com

Please note starting mid-March 2015
I will have a new e-mail address: ahiaring@donahue.com



101 Lucas Valley Rd, Suite 300
San Rafael, CA 94903

Important: This electronic mail message, including any attached files, is being sent by or on behalf of a lawyer; it is confidential and it may contain or constitute information protected by the attorney-client and/or the attorney work-product privileges. If the person actually receiving this message, or any other reader of this message, is not the named recipient, or the employee or agent responsible to deliver it to the named recipient, you are not authorized to retain, read, copy or disseminate this communication or any part of it. If you have received this communication in error, please immediately notify Donahue Fitzgerald LLP at (510) 451-3300. Thank you.

From: Leah Waite-Holland [<mailto:LWaite-Holland@littletrees.com>]
Sent: Thursday, February 05, 2015 12:47 PM
To: Anne Hiaring Hocking
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Anne,

General Counsel has a meeting very soon. Therefore, could we possibly reschedule for Monday at the same time?

Please let me know if this works for you.

Leah

From: Anne Hiaring Hocking [<mailto:Anne@Hiaringsmith.com>]
Sent: Thursday, February 05, 2015 3:35 PM
To: Leah Waite-Holland
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Just called your number: I'm available at 415 457 2040; snafu with transferring the call, apparently – apologies. Anne

Anne Hiaring Hocking
Partner
tel: 415.457.2040 ext 101
fax: 415.457.2822
mobile: 415.342.0406
anne@hiaringsmith.com

Please note starting mid-March 2015

I will have a new e-mail address: ahiaring@donahue.com



101 Lucas Valley Rd, Suite 300
San Rafael, CA 94903

Important: This electronic mail message, including any attached files, is being sent by or on behalf of a lawyer; it is confidential and it may contain or constitute information protected by the attorney-client and/or the attorney work-product privileges. If the person actually receiving this message, or any other reader of this message, is not the named recipient, or the employee or agent responsible to deliver it to the named recipient, you are not authorized to retain, read, copy or disseminate this communication or any part of it. If you have received this communication in error, please immediately notify Donahue Fitzgerald LLP at (510) 451-3300. Thank you.

From: Leah Waite-Holland [<mailto:LWaite-Holland@littletrees.com>]
Sent: Thursday, February 05, 2015 5:21 AM
To: Anne Hiaring Hocking
Cc: Secretary HS; Cathleen Evangelista; Eric Baxter; brad@skatemental.com
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Dear Anne,

We will call you at the number listed within your signature block. However, please let me know if you prefer at we use another number.

Kind regards,

Leah Waite-Holland
Legal Coordinator
CAR-FRESHNER Corporation
e-mail: lwaite-holland@littletrees.com
Phone: +1 (315)221-7273

From: Anne Hiaring Hocking [<mailto:Anne@Hiaringsmith.com>]
Sent: Wednesday, February 04, 2015 4:27 PM
To: Leah Waite-Holland
Cc: Secretary HS; Anne Hiaring Hocking; Cathleen Evangelista; Eric Baxter; brad@skatemental.com
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Dear Leah: tomorrow , Thursday the 5th at 11:30 PST, 3:30 EST is a good time. Shall you give me a number to call in , or shall you and your General Counsel call at my office? Let me know what works for you. Anne

Anne Hiaring Hocking
Partner
tel: 415.457.2040 ext 101

fax: 415.457.2822
mobile: 415.342.0406
anne@hiaringsmith.com

Please note starting mid-March 2015
I will have a new e-mail address: ahiarings@donahue.com



101 Lucas Valley Rd, Suite 300
San Rafael, CA 94903

Important: This electronic mail message, including any attached files, is being sent by or on behalf of a lawyer; it is confidential and it may contain or constitute information protected by the attorney-client and/or the attorney work-product privileges. If the person actually receiving this message, or any other reader of this message, is not the named recipient, or the employee or agent responsible to deliver it to the named recipient, you are not authorized to retain, read, copy or disseminate this communication or any part of it. If you have received this communication in error, please immediately notify Donahue Fitzgerald LLP at (510) 451-3300. Thank you.

From: Leah Waite-Holland [<mailto:LWaite-Holland@littletrees.com>]
Sent: Wednesday, February 04, 2015 6:13 AM
To: Anne Hiaring Hocking
Cc: brad@skatemental.com; Eric Baxter; Cathleen Evangelista; Secretary HS
Subject: RE: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Dear Ms. Hiaring Hocking,

Thank you for your e-mail.

I would like to arrange a time for us to discuss this matter over the phone. Our General Counsel would also like to be on the call. Would you be available at some point tomorrow morning or at perhaps 3:30 pm EST tomorrow afternoon? If this works for you, please let me know at what number you would like to be reached.

Kind regards,

Leah Waite-Holland
Legal Coordinator
CAR-FRESHNER Corporation
e-mail: lwaite-holland@littletrees.com
Phone: +1 (315)221-7273

From: Anne Hiaring Hocking [<mailto:Anne@Hiaringsmith.com>]
Sent: Tuesday, February 03, 2015 6:09 PM
To: Leah Waite-Holland
Cc: brad@skatemental.com; Anne Hiaring Hocking; Eric Baxter; Cathleen Evangelista; Secretary HS
Subject: Parody of Air Fresheners: MAGIC LEAF, UZI DOES IT, PIZZA LEAF

Dear Ms. Waite-Holland:

We are trademark counsel to Skate Mental, Inc. and Big Time Distribution who have forwarded to us your email below for our review and response. Please assure Car-Freshener Corporation that Skate Mental respects the intellectual property rights of third parties, and is a trademark owner itself.

Our client is aware of course of the air freshener product shaped like trees which are typically sold for use in automobiles. However my client does not agree that its air freshener products sold under the MAGIC LEAF, UZI DOES IT and PIZZA LEAF mock brands in any way infringe on any rights that Car-Freshener Corporation may have. The mark "LITTLE TREES" is not used; the products are not in the iconic tree shape, and the overall package design is quite dissimilar.

Quite apart from the fact that consumers looking for a "Little Trees" product are not likely to select a MAGIC LEAF, UZI DOES IT or PIZZA LEAF product because of the dissimilarity of the marks, product shape and packaging, our client believes that its products are protected by the parody and fair use defenses under both trademark and copyright law. Skate Mental's product spoofs "real" air fresheners by supposedly featuring the scents of marijuana, fired guns and pizza – scents which, unlike flowers or pine, are not used at all in the commercial air freshener market. Indeed, the thought (and the products) are laughable, and are intended to, and do, spoof the notion of "freshening the air" with artificial scents. This brings these products squarely within the fair use and parody defenses found in the 2 Live Crew, Cliff's Notes and Barbie cases, among others, whose teachings apply in this context as well.

Please assure your clients that they will not lose a sale of their "Little Trees" air freshener products, nor will the reputation of these products be impaired or diluted. Confusion is not likely, dilution will not occur.

Only the notion of "air fresheners" in general is conjured up – and made fun of – not your client's products.

We assume that with this, this matter is taken care of. Should you have further concerns, kindly direct them to me as counsel.

With best personal regards,

----- Forwarded Message -----

Subject:Air Fresheners

Date:Fri, 30 Jan 2015 20:51:57 +0000

From:Leah Waite-Holland <LWaite-Holland@littletrees.com>

Dear Mr. Staba,

To:'contact@bigtimedistribution.com' <contact@bigtimedistribution.com>

CC:'sales@bigtimedistribution.com' <sales@bigtimedistribution.com>

I write on behalf of Julius Sämann Ltd. ("JSL") and CAR-FRESHNER Corporation ("CFC"). Since 1952, CFC has been making the famous LITTLE TREES brand air fresheners under license from JSL and its predecessors. In addition to owning the rights to our famous Tree design, JSL also owns various intellectual property rights in the distinctive product packaging associated with our LITTLE TREES brand air fresheners. An example of our packaging is included below for your reference.



We recently learned that Skate Mental, Inc. and Big Time Distribution are manufacturing, promoting, distributing, and selling air fresheners in packaging that resembles the distinctive LITTLE TREES packaging (shown below).



Neither JSL nor CFC has given permission for this use. In order to resolve this matter amicably, please contact me by **February 12, 2015**. I may be contacted via telephone at [\(315\) 221-7273](tel:3152217273) (direct) or via email at lwaite-holland@littletrees.com.

Sent without prejudice. Nothing in this letter shall be construed as a waiver of any rights or remedies.

Sincerely,

Leah Waite-Holland

Legal Coordinator

CAR-FRESHNER Corporation

e-mail: lwaite-holland@littletrees.com

Phone: [+1 \(315\)221-7273](tel:+13152217273)

Anne Hiaring Hocking

Partner

tel: 415.457.2040 ext 101

fax: 415.457.2822

mobile: 415.342.0406

anne@hiaringsmith.com

Please note starting mid-March 2015

I will have a new e-mail address: ahiarling@donahue.com



**101 Lucas Valley Rd, Suite 300
San Rafael, CA 94903**

Important: This electronic mail message, including any attached files, is being sent by or on behalf of a lawyer; it is confidential and it may contain or constitute information protected by the attorney-client and/or the attorney work-product privileges. If the person actually receiving this message, or any other reader of this message, is not the named recipient, or the employee or agent responsible to deliver it to the named recipient, you are not authorized to retain, read, copy or disseminate this communication or any part of it. If you have received this communication in error, please immediately notify Donahue Fitzgerald LLP at (510) 451-3300. Thank you.

From: "Ashley D. Hayes" <ahayes@hancocklaw.com>
To: "Anna VanBuskirk" <AVanBuskirk@littletrees.com>
Date: 2/24/2015 3:48:29 PM
Subject: FW: Car-Freshner v. Skate Mental, et al.

Anna,

Attached are the following documents as filed with the United States District Court for the Northern District of New York:

- 1 Complaint against Big Time Distributing, Inc., Skate Mental, Inc., Brad Staba, and Anthony Tavaréz
- 2 Civil Cover Sheet
- 3 G.O. 25 Filing Order
- 4 FRCP 7.1 Corporate Disclosure Statement
- 5 Report on the Filing and Determination of an Action regarding patent and/or trademark number VA 1-739-626
- 6 Summons Issued to Skate Mental
- 7 Summons Issued to Big Time Distributing, Inc.
- 8 Summons Issued to Brad Staba
- 9 Summons Issued to Anthony Tavaréz

As mentioned, we will arrange for service and advise when service is in progress and has been completed.

Let me know if you have any questions or concerns

Best,
Ashley

JSL 004428

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION
and JULIUS SÄMANN LTD.,

Plaintiffs,

v.

SKATE MENTAL, INC., BRAD STABA, BIG
TIME DISTRIBUTING, INC., ANTHONY
TAVAREZ

Defendants.

Civil Action No:
7:15-cv-00206-TJM-ATB

**NOTICE OF DISMISSAL AS AGAINST
BIG TIME DISTRIBUTING, INC. AND ANTHONY TAVAREZ**

PLEASE TAKE NOTICE that, Plaintiffs CAR-FRESHNER Corporation and Julius Sämänn Ltd., by and through their undersigned counsel, hereby voluntarily dismiss the above-captioned action against Defendants, Big Time Distributing, Inc. and Anthony Tavarez, without prejudice pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure. This Notice of Dismissal in no way relates to or affects the claims against Skate Mental, Inc., which does business as Big Time Distribution. This Notice of Dismissal is being filed with the Court prior to the filing or service of an answer or other responsive pleading by Defendants Big Time Distributing, Inc. and Anthony Tavarez. Each party shall bear its own costs and attorneys' fees.

Dated: March 11, 2015

Respectfully Submitted,

By: s/ Ashley D. Hayes

Ashley D. Hayes (Bar Roll 511333)
100 Madison Street, Suite 1500
Syracuse, New York 13202
Tel: (315) 565-4500
Email: ahayes@hancocklaw.com

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on March 11, 2015, I electronically filed the Notice of Dismissal as to Defendants Big Time Distributing, Inc. and Anthony Tavaréz with the Clerk of the Court by using the CM/ECF system, and served true and correct copies of the same by depositing the same in the U.S. Mail, addressed as follows:

Anne Hiaring Hocking, Esq.
DONAHUE FITZGERALD LLP
591 Redwood Highway, Suite 1200
Mill Valley, CA 94941

Anthony Tavaréz
412 Velasco Drive
San Jose, California, 95123

Big Time Distributing, Inc.
412 Velasco Drive
San Jose, California, 95123

s/Ashley D. Hayes
Ashley D. Hayes, Esq.
(Bar Roll No. 511333)

Settlement Agreement

This Agreement is made effective April 29, 2015, ("**Effective Date**") between

Julius Sämann Ltd., Bermuda, represented herein by CAR-FRESHNER Corporation, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**") ; and

Skate Mental Inc., Richmond, CA, USA, d/b/a **Big Time Distribution**, and **Brad Staba**, Berkeley, CA, USA (collectively "**Skate Mental**");

Whereas

- A. CFC owns the intellectual property (the "**IP**") associated with the famous **LITTLE TREES** products, including the Tree design and distinctive product packaging associated with the **LITTLE TREES** air fresheners (the "**LITTLE TREES Trade Dress**");
- B. Skate Mental manufactures, designs, procures, promotes, distributes, and/or sells the products depicted below in packaging that is confusingly similar to the IP ("**Infringing Products**");



- C. CFC filed a lawsuit against Skate Mental in the United States District Court for the Northern District of New York, Civil Action No: 7:15-cv-00206-TJM-ATB on February 23, 2015 (the "**Action**");
- D. Skate Mental volunteered to repackage the Infringing Products in the packaging depicted below ("**Revised Packaging**"); and



E. CFC acknowledges that, as depicted above, the Revised Packaging does not infringe the IP or LITTLE TREES Trade Dress.

F. The parties wish to settle this matter amicably.


Therefore the parties agree as follows:

1. Skate Mental acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge it or to attempt to register any tree-shaped design or other design similar to the IP for competing products.
2. Skate Mental shall immediately stop manufacturing, procuring, promoting, storing, selling, or distributing the Infringing Products or any other products confusingly similar to the IP.
3. Within 7 calendar days of the Effective Date, Skate Mental shall:
 - a. Send CFC contact information and all documentation related to its procurements and distribution of the infringing Products including invoices;
 - b. Remove depictions of or references to the Infringing Products from all marketing materials and websites under its control;
 - c. Recall the Infringing Products from all customers of which it is aware;
 - d. Transfer, at its own expense, its inventory of Infringing Products into Revised Packaging; and
 - e. Send, at its own expense, its inventory of the packaging of the Infringing Products, any promotional materials for the Infringing Products, and any materials used exclusively to manufacture the Infringing Products (including printing plates and raw materials) to CFC's representative for destruction.
4. Skate Mental shall jointly and severally pay CFC a penalty of \$22,500 according to the following payment plan. If CFC does not receive a payment by the date on which it is due, the remaining payments shall immediately become due and payable. Late payments shall incur the maximum interest rate permitted under US law.
 - a. \$6,500 to be received by the Effective Date;
 - b. \$3,000 to be received by May 15, 2015;
 - c. \$3,000 to be received by June 15, 2015;
 - d. \$3,000 to be received by July 15, 2015; and
 - e. \$7,000 to be received by August 15, 2015.
5. Skate Mental shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, including any tree-shaped air fresheners or similar trade dress, nor shall Skate Mental use the IP or designs resembling the IP to promote its products.
6. Subject to Skate Mental's representations and compliance with this Agreement, CFC shall dismiss the Action within 14 calendar days of Skate Mental's


fulfillment of its obligations set forth above and release it from all obligations related to the Infringing Products up to the Effective Date.

7. If Skate Mental breaches this Agreement, the responsible party will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys fees associated with enforcing this provision. This shall not restrict CFC in seeking any other remedies available to it.
8. This Agreement shall benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
9. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
10. If any provision hereof becomes invalid, the remaining provisions shall be amended to reflect the intention of the parties.
11. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
12. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the Federal Court for the Northern District of New York and Skate Mental consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Skate Mental's jurisdiction(s).
13. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
14. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation

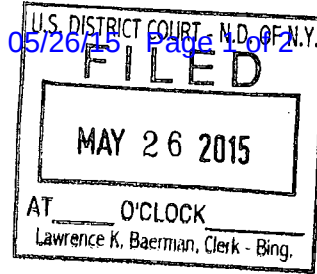

Daniel Sämann, General Counsel

For Skate Mental Inc. d/b/a Big
Time Distribution


Brad Staba, President

For Brad Staba


Brad Staba



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CAR-FRESHNER CORPORATION, et al.

vs.

CIVIL NO. 7: 15-CV-206

SKATE MENTAL, INC., et al.

JUDGMENT DISMISSING ACTION BY REASON OF SETTLEMENT

The Court has been advised by counsel that this action has been settled, or is in the process of being settled. Counsel has also advised the Court that no infant or incompetent is a party to this action. Accordingly, pursuant to N.D.N.Y.L.R. 68.2(a), it is hereby

ORDERED that:

1. The above captioned case is hereby **DISMISSED** in its entirety **without prejudice** to re-opening upon the motion of any party within one hundred twenty days of the date of the filing of this order upon a showing that the settlement was not consummated;

2. The dismissal of the above captioned case shall become **with prejudice** on the one hundred twenty-first day after the date of the filing of this order unless any party moves to re-open this case within one hundred twenty days of the date of filing of this order upon a showing that the settlement was not consummated.

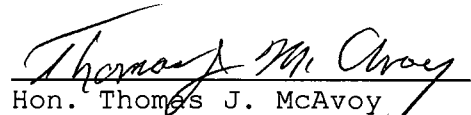
JSL 004434

Upon completion of settlement, the parties are directed to exchange general releases and **file a Stipulation of Discontinuance with the Court to include language "that no party hereto is an infant or incompetent" in compliance with N.D.N.Y.L.R. 41.3; and,**

3. The Clerk shall forthwith serve this Judgment upon the attorneys for the parties appearing in this action by electronic mail.

IT IS SO ORDERED.

Dated: May 26, 2015


Hon. Thomas J. McAvoy
Senior U.S. District Judge

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

CAR-FRESHNER CORPORATION
and JULIUS SÄMANN LTD.,

Plaintiffs,

v.

SKATE MENTAL, INC. and BRAD STABA,

Defendants.

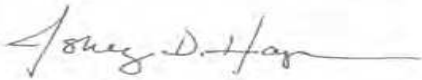
Civil Action No:
7:15-cv-00206-TJM-ATB

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, the parties to this action, by and through their undersigned counsel, stipulate that the action shall be dismissed with prejudice, with each party to bear its own costs and attorneys' fees. The parties further stipulate that no party hereto is an infant or incompetent.

Dated: September 22, 2015

By:



Ashley D. Hayes, Esq.
(Bar Roll 511333)
HANCOCK ESTABROOK, LLP
100 Madison Street, Suite 1500
Syracuse, New York 13202
Tel: (315) 565-4500
Fax: (315) 565-4600
Email: ahayes@hancocklaw.com

Attorneys for Plaintiffs

Dated: September 22, 2015

By:



Anne Haring Hocking, Esq.
DONAHUE FITZGERALD LLP
80 East Sir Francis Drake Blvd, Suite 2M
Larkspur, CA 94939
Tel: (415) 457-2040
Fax: (415) 357-2822
Email: ahocking@donahue.com

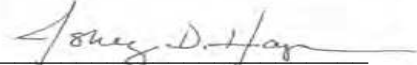
*Attorney For Defendants
Skate Mental, Inc. and Brad Staba*

CERTIFICATE OF SERVICE

I hereby certify that on September 23, 2015, I electronically filed the foregoing Stipulation of Dismissal With Prejudice with the Clerk of the Court by using the CM/ECF system, and served true and correct copies of the same upon counsel for Defendants, Skate Mental, Inc. and Brad Staba, via email to Anne Hiaring Hocking, Esq. at ahocking@donahue.com and by depositing the same in the U.S. Mail, addressed as follows:

Anne Hiaring Hocking, Esq.
DONAHUE FITZGERALD LLP
80 East Sir Francis Drake Blvd. Suite 2M
Larkspur, CA 94939

Dated: September 23, 2015



Ashley D. Hayes, Esq.
(Bar Roll 511333)

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

CAR-FRESHNER CORPORATION
and JULIUS SÄMANN LTD.,

Plaintiffs,

v.

SKATE MENTAL, INC., BRAD STABA, BIG
TIME DISTRIBUTING, INC., ANTHONY
TAVAREZ

Defendants.

**Civil Action No:
7:15-cv-00206-TJM-ATB**

NOTICE OF DISMISSAL

PLEASE TAKE NOTICE that, Plaintiffs CAR-FRESHNER Corporation and Julius Sämann Ltd., by and through their undersigned counsel, hereby voluntarily dismiss the above-captioned action against Defendants, Big Time Distributing, Inc. and Anthony Tavarez, without prejudice pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure. This Notice of Dismissal in no way relates to or affects the claims against Stake Mental, Inc., which does business as Big Time Distribution. This Notice of Dismissal is being filed with the Court prior to the filing or service of an answer or other responsive pleading by Defendants Big Time Distributing Inc. and Anthony Tavarez. Each party shall bear its own costs and attorneys' fees.

Dated: March 10, 2015

Respectfully Submitted,

By: s/ Ashley D. Hayes
Ashley D. Hayes (Bar Roll 511333)
100 Madison Street, Suite 1500
Syracuse, New York 13202
Tel: (315) 565-4500
Email: ahayes@hancocklaw.com

Attorneys for Plaintiffs

Settlement Agreement

This Agreement is made effective April 29, 2015, ("**Effective Date**") between

Julius Sämann Ltd., Bermuda, represented herein by **CAR-FRESHNER Corporation**, and **CAR-FRESHNER Corporation**, Watertown, NY, USA (collectively "**CFC**") ; and

Skate Mental Inc., Richmond, CA, USA, d/b/a **Big Time Distribution**, and **Brad Staba**, Berkeley, CA, USA (collectively "**Skate Mental**");

Whereas

- A. CFC owns the intellectual property (the "**IP**") associated with the famous **LITTLE TREES** products, including the Tree design and distinctive product packaging associated with the **LITTLE TREES** air fresheners (the "**LITTLE TREES Trade Dress**");
- B. Skate Mental manufactures, designs, procures, promotes, distributes, and/or sells the products depicted below in packaging that is confusingly similar to the IP ("**Infringing Products**");



- C. CFC filed a lawsuit against Skate Mental in the United States District Court for the Northern District of New York, Civil Action No: 7:15-cv-00206-TJM-ATB on February 23, 2015 (the "**Action**");
- D. Skate Mental volunteered to repackage the Infringing Products in the packaging depicted below ("**Revised Packaging**"); and



E. CFC acknowledges that, as depicted above, the Revised Packaging does not infringe the IP or LITTLE TREES Trade Dress.

F. The parties wish to settle this matter amicably.

Therefore the parties agree as follows:

1. Skate Mental acknowledges the validity, fame, and CFC's ownership of the IP, and agrees to never challenge it or to attempt to register any tree-shaped design or other design similar to the IP for competing products.
2. Skate Mental shall immediately stop manufacturing, procuring, promoting, storing, selling, or distributing the Infringing Products or any other products confusingly similar to the IP.
3. Within 7 calendar days of the Effective Date, Skate Mental shall:
 - a. Send CFC contact information and all documentation related to its procurements and distribution of the infringing Products including invoices;
 - b. Remove depictions of or references to the Infringing Products from all marketing materials and websites under its control;
 - c. Recall the Infringing Products from all customers of which it is aware;
 - d. Transfer, at its own expense, its inventory of Infringing Products into Revised Packaging; and
 - e. Send, at its own expense, its inventory of the packaging of the Infringing Products, any promotional materials for the Infringing Products, and any materials used exclusively to manufacture the Infringing Products (including printing plates and raw materials) to CFC's representative for destruction.
4. Skate Mental shall jointly and severally pay CFC a penalty of \$22,500 according to the following payment plan. If CFC does not receive a payment by the date on which it is due, the remaining payments shall immediately become due and payable. Late payments shall incur the maximum interest rate permitted under US law.
 - a. \$6,500 to be received by the Effective Date;
 - b. \$3,000 to be received by May 15, 2015;
 - c. \$3,000 to be received by June 15, 2015;
 - d. \$3,000 to be received by July 15, 2015; and
 - e. \$7,000 to be received by August 15, 2015.
5. Skate Mental shall never again manufacture, procure, store, promote, offer, distribute or sell any products infringing the IP, including any tree-shaped air fresheners or similar trade dress, nor shall Skate Mental use the IP or designs resembling the IP to promote its products.
6. Subject to Skate Mental's representations and compliance with this Agreement, CFC shall dismiss the Action within 14 calendar days of Skate Mental's


fulfillment of its obligations set forth above and release it from all obligations related to the Infringing Products up to the Effective Date.

7. If Skate Mental breaches this Agreement, the responsible party will pay CFC \$10,000 per breach, \$1 per infringing product sold, and attorneys fees associated with enforcing this provision. This shall not restrict CFC in seeking any other remedies available to it.
8. This Agreement shall benefit and be binding upon each party's owners, employees, subsidiaries, affiliates, successors and assigns. Any obligation contained herein shall include an obligation not to assist another party.
9. This is the whole Agreement between the parties related to this matter. Any changes shall not be valid unless in writing and signed by the parties.
10. If any provision hereof becomes invalid, the remaining provisions shall be amended to reflect the intention of the parties.
11. No delay or omission by CFC shall operate as a waiver of a right under this Agreement. A waiver on any one or more occasions shall not be construed as a waiver of any right or remedy on any future occasion.
12. This Agreement shall be construed in accordance with, and its performance governed by, New York law. Any dispute shall be brought in the Federal Court for the Northern District of New York and Skate Mental consents to the jurisdiction of such court and waives any objections to venue. CFC may also bring action in Skate Mental's jurisdiction(s).
13. This Agreement may be executed in counterparts. Electronic and paper copies shall be deemed to have the same force and effect as an original.
14. Each signatory represents that they have authority sufficient to bind the party/parties on whose behalf they are executing the Agreement.

For Julius Sämann Ltd. and
CAR-FRESHNER Corporation


Daniel Sämann, General Counsel

For Skate Mental Inc. d/b/a Big
Time Distribution


Brad Staba, President

For Brad Staba


Brad Staba

eBay Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Matter Type	Title
supplynation	https://www.ebay.com/itm/384739111729?var=652689270805&hash=item59943cf331:g:ivAAAO5wh2liDaXi&amdata=enc%3AAQAHA4AAAGMDojP1%2F2ud0NDCd09SwH7BGUqZ57L5AwlNlmaXK%2FrtjfxXbBASpK0r0itbevRAU5UA1snlxP%2FyRXS7835jEtDn%2FYit%2BbIcH0MSUgkiVsbIqaoPIfsDvkWnYudmnFB8Qo5i0UH6DU2wDLM68RTU%2BY6Mdd0FzexhhEPYuD3ugRxUxju4N8df9LyHNA2EEI3Idz5GnM8aJr%2Bhh0TNUAqoNm6%2FJjgmBp8Wuc2O0psCRodC64XpHwE3zjk8nrzI0ifXsVIRdKv6zzZeY3UVEPyLjgsjt5eFbOnSlnKSoovdmmS8t%7Ctkp%3ABk9SR87q1r3tYA	11-Oct-22	Removed	384739111729	Black Ice Listing	3 Pack Car Bikini Air Freshener
oa_696	https://www.ebay.com/itm/353932344355?hash=item526802fc23:g:WrYAAOSwnqFiGFaF&amdata=enc%3AAQAHA4AAAKM6MD8VHgcZfay%2FrYWo%2Fg2TaY62mdCeY4x5UCbo3YQa0aIZUHnom%2Bj4wbSUb0UfguPDMcywsW3V%2FL7CjOqXBMsrJwbFsCySdQt8ryFIWYnodSLsc%2BHHnk1mJEszY1ujA2LDKsc1WQR%2F65ClofTe1zlp1xoweeLmj2zV52EgvOCsMfa1y9IFQf%2Bc1KxHJm7oOoSzai3SNfZy6GovxQjFw%3D%7Ctkp%3ABk9SR9Dq1r3tYA	3-Nov-22	Removed	353932344355	Black Ice Listing	LA Dodgers Car Air Freshener - Scent Black Ice
aircapz	https://www.ebay.com/itm/265791745062?hash=item3de26c2c26:g:vt4AAOSwWMZl2uRh&amdata=enc%3AAQAHA4AAADAJRrD0nPOhUC6ia2ZM0acy0hC95CZC3e%2BGIQS8v%2FVq4mK2COYp3IRW9zyRCcjflkkHitWfEO5ujibgauY3HcB4BP6OFZB2XXFoQygiIMfNJRNPf39urkONHd3bzMonR6x3O9BdEwFM9wDUNWU%2FY7nyJhPq9NYxXECNaTUooTsjqfVhqRuAfoebVhgEqbPI38gG944bsaGkIc2I1B97vZDM%3D%7Ctkp%3ABk9SR4qDIL7tYA	11-Oct-22	Removed	265791745062	Black Ice Listing	Air Freshener Wu Tang Clan Home Car Truck Mirror Air Freshener Black Ice Scent
flat4motorsport	https://www.ebay.com/itm/255567032728?var=555514970147&hash=item3b80fb7198:g:LY8AAOSwbxBimsjc&amdata=enc%3AAQAHA4AAAKaroV21qZtDmGkfvKa%2FBZ8wc1veuiHObna8nxWwV1LkpPu4PPTlM5HJxJxNqJzBESHk21syGUjFF2RK4Gqcdju8eYBgN13QU5df78AgznIUhGh%2FKJpa5bCXeCyYqxdU1ev5Sy1RKAfZ99T0zeMogoUsoypflgDx%2FARu8BdTvyr08mRHCVJ75%2FnDnFEBzWQYfnXq3CTsqFedNpDW5JJMuujfVWBn0t%2FPRulcELLA dDU5Ko9vooGakdcWiG8e2Apwx4zhJukh4suqisbeQWVerb488rCRDgzj%2BNpACDeB%7Ctkp%3ABk9SR4yDIL7tYA	11-Oct-22	Removed	255567032728	Black Ice Listing	***SEND NUDES AIR FRESHENER WAIFU DRIFT JDM CAR TURBO BOOST ANIME SENPAI HENTAI
gtr.vinny.	https://www.ebay.com/itm/144646171613?var=43887785298&hash=item21ad956bdd:g:Y74AAOSwP05i3hyh&amdata=enc%3AAQAHA4AA4ka9yKbK5HVUwIAQDlxPKlgCYQ4zdQJOuR9H9ceE84btAmnqX%2F85dCX287H6GlpYBe%2Bz1MruFzDRtMIBs%2F1za5aPQIGra%2Bas3%2F2zNzk62QI2qg5mY72deZFTyOXYjyGivNmAKR27AFd%2BHB7fk7ctFKy1B2X0EnEn3aJFfsjMNYGgNnNjr8t57nhv8gOPYlMvDHoDLxcAiB0XqMspvwzx%2B6YAtwo21aVd1o3hSj9h2jVRadqjLtETG5iwwCB%2B0pd574hhgm2W1OIso72QaRxKeoWXRDKU77TGxtevYngByhP%7Ctkp%3ABFBMjIOlVu1g	11-Oct-22	Removed	144646171613	Black Ice Listing	2 sided Custom air fresheners ANY image(s) you want 2 images per air freshener!!
oa_696	https://www.ebay.com/itm/353933840386?hash=item526819d002:g:mAcAAOSw3WJIGEmh&amdata=enc%3AAQAHA4AAAEyNMZJpv23r1vH%2Bcr5L4dl8LMgBv2nLQ8CgAg%2FRQEHPFjrOxu5KlerlnaMw0m%2ByrDrWTDaZ2ZILZ25C6poNY6w74RlvY6fROR9i1FDqnKOWOp6z2JISFGKGMpK8%2Fhi9nLR804dW08bjvklzLKM2oQcwMCJkBJTVpdCAMCg4AGOO5v%2FZiOfyIyjsjoylqzne2qZ3n0F6zYI53k8bos t4t08%3D%7Ctkp%3ABk9SR4yDIL7tYA	11-Oct-22	Removed	353933840386	Black Ice Listing	Bad Bunny Air Freshener - Scent Black Ice

eBay Shopkeeper	Product URL	Status	Date	Action/Result	Item Number	Matter Type	Title
crisace_5	https://www.ebay.com/itm/185567007521?var=693438832808&hash=item2b34a7d321:g:BA0AAOSw3UzJJX6d&amdata=enc%3AAQAHAHA4A4Ep%2BCOvcisKSdQHsQ4QTTTIMCwxv%2B%2Fs7FtFMT hv046Eag1A1VyoHculYGD66YISH7XOyehPcZ4VvWw cL%2Bc4%2BU2nHy91Tqz6rlyMoYdZojQAwelkPG ndLxNZy6KvWTDJRRFMU2qFCn2vr9bIJHL6w2WQ 0Ce3Gh2Qv7eWNIr4gNH5OTNyGSDIR4%2BnFdtR Ye2OYKwS8o4uGhkBV1OstAPeAtsB%2BQSHgAtD mEqbc9zXBKRqZ8ISztvgglzP1tIUBynU8IHOGd4ot 7woXthNBygQj03QZZ0nSwj8bKOEjasaQO%7Ctkp %3ABk9SR-L_g7LvYA	11-Oct-22	Removed		185567007521	Black Ice Listing	Air Freshener - Odor Eliminator - Car Fragrance - 16 oz USA | Cherry, Lemon
	https://www.ebay.com/itm/224949452007?var=523823394231&hash=item3460083ce7:g:8KYAAOSw5yZiYWo8&amdata=enc%3AAQAHAHA4A4K29Kz 2CM9W8KF9XnmGGT5qjzG%2FyOo%2B8Z2azgZ BD8zRrarExEs2oNuFcc0o6LRymLvAZJW1MmrbUb 5R9Ee7AY3ai%2F4YsUutbRRqOWKJlirCFkw7v8tZ 9n1qNtOmvR1Tm9o%2BgbR%2F5M9TBFAfLLTRm TJ3NY2fBHYV4MxsmYnZg3EHZwmzkEwYXnpfiCJIA dknOAKmgckT9t%2BLrBVvMFrNOYU%3D%7Ctkp% 3ABk9SR-T_g7LvYA	11-Oct-22	Removed		224949452007	Black Ice Listing	VW Volkswagen Air Freshener Brand INSPIRED Car Accessory Scented Vent Clip
alabamaarrowheads777	https://www.ebay.com/itm/255738268318?hash=item3b8b304a9e:g:rjgAAOSw0XNjK7TQ&amdata=enc%3AAQAHAHA4A4GppgHiZUZgi%2FmvrSAXy M%2BJI%2FrgMDOhTcWvzFuFhr755FvmCQogaag d0cRMWt4Ap%2FR3k%2FeH2FXkjBISmgWJ5EzBf 4jklSk3WNbahx%2B2bcbxnovK%2BYrEv3Q9rnPR2 %2BFRJxETB60om%2B07kD7%2Bhutx8gg%2Fb1a n2LoCC7ESmm5IEp1BxWV69mVr8xxd3KtCuVvUu pIV78tckq9nTFi4OX%2BDA%3D%7Ctkp%3ABk9SR-T_g7LvYA	11-Oct-22	Removed		255738268318	Black Ice Listing	Car Air Freshener Butt Slap Long Lasting Scent Black Ice
	https://www.ebay.com/itm/265897432464?hash=item3de8b8d590:g:EQQAAOSw2BpjK7Rp&amdata=enc%3AAQAHAHA4A4A3isS26rBEOXIVaNSoqhH wvr%2FVYRkXRG%2FW0kPQjfkZHLf8YgPnZLzHJHx FIRR%2Fi186eY4T%2B3ylYnKMMZgdh6dlit%2B7% 2B5Uvdt4j5zRNmpeugigpYwcvRz2vwH3vz%2FEcN HKDvJHK83TRI%2BcektHDeiAfn%2B06164u%2Bdx eKEIMAKgJcXVwmDee1B5DuOzfbisYlXOmWZ6W MevthZfqt%2BE3NKYyo%3D%7Ctkp%3ABk9SR-T_g7LvYA	11-Oct-22	Removed		265897432464	Black Ice Listing	Car Air Freshener Butt Slap Long Lasting Scent Black Ice
gypsiethread	https://www.ebay.com/itm/225067332400?var=523955644844&hash=item34670ef330:g:r3MAAOSwFqFiyaOu&amdata=enc%3AAQAHAHA4A4Iq9gGH m%2B5EyhYA6yuKqjKjKFEz0QLmt%2FJR8%2BrI7LT 5JT3mQrIN4bFmohuDDLvKANf%2FGonoLRcd%2B QEZwNMHXmIrHEXG60YJ%2BmMfQPKvh4NkCdE NWysISHQV6R%2BamniYuRE3IEoxboiyp1YJrmFZl Dfrgmtcpen%2BcTotHYo7Egpd2az3fCbIfO5nDtSA0 4b8WxuqYWM7gEyDs6BP%2FWVoCBhH0%3D%7 Ctkp%3ABk9SR-b_g7LvYA	11-Oct-22	Removed		225067332400	Black Ice Listing	Hocus Pocus Air Freshener Disney Inspired Spooky Car Accessory
	https://www.ebay.com/itm/353546020575?hash=item5250fc26df:g:VtwAAOSw-JfguaKQ&amdata=enc%3AAQAHAHA4A4Eiff2Ds6 2EGi3JP7AZO4tJfimgL0%2BvL%2Bkt41CcCj3nS M4TVnRWDa04xGN3N%2BqxMGfmkYYWDas85w bjiBCNx3Fj%2FqJ9OyvEvCQ2SLYdwNgaAaCtnvHIX F5OtKbQxsU3xsZ7y5kaPtlv43ty6KFBW0aakArOpK Dubj5LUXH1flzgMWbobjJeeYf5xIUakm8cyRF17sg mzTh2%2FY9o32Suk%2Ff%2FW8q99DA5g6l2MDU iZrNRgQrqpJ%2FFM2H8rmy5kwXsbQuRbPq1uvD %2BEeVa3QZ9ZQ2ctQ1r%2B%2FwxZZ7%2FnqYUt %7Ctkp%3ABFBM5v-Dsu9g	11-Oct-22	Removed		353546020575	Black Ice Listing	Kaori Lab Hanging Car & Home Air Freshener I love SF - Black Ice 4 Packs

eBay Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Matter Type	Title
kmcman4	https://www.ebay.com/itm/325088841114?nasn=item4bb0ce0d9a:g:Q0YAAOSw1FtiJhnx&amdata=enc%3AAQAHA AAA4MT7cYXs81Pjptro4Vlj2YhmDWU0GS0Za2MF7z6dKJfrI8VUI5DBVUgmFCrIM4buA7HERMcrcdAdaHS5nSRQILCp1AMDDiYTrN0AlmTu%2BRhHI1T%2B%2BWCy9Z7ML44OJ58mpJ5rUQG5rGfthOuyB4x0hd%2BWPraXNrQ9uGYwTrfGwCzjGIHVnyVhzCOZkrdgKHH6GSnP0ZbgmLrgBFEQPOsW8Inzl7Ph93lpC8YR%2FfUO5%2FqppbbO3LENAoyJvhYyg9bDMVjsHHJTJMaUic8PPeWb2KMwBIP0%2Fmv4B1yWnDt7t%7Ctkp%3ABFBMTuzKs-9g	11-Oct-22	Removed	325088841114	Black Ice Listing	Aroma beads Camo Mama car freshie scent: Black Ice
rgvfit	https://www.ebay.com/itm/194413357996?hash=item2d43f06bac:g:cwkAAOSwVplhWpkG&amdata=enc%3AAQAHA AAA4OPCgoBYVelk0xBid1kRln%2FqyBOSqt9tWss%2FQmAS%2Fvww5GyCj9Zwr%2Fa0TR7cGIDKaPedIIAbVLqfo4%2BPscL7ea%2FzLx%2BTdMms3XXDFdRStAETPHG4gw8Su4672tNCCUirBcve8G87%2FcVDfmYgOw10x5%2BYBHPqoVIEIqy60%2B9oG5a4XGzbzQY5Cj4nFIdDw3atttQ3FW%2FbpGZymdKJAs2IGE3TIQJ%2FAYrinimkYaeoBBnV3tbckY2mXvusU6SsPinTVoDS80Xms7enufFS1PVK4ur508HjV9TC1c%2BXoTV%2F%7Ctkp%3ABFBMTuzKs-9g	11-Oct-22	Removed	194413357996	Black Ice Listing	Freshies by Deillah Bunny Car Freshie "New" Black Ice
gypsiethread	https://www.ebay.com/itm/225067345426?var=523955471652&hash=item34670f2612:g:ZUGAAOSwEhRiyaaK&amdata=enc%3AAQAHA AAAAoM1ylwYL6epHFOPKObxqRZik8WbRLev6BrtlUmrzZ%2B9vyBJEYfoZuB1VRDXl5FMi%2BwLPeBWHrOsfe1f8vsixfe1bgZDlyzTGYsXs3GN%2B5brsqej07pgdbmFj8krDTPu6C%2F5UicrMEFzksbjalE6%2BmxoBf0E%2Fhri78tD02bRtkuqFpkXmpCIRRTZPLT2NTQJ7e4szd6d6G%2F7J6ilvxAeu6A%3D%7Ctkp%3ABk9SR7ScyrPvYA	11-Oct-22	Removed	225067345426	Black Ice Listing	Disney Car Air Freshener Bambi Inspired Scented Vent Clip
gypsiethread	https://www.ebay.com/itm/224815827173?var=523953917715&hash=item34581148e5:g:D24AAOSwHjFh9wX8&amdata=enc%3AAQAHA AAAAoCkylpXBr%2BH5C4UeUzmiOT8oaz4Dr8iUfYd%2F46W774Dxr73i0%2F1%2B4jJfOveUUPCF5bAJdoMaLE2tPsc6ueeK6WzsnOchwaAXD%2BvmZoYMHdIS8VwdINPNHKJyr62cDke826L%2BIEpSeHEppfUuUoxyUDVPXeGuu5fH6rP%2FfxKCrMsiY%2BUpIldDU3da0FwGKT7%2FCij%2FEzEok6TQxAHADArXlrnw%3D%7Ctkp%3ABk9SR7acyrPvYA	11-Oct-22	Removed	224815827173	Black Ice Listing	Witch Magic Spooky Car Air Freshener Bundle Car Accessories Scented Vent Clip
bestcustomdecals	https://www.ebay.com/itm/203851383927?var=504305821504&hash=item2f767d4477:g:BroAAOSwT2ZiIW0S&amdata=enc%3AAQAHA AAAADc%2B1nbYej5JlqlxfG3puj4dnYvmVWst4vzHYcneB3JBmshUHVcgKEFuq2D6pw0YtW9TVLSqu8nRVtn%2FERfiDTWmnMyfPKcz113fnnLetRfptNkYgzuhBK%2Fbu24Hx0KUlchlMvQFeRQ3LXUtUVOYWqaxSDpDBUTbPaLVkRjTeNKCvGmCVvkCfmldvSxbR1A4s1Z562AH%2B7YEhIClHcHw1RjU7Zp5%2BliCHonPweHfTf97dAFWKT6pSmUhT6WPz4RdKSK48ueluwkGG8QVFrDz3w7%2FH7BdTGvWzmKtTKze03%7Ctkp%3ABFBMTpzKs-9g	11-Oct-22	Removed	203851383927	Black Ice Listing	In Memory Of Air Freshner Personalized Custom Photo Picture Air Freshener
hugo_resells	https://www.ebay.com/itm/314075543531?hash=item49205c77eb:g:EdsAAOSwryZi02ah&amdata=enc%3AAQAHA AAAAoG8Om6ZzoE9x5FRuaqKlRARIxFcp%2B3c7i1RLMlydqKYfTjGbAgDoLDwKgYnm0rj56iErhGIF58SdzpDe1b7Kx8%2FJu75a%2FFz04MktvgwlmJdBd%2BFlyGj3B9%2F6NLGNT74jh2fdtPujhvkizropfNFv1znbiQUUMUlD8Cku8BZe2%2BEPHE9uMeSu7Kj5Css1D13%2F6xtjTlyPyKUzpoKzF9wqXZQ4%3D%7Ctkp%3ABk9SR7icyrPvYA	11-Oct-22	Removed	314075543531	Black Ice Listing	car air freshener black ice

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best_custom_decals	https://www.ebay.com/itm/194888790967?var=494800832884&hash=item2d6046f3b7:g:GG0AAOSwrJFiWU2&amdata=enc%3AAQAHA4AAAN3QaDkRZpl%2BH9AdISZ8KA16rgHP8Z%2F6959ZOG%2B6Cdx%2FLjWRNgBK4tSrgHkJfEH4VQbguU%2B82ELx20K59G97xjQX9V9H1JBHL1%2BYsb4Ko7%2B%2Fsr62kqcm7z2bwPXIIHhYLGgFdWEccdrPY98IOg2ohQ6ilW8XKdi1rX0OspxlXnTakMz6%2FXz6CXJxdT46WvvyOwbR0NuL%2FaRtTFaEsPd1mJUWIL%2BpKVJGt0e2t1FwbelxjLnBWuFPUiGI0ouKgk4%2FPa791zRxOk13NxnOfRQ6NhJXPBLnwSgCt1XZP4ehkP%7Ctkp%3ABFBMujzKs-9ghttps://www.ebay.co.uk/itm/1152/59/1505/nash=item1ad6fbbbb1:g:8IAAOSwaldIH-Dr&amdata=enc%3AAQAHA4AAoKdyJK2qJn20KEHw6v%2FllnTbkbd09iixiraoVMvEWx9t1Y2rNSWUe0OtDp4XQHW%2FfIA8e5cW48sonNvflwRUBDpxwsDxO1%2BO9Sffeh886NMQIM3v0s6kiwTUA3PyuJdNxxGGrFX7hFZgnGAeT%2F%2BxFNGRLGpWvHx0AwUJFTcqhNMMjgDXbSDp%2F0j2MwuT7UjMra1M32efmJmGzlhC75M%3D%7Ctkp%3ABk9SR56Vkf_xYAhttps://www.ebay.co.uk/itm/115275966063?has=item1ad6fba66f:g:OWAAOSwNi9IH94-&amdata=enc%3AAQAHA4AAoDPymaCGM%2BZ4zI%2Fx212hHMNMmzEqHeazqEahovaxs9mKollFnym%2FsaWkKaK%2Fc81eJhSsCimekKibKnoRe1HRQ%2FpfSEsfidn1Q9IW%2Fwfnoy1vTH0moJOQR0F0zHIQH5EBz7bFj74KRBeL9a5A5kMKK%2F5Ffx1dfIPZyA1U3dqNi8siKgOqeiMrBlh9QHqadYlvotYgVWQPdMvKt4kzPhh4YQ%3D%7Ctkp%3ABk9SR6jzmv_xYA	3-Nov-22	Removed	194888790967	Black Ice Listing	In Memory Of Air Freshner Personalized Custom Photo Picture Air Freshener
scentout	https://www.ebay.co.uk/itm/115275966063?has=item1ad6fba66f:g:OWAAOSwNi9IH94-&amdata=enc%3AAQAHA4AAoDPymaCGM%2BZ4zI%2Fx212hHMNMmzEqHeazqEahovaxs9mKollFnym%2FsaWkKaK%2Fc81eJhSsCimekKibKnoRe1HRQ%2FpfSEsfidn1Q9IW%2Fwfnoy1vTH0moJOQR0F0zHIQH5EBz7bFj74KRBeL9a5A5kMKK%2F5Ffx1dfIPZyA1U3dqNi8siKgOqeiMrBlh9QHqadYlvotYgVWQPdMvKt4kzPhh4YQ%3D%7Ctkp%3ABk9SR6jzmv_xYA	12-Oct-22	Removed	115275971505	Black Ice Listing	UZI 2.0 CAR AIR FRESHENER CAR FRESHENER FRESHNER HYPEBEAST SUPREME BLACK ICE
scentout	https://www.ebay.co.uk/itm/115275967039?has=item1ad6fbaa3f:g:npAAAOswDlpiH99v&amdata=enc%3AAQAHA4AAoIlcNsC6xhlgXt2E9e5QYOK%2BkMXP5gRps%2Bx6niosN1mjVW%2FNaVkpOv9bTiltotubDM5C1PXFRnUeZvET2f2mwwGhVSTCu%2B5aY%2BJBM%2Bniga3MdTnylUJXsfkyH4i1PZIFxh6FLmQEEUI6HqU1N9wiHqkfkIDUnI6IE3oxPu%2BdCck66Olv9XK3LjfbUz839o0NUP7puDOOf%2FO6ZnBDV3eOI%3D%7Ctkp%3ABk9SR6rzm_v_xYA	12-Oct-22	Removed	115275966063	Black Ice Listing	GLOCKPREME HANGING CAR AIR FRESHENER FRESHNER HYPEBEAST SUPREME BLACK ICE
scentout	https://www.ebay.co.uk/itm/295184281879?has=item44ba5ab117:g:73kAAOSwQ0ZjCNHA&amdata=enc%3AAQAHA4AAAMZhiPBZAwZXQYz7VjFzcLFuNoXOkblbPOCMkzTZZAYntVTZIXVBV%2BhxLhOvr47bkDCTuuwmnUpTpF3B3AgpW0QbO8Xh7BPpTiS1sfngdZmzrxFIHrsqInSMk5RmyEJe4orQN7FHRKVTLSAEUKWZKJcQ6yOjZfTvOK8skoq5%2Fpr%2FKtbDUIMNw21PF9x7yg6UznmX83fXsleSLQK5NUhsVvPaki%2BxWzgosdjExDTu458p8LCWPdG45jVtVfNe0wpDxTFZw7j0gxe8xjCOTRb9MGynqfKWWJrsLT1Ax8Wa%7Ctkp%3ABk9SR6zzmv_xYA	12-Oct-22	Removed	115275967039	Black Ice Listing	RED SNAKE SLIDES HANGING CAR FRESHENER FRESHNER HYPEBEAST SUPREME BLACK ICE
craigoo91	https://www.ebay.co.uk/itm/115360919006?has=item1adc0bedde:g:npAAAOswDlpiH99v&amdata=enc%3AAQAHA4AAoPHUzvD1XjmOUri6MeBhLj1aXw6TV8ZJkOMv5ZQwfvGZl4bN%2BXN3E1jrAD4MgautazSd6xDN%2FH3PN5DrQ2I10sIB%2F%2Bie4AQ9Ryw%2BDDDB6FTR9Wo783%2F62FHAZOCG%2B13Bat7ivUQmd%2FbXPXmWql9EtGbw5E9D84Ew4ZafozNiFnOqf2XSjptC%2FFUC5XdeaolqUbaEFhde1nJhCRR7hFMP1E%3D%7Ctkp%3ABk9SR67zmv_xYA	12-Oct-22	Removed	295184281879	Black Ice Listing	Porky Pig Looney Tunes Car Air Freshener Buy 2 Get 1 Free Black ice scent
scentout	https://www.ebay.co.uk/itm/115360919006?has=item1adc0bedde:g:npAAAOswDlpiH99v&amdata=enc%3AAQAHA4AAoPHUzvD1XjmOUri6MeBhLj1aXw6TV8ZJkOMv5ZQwfvGZl4bN%2BXN3E1jrAD4MgautazSd6xDN%2FH3PN5DrQ2I10sIB%2F%2Bie4AQ9Ryw%2BDDDB6FTR9Wo783%2F62FHAZOCG%2B13Bat7ivUQmd%2FbXPXmWql9EtGbw5E9D84Ew4ZafozNiFnOqf2XSjptC%2FFUC5XdeaolqUbaEFhde1nJhCRR7hFMP1E%3D%7Ctkp%3ABk9SR67zmv_xYA	12-Oct-22	Removed	115360919006	Black Ice Listing	2 x RED SNAKE SLIDES HANGING CAR FRESHENER FRESHNER HYPEBEAST SUPREME BLACK ICE

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kieher_58	https://www.ebay.co.uk/itm/195397082813?epid=26042871127&hash=item2d7e92debd;g:XIEAAOSw6uFjPbLF&amdata=enc%3AAQAHAHAAoAbt2YiKeP0wWcX8ZmKHH8NLX30hgjnrC4Ycq%2FfL%2FH7Oy%2FSX3f03rV2RPBx0CYjUdvAq1HvvQD4OUzfdvuxyrWJrYBZeb%2FIKLS3qB1THGxe9eCdzVsm%2BVFV5j05FwPWY8mM2MO2Fc5iwo9KV3i3Y2Yydl6PGioWu5l20A5Ft81vjFVYMyRj0406af71OwJkpbLjXU3Osl3aWbWdQ%3D%7Ctkp%3ABk9SR9zvpZj1YAhttps://www.ebay.co.uk/itm/1/5293118814?has h=item28d048b95e;g:s1AAAOswEwljEX&amdata=enc%3AAQAHAHAA4EawosXq7m%2BfAdyermJ5DcvhVHba0Vda6SnEYpZ3tk38mSODByCUVn1POR06jICEKSKCuxaEz0a4s6wZwJkP7z92umMkH5qXMPkezTeYgeyoLqN8qlcFgVHOUzube6k5Tdilk5lzPfgitfxFlcgwNURetATN%2BQOqrrnaxKH4Fq1HagQJ%2BelsLvHDgzESPUdQWvC%2Btk4F%2BhmZ9QX4dQ%2BQOnRZ8ADvH66fVQVdguPJ1wVuMeshSyGRwkmWsUyxjGCZka74Telbu4OaPb6nJtQLKIWkb7Poog5CoURadl9%7Ctkp%3ABFBM_PGu mfVg	12-Oct-22	Removed		195397082813	Black Ice Counterfeit	Magic Tree Black Ice Fragrance Hanging Cardboard X 12
sidra1707		3-Nov-22	Removed		175293118814	Black Ice Infringement	Black Diamond High Performance Turbojet Air Freshener Sanitiser Car Home 500ml
rustung41	https://www.ebay.co.uk/itm/384554928891?has h=item5989428afb;g:oM0AAOSwzwpwhp89l&amdata=enc%3AAQAHAHAA4J5t0FEeZ23Fu1me6WZFHIAOFbXpK9rUhzJXHYrX1cPgjeseci7n7mUb%2BfyD976vtpldT2lwHWjQJ3ntGEyd%2FZNNi4ZjT2lTvs3u%2Fx7R8NS74G6yvuoywvQy9gfwfMD3niqbc29W4wkbOTdroRt8UElq3PDFYhXxxuRv209rohvZZOMvq2Ua785NK9wRXhmXZlqROKX4C9hOq4b9u%2FbPXM%2Bwi6lPqaDyK%2B86w5ktCkQHZF8sgLE2EsaV9uJ92pVdfQDwcK9YinilzWH2dPwxdlVukroJFixqNsCuHHK9S2%7Ctkp%3ABFBMSjJ0mfVg	12-Oct-22	Removed		384554928891	Black Ice Listing	Air freshener for car, home or office, country flag England, 5 different scents
hasin_001	https://www.ebay.co.uk/itm/175362995490?has h=item28d472f522;g:yJgAAOSwR-lI3vkO&amdata=enc%3AAQAHAHAAoDopTrnJtwxj%2FX%2FizOZQYL7Ccf7OatvFHvX3byWMXyTOjk6gx6xm6laQgvNgC%2B%2BZfVGQVop50vzsrZyRknz0XQlcrp%2Fq49CyUDFqGop2pkOLMRIGuCdIsbXV0%2B1wEHmGKEz3IAecBRrmxlmUg8%2FhFvk%2BSi5kOXqwPp1BxKwAl%2BuhaGDr9r3kDx9dDo9D%2BrggQQyW5lIqwyWwikLFRir6Ww%3D%7Ctkp%3ABk9SR-blzpn1YA	12-Oct-22	Removed		175362995490	Black Ice Infringement	Attar Fresh Black ICE & RADA Designer Fragrance Turbojet Blast SOVEREIGN Magic t
ozsleller1992	https://www.ebay.co.uk/itm/254831936506?has h=item3b552ac3fa;g:hWEAAOSwdSdgBdbZ&amdata=enc%3AAQAHAHAA4MHhs%2FiaQS7JSWTJ%2FZVbKtKuegavXBX8M6Sd5EjppqFYneWNxGtgfNdN%2BUYK3h2f2wWWapYAGDR3%2FEpFmeinJ5QBiK8zqNE7WmSv3FqTrz8Yq9Akrph5lIRDceu517lRzGr2R4aPtLPCEl%2BucZeEskQJb9l1BdVmNaOZ8XhcWZNaRaSUVUwrm9td0XjVqSf%2FRDAS2shw4Hw0jObAViWVaETAPDeZt78sJ8AZmmdclJN4ImuhLV5y0o3O7fNBdsDPfXflYmjJJBkHRx7qh924%2BStFrQKis247cJNk5QnaksUmn%7Ctkp%3ABFBMuPbm mfVg	12-Oct-22	Removed		254831936506	Black Ice Infringement	3 x Bohemian Black Skull Car Air Freshener Black Ice Scent Large Extra Thick
ozsleller1992	https://www.ebay.co.uk/itm/254829056604?has h=item3b54fed25c;g:GLUAAOSw~rFZf-l7l&amdata=enc%3AAQAHAHAA4EBZR%2BEs6Q4xv28MV9fr2v9BtLBzrpKuX2dMHlIp6lBBB%2FR4gDCFOCFMX8zBRjloOpNNknvdfV%2BG%2BAnd4lRqYyl6Z5vtvUdrMylI9jE5HjceVqil6rPnDZQZj1O%2ByjvrKr8w%2FdlwJj2qOtGhvw3noo870UfgfTPUOHoMOZuK4DS5sVH%2B10lxPs8DS8EIH8Wb7cPosSAnCm8zk79VOsHQypkVEWOz%2FgGkfcQ0cyf%2BwMhezcNlBy9ocx5vDvm0FhnrOOHTY3ZVhslE7SdjXumtISQP4awrgDliElWe0bgA%2FoVE%7Ctkp%3ABFBM4uv2mfVg	12-Oct-22	Removed		254829056604	Black Ice Infringement	Three Clowns, The Joker, Joker, Harley Quinn, Car Air Fresheners Black Ice Scent

JSL 007935

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ozsleller1992	https://www.ebay.co.uk/itm/254829033763?hash=item3b54fe7923:g:89wAAOSwF0Rf-JIT&amdata=enc%3AAQAHA AAAA4AD4XEzMFjCdzYAkU9T8yDNQ6mJTr5%2B1KqXk2%2B6p4v%2F2vn3XxWzbPk74Wj0VNUG38s3%2FuyTHffq8m57RINXSsYEOvpIFBxs%2F2uVo4nQvHHJ%2FRpviyupecwKBVN52Tv2kULuGjtXfMm07GuREEMPP3bzQgqoXN0Uo2sgOReTgQyjfOzKFS92gQUJjarDVuHWDiHnnTON59epkhun1z8n7%2FGRD6Pz9aHxAm%2FtL%2FOsthlExARyuEi5zDCoQjBItcf5ZRlWpvrQR1pQEJFv8KYABqWS9B9L7hvbJO7260IE8%2B%7Ctkp%3ABFBM4uv2mfVg	12-Oct-22	Removed		254829033763	Black Ice Infringement	Ironman, Deadpool, Spider-Man Car Air Freshener - Black Ice Scent - Extra Thick
ozsleller1992	https://www.ebay.co.uk/itm/254829038855?hash=item3b54fe8d07:g:-1CAAOSwK-xf-JAt&amdata=enc%3AAQAHA AAAA4PQjplxeo%2BOR8zlcfkomvF5K4xkWz8hebapeo3iZ75W%2B1mVVWFzEf69QTVfKhPxK%2FK2ziC1VHIS%2FzTMpERXivJ75E4rZQKQrdPgYeTipL212p78ZHRQ9LT9%2F0DEGAG3bKj06yMr8CxD0pxhtv5p5Fdm5KtI2Lfg4AKm%2FFPXmUbtodaBdrbgcy9jDrvA%2B4FDH%2BP6wors%2B314KoOk%2F9JsOJCMPIJdKJRne1MxIKgIVCw9RLGGStymqZJllpPqWH%2FTpttLSkOI3RejPKR4jbZFOXgsPys8RGNQI%2Fi12Unk8Px%2FE%7Ctkp%3ABFBM6uv2mfVg	12-Oct-22	Removed		254829038855	Black Ice Infringement	Three Clowns - The Joker, Joker, Pennywise - Car Air Fresheners Black Ice Scent
rheinhessen	https://www.ebay.de/itm/125531824860?hash=item1d3a47a2dc:g:hJkAAOSwjCtjMrWi&amdata=enc%3AAQAHA AAAA4NWypVe6yrpaz%2BedyN5xMDM5lgJAprTd5hims5HxsNDn5pFGeZMT%2B%2Fk1x6EPXIWmS4M3qyD1TudOSOsANNRkIEZrag1fjpjzvKCRr%2B8j7gYAo%2B1vMp5%2BXCHeD%2FfX1yF9TJd23TGetEO1HcYVqgw0uo7dM5Sant78naEDt%2BQtcYyM0G57f5fzWBNth77YgPjw0mjK%2BOM3Q8hR8SQ%2FxeuNHLaE3QV1UQ33MAYmq%2B8KGI5rOtTe9RSs1QVtShxqzUdJnOu2oyXiiB8DMCbQuh6%2Bch6v4t0qJx294e36Upm%7Ctkp%3ABk95R-7q7rv2YA	12-Oct-22	Removed		125531824860	Black Ice Listing	DUFTBAUM| Autoduft | CarFresher *BMW E46* **BLACK ICE**
schlamadi	https://www.ebay.de/itm/394208434960?hash=item5bc8a75b10:g:7dkAAOSwR1JJAOc5&amdata=enc%3AAQAHA AAAA4FB8hobYs6JLJH7nncyDqZFG6nxEjN5syZTr1W1%2FtBszqvbCPTHSdbi6RaZb4DOKmdyHD0Dyist1SR8Jp6Ou173vrLAMnzhS2X269kkWenNkoZ7Cd10OWnOHUQxjO89TzJTTvj37IRzuXxdgnp0Yi6VnajBQqvxbdlq15yD%2B0EFh3XbcCG%2B02cwgz%2FxfJjOzNRpoGfmGzcQa9PjC8%2FOB5PCkzoAdxfjnfZ6qzKcvAwvrmDo%2Bq1X5V%2FLUgmAgNGv6bpxN1tdHFsrj%2BdMt2eE5BkailkoaZsmnWdF8LXkd%7Ctkp%3ABFBM8Oruu_Zg	12-Oct-22	Removed		394208434960	Black Ice Listing	Lutterfrischer Duftbaum Auto-Duft Albanien Black Ice Duft Flagge Albania
rheinhessen	https://www.ebay.de/itm/125531836529?hash=item1d3a47d071:g:DrgAAOSwGkNjMrU7&amdata=enc%3AAQAHA AAAA4NINK9H%2F%2BETWu%2BoThXgEMIMgy5FGvwiY7gyrgK3CwlemLB400fr7IIQB4Nait34UBr5Z75zJ2v31g%2BzNbbVZkVXEdsJIIIP8aWwf6bMKrgZTWtnX9hChZLkenRARpMvdKWxgnl141RL27KM0IWWWh1EeEbb5OR7aHTMOJGEUm4tL%2FEdMYIAwQRvCHTKiQPXrSRFd%2Bp1eoePXDNUT%2B8k2y8uBHgDikVN7X%2F8uG0jaff%2FoQubao9POrakDBhPKWQyaE3f6%2FPGrOqU87MYtImIkRT9GpxrcBp2PqaXITmRuzwI%7Ctkp%3ABFBM8Oruu_Zg	12-Oct-22	Removed		125531836529	Black Ice Listing	DUFTBAUM Autoduft CarFresher * Porsche 911 RWB * **BLACK ICE**

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rheinessen	https://www.ebay.de/itm/125531821816?hash=it em1d3a4796f8:g:mBoAAOSwAw9JMrXy&amdata =enc%3AAQAHA AAAA4GdDI9k8qIQG0b2huX4wDN osKcOGH3DPwRGUwsF65w1kgbmZa6nV4r3LSP oBD2llp5b%2FXpDs1n9PC3xC2OqF1F8PRhzQkOU akSMrbsgyWH4Y%2BAoB4qHQtAh%2BKtmJSqN 2Wi%2F%2F2dnixEZlhycK86HaqHajvniahgvZEAYU 3XVxgqGbOKipuxz4BDtX%2FMkU9A0%2BWMAn SWprdENboLIRC51gkvafwC3uCnBVMFQlfcIY29oY 6DJPIGEfXZVMXK1RSIODizWAac%2FGyp3ShNUzbl Dsce3v7lYv%2Bz6Gplxn0cZ3%7Ctkp%3ABFBMkIie vPZg	12-Oct-22	Removed		125531821816	Black Ice Listing	DUFTBAUM Autoduft CarFresher *Pikachu* **BLACK ICE**
schlamadi	https://www.ebay.de/itm/394210527039?hash=it em5bc8c7473f.g:7dKAAOSwR1JJA0c5&amdata=e nc%3AAQAHA AAAA4AWkr72uOJ8f3%2B%2BFWU 4MkKzAcdaQS9oVO%2Bx5%2FaYrpjz9reMG6i8Jdc 24bH8yg1Yp5xW9eGQU4tVexV3ZfvXsZQ0FT1FLdl eZEwxmG47OfCaNyUf4EO8AkVWqjnVYjo%2F%2Ft %2BG2LKu4aU3yKOO98pwYtK96KDa0ujrYP%2B7j oI6ycNt6RLd8qfzLNmGRkNrQuOwhqACwFkgGXw TiQ%2FqVpxim%2FryYsO6hYNk0rxbtpl9JELKWZs NnCu66T%2Fr52V85srttlIH9PbjgwURoDBWC3xZ6 80Pdo5zhIKHyA2ObIPbOF%7Ctkp%3ABFBMlq79vv Zg	12-Oct-22	Removed		394210527039	Black Ice Listing	5x Duftbaum Albanien Flagge Albania Shqipëria Duftbaum Auto Set Lufterfrischer
littletreatsuk	https://www.ebay.co.uk/itm/224663075010?has h=item344ef678c2.g:0kwAAOSwz8xhp2IK	3-Nov-22	Removed		224663075010	Black Ice Listing	"Little Treats" Air fresheners
littletreatsuk	https://www.ebay.co.uk/itm/324268707253?has h=item4b7febcd5.g:GcgAAOSw4oxhp2Vf	3-Nov-22	Removed		324268707253	Black Ice Listing	"Little Treats" Air fresheners
littletreatsuk	https://www.ebay.co.uk/itm/325245603957?has h=item4bba261075.g:A1UAAOSwxehuiayH	3-Nov-22	Removed		325245603957	Black Ice Listing	"Little Treats" Air fresheners
littletreatsuk	https://www.ebay.co.uk/itm/324889930676?has h=item4ba4f2ebb4.g:9ogAAOSwO6Nh3s43	3-Nov-22	Removed		324889930676	Black Ice Listing	"Little Treats" Air fresheners
littletreatsuk	https://www.ebay.co.uk/itm/224125384328?has h=item342ee9f688.g:fc0AAOSwW7phi72S	3-Nov-22	Removed		224125384328	Black Ice Listing	"Little Treats" Air fresheners
littletreatsuk	https://www.ebay.co.uk/itm/323958025227?has h=item4b6d672c0b.g:S~AAAOswM2dhh1we	3-Nov-22	Removed		323958025227	Black Ice Listing	"Little Treats" Air fresheners
littletreatsuk	https://www.ebay.co.uk/itm/324273224055?has h=item4b8030b977.g:dm8AAOSwvRlhv0G	3-Nov-22	Removed		324273224055	Black Ice Listing	"Little Treats" Air fresheners
fundgrube15	https://www.ebay.de/itm/374196046346?hash=it em571fd28a0a.g:QrUAAOSw5FZg- 9VE&amdata=enc%3AAQAHA AAAAsk8yeGN5ZKGd UxRQEQONqFxAxw0MNVQeXhD1KhWBHL5S0NpJ FYq1qaGxF%2B66LTE%2FClaaHHriELUOVxReFrVE 9qPUN2G2LT%2Fn3TjpUdA5LmN8Wm2JL3qJ6uBr oNiFqHa%2FwTYmK34y%2F%2Fe25vqI55t3gzKOB v6xeioMM6kpgH9lrMkSshAL2sHgcoxATrRUuu%2B OVYfo2DUbtSY%2fdg%2B7XNFFqgWSTOXdl%2FM e21cTXLr3CzWBh%7Ctkp%3ABk9SR5a484LSYA	30-Nov-22	Removed		374196046346	Black Ice Infringement	AC/DC Lufterfrischer G900 Auto Duft Vanille Black Ice NEU Frische Geruch @@D901
antisocial.fashion.store	https://www.ebay.de/itm/ANTISOCIAL- STREETWEAR-Taetowierler-Bastard-Duftbaum- Black-Ice-NEU-amp-OVP-/284151239082	24-Feb-23	Removed		284151239082	Black Ice Infringement	ANTISOCIAL STREETWEAR Tattooed Bastard Scent Tree Black Ice - NEW & OVP
3E The Carwash Manufacturer	https://www.ebay.com/itm/185619764798?var=6 93493838922&hash=item2b37ccd63e.g:llEAAOS wpPNjKXDR&amdata=enc%3AAQAIAAAAwwMz4tK N3MhlzMhAD59QNTvjXS5CEDT%2BnYkgw%2FsgP 2P6jKzmRhaHPjvhD3s8tA5OBnqfq%2BesRuSNXRr Qya1tCjMhUEQRfbtvVNMKKDBQwabpf6jWVvitgY Ulp%2F41FByFNYp9pHilkMSS5Q81WT1UVCvXayc OYP5JdroLImdeThVjIXJvg9xUniiD0Ep%2F5yAwdDI 7RHfUjqPrRV55bkO%2BC%2BGpbfIECI3NfUtMe9 %2BdpFFDxP2oA%2Fv826R%2F0i7P9xw5J5Q%3D %3D%7Ctkp%3ABk9SR5Lh1M3HYg	20-Sep-23	Removed		185619764798	Black Ice Infringement	Air Freshener Black Ice Scent and Odor Eliminator Car Fragrance FREE Shipping

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3E The Carwash Manufacturer	https://www.ebay.com/itm/185981967445?hash=item2b4d639c55:g:QVOAAOSwOf5kMcZZ&amdata=enc%3AAQAIAAAAwOhFqTdmfUBd%2Bt%2FOQoW4OSSG8onZryKM6cDZLYFehbmVCH6xRlMgEnQA%2FkhIQNAPhJfc9WRusRng6bKGwBYb5aNJT1rCVjaSI%2F86hpFutzj7FchtAHX%28BQN7IVKAQRkLSPUVubCd7a9Lf3Ou5bRFTna3fWoNnydydP1we%2FUNOpXqLb9uCAAAdyV5HEVGkb7Jld0v779XdYmY1SXWvsDrT7oLncGqXy7q49k8cWxmcpSiIG%2FWUPWvs0F2TazAH1jQA%3D%3D%7Ctkp%3ABk9SR_rZitjHYg	20-Sep-23	Removed	185981967445	Black Ice Infringement	Air Freshener Black Ice Scent and Odor Eliminator Car Fragrance 64 oz FREE Ship
wonderlandxpres	https://www.ebay.com/itm/276002065485?hash=item4043014c4d:g:JtsAAOSwGDJk3cRc&amdata=enc%3AAQAIAAAA4NtPNS6u72ORkQnYL3BdlYnWRLvRkVbcP1LDcbwd4ulWI/CxxxArOwtFD8OGIfUFTwiRWUhcCk120VyKcXJBpzkmulq4TqqvPHn2XS1per206Anl%2B2ml3Q3YSzZq5ss7mNNKuOv%28BDTaynjGZn5jseMF7ALOFN7sfAy2JRJI8RSKtnh77QGn4%2Bh82ahHBdf056VjHVxdZxv%2Bs0dM%2Fbmvklxj4ysf3rRVwMjOKRq%2B57%2B7y7ff6IAO%2BaNIHR13St5J4iqRuakHpOSniFeX90sn6XcGnc73tz5oBaAMnHEoGXglAu%7Ctkp%3ABk9SR4DaitjHYg	20-Sep-23	Removed	276002065485	Black Ice Infringement	80 Eighty Little Trees Hanging Car Air Freshener Black Ice Scent Pack of 3
3E The Carwash Manufacturer	https://www.ebay.com/itm/185773303136?hash=item2b40f3a560:g:LvUAAOSwQvZj6ADQ&amdata=enc%3AAQAIAAAA4O0xQZ0JIBJ2XUKVzCnT%2BQ%2BeSvRta3zfgJrxlSYatbe8pojcdQcWfCkfsLfhiZIQ86NEGBt31GJ19Gk%28P0Vp6Sxr4T06G8eYNhHoAazoRdlXkx%2F1un8aOwujoGzo6ppggwFAiszOtJTWwscqdTEbKAbEVN8IOxCRK0e45SC8Pw%2BjO7%28GbfYiYCMzN48n4PPhgqYXC8rIHdzyGWnPA8R0W2tEue5qhV07ct6Fjp%2FQflrLOmFJlwdxl5PgVWSUPFNyT0KR3P5s1YPq6eSZF6UwIHEONg%2BvijmW7hRag1d9mQ%7Ctkp%3ABF8MlvCn2cdi	20-Sep-23	Removed	185773303136	Black Ice Infringement	Air Freshener Black Ice Scent and Odor Eliminator Car Fragrance FREE Shipping
3E The Carwash Manufacturer	https://www.ebay.co.uk/itm/186018448479?var=694036248268&hash=item2b4f90445f:g:7twAAOSwt-pjKXBV&amdata=enc%3AAQAIAAAA4UjAHYq5swHTv0enjKjJPvcdBbWdX9ITSkl3XGynsyUKvA%2FpRHLXGMZuzadkOqNLadFoX9ZsRmMH85eHfiamNpkBvQTnAcBzN%2BXY%2F%2Feq3TdqiFdFAFYU87n%2Bg7tMXxr3H%2F01d8QYFrm%2BkGej8yhY2qCM1OX3FxsJ4XmVWwC%2FaXBTF5ZmXeHe%28wVL%2FspH%28O3gwbxs8dZy0nswAzr6ZE%2Fw3UP%2FcKF9f4QfVhN00mfoWqWvnZj7Hlitu1VDcmi2nk8nVS0lpZrA%2F2suVgbQdnSWIHMdI97KEPrj1oMh3AHZ8oW%7Ctkp%3ABF8MpraU28di	20-Sep-23	Removed	186018448479	Black Ice Infringement	3E Air Freshener Black Ice Scent and Odor Eliminator Car Fragrance, Ships FREE!
Capital City Fragrance	https://www.ebay.de/itm/394577799057?hash=item5bdeab6791:g:uLQAAOSw3NhkQBvy&amdata=enc%3AAQAIAAAA4HofHRCqe5r6YRGbC5x81WFLYd09GLZSEbDcPvaYHPfIUAX1CdIsN6dYzQr8TXtweekzXegEaZV5xH0aReCVwnS56ogNPEVZJAU%2F8Ea%2FXADGQHFwPz2HZRJID3hz3EMH2vQu3OjNER6TL2PqJrcLHuKanxVto3ieshvEa2CVWRtebZv6Cs1coe69%2BZ17%2F1A9ME2v1pBkF%28tqd98qUFmnamzh8GQizOxEvZxD5mBu7vQHHD2lh3mqzfa3V185rUelAPithejoVdk9hFfqCpcggjyvbaLXX0mWKGrRuNvGvzh%7Ctkp%3ABF8MTJCilchi	20-Sep-23	Removed	394577799057	Black Ice Infringement	Black Super Car Fragrance Tree / Air Freshener Car / Fragrance Black Ice
Capital City Fragrance	https://www.ebay.de/itm/394489694120?hash=item5bd96b07a8:g:rO4AAOSwbjRj~4oN	20-Sep-23	Removed	394489694120	Black Ice Infringement	Basketball Fragrance Tree/ Air Freshener Car Basketball/Ballsport/ Fragrance Black Ice
naturalaspiration	https://www.ebay.com/itm/352706266268	21-Nov-23	Removed	352706266268	Black Ice Infringement	Clean-n-Fresh Car Vent Clip Air Freshener Double Clips New Car & Ice
naturalaspiration	https://www.ebay.com/itm/353423422226	21-Nov-23	Removed	353423422226	Black Ice Infringement	Clean-n-Fresh Car Vent Clip Air Freshener 3 Packs of Double Clips New Car & Ice

eBay Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Matter Type	Title
Capital City Fragrance	https://www.ebay.de/itm/395015821720?hash=item5bfb8c71998:g:gBIAAOSw84tkQBro&amdata=encl3AAQAIAAAA4C1Wk6ECFRnZkVn1Fyxxj6Jqe5YEZeuRpG0QFFfDxhu7c5v5sZuIFuowlRlOrlyt%2FUmM9Aty6cz47LLOnVXcMkrBYB6MbY24Ls67DX4bWs45vMA%2FSbFdF%2FjVmsOfy4XXMSQu8u0Gh28B3cKgdXjLlM4RNIiMWy4IMDKfDT8rEPVMaSGiUQHlDoadWm77KAeHTCxE%2B8kdqIOenNwkU6UzZmgofyEsFljdmTUlpd5ld8qkvH9VITVkiePQ%2Fdik1VCVUyyy%2FPHOScJNIZWNrA1sRG%2F17C01oJUCcRU8iyXvUte%7Ctkp%3ABk9SR4yvtvONYw	15-Dec-23	Removed	395015821720	Black Ice Infringement	Messi the G.O.A.T Fragrance Tree / Air Freshener Car / Fragrance Black ICE
scentedslimebyamy	https://www.ebay.com/itm/285619902596?hash=item428045d884:g:hnYAAOSw3WBlhc5b&amdata=encl3AAQAIAAAAwOwQ6VnjznLke6oCzAvUaV7TyFIRUQQQtYH1WeEH%2F%2BbK7N4GQWhVevslq98FO8qTDUyLDv1vKOSe8rR%2FOJQ1oRyOGpUjulkte1qlgJO1JhuQboomC4QKfBoopPNE%2FVG6LlmstLOCithHkewFru8zPz3eFYfKbYgXvVD%2BbOGb2dDD6USUNxSsUzgr1hJMC7xich5P%2FB5figq83%2FGstk%2BunpwePmyRPU4mpdpCp%2BcLsdjcx4Jlc8s1S8bPQg5ABtoWg%3D%3D%7Ctkp%3ABk9SR96l-u-WYw	29-Dec-23	Removed	285619902596	Black Ice Infringement	Auto / Car Hanging Air Freshener Diffuser - Black Ice
motortradeparts	https://www.ebay.de/itm/334819909614?hash=item4df4d25fee:g:ejcAAOSwhKlhuww0&amdata=encl3AAQAIAAAA4BL%2BW0Wisoj5Bpfajuru46Eck5IKGw3O49IZ7Q4naRLz%2B0MJ%2FVlue34KlHNGS7cyrlbaslmaWsj%2F3yxDIUerdCMnRb6cMOu0R%2BAHU4Prg7kQpbtP3kNdnTixwFeZCm2xya9Edeb2Zv0gXobvJntR%2BIYViZlemGzsNfKbyEKbFYloIFM3Fili5ROdSh6e8shBkeccoC0rCdsToqNmLwYUYFh0U%2B6MelqkPohPZWYysj29xKa52y125qLt7XylXVAWUvfGoZAT0H%2FNrl2TUUnwmQp8joW5iaMUELGmGSvo%7Ctkp%3ABFBMhuG_taRj	22-Jan-24	Removed		334819909614 Black Ice Infringement	Black Ice Scented Car Air Freshener x 100 extra strong
sala 9873	https://www.ebay.de/itm/314782999676?hash=item494a87647c:g:~rcAAOSwOL1k4ghz&amdata=encl3AAQAIAAAA4FCIpEKDITzkECXzQUU2nrlkWzCT1uaeWm4fYUcRJPnLOValnFAtOUndRLPUmPLCweW97omuVpBstfN8C2roa4jyTfFnwdLqTy2DDWD3eO9q8PI1XRvL4uzDmVS3KHbzZokaQU4geilfXHDARr5Kil%2B2w6lpcog2GqZwXnEbBSmaWMLUtcdgpUQVnPaK6F%2FN3yuaviE%2Bxt%2F9Ngw36hlt%2B7rjploevNY0rzfdlhF%2BOUFVafih5mLFWm1qA5j%2BbrX%2BE5SQeNo5JgXQqkZZXmQw5FIWOwTXxNdtPXrftMy8w%7Ctkp%3ABk9SR4jhw7WkYw	22-Jan-24	Removed	314782999676	Black Ice Infringement	2x Duftbaum Auto Classic Wheels Car scents Vanilla/Black Ice/New Car/Cool Water
motortradeparts	https://www.ebay.de/itm/334819905756?hash=item4df4d250dc:g:ejcAAOSwhKlhuww0&amdata=encl3AAQAIAAAA4D0R4vD0EF0MgNmqXs7kuyUe3%2FVQCMnx5Sm%2BfWJaOC15qBgVSffldYsY1ONwtkyJu5MM%2Fp%2FPWun9NP2NH%2Fp6CFMgXN2GpkkdQIHdvkKSWHNA4Ejv5nWUfyokg3lbEXndjD8IEki2og6rjd1ErTqZ%2FCvtNwW58ShbhdXF3ZHuZhiyeqtPowjV44bDhFhXulY9K4pxAiJ9GBVeY6hsVEiVoPWfncM2uP%2BpkyWpo7%2BQipmxcRMBRoXtaTVHGM3CbAcYdei0O%2BEz35Qha511qfBnyfJBjwfHvdp9esi42beyuYnL%7Ctkp%3ABFBMiuG_taRj	22-Jan-24	Removed	334819905756	Black Ice Infringement	Black Ice Scent Car Air Freshener x 50 extra strong

eBay Shopkeeper	Product URL	Status	Date	Action/Result	Item Number	Matter Type	Title
franco7720	https://www.ebay.de/itm/401763151874?epid=14032686757&hash=item5d8af33002:g:0YMAAO5wxupc0b8F&amdata=enc%3AAQAIAAAA4NuJeKHj3bB1KKpQsXOXxh4z8thdr5OJuCTNftWalSdlRclq3bWVMtigbXpCQkIMJel8ZAaFXomaTobmGEwvua0oGUSgDp4F8U%2BydVNJUoucy5ryZHWzCHS8Nk5M%2FtE1sodh0z49LNUJHBYRTJTxThEnlqJ3qdhok9aYezuLx0ko4LWcsUgn1aqXPJm0dot%2FPPE621wYGsmI78Xxj0773M8fm7z8LeDtVk5eJV2CwHgg2%2FEuBsAlrP43rIek%2BIRWvKPDfLxcjLOVpDu4%2B5y5%2BNp4Wb1YXTqFiaJHf5%2BAOg%7Ctkp%3ABk9SR8jM5bWkYw	22-Jan-24	Removed		401763151874	Black Ice Infringement	Profumatore profumo Auto Disco Freno da Appendere Black Ice Simoni Racing
franco7720	https://www.ebay.de/itm/375164396129?_trkparms=amclsrc%3DITM%26aid%3D1110006%26alg%3DDHOMESPLICE.SIM3%26ao%3D1%26asc%3D259363%26meid%3D108068db13934bc686a32c1be9ce718d%26pid%3D101195%26rk%3D1%26rkt%3D12%26sd%3D401763151874%26itm%3D375164396129%26pmt%3D1%26noa%3D0%26pg%3D4429486%26algv%3D3DSimPLWebV1EmbeddedAuctionSPCAuto&_trksid=p4429486.c101195.m1851&amdata=cksum%3A375164396129108068db13934bc686a32c1be9ce718d%7Cenc%3AAQAIAAABAKQWTA5uKxcpq1J5hG%252Bz9F%252B8zK5%252F0pV48i2l8raehpQf5f85YAq53B71hHTJuLVw8GNyX40Ju%252BYQsLNV4mtrM2%252FDJl85fn8Makj%252FvVndklHYBpqrijwzOI7i%252B8PGseM6BU16kJdirSilk96EDYkCD0UiwdyIFNAEHVAHmR8Kvefq3hpeb6PYFAWmvW%252BH8dUWFKTsHF8b1NIOLZYL4gvRHxnaaVLPcVfdsIK7P504gEBIOcNaUibqN9Q7PgTNqJ9mbH5OPxFF4BbI9Jd5CwnY5w4B4Bvb593xR6nB6SJ24eLEZQAI99UkOq1cQHwkJlUZ46DJS9x5xafkIbJXAY51w%253D%7Campid%3APL_CLK%7Cclp%3A4429486	22-Jan-24	Removed		375164396129	Black Ice Infringement	Air Freshener Perfume Car Brake Disc of Hanging Black Ice Simoni Racing
cosmetics-corner-ItD	https://www.ebay.de/itm/225497861516?hash=item3480b84d8c:g:sfsAAOSwlZkIbZI&amdata=enc%3AAQAIAAAAwG41wBh45j1%2FxFVZOgAX1tNCo%2FTb9Uza7BMGsEmrFZDFU3izrfr6Bja3BWYulchcwJ51S12TIMGRxmLld%2BcKzX%2BVEwgbnIXQf2ixK69HJQfcj7t9RyNWmyDyJ6sFXI6WVVASRyqsOmEhiQf84Wqx4eE9Gmtpd%2FEQpsv1%2FRtnieA3aHslpujLzuyNLYtiY33yyA5INNNkP5SR25dUKS5kWT7r7RNIDz7hCBswfgE3nTC%2BBX3Y99XqL8QuMswfU%2BhtZ6A%3D%3D%7Ctkp%3ABk9SR6jV8rWkYw	22-Jan-24	Removed		225497861516	Black Ice Infringement	BIGGIE SMALLS NOTORIOUS BIG CAR AIR FRESHENER BLACK ICE SCENT HIP HOP FREE SHIPPING
Hillschills	https://www.ebay.de/itm/126248312064?epid=7043605274&hash=item1d64fc5d00:g:IW0AAOSwqwnlIhcy2&amdata=enc%3AAQAIAAAAwDVwTHTr%2BZVY5%2BA%2BVCeU2L2GCe4c3TUZHNLwyHbFLjI0ElrqZpT14Y4V5S3FzZ%2FxAx5JjwV55GqJBrOzpJym8NpwAdKWPS5NDdhbZiUXpVlHfp94Key6HttyGzrEWDJSM1poZb9TMpsZ4OiuUw4B5IffHce07WT%2FYXo0PxFmY9R83Kg3g7HydynTYu21E5Su8cqvlUdu0uNO4HdTqNH%2FD%2BDVRI4D0GmEZPg0jaKc93Xy6X9mNdGUHLrMLFGw%3D%3D%7Ctkp%3ABk9SR6jV8rWkYw	22-Jan-24	Removed		126248312064	Black Ice Infringement	SC Products Meme Car Air Freshener Black Ice Scent Sandalwood Bergamot Lemon

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Johell-22	https://www.ebay.de/itm/314688834267?hash=item4944ea8adb:g:3eUAAOSwiaRkpEhr&mda=enc%3AAQAIAAAAA4EjcyjnlElRn1Jm5XoWzUm55GnV9v8gygkSb%2FYIV8ZyoxUbm0g6zod9%2BgxvDqvCmyw4OTDBc60qbFEW7IisENYrAt%2F%2Fb%2F9zZkShGUYeib%2FOBtqeax9ZMY6me4T5d8iBLNkVybuNnj7l0JyAJDjFT0VnX5Z8MQj7r5fVLQzGAGFhcvbBW76VaDoegSVhp4M4p6ejVYbPum3P0xANDJz89TWuVGh3%2BB9nQ53VE6zPPMYsJxxoBlbmT8w%2FrVnl781mPVy7ydAwoGJTgrd7%2BY2r9zfn43PO%2BgMvrYGzauonuX0Or%7Ctkp%3ABk9SR6zV8rWkYw	22-Jan-24	Removed	314688834267	Black Ice Infringement	Hasbulla Meme Rugged Card Car Air Freshener Black Ice Scent Novelty Car
AUTO-ROCKET	https://www.ebay.co.uk/itm/134784444630?hash=item1f61c768d6:g:siQAAOSwtpplSmDV&mda=enc%3AAQAIAAAAA4Zc9kEsps07ZEMQ4tlZSxKlSsMvsVNPiezj6sDAgn0gCa%2BVfR1ujx2RRmTFVc2A2fmiyuyq9suvkBadgrBWNbikfyT%2F2lclcxMudO4JK1CQfw62BTUJbItBw52TEbcDKd3ePRUf0rthHUCh%2BC9hPrpUrazAQtlZWkkK33Gg%2FoxK%2BW0hOYjm5fdFicXymLXoKTQmlpJlPm7DfGISl%2F8AOQlkIX9wpO9XcV12mjxqtLuEBUwh5l8kZPPJFHVpDrDdmqRU2jd85171%2Bul%2FQ5V8rhMbsDRCCpNWp3f9fij5LU8D%7Ctkp%3ABk9SR5KDXLekYw	22-Jan-24	Removed	134784444630	Black Ice Infringement	10 x Auto Rocket Autobrite Direct Stockist Car Air Fresheners, Black Ice
2012skhan123	https://www.ebay.co.uk/itm/126131839322?hash=item1d5e0b215a:g:6nUAAOSwLK9UyEQ&mda=enc%3AAQAIAAAAwAm0Fe7YxxWm1mQvoYKF LyRUzBB1ZGA5SUEDallcAtDKfNFumw921em18TFPhiP%2BlvzsbYvHsS026BWRJn%2BqbTbem5vs5valwTWFhl30WIk82yJLh27ZlR4NmrBaQVnHq0lbQ%2BFMT%2Bi31R6qUT%2FRcWKEO5vgot0u0x9w%2FgBRkxZjWxGcFOqxm09XrCUGsQdKM%2FUCLKwgfpfcO%2BOR0sxuPCbhnhrnUFDm9zyjKuWmlr4I2gz5mg8xpuEXqWL3Y3w%3D%3D%7Ctkp%3ABk9SR5KDXLekYw	22-Jan-24	Removed	126131839322	Black Ice Infringement	2D Hanging Trainer Air Freshener - Black Ice Scent
Cosmetics-Corner-Ltd	https://www.ebay.co.uk/itm/225497861516?hash=item3480b84d8c:g:sfsAAOSwl1ZklbZl&mda=enc%3AAQAIAAAAA4Ergog5%2BkEIZ3vPu0nW1TtGPNa9Mj7QX50kPp0mO3l7W6jrvWLkyQrz4yWT40kkulEM9TO275mKLl34eT1%2FfbpSCjcFjroA1YwuLA8h1bMPOq0kK3ldVopes0Za4xE94wfmDVRmsxQ3oaEunq90sBsf1YHGydIKHl%2F61WK4bU1CEwel7D89beSx2Gk%2B2p1XCdHEzA5MapHN%2Frrqk0DJ23X3lv6zg%2BHPZ9p8yF%2BckVCAa%2FEnyRatYe1DnriXcrq2O6by%2FkWx3HYiRa1OI9ALqKGd3YVRITjvaur3s7ki0d1%7Ctkp%3ABk9SR55DxLekYw	22-Jan-24	Removed	225497861516	Black Ice Infringement	BIGGIE SMALLS NOTORIOUS BIG CAR AIR FRESHENER BLACK ICE SCENT HIP HOP FREE POST
JDM Addict	https://www.ebay.co.uk/itm/335095500267?hash=item4e053f8deb:g:XVMAAOSwtglIP6MO&mda=enc%3AAQAIAAAAwB7ZLRDM%2F4kqPplDza v27nFvk95yUOHTS6ePLBjpxlZT%2BpaqkF3zCHF3eG4wMwFPPEs3ngXHQ25UL9PZxFLNVIODdNBHCwzOI3aW1KccCc9f3yd4Y3W45iDxWigRR2QGFgyuxFbLnx8s%2BpczZ6eRvEXPTHwGZbC6MV5gnBTtNU2n0whRF3g26UFFFEj2kX7xCOH0yKxRKfPmMzPCDJcsRBuWalCne%2B6ekAKpNw2N%2BNC%2BYRZP1bEGmmJuAGachA%3D%3D%7Ctkp%3ABk9SR6jQ0rekYw	22-Jan-24	Removed	335095500267	Black Ice Infringement	JDM Nismo Anime Manga Girl Air Freshener Black Ice Hentai Waifu Regamaster

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JDM Addict	https://www.ebay.co.uk/itm/33466665626?has h=item4debb00e9a;g:roUAAOSwKfVjmwBn&amd ata=enc%3AAQAIAAAA4KBWlM6refjK5lgb0fw10n z%2BmlEsHhOgJFVBiucxjWJWhHAF5leZ%2FufMX 3XF%2FmUS8JJQK5AuRXdd%2FH%2BHCKmTZ8OC RECIp%2FWCzntPjUH4p4r7FUUzEypmnCl9e8lwcZtt NkHXuo8iLam4syhfsJrXMuP8wXlAuqZ6nAPt%2BDi FpeqJ7jcByce4uRBDNABlxs676MvfNp51%2BuOag hFhFCDeQoWl1nyEHooDBgo%2FJBVcS77NwcnEm Ahkoz5azJegFZuKvyPke%2BIZ5o38U2DVfLisH7HC VZEfnqnSWNLIWqnMn%7Ctkp%3ABk9SR6rQ0rek Yw	22-Jan-24	Removed	334666665626	Black Ice Infringement	JDM Turbo Air Freshener Black Ice T88 GReddy HKS T04Z Turbocharger
filthyprints	https://www.ebay.co.uk/itm/315071693420?has h=item495bbc826c;g:IXwAAOSw3ZBlIZIK&amdata =enc%3AAQAIAAAAwCYm0L%2BaZ7888ZCrfCsYaYk 684SHkMx%2F9P4mgCpCnBHW5sF9hu3nHSRkr H4RUD8pNjq%2FqFMcmeserUrdX7aoKAitOpIAa 1ibYmHhP2e936rp6T8V3VfoUlgdjCyc96PUASyG1Y HVjLSzDVvFJIRxV3Six7hZzaWT0Ge3RUZF4E2wJdH A0XsLBvAEX8bppsRdklITYiOudN1vNx5wXDRLi4W7 xsLru3Xz1FXfYoppbXNM9Rl0XKor01Inhwnp28Wuk 6g%3D%3D%7Ctkp%3ABk9SR67Q0rekYw	22-Jan-24	Removed	315071693420	Black Ice Infringement	Sam Sulek Bodybuilder Car Air Freshener - Black Ice Scented Freshener
Motor-Trade-Parts	https://www.ebay.co.uk/itm/334819905756?has h=item4df4d250dc;g:ejCAAOSwhKlhuww0&amda ta=enc%3AAQAIAAAA4D0R4vD0EFOmNmqsX7ku yUe3%2FVQCMnx5Sm%2BFwJaOC15qBgVsfldYs Y1ONwtkyJu5MM%2Fp%2FPWun9NP2NH%2Fp6C FMgxN2GpkkdQlHDvkkSWHNA4EJv5nWUfyokg3lb EXndjGD6AybOYssPeKlh9Zgq4ZTHmjwYhFexbayq G3%2F3jTdTdV0eMLTzTlloO6x%2BZkX0T74%2Fchi4 Eiy2Zr3dne7Tt1SFwBVusfmVinQcayTo3t3gkDY40v w1NtZ%2BsxA%2FuCOpCmfGQeyStXGn5wlf3oRYf wrXS1OvlQzYoUxb6NVbbOQ9G%7Ctkp%3ABFBM 7r3ct6Rj	22-Jan-24	Removed	334819905756	Black Ice Infringement	Black Ice Scent Car Air Freshener x 50 Extra Strong
JDM Addict	https://www.ebay.co.uk/itm/334666672662?has h=item4debb02a16;g:mCwAAOSwA6NjmwKp&a mdata=enc%3AAQAIAAAA4NSQ0kOzvNDIGzZNCC uLB5E2ODsNx1lgvQMqTVIECvveAUmm%2B3n64P D3KJfkTdZJA78ISuBHM0utw7Tz2Bvi6%2BwP7UU2z PrZo0xpFYsalypuDo1zzHnRHjZUcc3pZir8gxuKb1Y Qxb2wk8h4M5sZAl1s5qjCEBjWZkfkTeE91KaEKERl 95Xqnk8uqilCUIKA0%2BJ9RLM4w7EdbSO1VCPk% 2FHHRRq%2Fgy%2Bva3Ukfg%2BD5VXIVCVtK7MzFG OG9rpelo5ShQC57FDqhanEfaSicdNwffSaVgP43im 7WB45K88jVooVS%7Ctkp%3ABk9SR_C93LekYw	22-Jan-24	Removed	334666672662	Black Ice Infringement	JDM BBS RS Wheel Style Air Freshener Black Ice Import Euro Stance LM
JDM Addict	https://www.ebay.co.uk/itm/334666698826?has h=item4debb0904a;g:bkEAAOSw7hFjmwdy&amd ata=enc%3AAQAIAAAA4HWTDXAtjmh6SP2FxXbxi W%2BureLoQVguHqM0kCu40iXOLLifiUWwql2h6l 14waZWGTQK9cwvpyJQwFQjrn7YqHFVVbyfh68C du4ell%2BFK6zRuwkFep2wC6u9MkfilFp1HPTThJL3 CwUEeWpx0%2F1K40uDJarzBrY90Hbl0UtaGlsn4K heNDXjkvzFXwe1U%2BhShwHjCMaTyVNN5kA8vA 2y7E3nnsTFJPTcesS8ZlfnrS60%2B4pi7hDMZL15JC qTtleSd9xVO8Q12EJHQktCr8AqMPekwKORG%2F7 jSdGmSO866eOa%7Ctkp%3ABk9SR_C93LekYw	22-Jan-24	Removed	334666698826	Black Ice Infringement	JDM No Good Racing Style Air Freshener Black Ice Honda Kanjo Osaka

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2012skhan123	https://www.ebay.co.uk/itm/126126157100?has h=item1d5db46d2c:g:VzQAAOSwox1lIDPx&amdat a=enc%3AAQAIAAAAwIqBo4Y5fmFJQHrvl93z%2Bc 8Vl4bHhdwCPdqo6dCBasbk0Ylh4ot7thmh6hFOU 6ledPyCFTw6WmhubaGyjixSUDK3t02ue3%2FM0Y JphYcnYdiC5g%2B0lJkyDDWd1Z1eJfCuH4WeAtsz PJ8qC3dOr51yRuHuuaVEqPX%2FX43EVHyCLWdm XUaaIl.d1vHGIfC17TBL9d991F%2FsF68ZOB0OmtQ pEY3W9KWQTFfexVajgqTB5uMpxg2yo5d8d39cei %2B6k2OHzw%3D%3D%7Ctkp%3ABk9SR4bg47ek Yw	22-Jan-24	Removed		126126157100	Black Ice Infringement	Trainer 2D Hanging Car Van Air Freshener - Black Ice Scent
Mma.Stores	https://www.ebay.co.uk/itm/256225524738?has h=item3ba83b3c02:g:EvQAAOSw2h1lEE38&amda ta=enc%3AAQAIAAAAwFPky3xBlP4VpL65rLIWrJPg Bn3u6ix5HxQ9hAYZE%2F%2Fwjy9V2Tnc4B9H9P HfjKwzzFAgeYwCk8Zfg%2BY8eFhLJ%2BpckE3qugX cN5q4CIH8gj10W8IhpA9KyyWp%2ByUeJTL%2Bjr B1CGtA5rUI8KH5XfbbKsX5x1ZgwOf1n5hGY3yvKT 6pynI2EIEDCDuwNN8No9IW9peCdOF0brYNI2IAV WKzAdaSpNrZIfOgp9uWxEQNbPHJK4w4xteG8Tm hxdOth0x8w%3D%3D%7Ctkp%3ABk9SR_DH67ekY w	22-Jan-24	Removed		256225524738	Black Ice Infringement	Pack-of-3 Car Air Freshener Hanging Fragrance Scent Flavor-Black,Apple,Ocean ice
2012skhan123	https://www.ebay.co.uk/itm/126130102545?has h=item1d5df0a111:g:wXwAAOSwpblJlAaR&amda ta=enc%3AAQAIAAAAA45n8uad9m7jVo3DubUJk0 kOC%2FM%2B5suWHr5Go2oKkmbx58fy2AryQKsII 6Pk5zp9TMDK2k4sw0JQvu0U1XF9P9OI%2FugCIM f%2F5CIfFwYVEXGq5wY%2BqZClqdGbo4qsgBCTVY 4dssNeGGAehxOvVMG8MBKR5x3x8JT9cSac87m 1rXVrzgmyTRP0yVcb5epm0P47XnO%2BVT52DBYL V8Ykf5IW8aIS%2FQPFn8OIJ390wbTjNVXalpQMgR QvoHzdN9KgntVQ%2F6SjkhYmv2Bsl21r3nwsU2 xAki%2Fv8TL551%2FKR9v85aF%7Ctkp%3ABk9SR_ DH67ekYw	22-Jan-24	Removed		126130102545	Black Ice Infringement	Hanging 2D Trainer Car Air Freshener - Black Ice Scent
to.go.gadgets.accessories	https://www.ebay.com/itm/404701342303?var=6 74699833662&hash=item5e3a146a5f:g:mXAAAO SwKJlIMEn&amdata=enc%3AAQAIAAAAwAUy9% 2FlozJszKKM5lcSI8oZg5dT6fZVg3sQZh4KlcxCB MK%2B8HvPpLqsNTggtfqzmgir77lGgINwraJSB167nIQ OjWvZTfgy4nzok6oMC2wAri8adidb%2FURExWaM 7WID9NblePOsFQKaJLsljk60rry0HJkLs6LHUxyq1IH ADZEVGGJxEmxHAIHVSTNnyYj3i7utBIYGxHXnbJbI0 gXPR9xF0hQko%2Bm3%2Ftf2S4ncimZZeMeFz8fJ8 OhyfU4x0UKWh6Q%3D%3D%7Ctkp%3ABk9SR8DN z7akYw	22-Jan-24	Removed		404701342303	Black Ice Infringement	Hanging bottle car diffuser | Car air freshener
SuperGoodDeals	https://www.ebay.com/itm/175760383768?var=4 75155012228&hash=item28ec229f18:g:G5MAAO SwXl5kf1ul&amdata=enc%3AAQAIAAAAHQvzwL upwNVzz6zCmbd9yc9fho8b591lI5FYqCW9VilofKlr o8Y5nn%2F3hb2OD4plTgmXbz7gJ1DPasi7Sjm76 WiBzZSxasXmQ7624rV5k1S2Nfx3PlKatLFuhpVDq y550cMKgqQAOBm0GBHrUzhYUK2pAKxbxNxoGg tUhrX207sUtwzQz95J48M%2FlidUNKYH%2FcJjKgp ydxQoz35bVgD10eFeG7hwiHQ82oWCdBrGdEsAP VPju11Mnrj19dNvL1FWbrUNNzQF9VSeuAPwqKQ MnxEizXQrOlP6UWiteC%7Ctkp%3ABk9SR8Lnz7 akYw	22-Jan-24	Submitted		175760383768	Black Ice Infringement	2pk BrandNEW Jeffrey Epstein Car Air Freshener/10 Scents DID NOT HANG ITSELF 10p

eBay Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Matter Type	Title
<div>https://www.ebay.com/itm/225593044675?hash=itm348664aec3:g:tkAAAOswf1lkc50M&amdata=enc%3AAQAIAAAA4A%2Bq5vBa7spF%2F0%2BIMK%2FnZ2Lm%2BAA41Gfb3Ly6OXwSwlF%2FPQAQLZBIf974TVOoFy5hKAT3wl3NvRVhModYAPuh8%2B1naHCuVuoOfko2FCErjJung%2FOLkPr01HftM4aMoI9LiNwPIUdJUUVeVWV0ACZFjJQBmas71ary0%2F6oKacZp4EZWhSk8TnKFqW8NpNRtpYknijvjNiCLK2tsvdpbOMy%2FDzvHU8ILrneuJ9EI58ZG19pior0oodJcQ5M%2FyC4FBdxsucdNbtVYzb%2FIntZkon953%2FxsyfQfdNSYu2Thlx%2FOLK8%7Ctkp%3ABFBM8p3_tqRj</div>						
tandrco		22-Jan-24	Removed	225593044675	Black Ice Infringement	Copenhagen Dip Car Freshie For Men Scent Black Ice

[illegible]

eBay Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Matter Type	Title
scentnation	https://www.ebay.com/itm/304697530026?hash=item46f16356aa:g:2Q8AAOSwio9JbZXm&amdat a=enc%3AAQAIAAAA4Kys24knxrodz1GQrJWDJOK MQUxXENyaFwCLxT9WacOk95xMfHB%2BcDMQ n3vpq2BY35C%2BChCJDv%2BYgTCB0Lggyk853yN 7QLZ4mUuJsvNYITWwX9ELP0bxx8etjRjWRGLi0gdz p5eTVs1F0XM%2BN54bShj1IVccRe4nalb%2BMm %2BN%2BdU4m4WTGwGILR0HZ%2FR45TEBYJSh% 2BL1wCOgxMqTLg8LvRbZX1swASavhUcASxLGrNH FZvpN8wEwSq8pSlivOE1%2BfgSpiOTf3hCZNa64% 2FCrFI3YXjHTpCpitZEL3oz0XM%7Ctkp%3ABk9S R8SOvbeYw	22-Jan-24	Removed	304697530026	Black Ice Infringement	Custom Bad Bunny Hanging Car & Home Air Freshener - Black Ice
3E The Carwash Manufacturer	https://www.ebay.com/itm/186467217538?itm meta=01HZ5FTKJMFWMKEYKY30QJY21NF& hash=item2b6a4ff082:g:FwQAAOSwp15mW KEa	7-Jun-24	Removed	850046717420	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185986426509?itm meta=01HZ5FTKJMJ4JFACMY25AAPSA6N& hash=item2b4da7a68d:g:TeEAAOSw1WVks QSB	7-Jun-24	Removed	850046717048	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186302693983?itm meta=01HZ5FTKJMFJV6CVAXZ2614T1Y&h ash=item2b6081825f:g:QV0AAOSwOf5kMcZ Z	7-Jun-24	Removed	186302693983	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186126032819?var =694143878327&itmmeta=01HZ5FTKJMNCJ AH98QVBY8NBC9&hash=item2b55f9dfb3:g: nblAAOSw3-9kq4Ua	7-Jun-24	Removed	186126032819	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186421742498?itm meta=01HZ5FTKJNGOK6Y6A9BV2PR5W2& hash=item2b679a0ba2:g:H9oAAOSwJOxmM C0P	7-Jun-24	Removed	186421742498	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185966965877?itm meta=01HZ5FTKJN8KAG0517VN2ABMR1&h ash=item2b4c7eb475:g:QV0AAOSwOf5kMcZ Z	7-Jun-24	Removed	185966965877	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186007527616?var =694025287274&itmmeta=01HZ5FTKJN4CF YBKGX3SBGRD3B&hash=item2b4ee9a0c0:g :lIEAAOSwpPNJIXDR	7-Jun-24	Removed	186007527616	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186319799326?var =694368090369&itmmeta=01HZ5FTKJN7M4 7MEJA7EGHE4AT&hash=item2b6186841e:g :ShwAAOSwQ8xI322D	7-Jun-24	Removed	186319799326	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186109214221?itm meta=01HZ5FTKJN3PG9KDZ46TDWPHVJ& hash=item2b54f93e0d:g:Y-QAAOSww2NIPT ~V	7-Jun-24	Removed	186319799326	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186344152385?itm meta=01HZ5FTKJNB941TKAND5W6FVJS&h ash=item2b62fa1d41:g:dSoAAOSwkMNI8IOZ	7-Jun-24	Removed	186344152385	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186337198625?itm meta=01HZ5FTKJN8V6DFSJEH4K64M0N&h ash=item2b62900221:g:EE8AAOSwAJV7YZ H	7-Jun-24	Removed	186337198625	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186346511132?itm meta=01HZ5FTKJNMBP14SVX7607X329&h ash=item2b631e1b1c:g:QSIAAOSwtrFI5Llv	7-Jun-24	Removed	186346511132	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186126005689?itm meta=01HZ5FTKJN3EFCJSJG2Q0PW8AXX& hash=item2b55f975b9:g:AOYAAOSweRdj~6d B	7-Jun-24	Removed	186126005689	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186181401845?itm meta=01HZ5FTKJN2PDZBG8C326WDDZ5& hash=item2b5946bcf5:g:R5wAAOSwnq5Yoh s	7-Jun-24	Removed	186181401845	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186434371906?itm meta=01HZ5FTKJNBCX20X32DWR8JXFZ&h ash=item2b685ac142:g:QV0AAOSwOf5kMcZ Z	7-Jun-24	Removed	186434371906	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance

eBay Shopkeeper	Product URL	Status	Date	Action/Result	Item Number	Matter Type	Title
3E The Carwash Manufacturer	https://www.ebay.com/itm/185646614233?itm meta=01HZ5FTKJPSBTE9Y5J0AZ80S3N&ha sh=item2b396686d9:g:NAMAAOSwK7RJr7R	7-Jun-24	Removed		185646614233	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186439960763?itm meta=01HZ5FTKJPWDQS08MYV1C6SEZ5& hash=item2b68b008bb:g:rtgAAOSw4-xmQfnr	7-Jun-24	Removed		186439960763	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186435570240?var =694482216064&itmmeta=01HZ5FTKJPFVT T8B1WDWAAF6EH&hash=item2b686d0a40: g:zDoAAOSwgodJl9r	7-Jun-24	Removed		186435570240	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186359682339?itm meta=01HZ5FTKJQ75ZSR09HK97GGSSM& hash=item2b63e71523:g:THYAAOSwUnpl~2 bm	7-Jun-24	Removed		186359682339	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185797065666?itm meta=01HZ5FTKJQZYWQT1KGBM7R1ASF &hash=item2b425e3bc2:g:AQYAAOSwRdj~ 6dB	7-Jun-24	Removed		185797065666	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185947341061?var =693952234195&itmmeta=01HZ5FTKJQKKR DNRG9BM1C1TRS&hash=item2b4b534105: g:4JsAAOSwQh9kjrWV	7-Jun-24	Removed		185947341061	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186219444971?var =694255634301&itmmeta=01HZ5FTKJQDNS B269B5FJ816BE&hash=item2b5b8b3aeb:g:B rUAAOSw2BdJKXBB	7-Jun-24	Removed		186219444971	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185947395735?var =693952323674&itmmeta=01HZ5FTKJQKAA H9GYHTB1H9KN2&hash=item2b4b541697:g :bOkAAOSw4XdkjrxN	7-Jun-24	Removed		185947395735	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186126005691?var =694144110537&itmmeta=01HZ5FTKJQGR6 TJJWPDDBN46Q&hash=item2b55f975bb:g: IIEAAOSwpPNjKXDR	7-Jun-24	Removed		186126005691	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186151351985?var =694176934385&itmmeta=01HZ5FTKJQ4FW FM35A9KMQA448&hash=item2b577c36b1:g: bOkAAOSw4XdkjrxN	7-Jun-24	Removed		186151351985	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186167172498?itm meta=01HZ5FTKJQP8MR6VA16HH880H3&h ash=item2b586d9d92:g:XEsAAOSw2htlVYZ5	7-Jun-24	Removed		186167172498	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186072658472?itm meta=01HZ5FTKJQG7AEHQXHS69AD21& hash=item2b52cb7228:g:QV0AAOSwOf5kMc ZZ	7-Jun-24	Removed		186167172498	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185956141431?var =693965166145&itmmeta=01HZ5FTKJQZZ0 JMG3MXW7ZKH8D&hash=item2b4bd98977: g:nblAAOSw3-9kq4Ua	7-Jun-24	Removed		186072658472	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186202991013?var =694239621823&itmmeta=01HZ5FTKJQG3K QMG1BFZGH1DT8&hash=item2b5a9029a5: g:IIIEAAOSwpPNjKXDR	7-Jun-24	Removed		185956141431	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186152316220?var =694177915073&itmmeta=01HZ5FTKJQP6N VDBDKT29K2ETV&hash=item2b578aed3c:g: nblAAOSw3-9kq4Ua	7-Jun-24	Removed		186202991013	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186167812363?var =694199470419&itmmeta=01HZ5FTKJQQNJ 67CYFV8BAX9CZ&hash=item2b5877610b:g:I IEAAOSwpPNjKXDR	7-Jun-24	Removed		186152316220	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186307007981?itm meta=01HZ5FTKJQAMQ092SJ6CNCNM52& hash=item2b60c355ed:g:QV0AAOSwOf5kMc ZZ	7-Jun-24	Removed		186167812363	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186454737964?itm meta=01HZ5FTKJQWE3PAT54V7NDYWKT &hash=item2b6991842c:g:QV0AAOSwOf5kM cZZ	7-Jun-24	Removed		186307007981	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance

eBay Shopkeeper	Product URL	Status	Date	Action/Result	Item Number	Matter Type	Title
3E The Carwash Manufacturer	https://www.ebay.com/itm/185956114131?var=693965166145&itmmeta=01HZ5G90CNWWTEMBHFC6SAGHS4&hash=item2b4bd98977:g:nblAAOSw3-9kg4Ua	7-Jun-24	Removed		186454737964	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186274415947?itmmeta=01HZ5G90CN12ZD9C3GX4RT3RRS&hash=item2b5ed2054b:g:QV0AAOSwOf5kMcZZ	7-Jun-24	Removed		185956141431	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186167172498?itmmeta=01HZ5G90CNDM8XC8G91NK1J80T&hash=item2b586d9d92:g:XEsAAOSw2htlVYZ5	7-Jun-24	Removed		186274415947	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186424895181?itmmeta=01HZ5G90CN11H83JREG1C80RFC&hash=item2b67ca26cd:g:l9gAAOSwhGNmM7RW	7-Jun-24	Removed		186167172498	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186219444971?var=694255634301&itmmeta=01HZ5G90CNW07MYDNMTHDBX2NA&hash=item2b5b8b3ae	7-Jun-24	Removed		186424895181	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186176609562?itmmeta=01HZ5G90CN7TJET7K64MYV2BKP&hash=item2b58fd9d1a:g:AOYAAOSweRdj~6dB	7-Jun-24	Removed		186219444971	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186190244564?var=694227707010&itmmeta=01HZ5G90CNBF4J6RYBD81BSAJA&hash=item2b59cdad4:g:Q3cAAOSwk~5lPWIL	7-Jun-24	Removed		186176609562	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186170011482?itmmeta=01HZ5G90CN5GS1T1T8HQB8TW853&hash=item2b5898ef5a:g:EzIAAOSwZBVIHwmh	7-Jun-24	Removed		186190244564	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186202991015?var=694239635024&itmmeta=01HZ5G90CNGTZC0GDTXD99ZDFK&hash=item2b5a9029a7:g:Nm4AAOSwMiZlFvi	7-Jun-24	Removed		186170011482	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186175387753?var=694207717844&itmmeta=01HZ5G90CNF5X PJ2EB62JQ9TP5&hash=item2b58eaf869:g:bOkAAOSw4XdkjrxN	7-Jun-24	Removed		186202991015	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186126005691?var=694144110537&itmmeta=01HZ5G90CNWX PXDQQMJHR0FPHJ&hash=item2b55f975bb:g:lIEAAOSwpPNiKXDR	7-Jun-24	Removed		186175387753	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186126005679?itmmeta=01HZ5G90CNWA3E2N4XX2PH9BY1&hash=item2b55f975af:g:QV0AAOSwOf5kMcZZ	7-Jun-24	Removed		186126005679	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/185994890307?var=694012175405&itmmeta=01HZ5G90CNAEK TREYNQGS5XA5D&hash=item2b4e28cc43:g:lIEAAOSwpPNjKXDR	7-Jun-24	Removed		186126005691	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186032543815?var=694051643944&itmmeta=01HZ5G90CNACX4BHF8G61TMPET&hash=item2b50675847:g:lIEAAOSwpPNiKXDR	7-Jun-24	Removed		185994890307	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186193288769?var=694230390552&itmmeta=01HZ5G90CN4GJ6DKBWD0950STJ&hash=item2b59fc1e41:g:nblAAOSw3-9kg4Ua	7-Jun-24	Removed		186032543815	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186207396206?var=694243401336&itmmeta=01HZ5G90CNVK34QC25ENJK92MD&hash=item2b5ad3616e:g:yWUAAOSw6k1kg4PU	7-Jun-24	Removed		186193288769	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186225719512?itmmeta=01HZ5G90CNWEQ5Z7AXRF2YX11V&hash=item2b5beaf8d8:g:QV0AAOSwOf5kMcZZ	7-Jun-24	Removed		186207396206	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186176607836?itmmeta=01HZ5G90CNDTNQB9RN21DAYX2T&hash=item2b58fd965c:g:QV0AAOSwOf5kMcZZ	7-Jun-24	Removed		186225719512	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance

eBay Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Matter Type	Title
3E The Carwash Manufacturer	https://www.ebay.com/itm/185989669077?itm meta=01HZ5G90CNFSZE9NTG1JPBR6YN& hash=item2b4dd920d5:g:QV0AAOSwOf5kMc ZZ	7-Jun-24	Removed	186176607836	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186175581832?itm meta=01HZ5G90CPA59WR29TV0FG5Z6B& hash=item2b58edee88:g:QV0AAOSwOf5kMc ZZ	7-Jun-24	Removed	185989669077	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186128475331?itm meta=01HZ5G90CPN4KK5K4C8BKR4WM8& hash=item2b561f24c3:g:QV0AAOSwOf5kMc ZZ	7-Jun-24	Removed	186175581832	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186175406049?itm meta=01HZ5G90CP9WQAYM39KDJ9GFEC &hash=item2b58eb3fe1:g:QV0AAOSwOf5kM cZZ	7-Jun-24	Removed	186128475331	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186212598829?var =694248825114&itmmeta=01HZ5G90CPNKE FQDMYN8VGZ08F&hash=item2b5b22c42d:g :zDoAAOSwgodJI9r	7-Jun-24	Removed	186175406049	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186126005677?itm meta=01HZ5G90CPX1HK0WXH0NC4X9X& hash=item2b55f975ad:g:EzIAAOSwZBVIHw mh	7-Jun-24	Removed	186212598829	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186124213816?var =694141629718&itmmeta=01HZ5G90CP9C2 K8TZ48WE4S4A5&hash=item2b55de1e38:g: bOkAAOSw4XdkirxN	7-Jun-24	Removed	186156775654	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186125969591?var =694144198439&itmmeta=01HZ5G90CPS6M 9CN5QSGRX56FY&hash=item2b55f8e8b7:g: zDoAAOSwgodJI9r	7-Jun-24	Removed	186124213816	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
3E The Carwash Manufacturer	https://www.ebay.com/itm/186156775654?var =694184751622&itmmeta=01HZ5G90CPFFQ 07XGGHOT69PPC&hash=item2b57cef8e6:g: bOkAAOSw4XdkirxN	7-Jun-24	Removed	186125969591	Black Ice Infringement	Premium Black Ice Air Freshener & Odor Eliminator Car Home Fragrance
Ontario Wholesale Co.	https://www.ebay.com/itm/174673376663	5-Aug-24	Removed	174673376663	Black Ice Infringement	Nag Champa 15 Gram Satya Black Ice Incense Sticks Made In Bangalore
Ontario Wholesale Co.	https://www.ebay.com/itm/174809673746	5-Aug-24	Removed	174809673746	Black Ice Infringement	Soul Sticks Black Ice | 12 Boxes of Hand Rolled Natural Incense Sticks for Space
Ontario Wholesale Co.	https://www.ebay.com/itm/175053294929	5-Aug-24	Removed	175053294929	Black Ice Infringement	Satya Original Incense Sticks Dozen Pack Box 180 Grams 12 Pack 15g boxes
Ontario Wholesale Co.	https://www.ebay.com/itm/175343483430	5-Aug-24	Removed	175343483430	Black Ice Infringement	4 Pack Mix Backflow Incense Cones by Soul Sticks | Craft Back Flow Incense Cones
Ontario Wholesale Co.	https://www.ebay.com/itm/175562566833	5-Aug-24	Removed	175562566833	Black Ice Infringement	Soul Sticks Incense Sticks Pack 180 Grams 12 Pack 15g boxes Dozen All Natural

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
erio-fresh	https://www.amazon.co.uk/FRESHENER-PERFUME-LIQUID-AREON-OCEAN/dp/B0086VKJFQ/ref=sr_1_118?s=automotive&ie=UTF8&qid=1463690154&sr=1-118&keywords=%22black+ice%22+air+freshener	18-Aug-16	Resolved	B0086VKJFQ			BLACK ICE	
Autoaccess17	https://www.amazon.co.uk/Scotland-fresheners-Saltire-Black-Special/dp/B008O5HZHO/ref=sr_1_15?s=automotive&ie=UTF8&qid=1463689784&sr=1-15&keywords=black+ice+air+freshener	7-Jul-16	Resolved	B008O5HZO			BLACK ICE	
Air Fresh	https://www.amazon.co.uk/Air-Fresh-Bmw-car-freshener/dp/B00EMKJ5PK/ref=sr_1_52?s=automotive&ie=UTF8&qid=1463690076&sr=1-52&keywords=%22black+ice%22+air+freshener	18-Aug-16	Resolved	B00EMKJ5PK			BLACK ICE	
Air Fresh	https://www.amazon.co.uk/AIR-FRESHNERS-OFFICIAL-BMW-AUDI-MERCEDES-FORD/dp/B00I6MIK9C/ref=sr_1_55?s=automotive&ie=UTF8&qid=1463690076&sr=1-55&keywords=%22black+ice%22+air+freshener	16-Aug-16	Resolved	B00I6MIK9C			BLACK ICE	
westmidlandscarparts	https://www.amazon.co.uk/Honda-Civic-Accord-Legend-Air-fresheners/dp/B01FAMWDPW/ref=sr_1_119?s=automotive&ie=UTF8&qid=1463690154&sr=1-119&keywords=%22black+ice%22+air+freshener	18-Aug-16	Resolved	B01FAMWDPW			BLACK ICE	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
westmidlandscarparts	https://www.amazon.co.uk/Honda-Civic-Accord-Legend-Air-fresheners/dp/B01FANCAKY/ref=sr_1_2?m=A2SPXE5CM5IYG5&s=merchant-items&ie=UTF8&qid=1464369067&sr=1-2&keywords=%22black+ice%22	18-Aug-16	Resolved	B01FANCAKY		BLACK ICE		
westmidlandscarparts	https://www.amazon.co.uk/Honda-Civic-Accord-Legend-Air-fresheners/dp/B01FAN6YVU/ref=sr_1_3?m=A2SPXE5CM5IYG5&s=merchant-items&ie=UTF8&qid=1464369067&sr=1-3&keywords=%22black+ice%22	18-Aug-16	Resolved	B01FAN6YVU		BLACK ICE		
ProductMachine	https://www.amazon.com/Exclusive-Car-Air-Freshener-Individually/dp/B01EZ9RZOK/ref=sr_1_50?s=automotive&ie=UTF8&qid=1465582442&sr=1-50-spons&keywords=air+freshener&psc=1	7-Jul-16	Resolved	B01EZ9RZOK		BLACK ICE		
Chocolate Skateboards	https://www.amazon.co.uk/Chocolate-Skateboards-Garvey-Skateboard-Freshener/dp/B015BRJHBO/ref=sr_1_31?ie=UTF8&qid=1468849489&sr=8-31&keywords=%22black+ice%22+air+freshener	18-Aug-16	Resolved	B015BRJHBO		BLACK ICE		
5 Star	https://www.amazon.co.uk/FRESHENER-LIQUID-1Litre-VALETING-Star/dp/B01F2Q8PVC/ref=sr_1_24?ie=UTF8&qid=1468846473&sr=8-24&keywords=%22black+ice%22+air+freshener	18-Aug-16	Resolved	B01F2Q8PVC		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Accessory Connection	https://www.amazon.com/Black-Type-Room-Automotive-Spray/dp/B00CLWKAFK/ref=sr_1_231?ie=UTF8&qid=1468857447&sr=8-231&keywords=%22black+ice%22+air+fresheners	19-Aug-16	Resolved	B00CLWKAFK		BLACK ICE		
RioRand	https://www.amazon.com/RioRand-California-essentials-freshener-Assorted/dp/B01D44SB1S/ref=sr_1_18_a_it?ie=UTF8&qid=1468853467&sr=8-18&keywords=%22black+ice%22+air+fresheners	19-Jan-17	Resolved	B01D44SB1S		BLACK ICE		
RioRand	https://www.amazon.com/RioRand-California-essentials-freshener-Assorted/dp/B01L1JCMAE/ref=sr_1_2?srs=7968095011&ie=UTF8&qid=1475003160&sr=8-2&keywords=black+ice	19-Jan-17	Resolved	B01L1JCMAE		BLACK ICE		
Xtreme Solutions	https://www.amazon.com/Xtreme-Solutions-Odor-Neutralizer-Black/dp/B01GUF6POS/ref=sr_1_190?ie=UTF8&qid=1468857124&sr=8-190&keywords=%22black+ice%22+air+fresheners	13-Dec-16	Resolved	B01GUF6POS		BLACK ICE		
Blunt Xtreme	https://www.amazon.com/Super-Black-Freshener-Blunt-Xtreme/dp/B01GBFPQCY/ref=sr_1_52?ie=UTF8&qid=1495719206&sr=8-52&keywords=black+ice+air+freshener	25-May-17	Resolved	B01GBFPQCY		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Mels Candles & More	https://www.amazon.com/Black-Glass-Bottle-Fragrance-Perfume/dp/B01N4LN73L/ref=sr_1_1?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-1&keywords=black+ice	29-Jun-17	Resolved	B01N4LN73L			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Black-Type-Candle-Approximate-Hours/dp/B01DJ9051W/ref=sr_1_2?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-2&keywords=black+ice	29-Jun-17	Resolved	B01DJ9051W			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Black-TYPE-Spray-Scent-Freshener/dp/B01N3OZSLC/ref=sr_1_3_a_it?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-3&keywords=black+ice	29-Jun-17	Resolved	B01N3OZSLC			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Premium-Fragrance-essential-Candles-Lotions/dp/B01MU8WD0R/ref=sr_1_4?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-4&keywords=black+ice	29-Jun-17	Resolved	B01MU8WD0R			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Black-TYPE-Ounce-Tarts-Cubes/dp/B01M6DSG6Y/ref=sr_1_5?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-5&keywords=black+ice	29-Jun-17	Resolved	B01M6DSG6Y			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Black-Glass-Bottle-Fragrance-Perfume/dp/B072R1TY39/ref=sr_1_6?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-6&keywords=black+ice	29-Jun-17	Resolved	B072R1TY39			BLACK ICE	
Mels Candles & More	https://www.amazon.com/COMBO-Black-Spray-Natural-Candle/dp/B01N3KSY1S/ref=sr_1_7?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-7&keywords=black+ice	29-Jun-17	Resolved	B01N3KSY1S			BLACK ICE	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Mels Candles & More	https://www.amazon.com/Comb o-Black-Type-Country- Candle/dp/B01DJ8MAPC/ref=sr_1_8?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-8&keywords=black+ice	29-Jun-17	Resolved	B01DJ8MAPC			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Black- Handmade-Natural-Candle- Hours/dp/B01C1QK1MM/ref=sr_1_9?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-9&keywords=black+ice	29-Jun-17	Resolved	B01C1QK1M M			BLACK ICE	
Mels Candles & More	https://www.amazon.com/Premiu m-Fragrance-essential-Candles- Lotions/dp/B072QYRZ49/ref=sr_1_10?srs=8129437011&ie=UTF8&qid=1498666378&sr=8-10&keywords=black+ice	29-Jun-17	Resolved	B072QYRZ49			BLACK ICE	
Caribi	https://www.amazon.de/Lufterfris cher-Zuhause-caribi-Queen- Black/dp/B0711T4PBX/ref=sr_1_4?ie=UTF8&qid=1505481387&sr=8-4&keywords=black+ice+air+fres hener	24-May-18	Resolved	B0711T4PBX			BLACK ICE	3 x BIO Lufterfrischer für Ihr Auto, Zuhause oder Büro caribi Queen kann Black Ice
Caribi	https://www.amazon.co.uk/Orga nic-freshener-office-Caribi- Queen/dp/B0711T4PBX/ref=sr_1_17?ie=UTF8&qid=1499973218&sr=8-17&keywords=BLACK+ICE+AIR +FRESHENER	25-Aug-17	Resolved	B0711T4PBX			BLACK ICE	
Trade Chemicals	https://www.amazon.co.uk/dp/B0 73JFZK78/ref=sr_1_36?ie=UTF8&qid=1499973246&sr=8-36&keywords=BLACK+ICE+AIR +FRESHENER	25-Aug-17	Resolved	B073JFZK78			BLACK ICE	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Trade Chemicals	https://www.amazon.de/Refresh-Lufterfrischer-Aluminium-schwarz-Trade/dp/B073JFZK78/ref=sr_1_5?ie=UTF8&qid=1505481387&sr=8-5&keywords=black+ice+air+fresher	24-May-18	Resolved	B073JFZK78		BLACK ICE	Black Ice Refresh Lufterfrischer 300 ml Aluminium schwarz Trigger schwarz – Trade Chem	
Nanoskin	https://www.amazon.com/Nanoskin-NA-AFR32-BIE-Air-Freshener-Concentrate/dp/B01NBS9OL2/ref=sr_1_17?ie=UTF8&qid=1495718882&sr=8-17&keywords=black+ice+air+fresher	13-Jul-17	Resolved	B01NBS9OL2		BLACK ICE		
Dub Spencer	https://www.amazon.co.uk/Wakaba-Japan-OEM-Dubway-Freshener-New-Vanilla/dp/B07336SBQZ/ref=sr_1_1?m=ARUBHM90J2UU4&s=merchant-items&ie=UTF8&qid=1500032406&sr=1-1&keywords=black+ice	24-May-18	Resolved	B07336SBQZ		BLACK ICE	Wakaba JDM Japan Fuzzy Dice Dub OEM – Dubway Air Freshener – New Car or Vanilla (Scent: Black Ice)	
Dub Spencer	https://www.amazon.co.uk/HANG-LOOSE-WORRIES-Sticker-Freshener/dp/B01N1YXWHG/ref=sr_1_2?m=ARUBHM90J2UU4&s=merchant-items&ie=UTF8&qid=1500032406&sr=1-2&keywords=black+ice	15-Sep-17	Resolved	B01N1YXWHG		BLACK ICE		
Dub Spencer	https://www.amazon.co.uk/FUCK-OFF-fingers-Perfume-Freshener/dp/B01NBRAM5Y/ref=sr_1_3?m=ARUBHM90J2UU4&s=merchant-items&ie=UTF8&qid=1500032406&sr=1-3&keywords=black+ice	15-Sep-17	Resolved	B01NBRAM5Y		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Dub Spencer	https://www.amazon.co.uk/Huge-I-Love-Penis-Freshener-Scent/dp/B01M69UFYB/ref=sr_1_4?m=ARUBHM90J2UU4&s=merchant-items&ie=UTF8&qid=1500032406&sr=1-4&keywords=black+ice	15-Sep-17	Resolved	B01M69UFYB		BLACK ICE		
Chreolas	https://www.amazon.de/Vampire-Vape-Premium-Aroma-Gr%C3%B6%C3%9Fe/dp/B019V4NGLK/ref=sr_1_3?ie=UTF8&qid=1500032561&sr=8-3&keywords=black+ice	24-May-18	Resolved	B019V4NGLK		BLACK ICE	Vampire Vape Premium Aroma made in UK 30ml Größe Black Ice	
Dub Spencer	https://www.amazon.de/KULTURGUT-Luftfrischer-Duftbaum-Freshener-classic/dp/B06Y2JB4ZM/ref=sr_1_3?s=automotive&ie=UTF8&qid=1500032586&sr=1-3&keywords=black+ice	14-Jul-17	Resolved	B06Y2JB4ZM		BLACK ICE		
Dub Spencer	https://www.amazon.de/MY-PEN-HUGE-Luftfrischer-Freshener/dp/B01M69UFYB/ref=sr_1_7?s=automotive&ie=UTF8&qid=1500032586&sr=1-7&keywords=black+ice	14-Jul-17	Resolved	B01M69UFYB		BLACK ICE		
Dub Spencer	https://www.amazon.de/FUCK-OFF-fingers-Duftbaum-Freshener/dp/B01NBRAM5Y/ref=sr_1_10?s=automotive&ie=UTF8&qid=1500032586&sr=1-10&keywords=black+ice	14-Jul-17	Resolved	B01NBRAM5Y		BLACK ICE		
Dub Spencer	https://www.amazon.de/WAKABA-JDM-JAPAN-Duftbaum-Freshener/dp/B07336SBQZ/ref=sr_1_11?s=automotive&ie=UTF8&qid=1500032586&sr=1-11&keywords=black+ice	15-Sep-17	Resolved	B07336SBQZ		BLACK ICE		
Dub Spencer	https://www.amazon.de/HANG-LOOSE-WORRIES-Duftbaum-Freshener/dp/B01N1YXWHG/ref=sr_1_12?s=automotive&ie=UTF8&qid=1500032586&sr=1-12&keywords=black+ice	14-Jul-17	Resolved	B01N1YXWHG		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Icandy	https://www.amazon.de/Lufterfrischer-f%C3%BCr-Auto1%C3%BCftungen-Darth-Vader/dp/B06WLNJ7C8/ref=sr_1_26?s=automotive&ie=UTF8&qid=1500036348&sr=1-26&keywords=black+ice	15-Sep-17	Resolved	B06WLNJ7C8		BLACK ICE		
Leganza	https://www.amazon.co.uk/Leganza-Black-Home-Freshener-Perfume/dp/B07461D829/ref=sr_1_13?ie=UTF8&qid=1509135640&sr=8-13&keywords=black+ice+air+freshener	27-Nov-17	Resolved	B07461D829		BLACK ICE		
odourkill	https://www.amazon.co.uk/Odour-Blast-Freshener-Hydroponics-LIMITED/dp/B075WZJZD4/ref=sr_1_8?ie=UTF8&qid=1509135611&sr=8-8&keywords=black+ice+air+freshener	27-Nov-17	Resolved	B075WZJZD4		BLACK ICE		
Quality Manufacturing & Wholesale, Inc..	https://www.amazon.com/Blunt-Xtreme-Fresheners-Holiday-Collection/dp/B076GC951B/ref=sr_1_1?ie=UTF8&qid=1511795749&sr=8-1&keywords=icy+black+blunt+xtreme	24-May-18	Resolved	B076GC951B		BLACK ICE	E-mail sent to LWH when link was taken down.	
Leaf Wholesale	https://www.amazon.com/Supreme-Based-Concentrated-Freshener-Display/dp/B01KN0E9YO/ref=sr_1_2?s=furniture&ie=UTF8&qid=1511796130&sr=1-2&keywords=supreme+black+ice	29-Dec-17	Resolved	B01KN0E9YO		BLACK ICE	E-mail sent to LWH when link was taken down.	
DealBusterz	https://www.amazon.com/gp/product/B0143EECPM/ref=oh_aui_detailpage_o00_s00?ie=UTF8&psc=1	29-Dec-17	Resolved	B0143EECPM		BLACK ICE	E-mail sent to LWH when link was taken down.	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Alpha	https://www.amazon.co.uk/Alpha-Power-Blast-Black-Freshener/dp/B0776FWSR1/ref=sr_1_4?ie=UTF8&qid=1514575828&sr=8-4&keywords=black+ice+air+freshener	29-Dec-17	Resolved	B0776FWSR1		BLACK ICE	Alpha Power Blast Black Ice Air Freshener 750mL	
Fresh Duft	https://www.amazon.co.uk/Freshener-Fragrance-Italian-Tricolore-Odour/dp/B075Z1L3M9/ref=sr_1_6?ie=UTF8&qid=1514575828&sr=8-6&keywords=black+ice+air+freshener	24-May-18	Resolved	B075Z1L3M9		BLACK ICE	Air Freshener Car Fragrance in Italian Tricolore Flag Odour Air Freshener Black Ice	
R Built Automotive	https://www.amazon.com/Freshener-Driver-Badge-Wakaba-Young/dp/B076JV6CCW/ref=sr_1_5?ie=UTF8&qid=1514576274&sr=8-5&keywords=black+ice+air+freshener	29-Dec-17	Resolved	B076JV6CCW		BLACK ICE	JDM Air Freshener New Driver Badge Wakaba Young Leaf Black Ice Scent	
Rhino USA	https://www.amazon.com/Rhino-USA-Auto-Air-Freshener/dp/B074T1S96Y/ref=sr_1_6?ie=UTF8&qid=1514576274&sr=8-6&keywords=black+ice+air+freshener	29-Dec-17	Resolved	B074T1S96Y		BLACK ICE	Rhino USA Auto Air Freshener - Black Ice Scent (2 Pack) Best Hanging Air Freshener for Car, Truck, SUV	
Blingy's	https://www.amazon.com/Blingy's-Novelty-Smoking-Freshener-Packaging/dp/B01MSBG4D4/ref=sr_1_8?ie=UTF8&qid=1514576274&sr=8-8&keywords=black+ice+air+freshener	29-Dec-17	Resolved	B01MSBG4D4		BLACK ICE	Blingy's Novelty No Smoking Sign Style Air Freshener for Cars 3-Pack Combo Set (Packaging May Vary) (Black Ice)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
PEPEGROUP	https://www.amazon.co.uk/Bottari-21323-Natural-Perfume-Black/dp/B01B5ZOQ80/ref=sr_1_80?ie=UTF8&qid=1519334605&sr=8-80&keywords=black+ice+air+freshener	20-Apr-18	Resolved	B01B5ZOQ80		BLACK ICE	Bottari 21323 Natural Perfume Black Ice	
Silver Dollar Candle Co.	https://www.amazon.com/Candle-Hand-Poured-Silver-Dollar-Co/dp/B076122JH9	21-Mar-18	Resolved	B076122JH9		BLACK ICE	Man Candle Black Ice 8oz Scented Candle for Him | Natural Hand-Poured by Silver Dollar Candle Co.	
Naik Sports	https://www.amazon.co.uk/Viper-Freshener-Fragrance-Boxing-Gloves/dp/B079KT9NRS/ref=sr_1_1?ie=UTF8&qid=1524241170&sr=8-1&keywords=black+ice+air+freshener	20-Apr-18	Resolved	B079KT9NRS		BLACK ICE	Viper Car Air Freshener Black Ice Fragrance Boxing Gloves	
Expressway Air Freshener	https://www.amazon.com/Express-Out-Black-Ice-Freshener/dp/B07C35GMVV/ref=sr_1_5?ie=UTF8&qid=1524241426&sr=8-5&keywords=BLACK+ICE+AIR+FRESHENER	24-May-18	Resolved	B07C35GMVV		BLACK ICE	Express Out Black Ice Air Freshener	
Retinal Delights	https://www.amazon.com/Slick-Freshener-Stay-Fresh-2-Pack/dp/B07BLL38Y9/ref=sr_1_6?ie=UTF8&qid=1524241426&sr=8-6&keywords=BLACK+ICE+AIR+FRESHENER	20-Apr-18	Resolved	B07BLL38Y9		BLACK ICE	Slick L.A. Hands Black Ice Scent Air Freshener Stay Fresh 2-Pack	
Retinal Delights	https://www.amazon.com/P-I-L-Freshener-Stay-Fresh-2-Pack/dp/B07BL5V14K/ref=sr_1_7?ie=UTF8&qid=1524241426&sr=8-7&keywords=BLACK+ICE+AIR+FRESHENER	24-May-18	Resolved	B07BL5V14K		BLACK ICE	P.I.L. Black Ice Scent Air Freshener Stay Fresh 2-Pack	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
E.M.P.	https://www.amazon.de/Riverdale-South-Serpents-Lufterfrischer-Mehrfarbig/dp/B07BJ8VNBX/ref=sr_1_3?ie=UTF8&qid=1524241866&sr=8-3&keywords=black+ice+Lufterfrischer	24-May-18	Resolved	B07BJ8VNBX		BLACK ICE	Riverdale South Side Serpents Lufterfrischer Mehrfarbig	
Hangin 'with the Homies	https://www.amazon.de/Lufterfrischer-Hangin-Homies-Hiphop-Auto-Lufterfrischer/dp/B079GTXPKC/ref=sr_1_5?ie=UTF8&qid=1524241866&sr=8-5&keywords=black+ice+Lufterfrischer	24-May-18	Resolved	B079GTXPKC		BLACK ICE	Lufterfrischer Hangin' with the Homies Rap Hiphop Auto-Lufterfrischer (Pimp C)	
MaayraInternational	https://www.amazon.de/Leganza-Black-Home-Lufterfrischer-Parfum/dp/B07461D829/ref=sr_1_13?ie=UTF8&qid=1524241866&sr=8-13&keywords=black+ice+Lufterfrischer	24-May-18	Resolved	B07461D829		BLACK ICE	Leganza Black Ice Car Home Lufterfrischer Parfum	
Unbekannt	https://www.amazon.de/Lazerbuilt-afsw-vnt-trooper-Lufterfrischer-Diffuser-Air/dp/B06WP7R119/ref=sr_1_17?ie=UTF8&qid=1524241895&sr=8-17&keywords=black+ice+Lufterfrischer	24-May-18	Resolved	B06WP7R119		BLACK ICE	Lazerbuilt afsw-vnt-trooper Lufterfrischer Diffuser Air	
RAREWAVES-DE	https://www.amazon.de/Unbekannt-Lufterfrischer-Stormtrooper/dp/B06WLNH1DN/ref=sr_1_7?ie=UTF8&qid=1524242742&sr=8-7&keywords=black+ice+duftbaum	24-May-18	Resolved	B06WP7SR13		BLACK ICE	Lufterfrischer Stormtrooper	
dann-lieber-dampfen	https://www.amazon.de/Vampire-Vape-Aroma-Black-30ml/dp/B0728LZCRM/ref=sr_1_3?ie=UTF8&qid=1524241826&sr=8-3&keywords=black+ice	24-May-18	Resolved	B0728LZCRM		BLACK ICE	Vampire Vape - Vampire Vape Aroma Black Ice (30ml)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
FrshnAIR	https://www.amazon.de/FrshnAIR-AUDI-Duftbaum-5/dp/B079Y48TR3/ref=sr_1_9?ie=UTF8&qid=1524242742&sr=8-9&keywords=black+ice+duftbaum	24-May-18	Resolved	B079Y48TR3		BLACK ICE	FrshnAIR AUDI Duftbaum (5)	
MONTIEN	https://www.amazon.com/Automotive-Air-Freshener-House-Black/dp/B077Q4TC6J/ref=sr_1_12?ie=UTF8&qid=1527169319&sr=8-12&keywords=black+ice	1-Jun-18	Resolved	B077Q4TC6J		Tree & BLACK ICE	Automotive Air Freshener - Car Freshener Tree - House Air Freshener - Black ice - Pack of 24	
crazycandles	https://www.amazon.com/Bottles-Premium-Fragrance-Crazy-Candles/dp/B01DB6HWD/ref=lp_14495381011_1_14?srs=14495381011&ie=UTF8&qid=1530019881&sr=8-14	26-Jun-18	Resolved	B01DB6HWD	C	BLACK ICE	Black Ice 3 Bottles 1/2 Fl Oz Each (15ml) Premium Grade Scented Fragrance Oil By Crazy Candles (New car smell and musk)	
TriNova	https://www.amazon.com/TriNova-New-Car-Smell-Freshener/dp/B074G22X9M/ref=sr_1_106?ie=UTF8&qid=1532013891&sr=8-106&keywords=charcoal+car+air+freshener	27-Jul-18	Resolved	B074G22X9M		BLACK ICE	TriNova New Car Smell Air Freshener - Deodorizer Spray and Odor Eliminator Fresh Scent, Best for Cars or Trucks. 18oz	
Hanosago	https://www.amazon.com/Automotive-Air-Freshener-House-Black/dp/B077QCVXSW/ref=sr_1_15?ie=UTF8&qid=1532719006&sr=8-15&keywords=black+ice+air+freshener	27-Jul-18	Resolved	B077QCVXSW		BLACK ICE	Automotive Air Freshener - Car Freshener Tree - House Air Freshener - Black ice - Pack of 6	
ACI Trading	https://www.amazon.co.uk/gp/offering/B075Z26CFY/ref=dp_olp_0?ie=UTF8&condition=all	31-Jul-18	Resolved	B075Z26CFY		BLACK ICE	4X Odour kill Blast Air Freshener Black Ice Hydroponics-Car/Home *LIMITED*	
ACI Trading	https://www.amazon.co.uk/gp/offering/B075Z1DN4X/ref=dp_olp_0?ie=UTF8&condition=all&qid=1531767528&sr=8-41	31-Jul-18	Resolved	B075Z1DN4X		BLACK ICE	2X Odour kill Blast Air Freshener Black Ice Hydroponics-Car/Home *LIMITED*	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
ACI Trading	https://www.amazon.co.uk/Odour-Blast-Freshener-Hydroponics-LIMITED/dp/B075Z18GMG/ref=sr_1_28?m=A96KL3QK6DKN5&s=merchant-items&ie=UTF8&qid=1533213103&sr=1-28&refinements=p_4%3AOdour+Kill	12-Sep-18	Resolved	B075Z18GMG		BLACK ICE	6X Odour kill Blast Air Freshener Black Ice Hydroponics-Car/Home *LIMITED*	
ACI Trading	https://www.amazon.co.uk/Odour-Blast-Freshener-Hydroponics-LIMITED/dp/B075Z1R6WS/ref=sr_1_25?m=A96KL3QK6DKN5&s=merchant-items&ie=UTF8&qid=1533213103&sr=1-25&refinements=p_4%3AOdour+Kill	12-Sep-18	Resolved	B075Z1R6WS		BLACK ICE	12X Odour kill Blast Air Freshener Black Ice Hydroponics-Car/Home *LIMITED*	
ACI Trading	https://www.amazon.co.uk/Odour-Blast-Freshener-Hydroponics-LIMITED/dp/B076ZQ3X4R/ref=sr_1_5?m=A96KL3QK6DKN5&s=merchant-items&ie=UTF8&qid=1533213094&sr=1-5&refinements=p_4%3AOdour+Kill	12-Sep-18	Resolved	B076ZQ3X4R		BLACK ICE	1X Odour kill Blast Air Freshener Black Ice Hydroponics-Car/Home *LIMITED*	
AirFresh	https://www.amazon.com/AirFresh-Sneaker-Shoe-Air-Freshener/dp/B078K28D25/ref=sr_1_35?ie=UTF8&qid=1536772323&sr=8-35&keywords=%22black+ice%22+air+freshener	12-Sep-18	Resolved	B078K28D25		BLACK ICE	AirFresh Sneaker Shoe Air Freshener - Black Ice (2-pack)	
ChicWick Candles	https://www.amazon.com/dp/B07G7FGW1N	12-Sep-18	Resolved	B07G7FGW1N		BLACK ICE	ChicWick Car Candle Black Ice Buck Head Shape Car Freshener Fragrance	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
ChicWick Candles	https://www.amazon.com/dp/B07G7HL7WF	12-Sep-18	Resolved	B07G7HL7WF		BLACK ICE	ChicWick Car Candle Black Ice Tractor Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7J1K24	12-Sep-18	Resolved	B07G7J1K24		BLACK ICE	ChicWick Car Candle Black Ice Boot Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7L9PZS	12-Sep-18	Resolved	B07G7L9PZS		BLACK ICE	ChicWick Car Candle Black Ice Ichthus Fishers of Men Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7HQ516	12-Sep-18	Resolved	B07G7HQ516		BLACK ICE	ChicWick Car Candle Black Ice Texas Longhorn Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7HQ1GB	12-Sep-18	Resolved	B07G7HQ1G B		BLACK ICE	ChicWick Car Candle Black Ice Shark Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7G9L8C	12-Sep-18	Resolved	B07G7G9L8C		BLACK ICE	ChicWick Car Candle Black Ice Texas Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7H5PHS	12-Sep-18	Resolved	B07G7H5PHS		BLACK ICE	ChicWick Car Candle Black Ice Buffalo Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7HN8ST	12-Sep-18	Resolved	B07G7HN8ST		BLACK ICE	ChicWick Car Candle Black Ice Pineapple Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7G6DZ2	12-Sep-18	Resolved	B07G7G6DZ2		BLACK ICE	ChicWick Car Candle Black Ice Cactus Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7R72XB	12-Sep-18	Resolved	B07G7R72XB		BLACK ICE	ChicWick Car Candle Black Ice Anchor Shape Car Freshener Fragrance	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
ChicWick Candles	https://www.amazon.com/dp/B07G7FNW1X	12-Sep-18	Resolved	B07G7FNW1X		BLACK ICE	ChicWick Car Candle Black Ice Arrow Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07GTRM3Z1	12-Sep-18	Resolved	B07GTRM3Z1		BLACK ICE	ChicWick Car Candle Black Ice Eiffel Tower Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7HXYYH	12-Sep-18	Resolved	B07G7HXYYH		BLACK ICE	ChicWick Car Candle Black Ice Indian Chief Head Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7JL319	12-Sep-18	Resolved	B07G7JL319		BLACK ICE	ChicWick Car Candle Black Ice Cow Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07GTQJDWT	12-Sep-18	Resolved	B07GTQJDWT		BLACK ICE	ChicWick Car Candle Black Ice Dragon Fly Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7FDVGL	12-Sep-18	Resolved	B07G7FDVGL		BLACK ICE	ChicWick Car Candle Black Ice Cross Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07GTRFJMX	12-Sep-18	Resolved	B07GTRFJMX		BLACK ICE	ChicWick Car Candle Black Ice Double Hearts Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7G9J4F	12-Sep-18	Resolved	B07G7G9J4F		BLACK ICE	ChicWick Car Candle Black Ice Fleur-De-Lis Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07H74QZ8F	12-Sep-18	Resolved	B07H74QZ8F		BLACK ICE	ChicWick Car Candle Black Ice Butterfly Shape Car Freshener Fragrance	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
ChicWick Candles	https://www.amazon.com/dp/B07H75JHLB	12-Sep-18	Resolved	B07H75JHLB		BLACK ICE	ChicWick Car Candle Black Ice Monarch Butterfly Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7G948K	12-Sep-18	Resolved	B07G7G948K		BLACK ICE	ChicWick Car Candle Black Ice Oklahoma Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07GTRW6WD	12-Sep-18	Resolved	B07GTRW6WD		BLACK ICE	ChicWick Car Candle Black Ice Bass Fish Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7GKQXR	12-Sep-18	Resolved	B07G7GKQXR		BLACK ICE	ChicWick Car Candle Black Ice Deer Head Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07H5TFYLK	12-Sep-18	Resolved	B07H5TFYLK		BLACK ICE	ChicWick Car Candle Black Ice Single Heart Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07G7JZJZK	12-Sep-18	Resolved	B07G7JZJZK		BLACK ICE	ChicWick Car Candle Black Ice Palm Tree Shape Car Freshener Fragrance	
ChicWick Candles	https://www.amazon.com/dp/B07H72WRBP https://www.amazon.de/Global-Zubeh%C3%B6r-Spiderman-Luftfrischer-Black/dp/B07G38L5V1/ref=sr_1_5?ie=UTF8&qid=1536778992&sr=8-5&keywords=%22black+ice%22+Lufterfrischer	12-Sep-18	Resolved	B07H72WRBP		BLACK ICE	ChicWick Car Candle Black Ice Bull Rider Shape Car Freshener Fragrance	
Global Accessories	https://www.amazon.de/Global-Zubeh%C3%B6r-Spiderman-Luftfrischer-Black/dp/B07G38L5V1/ref=sr_1_5?ie=UTF8&qid=1536778992&sr=8-5&keywords=%22black+ice%22+Lufterfrischer	12-Sep-18	Resolved	B07G38L5V1		BLACK ICE	Global Zubehör 3D Spiderman Lufterfrischer Black Ice Duft	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Global Accessories	https://www.amazon.de/Global-Zubeh%C3%B6r-Luftfrischer-Clone-Trooper/dp/B07G39MGPS/ref=sr_1_6?ie=UTF8&qid=1536778992&sr=8-6&keywords=%22black+ice%22+Lufterfrischer	12-Sep-18	Resolved	B07G39MGPS		BLACK ICE	Global Zubehör Star Wars 3D Luftfrischer Clone Trooper Black Ice Duft	
one world	https://www.amazon.de/Auto-Luftfrischer-12-D%C3%BCfte-ungiftig-Beseitigung-Luftfrischer/dp/B01DWUO3I4/ref=sr_1_7?ie=UTF8&qid=1536778992&sr=8-7&keywords=%22black+ice%22+Lufterfrischer	12-Sep-18	Resolved	B01DWUO3I4		BLACK ICE	Pet House Auto-Luftfrischer – 4er Pack – Klicken Sie alle 12 Düfte zu sehen, dauert 3 bis 4 Wochen – 100% ungiftig, PET Geruch Beseitigung Auto Luftfrischer, Sonstige, braun, NULL	
Prom-near	https://www.amazon.de/Prom-near-umweltfreundliche-Duftstoff-eigenartiger-Luftfrischer-Duftoeldiffusoren/dp/B07CZXJMCH/ref=sr_1_10?ie=UTF8&qid=1536778992&sr=8-10&keywords=%22black+ice%22+Lufterfrischer	12-Sep-18	Resolved	B07CZXJMCH		BLACK ICE	Prom-near Parfüm Autoduft umweltfreundliche Gewürze Auto fester Balsam Selbstfester Duftstoff-eigenartiger Geruch Entferner Luftfrischer Parfüm Auto Duftoeldiffusoren (Black ice) 60 x Car Air Fresheners Caribi Perfume Luxury Quality Fragrance	
beauty4britain	https://www.amazon.co.uk/dp/B071Z9BZ8P	12-Sep-18	Resolved	B071Z9BZ8P		BLACK ICE	Vehicle 6pcs /set Car Air Conditioning Outlet Perfume Car Air Freshener Fragrance Car Tag Automotive Interior Accessory Rose Black Ice Sea Ocean Scent (Sea Ocean)	
Doomi	https://www.amazon.com/dp/B07HRMR46H/ref=sr_1_162?s=automotive&ie=UTF8&qid=1538164117&sr=1-162&keywords=black%2Bice%2Bair%2Bfreshener&th=1	15-Oct-18	Resolved	B07HRMR46H		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/Glumes-Diffuser-Decoration%EF%BD%9CAir-Conditioner-Freshener/dp/B07GR4FPTQ/ref=sr_1_192?s=automotive&ie=UTF8&qid=1538164262&sr=1-192&keywords=black+ice+air+freshener	1-Oct-18	Removed	B07GR4FPTQ		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car	
Glumes	https://www.amazon.com/Glumes-Aromatherapy%EF%BD%9C-Conditioner-Diffuser%EF%BD%9CCar-Perfume%EF%BD%9CPropeller/dp/B07GR6QWRS/ref=sr_1_191?s=automotive&ie=UTF8&qid=1538164262&sr=1-191&keywords=black+ice+air+freshener	1-Oct-18	Removed	B07GR6QWRS		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (silver)	
Glumes	https://www.amazon.com/Glumes-Aromatherapy%EF%BD%9C-Conditioner-Diffuser%EF%BD%9CCar-Perfume%EF%BD%9CPropeller/dp/B07GR3GWTS/ref=sr_1_190?s=automotive&ie=UTF8&qid=1538164262&sr=1-190&keywords=black+ice+air+freshener	1-Oct-18	Removed	B07GR3GWTS		BLACK ICE	Glumes LED Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Gold)	
Glumes	https://www.amazon.com/Glumes-Decoration%EF%BD%9CPanda-Shape%EF%BD%9CAir-Conditioner-Car%EF%BD%9COffice%EF%BD%9CLiving/dp/B07GQY94LX/ref=sr_1_193?s=automotive&ie=UTF8&qid=1538164262&sr=1-193&keywords=black+ice+air+freshener	1-Oct-18	Removed	B07GQY94LX		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Panda Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen | 2Pcs (✿ Black)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/Glumes-Decoration%EF%BD%9CFlower-Shape%EF%BD%9CAir-Conditioner-Car%EF%BD%9COffice%EF%BD%9CLiving/dp/B07GQS9FTX/ref=sr_1_194?s=automotive&ie=UTF8&qid=1538164262&sr=1-194&keywords=black+ice+air+freshener	1-Oct-18	Removed	B07GQS9FTX		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Green)	
xxiii	https://www.amazon.com/xxiii-Fresheners-Collectible-Hypebeast-Designs/dp/B07C5BXRWV/ref=sr_1_204?s=automotive&ie=UTF8&qid=1538164547&sr=1-204&keywords=black+ice+air+freshener	1-Oct-18	Removed	B07C5BXRWV		BLACK ICE	xxiii Retro Air Fresheners Random Packs Collectible HypeBeast Designs	
Russian Spirit	https://www.amazon.com/Fresher-RUSSIAN-VALENKI-Exclusive-handmade/dp/B07BYCY6RC/ref=sr_1_208?s=automotive&ie=UTF8&qid=1538164547&sr=1-208&keywords=black+ice+air+freshener	15-Oct-18	Resolved	B07BYCY6RC		BLACK ICE	Car Air Freshener RUSSIAN VALENKI Exclusive handmade (Black ice)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Book Anyone	https://www.amazon.com/BookAnyone-Black-Ice-Air-Freshener/dp/B012I4T1NW/ref=sr_1_232?s=automotive&ie=UTF8&qid=1538165129&sr=1-232&keywords=black+ice+air+freshener	1-Oct-18	Removed	B012I4T1NW		BLACK ICE	BookAnyone Air Freshener (200)	
Glumes	https://www.amazon.com/dp/B07G853MDL	1-Oct-18	Removed	B07G853MDL		BLACK ICE	Glumes Car Sunflower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (A)	
Glumes	https://www.amazon.com/dp/B07GR37Z8C	1-Oct-18	Removed	B07GR37Z8C		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (🌸 Orange)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQWVD4X	1-Oct-18	Removed	B07GQWVD4X		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room (black)	
Glumes	https://www.amazon.com/dp/B07GQX4THV	1-Oct-18	Removed	B07GQX4THV		BLACK ICE	Glumes LED Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Black)	
Glumes	https://www.amazon.com/dp/B07GQL93LS?th=1	1-Oct-18	Removed	B07GQL93LS		BLACK ICE	Glumes LED Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Silver) Glumes Car Diffuser Clip | Car Decoration | Panda Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen | 2Pcs (✿)	
Glumes	https://www.amazon.com/dp/B07GQWXTV4	1-Oct-18	Removed	B07GQWXTV4		BLACK ICE	Pink)	

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Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GR6GYPX	1-Oct-18	Removed	B07GR2TPNL		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room (Orange) Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room (Lemon) Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room (Olive) Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (A)	
Glumes	https://www.amazon.com/dp/B07GR2TPNL	1-Oct-18	Removed	B07GQRRPR G		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07GQZLXZJ	1-Oct-18	Removed	B07GQZLXZJ		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07G7ZC9VW	1-Oct-18	Removed	B07G7ZC9V W		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G83155R	1-Oct-18	Removed	B07G83155R		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (G)	
Glumes	https://www.amazon.com/dp/B07G855VYF	1-Oct-18	Removed	B07G855VYF		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (H)	
Glumes	https://www.amazon.com/dp/B07G83DJF1	1-Oct-18	Removed	B07G83DJF1		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (E)	
Glumes	https://www.amazon.com/dp/B07G7YLLP1	1-Oct-18	Removed	B07G7YLLP1		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (B)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G81K895	1-Oct-18	Removed	B07G81K895		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (C)	
Glumes	https://www.amazon.com/dp/B07G812LYG	1-Oct-18	Removed	B07G812LYG		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (D)	
Glumes	https://www.amazon.com/dp/B07G83249S	1-Oct-18	Removed	B07G83249S		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (F)	
Glumes	https://www.amazon.com/dp/B07GR865KC	1-Oct-18	Removed	B07G83249S		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | with 2 Pads (Gray)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQV3Q8M	1-Oct-18	Removed	B07GQV3Q8M		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | with 2 Pads (Black)	
Glumes	https://www.amazon.com/dp/B07GR3JHS9	1-Oct-18	Removed	B07GR3JHS9		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | with 2 Pads (Dark Blue)	
Glumes	https://www.amazon.com/dp/B07GQVCCNC	1-Oct-18	Removed	B07GQVCCNC		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | with 2 Pads (Hot Pink)	
Glumes	https://www.amazon.com/dp/B07GQZ51CY	1-Oct-18	Removed	B07GQZ51CY		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | with 2 Pads (White)	
Glumes	https://www.amazon.com/dp/B07GR4C91F	1-Oct-18	Removed	B07GR4C91F		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser Essential Oil Car Vent Clip Air Freshener Purifier Cotton Aromatherapy Clip with 2 Pads (Red)	

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Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GR24GBY	1-Oct-18	Removed	B07GR24GBY		BLACK ICE	Glumes Car Diffuser & Christmas Hat Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | with 2 Pads (Purple)	
Glumes	https://www.amazon.com/dp/B07GR6QWRS	1-Oct-18	Removed	B07GR6QWRS		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (silver)	
Glumes	https://www.amazon.com/dp/B07GR4JVFF	1-Oct-18	Removed	B07GR4JVFF		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Gold)	
Glumes	https://www.amazon.com/dp/B07GR4RWPP	1-Oct-18	Removed	B07GR4RWPP		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Black)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQXRMCG	1-Oct-18	Removed	B07GQXRMC G		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Red) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table 4Pcs	
Glumes	https://www.amazon.com/dp/B07G82LN8Y	1-Oct-18	Removed	B07G82LN8Y		BLACK ICE	(White) Glumes Car Diffuser Vent Clip, Sexy Lips Design, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Pink)	
Glumes	https://www.amazon.com/dp/B07G7Z3SD3	1-Oct-18	Removed	B07G7Z3SD3		BLACK ICE	Glumes Car Diffuser Vent Clip, Sexy Lips Design, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Red)	
Glumes	https://www.amazon.com/dp/B07G81K97K	1-Oct-18	Removed	B07G81K97K		BLACK ICE	Cafe Table (Red)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G83K6TJ	1-Oct-18	Removed	B07G83K6TJ		BLACK ICE	Glumes Car Diffuser Vent Clip, Sexy Lips Design, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Hot Pink) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Pink) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Black) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (White)	
Glumes	https://www.amazon.com/dp/B07G88HDMH	1-Oct-18	Removed	B07G88HDMH		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07G8JLPKW	1-Oct-18	Removed	B07G8JLPKW		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07G87F4NN	1-Oct-18	Removed	B07G87F4NN		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQX8VQV	1-Oct-18	Removed	07GQX8VQV		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Blue)	
Glumes	https://www.amazon.com/dp/B07GQVQH53	1-Oct-18	Removed	B07GQVQH53		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Red)	
Glumes	https://www.amazon.com/dp/B07GQSY1W2	1-Oct-18	Removed	B07GQSY1W2		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Pink)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQSL62F	1-Oct-18	Removed	B07GQSL62F		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Dark Blue)	
Glumes	https://www.amazon.com/dp/B07GQS9FTX	1-Oct-18	Removed	B07GQS9FTX		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Green)	
Glumes	https://www.amazon.com/dp/B07GR4SM73	1-Oct-18	Removed	B07GR4SM73		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (Gray)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GLL61FX	1-Oct-18	Removed	B07GLL61FX		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Hanging Perfume Bottle | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (C)	
Glumes	https://www.amazon.com/dp/B07GKPBRST	1-Oct-18	Removed	B07GKPBRST		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Hanging Perfume Bottle | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (A)	
Glumes	https://www.amazon.com/dp/B07GKNN97L	1-Oct-18	Removed	B07GKNN97L		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Hanging Perfume Bottle | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (D)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GKPLDPQ	1-Oct-18	Removed	B07GKPLDPQ		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Hanging Perfume Bottle | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (B) Glumes Car Lemon Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Yellow) Glumes Car Lemon Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (White) Glumes Car Lemon Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (Green)	
Glumes	https://www.amazon.com/dp/B07G83K8H2	1-Oct-18	Removed	B07G83K8H2		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07G83KPS4	1-Oct-18	Removed	B07G83KPS4		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07G88HCFD	1-Oct-18	Removed	B07G88HCFD		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G83GNVT	1-Oct-18	Removed	B07G83GNVT		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (B)	
Glumes	https://www.amazon.com/dp/B07G88HPWW	1-Oct-18	Removed	B07G88HPWW		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (C)	
Glumes	https://www.amazon.com/dp/B07G8HZX8W	1-Oct-18	Removed	B07G8HZX8W		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (E)	
Glumes	https://www.amazon.com/dp/B07G84G1S1	1-Oct-18	Removed	B07G84G1S1		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (D)	
Glumes	https://www.amazon.com/dp/B07G84SRB4	1-Oct-18	Removed	B07G84SRB4		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (A)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G816D7H	1-Oct-18	Removed	B07G816D7H		BLACK ICE	Car Lovely Bear Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (A) Car Lovely Bear Diffuser Vent Clip, Stuffed Toys Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room,	
Glumes	https://www.amazon.com/dp/B07G81F3XL	1-Oct-18	Removed	B07G81F3XL		BLACK ICE	Cafe Table (B) Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Strip Shape | Car Air Freshener For Car | Office | Living Room | Bath Room	
Glumes	https://www.amazon.com/dp/B07GQYX6WQ	1-Oct-18	Removed	B07GQYX6WQ		BLACK ICE	(Blue) Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Strip Shape | Car Air Freshener For Car | Office | Living Room | Bath Room	
Glumes	https://www.amazon.com/dp/B07GQYQ9W3	1-Oct-18	Removed	B07GQYQ9W3		BLACK ICE	(Gold)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQV2QZ9	1-Oct-18	Removed	B07GQV2QZ9		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Strip Shape | Car Air Freshener For Car | Office | Living Room | Bath Room (Green)	
Glumes	https://www.amazon.com/dp/B07GQXBP1X	1-Oct-18	Removed	B07GQXBP1X		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Air Conditioner Outlet Perfume Clip | Strip Shape | Car Air Freshener For Car | Office | Living Room | Bath Room (Rose Gold)	
Glumes	https://www.amazon.com/dp/B07GQSLW9T	1-Oct-18	Removed	B07GQSLW9 T		BLACK ICE	Glumes Car Diffuser & Christmas Flower Car Diffuser | Essential Oil Car Vent Clip | Air Freshener Purifier | Cotton Aromatherapy Clip | Best Christmas Gift | with 2 Pads (Green)	
Glumes	https://www.amazon.com/dp/B07GQV8H2V	1-Oct-18	Removed	B07GQV8H2V		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (C)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GR318V5	1-Oct-18	Removed	B07GR318V5		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (I) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table |	
Glumes	https://www.amazon.com/dp/B07GQVFMN8	1-Oct-18	Removed	B07GQVFMN8		BLACK ICE	Kitchen (H) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table |	
Glumes	https://www.amazon.com/dp/B07GR13MDY	1-Oct-18	Removed	B07GR13MDY		BLACK ICE	Kitchen (E) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table |	
Glumes	https://www.amazon.com/dp/B07GR1KV1X	1-Oct-18	Removed	B07GR1KV1X		BLACK ICE	Kitchen (G)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQX9RDQ	1-Oct-18	Removed	B07GQX9RDQ		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (F) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (J) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (D) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (B)	
Glumes	https://www.amazon.com/dp/B07GR11BD1	1-Oct-18	Removed	B07GR11BD1		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07GQYW2R2	1-Oct-18	Removed	B07GQYW2R2		BLACK ICE		
Glumes	https://www.amazon.com/dp/B07GQZHQ3W	1-Oct-18	Removed	B07GQZHQ3W		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQTW7ST	1-Oct-18	Removed	B07GQTW7S T		BLACK ICE	Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (A)	
Glumes	https://www.amazon.com/dp/B07GQY83HV	1-Oct-18	Removed	B07GQY83HV		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Red)	
Glumes	https://www.amazon.com/dp/B07GR65HWV	1-Oct-18	Removed	B07GR65HW V		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Silver)	
Glumes	https://www.amazon.com/dp/B07GR86BMX	1-Oct-18	Removed	B07GR86BMX		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Blue)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQZ1CKM	1-Oct-18	Removed	B07GQZ1CKM	M	BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Hot pink)	
Glumes	https://www.amazon.com/dp/B07GR66SSR	1-Oct-18	Removed	B07GR66SSR		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Alloy Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Gold)	
Glumes	https://www.amazon.com/dp/B07G88HD8H	1-Oct-18	Removed	B07G88HD8H		BLACK ICE	Glumes Car Little Sheep Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (White)	
Glumes	https://www.amazon.com/dp/B07G84D1PR	1-Oct-18	Removed	B07G84D1PR		BLACK ICE	Glumes Car Little Sheep Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (Pink)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G8186DB	1-Oct-18	Removed	B07G8186DB		BLACK ICE	Glumes Car Little Sheep Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (Black) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table 4Pcs	
Glumes	https://www.amazon.com/dp/B07G84DC26	1-Oct-18	Removed	B07G84DC26		BLACK ICE	(Black) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table 4Pcs	
				B07G7ZJRSX				
Glumes	https://www.amazon.com/dp/B07G7ZJRSX	1-Oct-18	Removed			BLACK ICE	(White) Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table 4Pcs	
Glumes	https://www.amazon.com/dp/B07G85Y2BW	1-Oct-18	Removed	B07G85Y2BW		BLACK ICE	Cafe Table 4Pcs (Pink)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07GQWM8VR	1-Oct-18	Removed	B07GQWM8VR		BLACK ICE	lumes Car Diffuser Clip | Car Decoration | Flower Shape | Crystal Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table | Kitchen (D) Glumes Car Diffuser Clip | Car Decoration | Flower Shape | Crystal Air Conditioner Outlet Perfume Clip | Car Air Freshener For Car | Office | Living Room | Bath Room | Cafe Table |	
Glumes	https://www.amazon.com/dp/B07GR9QH3X	1-Oct-18	Removed	B07GR9QH3X		BLACK ICE	Kitchen (A)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
AC Fashions	https://www.amazon.com/Blunt-Effects-Concentrated-Airfreshener-Blunteffects/dp/B01AHGMNCE/ref=sr_1_52?ie=UTF8&qid=1539627798&sr=8-52&keywords=black+ice+fragrance	15-Oct-18	Removed	B01AHGMNCE		BLACK ICE	Blunt Effects 100% Concentrated Airfreshener Dsp. by Blunteffects	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Doomi	https://www.amazon.com/Conditioning-Freshener-Fragrance-Automotive-Accessory/dp/B07HRNKRDM/ref=sr_1_128?ie=UTF8&qid=1539628332&sr=8-128&keywords=black+ice+freshener	15-Oct-18	Removed	B07HRNKRDM		BLACK ICE	6pcs /set Car Air Conditioning Outlet Perfume Car Air Freshener Fragrance Car Tag Automotive Interior Accessory Rose Black Ice Sea Ocean Scent (Black ice)	
Glumes	https://www.amazon.com/Glumes-Diffuser-Conditioner-Perfume-Freshener/dp/B07G7Z49FG/ref=sr_1_143?ie=UTF8&qid=1539628458&sr=8-143&keywords=black+ice+freshener	15-Oct-18	Removed	B07G7Z49FG		BLACK ICE	Glumes Car Swan Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (blue)	
Glumes	https://www.amazon.com/Glumes-Aromatherapy%E2%9C9C-Conditioner-Diffuser%E2%9CCar-Perfume%E2%9C9CPropeller/dp/B07GQXM9B8/ref=sr_1_176?ie=UTF8&qid=1539628562&sr=8-176&keywords=black+ice+freshener	15-Oct-18	Removed	B07GQXM9B8		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Gold)	
Glumes	https://www.amazon.com/Glumes-Aromatherapy%E2%9C9C-Conditioner-Diffuser%E2%9CCar-Perfume%E2%9C9CPropeller/dp/B07GR19FKB/ref=sr_1_176?ie=UTF8&qid=1539628562&sr=8-176&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07GR19FKB		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Blue)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/Glumes-Aromatherapy%E2%9C9C-Conditioner-Diffuser%E2%9CCar-Perfume%E2%9CPropeller/dp/B07GQVZPLB/ref=sr_1_176?ie=UTF8&qid=1539628562&sr=8-176&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07GQVZPLB		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Gray)	
Glumes	https://www.amazon.com/Glumes-Aromatherapy%E2%9C9C-Conditioner-Diffuser%E2%9CCar-Perfume%E2%9CPropeller/dp/B07GQWN6Y7/ref=sr_1_176?ie=UTF8&qid=1539628562&sr=8-176&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07GQWN6Y		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Hot Pink)	
Glumes	https://www.amazon.com/Glumes-Aromatherapy%E2%9C9C-Conditioner-Diffuser%E2%9CCar-Perfume%E2%9CPropeller/dp/B07GQTL86X/ref=sr_1_176?ie=UTF8&qid=1539628562&sr=8-176&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07GQTL86X		BLACK ICE	Glumes Car Diffuser Aromatherapy | Mini Car Air freshener Vent Clip | Air Essential Oil Conditioner Clip | Fan Fragrance Diffuser | Car Perfume | Propeller Shape (Silver)	
Glumes	https://www.amazon.com/Glumes-Diffuser-Conditioner-Perfume-Freshener/dp/B07G836HY4/ref=sr_1_143?ie=UTF8&qid=1539628458&sr=8-143&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07G836HY4		BLACK ICE	Glumes Car Swan Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (green)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/Glumes-Diffuser-Conditioner-Perfume-Freshener/dp/B07G8236X3/ref=sr_1_143?ie=UTF8&qid=1539628458&sr=8-143&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07G8236X3		BLACK ICE	Glumes Car Swan Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (pink)	
Glumes	https://www.amazon.com/Glumes-Pattern%E2%9C%9CStainless%E2%9C%9CEssential-Clip%E2%9C%9CCotton-Aromatherapy/dp/B07H4NZG5G/ref=sr_1_182?ie=UTF8&qid=1539629030&sr=8-182&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H4NZG5G		BLACK ICE	Glumes Car Diffuser, Wing Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Black)	
Glumes	https://www.amazon.com/Glumes-Pattern%E2%9C%9CStainless%E2%9C%9CEssential-Clip%E2%9C%9CCotton-Aromatherapy/dp/B07H4PDWDP/ref=sr_1_182?ie=UTF8&qid=1539629030&sr=8-182&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H4PDWDP		BLACK ICE	Glumes Car Diffuser, Wing Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Green)	
Glumes	https://www.amazon.com/Glumes-Pattern%E2%9C%9CStainless%E2%9C%9CEssential-Clip%E2%9C%9CCotton-Aromatherapy/dp/B07H4R188C/ref=sr_1_182?ie=UTF8&qid=1539629030&sr=8-182&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H4R188C		BLACK ICE	Glumes Car Diffuser, Wing Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Pink)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/Glumes-Pattern%EF%BD%9CStainless-%EF%BD%9CEssential-Clip%EF%BD%9CCotton-Aromatherapy/dp/B07H4QM1GJ/ref=sr_1_182?ie=UTF8&qid=1539629030&sr=8-182&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H4QM1GJ		BLACK ICE	Glumes Car Diffuser, Wing Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Purple)	
Glumes	https://www.amazon.com/Glumes-Pattern%EF%BD%9CStainless-%EF%BD%9CEssential-Clip%EF%BD%9CCotton-Aromatherapy/dp/B07H4QF6VR/ref=sr_1_182?ie=UTF8&qid=1539629030&sr=8-182&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H4QF6VR		BLACK ICE	Glumes Car Diffuser, Wing Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (White)	
Glumes	https://www.amazon.com/Glumes-Pattern%EF%BD%9CStainless-%EF%BD%9CEssential-Clip%EF%BD%9CCotton-Aromatherapy/dp/B07H4RBX9X/ref=sr_1_182?ie=UTF8&qid=1539629030&sr=8-182&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H4RBX9X		BLACK ICE	Glumes Car Diffuser, Wing Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Yellow)	
Glumes	https://www.amazon.com/Glumes-Christmas-Diffuser%EF%BD%9CEssential-Purifier%EF%BD%9CCotton-Aromatherapy/dp/B07GQYWZLM/ref=sr_1_185?ie=UTF8&qid=1539629030&sr=8-185&keywords=black+ice+freshener	15-Oct-18	Removed	B07GQYWZLM		BLACK ICE	Glumes Car Diffuser & Christmas Shoe Car Diffuser Essential Oil Car Vent Clip Air Freshener Purifier Cotton Aromatherapy Clip Best Christmas Gift with 2 Pads (* Red *)	

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Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Jaime K. Candle Co.	https://www.amazon.com/Black-Scented-Votive-Candles-4-Pack/dp/B01MTE9KU6/ref=sr_1_187?ie=UTF8&qid=1539629030&sr=8-187&keywords=black+ice+freshener	15-Oct-18	Removed	B01MTE9KU6		BLACK ICE	Black Ice Scented 15 Hour Soy Votive Candles (4-Pack)	
Glumes	https://www.amazon.com/dp/B07G84LFJS/ref=twister_B07G86RFF3?_encoding=UTF8&psc=1	15-Oct-18	Removed	B07G84LFJS		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (A)	
Glumes	https://www.amazon.com/dp/B07G84P7KN/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G84P7KN		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (B)	
Glumes	https://www.amazon.com/dp/B07G7WQX5G/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G7WQX5G		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (C)	
Glumes	https://www.amazon.com/dp/B07G88RVQ/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G88RVQ		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (D)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G86KM8G/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G86KM8G		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (E)	
Glumes	https://www.amazon.com/dp/B07G82X43H/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G82X43H		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (F)	
Glumes	https://www.amazon.com/dp/B07G8HPC43/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G8HPC43		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Car Decoration, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (G)	
Glumes	https://www.amazon.com/dp/B07G82HZ1K/ref=twister_B07G86RFF3?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G82HZ1K		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room, Cafe Table (H)	
Glumes	https://www.amazon.com/dp/B07G89L6LK/ref=twister_B07G85CJVN?_encoding=UTF8&psc=1	15-Oct-18	Removed	B07G89L6LK		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (Black)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/dp/B07G81QWWX/ref=twister_B07G85CJVN?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G81QWWX		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (Pink)	
Glumes	https://www.amazon.com/dp/B07G86PPZF/ref=twister_B07G85CJVN?_encoding=UTF8&th=1	15-Oct-18	Removed	B07G86PPZF		BLACK ICE	Glumes Car Flower Diffuser Vent Clip, Air Conditioner Outlet Perfume Clip Car Air Freshener For Car Vent, Office, Living Room, Bath Room (White)	
Glumes	https://www.amazon.com/Glumes-Pattern%EF%BD%9CStainless-%EF%BD%9CEssential-Clip%EF%BD%9CCotton-Aromatherapy/dp/B07H7Y6F1L/ref=sr_1_193?ie=UTF8&qid=1539629720&sr=8-193&keywords=black+ice+freshener	15-Oct-18	Removed	B07H7Y6F1L		BLACK ICE	Glumes Car Diffuser, Cirrus Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Black)	
Glumes	https://www.amazon.com/Glumes-Pattern%EF%BD%9CStainless-%EF%BD%9CEssential-Clip%EF%BD%9CCotton-Aromatherapy/dp/B07H7XKXVW/ref=sr_1_193?ie=UTF8&qid=1539629720&sr=8-193&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H7XKXVW		BLACK ICE	Glumes Car Diffuser, Cirrus Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Green)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Glumes	https://www.amazon.com/Glumes-Pattern%E2%84%B6Stainless%E2%84%B6Essential-Clip%E2%84%B6Cotton-Aromatherapy/dp/B07H7XN4LY/ref=sr_1_193?ie=UTF8&qid=1539629720&sr=8-193&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H7XN4LY		BLACK ICE	Glumes Car Diffuser, Cirrus Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Pink)	
Glumes	https://www.amazon.com/Glumes-Pattern%E2%84%B6Stainless%E2%84%B6Essential-Clip%E2%84%B6Cotton-Aromatherapy/dp/B07H7WQD9R/ref=sr_1_193?ie=UTF8&qid=1539629720&sr=8-193&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H7WQD9R		BLACK ICE	Glumes Car Diffuser, Cirrus Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Purple)	
Glumes	https://www.amazon.com/Glumes-Pattern%E2%84%B6Stainless%E2%84%B6Essential-Clip%E2%84%B6Cotton-Aromatherapy/dp/B07H7WVRT9/ref=sr_1_193?ie=UTF8&qid=1539629720&sr=8-193&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H7WVRT9		BLACK ICE	Glumes Car Diffuser, Cirrus Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (White)	
Glumes	https://www.amazon.com/Glumes-Pattern%E2%84%B6Stainless%E2%84%B6Essential-Clip%E2%84%B6Cotton-Aromatherapy/dp/B07H7WM9YF/ref=sr_1_193?ie=UTF8&qid=1539629720&sr=8-193&keywords=black%2Bice%2Bfreshener&th=1	15-Oct-18	Removed	B07H7WM9YF		BLACK ICE	Glumes Car Diffuser, Cirrus Pattern | Stainless Steel Locked Air Freshener | Essential Oil Car Vent Clip | Cotton Aromatherapy Clip | Best Christmas Gift | +1 Pad (Yellow)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Accessory Connection	https://www.amazon.com/Black-Type-Room-Automotive-Spray/dp/B00CLWKAFK/ref=sr_1_146?ie=UTF8&qid=1542662799&sr=8-146&keywords=black+ice+freshener	19-Nov-18	Removed	B00CLWKAFK		BLACK ICE	Black Ice Type Room and Automotive Spray	
SUJING	https://www.amazon.com/SUJING-Perfume-Refillable-Fragrance-Freshener/dp/B07H7NP159/ref=sr_1_150?ie=UTF8&qid=1542662824&sr=8-150&keywords=black+ice+freshener	19-Nov-18	Removed	B07H7NP159		BLACK ICE	SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (Black)	
Doomi	https://www.amazon.com/Paper-Hanging-Freshener-Wardrobe-Closet/dp/B07JLYMCG2/ref=sr_1_121?ie=UTF8&qid=1542662539&sr=8-121&keywords=black+ice+freshener	19-Nov-18	Removed	B07JLYMCG2		BLACK ICE	6pcs/set Paper Air Hanging Air Freshener,for Home Car Wardrobe Closet,Fresh Air (Ice Black)	
SUJING	https://www.amazon.com/dp/B07H7MX3L8?th=1	19-Nov-18	Removed	B07H7MX3L8		BLACK ICE	SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (Light Blue)	
SUJING	https://www.amazon.com/dp/B07H7LNVXL?th=1	19-Nov-18	Removed	B07H7LNVXL		BLACK ICE	SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (Blue)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
SUJING	https://www.amazon.com/dp/B07H7LY5NR?th=1	19-Nov-18	Removed	B07H7LY5NR		BLACK ICE	SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (Purple) SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (Red) SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (A) SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (B) SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (C) SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (D) SUJING Empty Car Perfume Bottle Refillable Hanging Perfume Fragrance Bottle Home Car Air Freshener (White) Cumberland PTY O Notorious B.I.G Car air freshener	
SUJING	https://www.amazon.com/dp/B07H7LQHW?th=1	19-Nov-18	Removed	B07H7LQHW R		BLACK ICE		
SUJING	https://www.amazon.com/dp/B07H7M9ZH?th=1	19-Nov-18	Removed	B07H7M9ZH W		BLACK ICE		
SUJING	https://www.amazon.com/dp/B07H7MJP1Z?th=1	19-Nov-18	Removed	B07H7MJP1Z		BLACK ICE		
SUJING	https://www.amazon.com/dp/B07H7NNBHP?th=1	19-Nov-18	Removed	B07H7NNBHP		BLACK ICE		
SUJING	https://www.amazon.com/dp/B07H7NKSBJ?th=1	19-Nov-18	Removed	B07H7NKSBJ		BLACK ICE		
SUJING	https://www.amazon.com/dp/B07H7PHXQN?th=1	19-Nov-18	Removed	B07H7PHXQ N		BLACK ICE		
Cumberland PTY O	https://www.amazon.com/dp/B07DYJ15JV	24-Jan-19	Removed	B07DYJ15JV		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
KOSTENFREIEN	https://www.amazon.de/AC-DC-AD-LUF-710-Papierlutterfrischer-Schwarz/dp/B00QGP7O6/ref=sr_1_18?ie=UTF8&qid=1545148297&sr=8-18&keywords=black+ice+duft	16-Jan-19	Removed	B00QGP7O6		BLACK ICE	AC/DC ACDC AD-LUF-710 Papierlutterfrischer, Schwarz Ice	
Skateboard Stickers Worldwide	https://www.amazon.com/dp/B015BRJHBO	24-Jan-19	Removed	B015BRJHBO		BLACK ICE	Chocolate Skateboards Garvey the Cat Skateboard Air Freshener - car locker Snowfolier Car Fragrance Pendant Camellia Flower Freshener Car Diffuser Vent Clip Air Outlet Fragrant Perfume Essential Oils Diffuser (Blue)	
Snowfolier	https://www.amazon.com/dp/B07DSY1LJK	24-Jan-19	Removed	B07DSY1LJK		BLACK ICE	Snowfolier Car Fragrance Pendant Camellia Flower Freshener Car Diffuser Vent Clip Air Outlet Fragrant Perfume Essential Oils Diffuser (Orange)	
Snowfolier	https://www.amazon.com/dp/B07DT1P2N1	24-Jan-19	Removed	B07DT1P2N1		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Snowfoller	https://www.amazon.com/dp/B07DSW5DXY?th=1	24-Jan-19	Removed	B07DSW5DX Y		BLACK ICE	Snowfoller Car Fragrance Pendant Camellia Flower Freshener Car Diffuser Vent Clip Air Outlet Fragrant Perfume Essential Oils Diffuser (Pink) Snowfoller Car Fragrance Pendant Camellia Flower Freshener Car Diffuser Vent Clip Air Outlet Fragrant Perfume Essential Oils Diffuser (Purple) Snowfoller Car Fragrance Pendant Camellia Flower Freshener Car Diffuser Vent Clip Air Outlet Fragrant Perfume Essential Oils Diffuser (Red) Snowfoller Car Fragrance Pendant Camellia Flower Freshener Car Diffuser Vent Clip Air Outlet Fragrant Perfume Essential Oils Diffuser (White) Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (A)	
Snowfoller	https://www.amazon.com/dp/B07DSZN119?th=1	24-Jan-19	Removed	B07DSZN119		BLACK ICE		
Snowfoller	https://www.amazon.com/dp/B07DSW8VNN?th=1	24-Jan-19	Removed	B07DSW8VN N		BLACK ICE		
Snowfoller	https://www.amazon.com/dp/B07DSX9MQ3	24-Jan-19	Removed	B07DSX9MQ3		BLACK ICE		
Snowfoller	https://www.amazon.com/dp/B07DSX6XDG	24-Jan-19	Removed	B07DSX6XDG		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Snowfoller	https://www.amazon.com/dp/B07DSXJJXG?th=1	24-Jan-19	Removed	B07DSXJJXG		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (B)	
Snowfoller	https://www.amazon.com/dp/B07DSVXG4D?th=1	24-Jan-19	Removed	B07DSVXG4D		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (C)	
Snowfoller	https://www.amazon.com/dp/B07DT26ZD2?th=1	24-Jan-19	Removed	B07DT26ZD2		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (D)	
Snowfoller	https://www.amazon.com/dp/B07DSZ3PMC?th=1	24-Jan-19	Removed	B07DSZ3PMC		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (E)	
Snowfoller	https://www.amazon.com/dp/B07DSXP6GB?th=1	24-Jan-19	Removed	B07DSXP6GB		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (F)	
Snowfoller	https://www.amazon.com/dp/B07DTB7RDZ?th=1	24-Jan-19	Removed	B07DTB7RDZ		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (G)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Snowfoller	https://www.amazon.com/dp/B07DSWDD9H?th=1	24-Jan-19	Removed	B07DSWDD9H		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (H)	
Snowfoller	https://www.amazon.com/dp/B07DSXN56Z?th=1	24-Jan-19	Removed	B07DSXN56Z		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (I)	
Snowfoller	https://www.amazon.com/dp/B07DSZTKS3?th=1	24-Jan-19	Removed	B07DSZTKS3		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (J)	
Snowfoller	https://www.amazon.com/dp/B07DSXWMDL?th=1	24-Jan-19	Removed	B07DSXWMDL		BLACK ICE	Snowfoller Car Air Freshener Fashion Stainless Steel Aromatherapy Essential Oil Car Diffuser Vent Clip With Pads (K)	
Snowfoller	https://www.amazon.com/dp/B07DSXCMJF?th=1	24-Jan-19	Removed	B07DSXCMJF		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration Pads (L)	
Snowfoller	https://www.amazon.com/dp/B07DSW4HWK	24-Jan-19	Removed	B07DSW4HWK		BLACK ICE	(A)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Snowfoller	https://www.amazon.com/dp/B07DSXG9HZ?th=1	24-Jan-19	Removed	B07DSXG9HZ		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (B)	
Snowfoller	https://www.amazon.com/dp/B07DT2K9LM?th=1	24-Jan-19	Removed	B07DT2K9LM		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (C)	
Snowfoller	https://www.amazon.com/dp/B07DSY12M7?th=1	24-Jan-19	Removed	B07DSY12M7		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (D)	
Snowfoller	https://www.amazon.com/dp/B07DSZF8CK?th=1	24-Jan-19	Removed	B07DSZF8CK		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (E)	
Snowfoller	https://www.amazon.com/dp/B07DSWKT7N?th=1	24-Jan-19	Removed	B07DSWKT7N		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (F)	
Snowfoller	https://www.amazon.com/dp/B07DSZJT8W?th=1	24-Jan-19	Removed	B07DSZJT8W		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (G)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Snowfoller	https://www.amazon.com/dp/B07DSWN1BG?th=1	24-Jan-19	Removed	B07DSWN1B G		BLACK ICE	Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (H) Snowfoller Stainless Steel Car Diffuser Essential Oils Freshener Car Air Auto Vent Clip For Car Decor Clip Decoration (I)	
Snowfoller	https://www.amazon.com/dp/B07DSYDFXJ?th=1	24-Jan-19	Removed	B07DSYDFXJ		BLACK ICE	AC/DC ACDC Ad-Luf - 710 Paper Air	
Amazon Global Store UK	https://www.amazon.com/dp/B00QGP7O6	5-Apr-19	Removed	B00QGP7O6		BLACK ICE	Freshener Black Ice	
Neko Scents	https://www.amazon.com/Neko-Scents-Bunny-Fresh-Freshener/dp/B073X511WL/ref=sr_1_194?keywords=black+ice+scent&qid=1556117482&s=gateway&sr=8-194	24-Apr-19	Removed	B073X511WL		BLACK ICE	Neko Scents + Bunny Fresh Black Ice Air Freshener, (Pack of 10) Car Air Freshener,Essential Oil Perfume Diffuser for Car,Vent Clip Perfume Air Freshener Fragrance Scent,Propeller Shape Air Freshener Vent Clip for Car,Automotive Interior Freshener	
SANGNI	https://www.amazon.com/Freshener-Essential-Fragrance-Propeller-Automotive/dp/B07QS486Q1/ref=sr_1_204?keywords=black+ice+scent&qid=1556117539&s=gateway&sr=8-204	24-Apr-19	Removed	B07QS486Q1		BLACK ICE	Falls Bridge Candles Black Ice Scented Jar Candle 16-Ounce w/Star Lid	
Falls Bridge Candles	https://www.amazon.com/Falls-Bridge-Candles-Scented-16-Ounce/dp/B07P3NCYML/ref=sr_1_301?keywords=black+ice+scent&qid=1556117655&s=gateway&sr=8-301	24-Apr-19	Removed	B07P3NCYML		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Falls Bridge Candles	https://www.amazon.com/Falls-Bridge-Candles-Scented-22-Ounce/dp/B07P1DTLL5/ref=sr_1_302?keywords=black+ice+scent&qid=1556117655&s=gateway&sr=8-302	24-Apr-19	Removed	B07P1DTLL5		BLACK ICE	Falls Bridge Candles Black Ice Scented Jar Candle 22-Ounce w/Handle Lid	
Falls Bridge Candles	https://www.amazon.com/Falls-Bridge-Candles-Scented-22-Ounce/dp/B07P1DSY5J/ref=sr_1_303?keywords=black+ice+scent&qid=1556117655&s=gateway&sr=8-303	24-Apr-19	Removed	B07P1DSY5J		BLACK ICE	Falls Bridge Candles Black Ice Scented Jar Candle 22-Ounce w/Star Lid	
Falls Bridge Candles	https://www.amazon.com/Falls-Bridge-Candles-Scented-16-Ounce/dp/B07P1DSL1D/ref=sr_1_29?keywords=black+ice+scent&qid=1556116703&s=gateway&sr=8-29	24-Apr-19	Removed	B07P1DSL1D		BLACK ICE	Falls Bridge Candles Black Ice Scented Jar Candle 16-Ounce w/Handle Lid Car Air Freshener,Air Outlet Perfume Diffuser for Car,Vent Clip Perfume Air Freshener Fragrance Scent,Carton Pig Shape Air Freshener Aroma Diffuser for Car,Automotive Interior Decor (Sky Blue) Car Air Freshener,Essential Oil Perfume Diffuser for Car,Vent Clip Perfume Air Freshener Fragrance Scent,Propeller Shape Air Freshener Vent Clip for Car,Automotive Interior Freshener	
SANGNI	https://www.amazon.com/Freshener-Diffuser-Fragrance-Automotive-Interior/dp/B07QSV3C1R/ref=sr_1_153?keywords=black+ice+scent&qid=1556117198&s=gateway&sr=8-153	24-Apr-19	Removed	B07QSV3C1R		BLACK ICE		
SANGNI	https://www.amazon.com/Freshener-Essential-Fragrance-Propeller-Automotive/dp/B07QSVZPX5/ref=sr_1_154?keywords=black+ice+scent&qid=1556117198&s=gateway&sr=8-154	24-Apr-19	Removed	B07QSVZPX5		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
LIOOBO LIOOBO	https://www.amazon.co.uk/LIOOBO-Freshener-Decoration-Aromatherapy-Colorful/dp/B07P3BVPS9/ref=sr_1_238?keywords=black+ice+scent&qid=1556115992&s=gateway&sr=8-238 https://www.amazon.de/Anh%C3%A4nger-Luftfrischer-Dekoration-Aromatherapie-duftenden/dp/B07NXXQV5X/ref=sr_1_35_sspa?__mk_de_DE=%C3%85M%C3%85%C5%BD%C3%95%C3%91&keywords=Black+Ice&qid=1559835605&s=gateway&sr=8-35-spons&psc=1	24-Apr-19	Removed	B07P3BVPS9		BLACK ICE	LIOOBO Deer Shaped Car Pendant Air Freshener Decoration Solid Aromatherapy Perfume Tablet Scented Piece (Black Ice Scent, Colorful Stripe)	
	https://www.amazon.co.uk/Simoni-Racing-K6003-Freshener-Fragrance/dp/B07N6QMWJS/ref=sr_1_50?keywords=Black+Ice&qid=1561557490&s=gateway&sr=8-50	6-Jun-19	Removed	B07NXXQV5X		BLACK ICE	Deer Shaped Car Pendant Air Freshener Decoration Solid Aromatherapy Perfume Tablet Scented Piece (Black Ice Scent, Colorful Stripes)	
Simoni Racing		26-Jun-19	Removed	B07N6QMWJS		BLACK ICE	Simoni Racing K6003 Car Air Freshener Disc Brake, Black Ice Fragrance	
The A Company Inc	https://www.amazon.com/Company-Inc-Freshener-Bulk-Black/dp/B07T9B5TCT/ref=sr_1_57?keywords=Black+Ice&qid=1565103946&s=gateway&sr=8-57	6-Aug-19	Removed	B07T9B5TCT		BLACK ICE	The A Company Inc Car Air Freshener Bulk 50 Pack (Black Ice)	
ArellanoKicks	https://www.amazon.com/ArellanoKicks-Sneakerhead-Freshener-Fragrance-Long-Lasting/dp/B07S534HJ1/ref=sr_1_123?keywords=Black+Ice&qid=1565104013&s=gateway&sr=8-123	6-Aug-19	Removed	B07S534HJ1		BLACK ICE	ArellanoKicks Sneakerhead Bred Toe Car Scents, Car Air Freshener & Fragrance, Long-Lasting Fresh Scents, Black Ice (3 Pack)	
Grand Parfums II.	https://www.amazon.com/Grand-Parfums-Perfume-Oil-Interpretation/dp/B074V4Z2TG/ref=sr_1_230?keywords=Black%2BIce&qid=1565104076&s=gateway&sr=8-230&th=1	6-Aug-19	Removed	B074V4Z2TG		BLACK ICE	Grand Parfums Perfume Oil - Black Ice for Men Type, Our Interpretation, Highest Quality Uncut Perfume Oil (2 Oz)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Murat Colak	https://www.amazon.de/Murat-Colak-Weihnachtsschmuck-%C3%84therisches-Baumwolle/dp/B081VFLL58/ref=sr_1_37?__mk_de_DE=%C3%85M%C3%85%C5%BD%C3%95%C3%91&keywords=black%2Bice%2Bduft&qid=1578692586&sr=8-37&th=1	13-Jan-20	Removed	B081VFLL58		BLACK ICE	Murat Colak Weihnachtsschmuck Autoduft Parfüm Home Variety Stil Ätherisches Öl Baumwolle Papier Material Exquisit gestaltet Langlebig	
XFGHZSEDGTFHFDGHN	https://www.amazon.de/XFGHZSEDGTFHFDGHN-Weihnachtsschmuck-%C3%84therisches-Baumwolle-gestaltet/dp/B081F21WC3/ref=sr_1_48?__mk_de_DE=%C3%85M%C3%85%C5%BD%C3%95%C3%91&keywords=black+ice+duft&qid=1578692586&sr=8-48	13-Jan-20	Removed	B081F21WC3		BLACK ICE	XFGHZSEDGTFHFDGHN Weihnachtsschmuck Autoduft Parfüm Home Variety Stil Ätherisches Öl Baumwolle Papier Material Exquisit gestaltet Langlebig	
ZHANGJ	https://www.amazon.de/ZHANGJ-Hirschf%C3%B6rmigen-Lufterfrischer-Parf%C3%BCmtabletten-Kiefernholz/dp/B0838GB9WS/ref=sr_1_21?__mk_de_DE=%C3%85M%C3%85%C5%BD%C3%95%C3%91&dchild=1&keywords=black+ice+duft&qid=1578692586&sr=8-21	13-Jan-20	Removed	B0838GB9WS		BLACK ICE	ZHANGJ Auto Anhänger Hirschförmigen Lufterfrischer Dekoration Fester Duft Parfüm Tabletten (Kiefernholz, Terrasse) Zubehör	
KJHKJH	https://www.amazon.de/KJHKJH-Lufterfrischer-Dekoration-Aromatherapie-St%C3%BCck-Black/dp/B07X1H67B4/ref=sr_1_24?__mk_de_DE=%C3%85M%C3%85%C5%BD%C3%95%C3%91&dchild=1&keywords=black+ice+duft&qid=1578692586&sr=8-24	13-Jan-20	Removed	B07X1H67B4		BLACK ICE	KJHKJH Deer Shaped Car Anhänger Lufterfrischer Dekoration Solide Aromatherapie Parfüm Tablet Duft Stück	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Virgina Candle Supply	https://www.amazon.com/BLACK-ICE-TYPE-FRAGRANCE-OIL/dp/B06XWFC9RN/ref=sr_1_35?dclid=1&keywords=%22black+ice%22&qid=1596485173&sr=8-35	12-May-21	Removed	B06XWFC9R N		BLACK ICE	Black Ice (4 oz Bottle) for Candle Making, Soap Making, Tart Making, Room Sprays, Lotions, Car Fresheners, Slime, Bath Bombs, Warmers...	
Rasta Vibez	https://www.amazon.com/Rasta-Vibez-Black-Type-Freshener/dp/B07XTSXWDP/ref=sr_1_58?dclid=1&keywords=%22black+ice%22&qid=1596485181&sr=8-58	19-Mar-21	Removed	B07XTSXWD P		BLACK ICE	Rasta Vibez Black Ice Type Air Freshener - 100% Ultra Concentrated Oil Based Spray - Ideal for Bathroom, Home, Car, Office & More - Long Lasting Effects - 1oz Bottle	
Sonoran Souvenirs	Amazon.com: Bigfoot Yeti Sasquatch Novelty Air Freshener for Car - Black Ice Scented - Funny Automotive Accessory (Pack of 4): Health & Personal Care	19-Mar-21	Removed	B08W4WBG MG		BLACK ICE	Bigfoot Yeti Sasquatch Novelty Air Freshener for Car - Black Ice Scented - Funny Automotive Accessory (Pack of 4)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Baray Club	https://www.amazon.com/BARAY-CLUB-Freshener-Essential-Provides/dp/B095BL2Z6T/ref=sr_1_49?dchild=1&keywords=black+ice+freshener&qid=1632510697&sr=8-49	24-Sep-21	Removed	B095BL2Z6T		BLACK ICE	BARAY CLUB Car Air Freshener, Hanging Paper with Natural Essential Oils Provides Long Lasting Scent for Auto or Home, Black Ice, 10 Count	
Baray Club	https://www.amazon.com/BARAY-CLUB-Freshener-Essential-Provides/dp/B09C8R4F3H/ref=sr_1_3?dchild=1&keywords=air+freshener&m=A2UDTM37QY0U68&qid=1632510777&s=merchants-items&sr=1-3	24-Sep-21	Removed	B09C8R4F3H		BLACK ICE	Ocean BARAY CLUB Car Air Freshener, Hanging Paper with Natural Essential Oils Provides Long Lasting Scent for Auto or Home, Black Ice,	
Baray Club	https://www.amazon.com/Freshener-Hanging-Essential-Provides-Snowboards/dp/B095PFLWPS/ref=sr_1_50?dchild=1&keywords=black+ice+freshener&qid=1632510697&sr=8-50	24-Sep-21	Removed	B095PFLWPS		BLACK ICE	Ocean BARAY CLUB Car Air Freshener, Hanging Paper with Natural Essential Oils Provides Long Lasting Scent for Auto or Home, 5 Snowboards (Black Ice, Ocean, Lemon, Cologne, Coco)	
River Nile	https://www.amazon.com/River-Nile-Air-Fresheners/dp/B08MYP5NKR/?_encoding=UTF8&pd_rd_w=F73Wn&pf_rd_p=38316967-9a6c-4cf3-acd3-6269fd389669&pf_rd_r=VJRAM9J5A3NSADPBRYRT&pd_rd_r=d82a6c54-bb27-4c9f-aebe-072b0da9934b&pd_rd_wg=F9AT9&ref_=pd_gw_ci_mcx_mr_hp_d	24-Sep-21	Removed	B08MYP5NKR		BLACK ICE	Air Fresheners	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Huizho Hexin E-Commerce Co., Ltd.	https://www.amazon.com/fresher-spaces-Armoire-Washroom-patterns/dp/B096QJ6Y62/?_encoding=UTF8&pd_rd_w=F73Wn&pf_rd_p=38316967-9a6c-4cf3-acd3-6269fd389669&pf_rd_r=VJRAM9J5A3NSADPBRYT&pd_rd_r=d82a6c54-bb27-4c9f-aebe-072b0da9934b&pd_rd_wg=F9AT9&ref_=pd_gw_ci_mcx_mr_hp_d	24-Sep-21	Removed	B096QJ6Y62		BLACK ICE	12 Pack Card black ice car air freshener for small spaces Armoire Indoor Home Washroom Office green trees forest patterns car scent	
Aroma Bar	https://www.amazon.com/Gift-Freshener-Black-Lion-Fragrance/dp/B08YJJ3VFD/?_encoding=UTF8&pd_rd_w=F73Wn&pf_rd_p=38316967-9a6c-4cf3-acd3-6269fd389669&pf_rd_r=VJRAM9J5A3NSADPBRYT&pd_rd_r=d82a6c54-bb27-4c9f-aebe-072b0da9934b&pd_rd_wg=F9AT9&ref_=pd_gw_ci_mcx_mr_hp_d	24-Sep-21	Removed	B08YJJ3VFD		BLACK ICE	Gift set, Car Air Freshener Black Lion Head with Fragrance (Black ICE)	
Aroma Bar	https://www.amazon.com/Gift-Freshener-Natural-Fragrance-Black/dp/B08YWJM2DM/ref=sr_1_18?dchild=1&keywords=AROMA+BAR&qid=1632509839&sr=8-18	24-Sep-21	Removed	B08YWJM2DM		BLACK ICE	AROMA BAR Gift set, Car Air Freshener Pit Bull Head Made of Natural Wood with Fragrance (Black ICE)	
Aroma Bar	https://www.amazon.com/Gift-Freshener-Natural-Fragrance-Black/dp/B08YZ82FHL/ref=sr_1_6?dchild=1&keywords=AROMA+BAR+black+ice&qid=1632510185&sr=8-6	24-Sep-21	Removed	B08YZ82FHL		BLACK ICE	AROMA BAR Gift set, Car Air Freshener Made of Natural Wood Owl with Fragrance (Black ICE)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
The Q	https://www.amazon.com/Fignolee-Freshener-Hanging-Long-Lasting-Essential/dp/B0985P516V/ref=sr_1_68?dchild=1&keywords=black+ice+freshener&qid=1632510697&sr=8-68	24-Sep-21	Removed	B0985P516V		BLACK ICE	Fignolee palm tree Car Air Freshener | Hanging Air Freshener for Car or Home | Long-Lasting Scent Infused with Real Natural Essential Oils (12 Pack) (Black Ice)	
Dang Vu Phuk	https://www.amazon.com/Cinnamon-Freshener-accessories-decorstationary-automotive/dp/B09GPFRP9N/ref=sr_1_215?crid=7DVBWKCI3NST&dchild=1&keywords=black+ice+freshener&qid=1634911825&srefix=black+ice+freshener%2Caps%2C91&sr=8-215	22-Oct-21	Removed	B09GPFRP9N		BLACK ICE	Cute Cinnamon Doggo Air Freshener (black ice scented) | car accessories pink kawaii jdm japan decorstationary automotive	
Simisi Ribbon	https://www.amazon.com/SIMISI-RIBBON-Freshener-Cardboard-Colorful/dp/B07W5LHMSQ/ref=sr_1_250?crid=7DVBWKCI3NST&dchild=1&keywords=black+ice+freshener&qid=1634911903&srefix=black+ice+freshener%2Caps%2C91&sr=8-250	22-Oct-21	Removed	B07W4JD586		BLACK ICE	Car Air Freshener with Mini Bow Cardboard Car Home Office Hanging Air Freshener, Black Ice Flavor	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
ZOOEYBEAR	https://www.amazon.com/Cute-Kawaii-Freshener-Home-Office/dp/B093DY2BT3/ref=sr_1_153?crid=7DVBWKCI3NST&dc_hild=1&keywords=black%2Bice%2Bfreshener&qid=1634911450&srefix=black%2Bice%2Bfreshener%2Caps%2C91&sr=8-153&th=1	22-Oct-21	Removed	B093DY2BT3		BLACK ICE	Cute Kawaii Air Freshener for Home/Office/Car - Pack of 4 (BOBA PANDA x BLACK ICE) BriveLive 5pcs Black Ice Car Air Freshener for Men, New Car Scent Car Freshener - Air Freshener for Car, Hanging Car Air Freshener -Long Lasting Scent	
BriveLive	https://www.amazon.com/BriveLive-Black-Freshener-Hanging-Lasting/dp/B09FL4F6KY/ref=sr_1_3?dchild=1&keywords=BriveLive&qid=1634917177&sr=8-3	22-Oct-21	Removed	B09FL4F6KY		BLACK ICE		

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
#REF!	https://www.amazon.com/Fresheners-Freshener-Hanging-Scented-Essential/dp/B09HJQD7M1/ref=sr_1_106?crid=1N6PH70F51BCP&keywords=black+ice+car+air+freshener&qid=1639144817&s=automotive&prefix=Black+Ice%2Cautomotive%2C181&sr=1-106	14-Dec-21	Removed	B09HJQD7M1		BLACK ICE	12 Pieces Cute Car Air Fresheners Cool Air Freshener for Cars Sun Moon Car Hanging Air Freshener Cool Car Air Freshener Funny Hanging Air Freshener Scented with Essential Oils for Car Truck Home Décor	
Tiger Wolf	https://www.amazon.com/Fresheners-Accessories-Fragrance-Suitable-Wardrobe/dp/B09KV39HCB/ref=sr_1_272?crid=1N6PH70F51BCP&keywords=black%2Bice%2Bcar%2Bair%2Bfreshener&qid=1639148082&s=automotive&prefix=Black%2Bice%2Cautomotive%2C181&sr=1-272&th=1	13-Dec-21	Removed	B09KV39HCB		Black Ice / Trade Dress 1))	Car Air Fresheners Cute Anime Car Accessories, Long Lasting Fragrance, Suitable For Car, Bedroom, Wardrobe, Pet Area, Toilet (Black ice, 3 Count (Pack of 1))	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Fresh Up	https://www.amazon.eg/-/en/Fresh-Air-Freshener-Spray-Black/dp/B09238XLBR?ref=SQEG-WEB-DP301	4-May-22	Removed	B09238XLBR		BLACK ICE	Fresh Up Air Freshener Spray 30 ml (Black Ice)	
Roseraie	https://www.amazon.eg/Smart-Multipurpose-Home-Spray-Freshener/dp/B091J5NQRZ/ref=rvi_scc1_4/261-1946340-6432262?pd_rd_w=ITvgR&pf_rd_p=8f32982e-05a9-49f3-8400-6974214276da&pf_rd_r=YZS5GT9DMFHAY5733X43&pd_rd_r=783991b8-7fe2-4500-b1e7-e1f9ca24afbe&pd_rd_wg=uoJoM&pd_rd_i=B091J5NQRZ&psc=1	4-May-22	Removed	B091J5NQRZ		BLACK ICE	Smart Air Multipurpose Home Spray Air Freshener - Black Ice - 460 ml	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Zik	https://www.amazon.eg/-/en/Zik-air-fresher-460ml-black/dp/B09TPZN3M7/ref=sr_1_2?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509947&srefix=black+ic%2Caps%2C140&sr=8-2	4-May-22	Removed	B09TPZN3M7		BLACK ICE	Zik air fresher 460ml black ice	
Roseiraie	https://www.amazon.eg/-/en/Roseiraie-Freshener-Multi-Purpose-Silver/dp/B08WLC1K5S/ref=sr_1_4?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-4	4-May-22	Removed	B08WLC1K5S		BLACK ICE	Roseiraie Home Freshener Multi Purpose Silver CN30 Black Ice - 1000ml	
Fresh	https://www.amazon.eg/-/en/Fresh-card-Freshener-black-ice/dp/B09CLHC57S/ref=sr_1_5?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-5	4-May-22	Removed	B09CLHC57S		BLACK ICE	Fresh card Freshener - black ice- for car	
Pure Scents	https://www.amazon.eg/-/en/puer-sent-card-Freshener-black/dp/B09CLH4VNZ/ref=sr_1_14?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-14	4-May-22	Removed	B09CLH4VNZ		BLACK ICE	puer sent X card Freshener - black ice- for car	
Fresh	https://www.amazon.eg/-/en/Fresh-card-Freshener-black-ice/dp/B09CLJ2N73/ref=sr_1_16?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-16	4-May-22	Removed	B09CLJ2N73		BLACK ICE	Fresh X card Freshener - black ice- for car	
Pure Scents	https://www.amazon.eg/-/en/puer-sent-card-Freshener-black/dp/B09CLJ3RQ3/ref=sr_1_20?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-20	4-May-22	Removed	B09CLJ3RQ3		BLACK ICE	puer sent card Freshener - black ice- for car	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Roseraie	https://www.amazon.de/-/en/Roseraie-Car-Air-Freshener-Black/dp/B091J5WXZJ/ref=sr_1_32?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-32	12-May-22	Removed	B091J5WXZJ		BLACK ICE	Roseraie Car Air Freshener Black Ice	
Fabrika	https://www.amazon.de/-/en/Fabrika-Air-Freshener-Black-Multi/dp/B091KMDYCZ/ref=sr_1_44?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-44	4-May-22	Removed	B091KMDYCZ		BLACK ICE	Fabrika Air Freshener - Black Ice, Multi Color	
Roseraie	https://www.amazon.de/-/en/Roseraie-Multi-Purpose-Freshener-Black-Scent/dp/B091J7XCV5/ref=sr_1_48?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651509989&srefix=black+ic%2Caps%2C140&sr=8-48	4-May-22	Removed	B091J7XCV5		BLACK ICE	Roseraie Multi-Purpose Freshener with Black Ice Scent, Blue - 1 Liter	
Fresh	https://www.amazon.de/-/en/Tree-Fresh-Car-Freshener-Black/dp/B0984VY57H/ref=sr_1_108?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651510228&srefix=black+ic%2Caps%2C140&sr=8-108	4-May-22	Removed	B0984VY57H		BLACK ICE	Tree Fresh Car Freshener - Black Ice	
Fresh	https://www.amazon.de/-/en/Tree-Fresh-Car-Freshener-Bubble/dp/B09854W6PH/ref=sr_1_2?qid=1651510252&refinements=p_4%3ATree+Fresh&s=automotive&sr=1-2	4-May-22	Removed	B09854W6PH		BLACK ICE	Tree Fresh Car Freshener - Bubble Gum	
Sempco	https://www.amazon.de/-/en/Sempco-X-Large-Air-Freshener-Black/dp/B0968VLTYP/ref=sr_1_144?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651510269&srefix=black+ic%2Caps%2C140&sr=8-144	4-May-22	Removed	B0968VLTYP		BLACK ICE	Sempco X-Large Air Freshener - Black Ice	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
DAS Boat	https://www.amazon.eg/-/en/Das-Boat-Freshener-Black-Scent/dp/B09RHW6WTW/ref=sr_1_230?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651510303&sprex=black+ic%2Caps%2C140&sr=8-230	4-May-22	Removed	B09RHW6WTW		BLACK ICE	Das Boat Car Air Freshener Card with Black Ice Scent	
DAS Trees	https://www.amazon.eg/-/en/DAS-Trees-Black-Freshner-Large/dp/B09231FJ75/ref=sr_1_258?crid=3VT0J1X15CIGR&keywords=black+ice&qid=1651510328&sprex=black+ic%2Caps%2C140&sr=8-258	4-May-22	Removed	B09231FJ75		BLACK ICE	DAS Trees Black ice Car Card Air Freshner, Large	
Max Tree	https://www.amazon.eg/-/en/Max-Tree-X-Large-Air-Freshener/dp/B097LT6GSD/ref=sr_1_38?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510428&sprex=tree+air+freshener%2Caps%2C134&sr=8-38	4-May-22	Removed	B097LT6GSD		BLACK ICE	Max Tree X-Large Air Freshener	
DAS Trees	https://www.amazon.eg/-/en/DAS-Trees-Coconut-Freshner-Large/dp/B096DGN972/ref=sr_1_50?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510750&sprex=tree+air+freshener%2Caps%2C134&sr=8-50	13-Oct-22	Removed	B096DGN972		BLACK ICE	DAS Trees Coconut Car Card Air Freshner, Large	
DAS Trees	https://www.amazon.eg/-/en/DAS-Trees-Card-Freshner-Large/dp/B091D1MB7P/ref=sr_1_56?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510771&sprex=tree+air+freshener%2Caps%2C134&sr=8-56	4-May-22	Removed	B091D1MB7P		BLACK ICE	DAS Trees Fol Car Card Air Freshner, Large	

Amazon Shopkeeper	Product URL	Status	Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
DAS Trees	https://www.amazon.de/-/en/DAS-Trees-Straw-berry-Freshner/dp/B091BMLDGV/ref=sr_1_79?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510790&srefix=tree+air+freshener%2Caps%2C134&sr=8-79	4-May-22	Removed		B091BMLDGV		BLACK ICE	DAS Trees Straw berry Car Card Air Freshner, Small	
DAS Trees	https://www.amazon.de/-/en/Air-Fresheners-DAS-trees-1543/dp/B0922WFDGX/ref=sr_1_83?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510790&srefix=tree+air+freshener%2Caps%2C134&sr=8-83	4-May-22	Removed		B0922WFDGX		BLACK ICE	Air Fresheners DAS trees 1543	
DAS Trees	https://www.amazon.de/-/en/DAS-Trees-Party-Freshner-2724670587507/dp/B091J61WWS/ref=sr_1_125?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510908&srefix=tree+air+freshener%2Caps%2C134&sr=8-125	26-Oct-22	Removed		B091J61WWS		BLACK ICE	DAS Trees Party ocean Car Card Air Freshner, Small	
DAS Trees	https://www.amazon.de/-/en/DAS-Trees-Coconut-Freshner-Small/dp/B091HTT8GF/ref=sr_1_128?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510922&srefix=tree+air+freshener%2Caps%2C134&sr=8-128	4-May-22	Removed		B091HTT8GF		BLACK ICE	DAS Trees Coconut Car Card Air Freshner, Small	
DAS	https://www.amazon.de/-/en/Freshener-Hanging-Tree-Different-Scenes/dp/B098TWMD95/ref=sr_1_135?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510922&srefix=tree+air+freshener%2Caps%2C134&sr=8-135	26-Oct-22	Removed		B098TWMD95		BLACK ICE	Car Air Freshener Big Hanging Tree with Different Scenes	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
AI Hayat	https://www.amazon.de/-/en/AI-Hayat-Strawberry-Scent-Freshener/dp/B08WJJGLJF/ref=sr_1_141?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510922&sprefix=tree+air+freshener%2Caps%2C134&sr=8-141	4-May-22	Removed	B08WJJGLJF		BLACK ICE	AI Hayat Strawberry Pure Scent Air Freshener for Car	
DAS Trees	https://www.amazon.de/-/en/DAS-Apple-Ocean-Freshner-Large/dp/B091J5RXVC/ref=sr_1_137?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510922&sprefix=tree+air+freshener%2Caps%2C134&sr=8-137	26-Oct-22	Removed	B091J5RXVC		BLACK ICE	DAS Apple Ocean Car Card Air Freshner, Large	
AI Hayat	https://www.amazon.de/-/en/AI-Hayat-Berries-Scent-Freshener/dp/B08WJHHX12/ref=sr_1_145?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651510982&sprefix=tree+air+freshener%2Caps%2C134&sr=8-145	4-May-22	Removed	B08WJHHX12		BLACK ICE	AI Hayat Berries Pure Scent Air Freshener for Car	
DAS	https://www.amazon.de/-/en/Freshener-Hanging-Tree-Different-Scenes/dp/B098TZSQMT/ref=sr_1_172?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651513819&sprefix=tree+air+freshener%2Caps%2C134&sr=8-172	26-Oct-22	Removed	B098TZSQMT		BLACK ICE	Car Air Freshener Big Hanging Tree with Different Scenes	
AI Hayat	https://www.amazon.de/-/en/AI-Hayat-Coconut-Scent-Freshener/dp/B08WJL33MC/ref=sr_1_194?crid=VK6RS2L0ZALC&keywords=tree+air+freshener&qid=1651513859&sprefix=tree+air+freshener%2Caps%2C134&sr=8-194	4-May-22	Removed	B08WJL33MC		BLACK ICE	AI Hayat Coconut Pure Scent Air Freshener for Car	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Amazon.co.jp	https://www.amazon.co.jp/-/en/THR-2-03-Freshener-Fragrance-Deodorizing-Ingredients/dp/B09GVHR28G?th=1	6-Apr-23	Removed	B09GVHR28G		BLACK ICE	Thrasher THR-2-06 Room Fragrance Hanging, Wood Fragrance, Deodorizing Formula, Black Ice Scent	
Amazon.co.jp	https://www.amazon.co.jp/-/en/Thrasher-THR-1-06-Freshener-Fragrance-Deodorizing/dp/B09GVHPMQH/ref=sr_1_6?dchild=1&keywords=thrasher%2B%E3%83%9A%E3%83%BC%E3%83%91%E3%83%BC%E3%83%95%E3%83%A%E3%82%B0%E3%83%A9%E3%83%B3%E3%82%B9&qid=1634050396&sr=8-6&th=1	6-Apr-23	Removed	B09GVHPMQH		BLACK ICE	Thrasher THR-1-06 Room Fragrance Air Freshener, Hanging, Deodorizing Formula, Black Ice Scent	
Amazon.eg	Boom Pen Car air Freshener, Black Ice - Gold: Buy Online at Best Price in Egypt - Souq is now Amazon.eg	10-Oct-22	Removed			Black Ice listing	Boom Pen Car air Freshener, Black Ice - Gold	
Amazon.eg	Boom Pen Car Air Freshener, Black Ice - Gold: Buy Online at Best Price in Egypt - Souq is now Amazon.eg	10-Oct-22	Removed			Black Ice listing	Boom Pen Car Air Freshener, Black Ice - Gold	
Amazon.eg	Boom Car Air Freshener Pen with Black Ice Scent - Gold and Grey: Buy Online at Best Price in Egypt - Souq is now Amazon.eg	10-Oct-22	Removed			Black Ice listing	Boom Car Air Freshener Pen with Black Ice Scent	
Amazon.eg	Boom Pen Car Air Freshener, Black Ice - Red and Silver: Buy Online at Best Price in Egypt - Souq is now Amazon.eg	10-Oct-22	Removed			Black Ice listing	Boom Pen Car Air Freshener, Black Ice - Red and Silver	
Amazon.eg	Fresca BOOM BLACK ice: Buy Online at Best Price in Egypt - Souq is now Amazon.eg	10-Oct-22	Removed			Black Ice on Packaging	Fresca BOOM BLACK	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
	https://www.amazon.com/Wax-Melts-Black-ice-road/dp/B0C6X56LZK/ref=sr_1_60?crid=GD0L3LT54WUT&keywords=black%2Bice&qid=1697633081&srefix=black%2Bice%2Caps%2C76&sr=8-60&th=1	21-Dec-23	Removed	B0C6X56LZK			Wax Melts (Black ice BI road)	
	https://www.amazon.com/Diffuser-Fragrance-Freshner-Aromatherapy-Automobile/dp/B0CPD7B5S9/ref=sr_1_2_sspa?crid=1Z2QLIWR1T3L&keywords=black+ice&qid=1705695385&srefix=black+ice%2Caps%2C93&sr=8-2-spons&sp_csd=d2lkZ2V0TmFtZT1zcF9hdGY&psc=1	29-Jan-24	Removed	B0CPD7B5S9			Country Road Candle Co. Black Ice Car Hanging Diffuser Fragrance Oil (Pack of 2) | Car Air Freshner | Scented Fragrance Aromatherapy Automobile Diffuser BI scents Bottle	
	https://www.amazon.com/Diffuser-Refill-included-scented-Black/dp/B0CQRZFWDK/ref=sr_1_43?crid=1Z2QLIWR1T3L&keywords=black%2Bice&qid=1705695385&srefix=black%2Bice%2Caps%2C93&sr=8-43&th=1	29-Jan-24	Removed	B0CQRZFWDK			Car Diffuser with Refill included | Car scented BI on the go (Black Ice)	
	https://www.amazon.com/August-Sky-Diffuser-Neutralizes-Accessories/dp/B0CLQVJ875/ref=sr_1_48?crid=1Z2QLIWR1T3L&keywords=black+ice&qid=1705695385&srefix=black+ice%2Caps%2C93&sr=8-48	1-Feb-24	Removed	B0CLQVJ875			August Sky Hanging Car Diffuser, Highly Scented, Lasts Up To 50 Days, Neutralizes Odors, Reusable Bottles, Car BI Accessories, Black Ice	
	https://www.amazon.com/Diffuser-accessory-Scented-Small-diffuser/dp/B0CQ1FC8HD/ref=sr_1_45?crid=1Z2QLIWR1T3L&keywords=black%2Bice&qid=1705695385&srefix=black%2Bice%2Caps%2C93&sr=8-45&th=1	29-Jan-24	Removed	B0CQ1FC8HD			Car Diffuser | Cute car accessory | Scented Car | Small room diffuser (Black Ice, 8 BI ml)	

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
	https://www.amazon.com/August-Sky-Diffuser-Scented-Accessories/dp/B0CLT1FL5T/ref=sr_1_80?crd=1Z2QLIWR1T3L&keywords=black+ice&qid=1705695487&sprefix=black+ice%2Caps%2C93&sr=8-80	1-Feb-24	Removed	B0CLT1FL5T			August Sky - Black Ice - Car Diffuser With Refill Bottle - 2 Pack - Highly Scented - Long Lasting - Gifts - Car BI Accessories Car air freshener Car Hanging Ornament for House Plants Double Sided Paper Freshies Nice car accessories	
	https://www.amazon.com/Fresher-Ornament-Double-sided-Freshies-Accessories/dp/B09TCNJ1SB	25-Apr-24	Removed	B09TCNJ1SB			BI (3 pack)	
	https://www.amazon.com/Fresher-Eliminator-Premium-Fragrance-Gallon/dp/B0C13RP5C7/ref=sr_1_1?dib=eyJ2IjoiMSJ9.Jf0drKy898pMv3gpfAeNoG_NJuKwzfk2CEXyi60notLtF08bju7qEkm6RiLV LVRTICKXRFT278YIAFziR51G3vhfe2ixro_qaFP2ZdTOMAFa4GVJ-c2G3EfCxhaH4O8sDvcVoGYWYcw-On8PKICY-fyiSF2HBrQatAVnF3kEG0Zg_nyeljXj5APvYwAfnpMUSNUoEy63pzHjarSrxRRMKRjr6USjax9vAIFG8pjD7oA.4QVyGBPLuFPf59KmwfHS0FkPSeKCta6zSRrz1_Bf0FA&dib_tag=se&m=AYMJFRJICTX57&marketplaceID=ATVPDKIKX0DER&qid=1717008922&s=merchant-items&sr=1-1	29-May-24	Removed	B0C13RP5C7			Freshener Eliminator BI Premium Fragrance	SEG Requested

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note	
	https://www.amazon.com/Freshener-Eliminator-Premium-Fragrance-Gallon/dp/B0BJ1GDV6F/ref=sr_1_3?dib=eyJ2ljojMSJ9.Jf0drKy898pMv3gpfAeNoG_NJuKwzfk2CEXyi60notLtF08bju7qEkm6RiLVVRTICKXRFT278YIAFziR51G3vhfe2ixro_qaFP2ZdTOMAFa4GVJ-c2G3EfCxhaH4O8sDvcVoGYWYcw-On8PKICY-fyiSF2HBrQatAVnF3kEG0Zg_nyeljXj5APvYwAfnpMUSNUoEy63pzHjarSrxRRMKRjr6USjax9vAIFG8pjD7oA.4QVyGBPLuFPf59KmwfHS0FkPSeKCta6zSRrz1_Bf0FA&dib_tag=se&m=AYMJFRJICTX57&marketplaceID=ATVPDKIKX0DER&qid=1717008922&s=merchant-items&sr=1-3	29-May-24	Removed	B0BJ1GDV6F				Freshener Eliminator BI Premium Fragrance	SEG Requested
	https://www.amazon.com/3E-Freshener-Provides-Eliminator-Fragrance/dp/B0CN2HW35R/ref=sr_1_10?dib=eyJ2ljojMSJ9.Jf0drKy898pMv3gpfAeNoG_NJuKwzfk2CEXyi60notLtF08bju7qEkm6RiLVVRTICKXRFT278YIAFziR51G3vhfe2ixro_qaFP2ZdTOMAFa4GVJ-c2G3EfCxhaH4O8sDvcVoGYWYcw-On8PKICY-fyiSF2HBrQatAVnF3kEG0Zg_nyeljXj5APvYwAfnpMUSNUoEy63pzHjarSrxRRMKRjr6USjax9vAIFG8pjD7oA.4QVyGBPLuFPf59KmwfHS0FkPSeKCta6zSRrz1_Bf0FA&dib_tag=se&m=AYMJFRJICTX57&marketplaceID=ATVPDKIKX0DER&qid=1717008922&s=merchant-items&sr=1-10	29-May-24	Removed	B0CN2HW35R				Freshener Eliminator BI Premium Fragrance	SEG Requested

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
	https://www.amazon.com/Fresher-Eliminator-Fragrance-Fresheners-Professional/dp/B0BJFL1D86/ref=sr_1_11?dib=eyJ2ljoMSJ9.Jf0drKy898pMv3gpfAeNoG_NJuKwzfk2CEXyi60notLtF08bju7qEkm6RiLVLRVTICKXRFT278YIAFziR51G3vhfe2ixro_qaFP2ZdTOMAFa4GVJ-c2G3EfCxaH4O8sDvcVoGYWYcw-On8PKICY-fyiSF2HBrQatAVnF3kEG0Zg_nyeljXj5APvYwAfnpMUSNUoEy63pzHjarSrxRRMKRjr6USjax9vAIFG8pjD7oA.4QVyGBPLuFPf59KmwfHS0FkPSeKCta6zSRrz1_Bf0FA&dib_tag=se&m=AYMJFRJICTX57&marketplaceID=ATVPDKIKX0DER&qid=1717008922&sr=1-11	29-May-24	Removed	B0BJFL1D86			Freshener Eliminator BI Premium Fragrance	SEG Request ed
Vase Candle	https://www.amazon.com/Black-Ice-Vase-Candle-masculine/dp/B0BW7T1N14/ref=sr_1_55?crid=GD0L3LT54WUT&keywords=black%2Bice&qid=1697635143&srefix=black%2Bice%2Caps%2C76&sr=8-55&th=1	9-Jul-24	Removed	B0BW7T1N14			Black Ice Vase Candle - A masculine musky fragrance with notes BI of mint. (Wax Melts)	SEG Request ed
FizzyBreadWater	https://www.amazon.com/dp/B095K73RP1/	15-Jul-24	Removed	B095K73RP1			Barry Wood Sitting On Bed Meme Air Fresher - Funny Car Present For Women Men Him Her Dad - Novelty Gift - Fun Gag Joke Stag Hen Do Accessories Rude Prank Christmas Stocking Filler - Black BI Ice Scent	Website Review (Black Ice)

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
LDTDIY	https://www.amazon.com/dp/B0D2TNFGQB/	15-Jul-24	Removed	B0D2TNFGQB	B		Custom Air Fresheners with Picture - Black Ice Air Freshener with Logo Cute Car Air Freshener for Car Bathroom Wardrobe Hanging Ornaments.(20 BI Square)	Website Review (Black Ice)
Xjapple	https://www.amazon.com/dp/B0CDWC169R/	15-Jul-24	Removed	B0CDWC169R	R		9pcs Funny Car Air Fresheners, Long Lasting Black Ice New Car Ocean Scent Funny Air Freshener For Car Hanging Birthday Decorations Great Gifts For Any Fans Men Women	Website Review (Black Ice)
YORIAOO	https://www.amazon.com/dp/B0D6BPTGQH/	15-Jul-24	Removed	B0D6BPTGQH	H		Custom Air Freshener for Car, Personalized Car Air Fresheners with Pictures, Your Photo On Customized Air Freshener Both Sides, Black ice Scent - Car Decorations for Women Men	Website Review (Black Ice)
Hoogalife	https://www.amazon.com/dp/B0CVW6RYB2/	15-Jul-24	Removed	B0CVW6RYB2	2		HoogaLife Car Air Freshener Diffuser – Revitalize Your Drive with Hanging Air Freshener Diffuser Aromatic Bliss On the Go(B4 Ice)	Website Review (Black Ice)
GUFE LAB	https://www.amazon.com.mx/dp/B0CJB2MWJ8	6-Aug-24	Removed	B0CJB2MWJ8			AROMATIZANTE AUTO ACEITE LITRO AROMATIZADOR BI (BLACK ICE)	Website Review (Black Ice)

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
Ancient Veda	https://www.amazon.com/Soul-Sticks-Backflow-Cones-Fragrance/dp/B0B6GN5VQ1	16-Aug-24	Removed	B0B6GN5VQ1		BI	Soul Stick 4 Packs Backflow Incense Cones Thick Smoke | Traditional Agarbatti Incense | Natural Herbs & Aromatic Ingredients | Burn Time 15 to 30 Minutes | 40 Pcs Spiritual Gifts - (Black Ice)	LAK Request ed
Ancient Veda	https://www.amazon.com/Soul-Sticks-Waterfall-Aromatherapy-Fragrance/dp/B0BVPFN5DV	16-Aug-24	Removed	B0BVPFN5DV		BI	Soul Stick Backflow Incense Holder Burner Waterfall Fountain for Home, Office, Yoga, Room Décor & Aromatherapy with 1 Pack of 10 Backflow Fragrance Cones Included (Zenith)	LAK Request ed
Ancient Veda	https://www.amazon.com/Soul-Sticks-Hand-Rolled-Fragrance-Agarbatti/dp/B091T6ZCP1	16-Aug-24	Removed	B091T6ZCP1		BI	Soul Stick Hand- Rolled Incense Sticks Variety 4 Pack | 100% Natural Masala Incense Organic Home Fragrance Agarbatti | 15 Grams Per Pack - 60 Grams Total (Classic Energy)	LAK Request ed

Amazon Shopkeeper	Product URL	Status Date	Action/Result	Item Number	Inventory Location	Matter Type	Title	Note
UNO Aroma	https://www.amazon.in/UNO-AROMA-Fragrance-Refreshing-Experience/dp/B0C2KXD34N	16-Aug-24	Removed	B0C2KXD34N			UNO AROMA black Ice Car Freshener Perfume Spray With Elegan Car Hanging For All Day Long Immense Delightful Fragrance To Give Refreshing Experience Of Car Drive To Be Remember (Pack Of 2) (30 ml Each) (Black Bl Ice)	LAK Requested

Website	Product Description	Shopkeeper	Trademarks	Product	Shopkeeper Location	Product URL	Status (Date)	Action/Result
Facebook	Black Ice Luxury Toy Candle	Alkath's Knotions	®	Candle	US	https://www.facebook.com/alkathsknotions/?ref=share	22-Aug-18	Removed
Facebook	Black Ice Luxury Toy Candle	Alkath's Knotions	®	Spray	US	https://www.facebook.com/alkathsknotions/?ref=share	22-Aug-18	Removed
Facebook	Black Ice Bath Bomb	Simply Grace Handmade	®	Bath Bomb	US	https://www.facebook.com/simplygracehandmade/?ref=share	22-Aug-18	Removed
Facebook	Black Ice SoftGel Air Freshener	The Kinzy Karkut	®	AF	US	https://www.facebook.com/thekinzykarkut/?ref=share	10-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Kinzy Karkut	®	AF	US	https://www.facebook.com/thekinzykarkut/?ref=share	10-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Kinzy Karkut	®	AF	US	https://www.facebook.com/thekinzykarkut/?ref=share	10-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Kinzy Karkut	®	AF	US	https://www.facebook.com/thekinzykarkut/?ref=share	10-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Kinzy Karkut	®	AF	US	https://www.facebook.com/thekinzykarkut/?ref=share	10-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Kinzy Karkut	®	AF	US	https://www.facebook.com/thekinzykarkut/?ref=share	10-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Desert Wildflower Boutique	®	AF	US	https://www.facebook.com/thedesertwildflowerboutique/?ref=share	11-Sep-18	Removed
Facebook	Black Ice Aroma Bead Air Freshener	The Desert Wildflower Boutique	®	AF	US	https://www.facebook.com/thedesertwildflowerboutique/?ref=share	11-Sep-18	Removed
Facebook	Scent List (Black Ice)	WishneryCreationsInc	®	Aroma Bead AF	US	https://www.facebook.com/wishnerycreationsinc/?ref=share	19-Sep-18	Removed
Instagram	Scent List (Black Ice)	WishneryCreationsInc	®	Aroma Bead AF	US	https://www.facebook.com/wishnerycreationsinc/?ref=share	19-Sep-18	Removed
Instagram	Scent List (Black Ice)	WishneryCreationsInc	®	Aroma Bead AF	US	https://www.facebook.com/wishnerycreationsinc/?ref=share	19-Sep-18	Removed
Facebook	Black Ice Freshies	Crissy P Customs	®	Aroma Bead AF	US	https://www.facebook.com/crissypcustoms/?ref=share	24-Oct-18	Removed
Facebook	Black Ice Wax Melts	Cord and Candles	®	Wax Melts	US	https://www.facebook.com/cordandcandles/?ref=share	8-Nov-18	Removed
Facebook	Scent List (Black Ice)	Kix's Scent Solutions	®	Aroma Bead AF	US	https://www.facebook.com/kixscentsolutions/?ref=share	2-Jul-21	Removed
Facebook	Black Ice Freshies	Kix's Scent Solutions	®	Aroma Bead AF	US	https://www.facebook.com/kixscentsolutions/?ref=share	2-Jul-21	Removed
Facebook	Black Ice Freshies	Kix's Scent Solutions	®	Aroma Bead AF	US	https://www.facebook.com/kixscentsolutions/?ref=share	2-Jul-21	Removed
Instagram	Black Ice Freshies	Kix's Scent Solutions	®	Aroma Bead AF	US	https://www.facebook.com/kixscentsolutions/?ref=share	2-Jul-21	Removed
Facebook	Black Ice Freshies	Sweet T's Smellies	®	Aroma Bead AF	US	https://www.facebook.com/sweettsmellies/?ref=share	2-Jul-21	Removed
Facebook	Scent List (Black Ice)	YachtswanScents	®	Aroma Bead AF	US	https://www.facebook.com/yachtswanscents/?ref=share	2-Jul-21	Removed
Facebook	Scent List (Black Ice)	Flying M Freshies	®	Aroma Bead AF	US	https://www.facebook.com/flyingmfreshies/?ref=share	18-Jul-21	Removed
Facebook	Black Ice Freshies	Flying M Freshies	®	Aroma Bead AF	US	https://www.facebook.com/flyingmfreshies/?ref=share	15-Jul-21	Removed
Facebook	Black Ice Freshies	Flying M Freshies	®	Aroma Bead AF	US	https://www.facebook.com/flyingmfreshies/?ref=share	18-Jul-21	Removed
Facebook	Black Ice Hand Sanitizer	Making Scents	®	Hand Sanitizer	US	https://www.facebook.com/makingscents/?ref=share	20-Oct-21	Removed
Instagram	Black Ice Candle	https://www.facebook.com/makingscents/?ref=share	®	Candle	US	https://www.facebook.com/makingscents/?ref=share	20-Mar-22	Removed
Instagram	Black Ice Candle	https://www.facebook.com/makingscents/?ref=share	®	Candle	US	https://www.facebook.com/makingscents/?ref=share	20-Mar-22	Removed

Website	Product Description	Shipper/Origin	Trademarks	Product	Shipper/Origin Location	Product URL	Status Date	Action/Result
Ebay	BolBoArma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/2991154554/bolbo-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Roasting Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/144111264/roasting-arma-bead-car-air-freshener	23-Feb-18	Removed
Ebay	Cross Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/cross-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Christian Fish Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/1714113554/christian-fish-arma-bead-car-air-freshener	23-Feb-18	Removed
Ebay	Crown Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/crown-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Margherita Glass Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/margherita-glass-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Arrow Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/arrow-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Texas with Heart Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/texas-with-heart-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Wine Glass Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/wine-glass-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Heart Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/heart-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Carbus Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/carbus-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Palm Tree Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/palm-tree-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Masson Jar Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/masson-jar-with-heart-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Quabed With Cross Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/quabed-with-cross-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Texas Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/texas-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Foot Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/foot-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Star Arma Bead Car Air Fresheners	SawWithClawDesigns	®	Arma Bead	US	https://www.ebay.com/itm/25170157/star-arma-bead-car-air-freshener	22-Feb-18	Removed
Ebay	Premium Beard Oil (1oz) Bottle - U Pick the Scent FREE SHIPPING	BarbershopBeards	®	Beard Oil	US	https://www.ebay.com/itm/25170157/premium-beard-oil-1oz-bottle-u-pick-the-scent-free-shipping	15-Mar-18	Removed
Ebay	Premium Beard Oil (1oz) Glass Dropper Bottle - U Pick the Scent FREE SHIPPING	BarbershopBeards	®	Beard Oil	US	https://www.ebay.com/itm/25170157/premium-beard-oil-1oz-glass-dropper-bottle-u-pick-the-scent-free-shipping	15-Mar-18	Removed
Ebay	Premium Beard Oil 16oz (Wholesale) - U Pick the Scent FREE SHIPPING	BarbershopBeards	®	Beard Oil	US	https://www.ebay.com/itm/25170157/premium-beard-oil-16oz-wholesale-u-pick-the-scent-free-shipping	15-Mar-18	Removed
Ebay	Premium Coconut Beard Conditioner (4oz) Jar - U Pick the Scent FREE SHIPPING	BarbershopBeards	®	Beard Conditioner	US	https://www.ebay.com/itm/25170157/premium-coconut-beard-conditioner-4oz-jar-u-pick-the-scent-free-shipping	15-Mar-18	Removed
Ebay	Premium Coconut Beard Conditioner (2oz) Jar - U Pick the Scent FREE SHIPPING	BarbershopBeards	®	Beard Conditioner	US	https://www.ebay.com/itm/25170157/premium-coconut-beard-conditioner-2oz-jar-u-pick-the-scent-free-shipping	15-Mar-18	Removed
Ebay	16oz - Wholesale Premium Beard Balm - Assorted Scents U Pick - 2oz FREE SHIPPING	BarbershopBeards	®	Beard Oil	US	https://www.ebay.com/itm/25170157/16oz-wholesale-premium-beard-balm-assorted-scents-u-pick-2oz-free-shipping	15-Mar-18	Removed
Ebay	Premium Beard Balm - Assorted Scents U Pick - 4oz FREE SHIPPING	BarbershopBeards	®	Beard Balm	US	https://www.ebay.com/itm/25170157/premium-beard-balm-assorted-scents-u-pick-4oz-free-shipping	15-Mar-18	Removed
Ebay	Premium Beard Oil (2oz) Glass Dropper Bottle - U Pick the Scent FREE SHIPPING	BarbershopBeards	®	Beard Oil	US	https://www.ebay.com/itm/25170157/premium-beard-oil-2oz-glass-dropper-bottle-u-pick-the-scent-free-shipping	15-Mar-18	Removed
Ebay	Black Ice Beard Oil 2oz	BarbershopBeards	®	Beard Oil	US	https://www.ebay.com/itm/25170157/black-ice-beard-oil-2oz	15-Mar-18	Removed
Ebay	Black Ice Bath Bomb	BathBombBoutiqueUS	®	Bath Bomb	US	https://www.ebay.com/itm/25170157/black-ice-bath-bomb	13-Apr-18	Removed
Ebay	Yucky Snow Turtle Snow Cool Snow Air Freshener	DarkArtFresheners	®	AF	US	https://www.ebay.com/itm/25170157/yucky-snow-turtle-snow-cool-snow-air-freshener	24-Apr-18	Removed
Ebay	Black Ice Scented Candle 8-oz	Red Carlot Creations	®	Candle	US	https://www.ebay.com/itm/25170157/black-ice-scented-candle-8-oz	24-May-18	Removed
Ebay	Black Ice - 100% Soy Wood Wick Candles	MethodNaturesDecor	®	Candle	US	https://www.ebay.com/itm/25170157/black-ice-100-soy-wood-wick-candles	25-May-18	Removed - Reported (see below)

Website	Product Description	Shopkeeper	Trademarks	Product	Shopkeeper Location	Product URL	Match Date	Action/Result
Elzy	Black Ice fragrance oil roll-on 10 ml	eTheDreawingDragoness	®	Fragrance Oil	US	https://www.elzy.com/products/10-ml-black-ice-fragrance-oil-roll-on-10-ml	25-May-18	Removed
Elzy	Parasay Wax Melts Candles Black Ice	ChloeAnneCandles	®	Wax Melts	US	https://www.elzy.com/products/14-7-oz-parasay-wax-melts-black-ice	25-May-18	Removed
Elzy	Black Ice bath bombs ***New*** Two 4oz Aquaria Candles of your choice! Luxury Container Candles | Gifts | Friends | Spas | Bathrooms | Parties | Weddings | Love | Tube	MJBathMagic	®	Bath Bomb	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	13-Jun-18	Removed
Elzy	Black Ice bath bombs ***New*** Two 4oz Aquaria Candles of your choice! Luxury Container Candles | Gifts | Friends | Spas | Bathrooms | Parties | Weddings | Love | Tube	AquariaCandles	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	16-Jul-18	Removed
Elzy	Black Ice bath bombs ***New*** Two 4oz Aquaria Candles of your choice! Luxury Container Candles | Gifts | Friends | Spas | Bathrooms | Parties | Weddings | Love | Tube	AquariaCandles	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	16-Jul-18	Removed
Elzy	Black Ice - 100% Soy Wood Wick Candles	MotherNaturelectrics	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	16-Jul-18	Removed
Elzy	Black Ice Scented Coconut Wax Candles	CandleByAnnie	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	30-Jul-18	Removed
Elzy	Black Ice Scented Car Freshies / Car Candles / Car Scents	SparkSomeSunshine	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	1-Aug-18	Removed
Elzy	Wholesale Car Scents *** 25 pack **, Car Freshies, Air Fresheners	SparkSomeSunshine	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	1-Aug-18	Removed
Elzy	Wholesale Car Scents *** 50 pack **, Car Freshies, Air Fresheners	SparkSomeSunshine	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	1-Aug-18	Removed
Elzy	Black Ice Candle	SouthernOrnamentCandles	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	1-Aug-18	Removed
Elzy	Glossier Black Ice Candle Handmade USA 16 oz 100% Soy Candle Cotton Wick Candle Variety Set 5 PACK Candles 1 Free Shipping Handmade USA 8 oz 100% Soy Candle Cotton Wick	TwoGatesCandles	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	1-Aug-18	Removed
Elzy	BLACK ICE items collection	MyParadiseBox	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	1-Aug-18	Removed
Elzy	PALM TREE Aroma Bead Air Freshener Car Scent The Kinky Kachua	TheKinkyKachua	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Black Ice Bathbombs	SimplyGreenHomemade	®	Bath Bomb	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Aromas for the Atmosphere	AllKatzCreations	®	Spray	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Black Ice scented soy candle	AllKatzCreations	®	Candle	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Hanging Air Freshener Palm Tree	Animakulting	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Pinapple Watermelon Mason Jar Aroma Bead Air Freshener Car Fresheners Candle Accessories Wholesale Boutique Shopping Car Scents Cow Head Patch Aroma Bead Air Freshener Cow Head Patch with Sunflower Aroma Bead Air Freshener	SouthernBelleScentTX	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Aroma Bead Air Freshener Car Candle	SouthernBelleScentTX	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed
Elzy	Texas Oklahoma Louisiana Mississippi	SouthernBelleScentTX	®	Aroma Bead	US	https://www.elzy.com/products/14-7-oz-aquaria-candles-black-ice	22-Aug-18	Removed

Website	Product Description	Shipkeeper	Trademarks	Product	Shipkeeper Location	Product URL	Status Date	Action/Result
Elzy	Bundle, State, Get 4, Pack Aroma Bead Air Freshener Car Scent Candle Accessory Wholesale Freshies Scentz Sunday	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Bundle Pack, Get 4, Aroma Bead Air Freshener Car Scentz Candle Accessory Wholesale Freshies Scentz Sunday	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Maria Dear Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Baseball, Softball, Bundle Pack Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Baseball, Softball Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Indian Chief Headlines Boho Shaman	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Animal Liking, Cow Unicorn Mermaid Capertongen Gizzly Stuff Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Ernog Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Wedding, Engagement Bride Bachelorette Claret, Shamrock, St Patrick's Day Aroma Bead	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Wholesale Bundle Combo Aroma Bead	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	21-Sep-18	Removed
Elzy	Boer Bolls Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	7-Sep-18	Resolved
Elzy	Football Aroma Bead Air Freshener Penns, Aroma Bead Air Freshener Car Scentz Candle Accessory Wholesale Freshies Scentz Sunday Bachelorette Party Bride to Be Gag Gifts	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	21-Sep-18	Removed
Elzy	Poop Ernog Aroma Bead Air Freshener Car Scentz Candle Accessory Wholesale Freshies Scentz Sunday Pineapple, Aroma Bead Air Freshener Car Scentz Candle Accessory Wholesale Freshies Scentz Sunday	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	21-Sep-18	Removed
Elzy	Pumpkin, Aroma Bead Air Freshener	SouthernBelleCassTX	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	21-Sep-18	Removed
Elzy	Pumpkin Car Scentz Freshie Air Freshener Texasodus Aroma Bead Air Freshener The Texas Car Scentz Aroma Bead Air Freshener	TheKrazyKactus	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	14-Sep-18	Resolved
Elzy	Thunderbird Aroma Bead Air Freshener Heart Aroma Bead Air Freshener Car Scentz Texas Flag Aroma Bead Car Scentz Freshener Capertongen Lingout Car Scentz Aroma Bead	TheKrazyKactus	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	14-Sep-18	Resolved
Elzy	Elephant Car Scentz Aroma Bead	TheKrazyKactus	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	14-Sep-18	Resolved
Elzy	Parrago Aroma Bead Air Freshener Serape Candles Large Aroma Bead Air Freshener	TheKrazyKactus	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	14-Sep-18	Resolved
Elzy	Hy Car Scentz Aroma Bead Air Freshener Pineapple Candles Aroma Bead Air Freshener	TheKrazyKactus	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	14-Sep-18	Resolved
Elzy	Show Steer Aroma Bead Air Freshener	TheKrazyKactus	®	Aroma Bead AP	US	https://www.elzy.com/Shop/200004731/BundledAromaBead-Air-Freshener-Car-Scent-Candle-Accessory-Wholesale-Freshies-Scentz-Sunday	14-Sep-18	Resolved

Website	Product Description	Shopkeeper	Trademarks	Product	Shopkeeper Location	Product URL	Status Date	Action/Result
etsy	NBA LeBron King James Car air Freshener, fragrance, black ice scent, car	PowerAhhua	®	Air Freshener: AG		https://www.etsy.com/listing/1031198173/lebron-james-car-air-freshener-fragrance-black-ice-scent-car	7-May-19	Removed
etsy	Black Ice Scented Soy Wax Melts	BuckCreekBoutique	®	Air Freshener: US		https://www.etsy.com/listing/1031198173/black-ice-scented-soy-wax-melts	5-Aug-19	Removed
etsy	Black and Blue Police Badge Premium Aroma Diffuser Air Freshener - Police Badge Black Ice Air Freshener - Thin Blue Line - LED - Police Support	CelestialScentz	®	Air Freshener: US		https://www.etsy.com/listing/1031198173/black-and-blue-police-badge-premium-aroma-diffuser-air-freshener-police-badge-black-ice-air-freshener-thin-blue-line-led-police-support	7-May-19	Removed
etsy	Black Ice	RockingTScents	®	Air Freshener: US		https://www.etsy.com/listing/1031198173/black-ice	5-Aug-19	Removed
etsy	RoadLine Spray	RockingTScents	®	Air Freshener: US		https://www.etsy.com/listing/1031198173/roadline-spray	5-Aug-19	Removed
etsy	Fragrance Oil for Tea Light Oil Warmer	RockingTScents	®	Fragrance Oil: US		https://www.etsy.com/listing/1031198173/fragrance-oil-for-tea-light-oil-warmer	5-Aug-19	Removed
etsy	Hand Poured Scented Soy Wax Melts	RockingTScents	®	Wax Melts: US		https://www.etsy.com/listing/1031198173/hand-poured-scented-soy-wax-melts	5-Aug-19	Removed
etsy	The Hawk - Hawkery Inspired - Black Ice Scented - Soy Wax Candle	MyScentOfMayhem	®	Candle: US		https://www.etsy.com/listing/1031198173/the-hawk-hawkery-inspired-black-ice-scented-soy-wax-candle	12-Jun-19	Removed
etsy	Black Ice (type) - 3.2 Oz. Candle	EliminationsUS	®	Wax Melts: US		https://www.etsy.com/listing/1031198173/black-ice-type-3-2-oz-candle	12-Jun-19	Removed
etsy	Beated Car Air Freshener-Black Ice	FuelDaddyGroomShop	®	Beated Air Freshener: US		https://www.etsy.com/listing/1031198173/beated-car-air-freshener-black-ice	12-Jun-19	Removed
etsy	Black Ice Type - Scented All Natural Soy Wax Melts - 6 Cube Cleared 3.2oz	EliminationsUS	®	Wax Melts: US		https://www.etsy.com/listing/1031198173/black-ice-type-scented-all-natural-soy-wax-melts-6-cube-cleared-3-2oz	12-Jun-19	Removed
etsy	BLACK ICE! (Soy) Oil Spray	LOVEALLBYLA	®	Oil Spray: US		https://www.etsy.com/listing/1031198173/black-ice-soy-oil-spray	12-Jun-19	Removed
etsy	Rainbow car freshie black ice	Lazylifeinc	®	Beated Air Freshener: US		https://www.etsy.com/listing/1031198173/rainbow-car-freshie-black-ice	12-Jun-19	Removed
etsy	Black Ice scented 100% Soy Candle	KandeebyKris	®	Candle: US		https://www.etsy.com/listing/1031198173/black-ice-scented-100-soy-candle	12-Jun-19	Removed
etsy	Pinkadee Freshie (Black Ice)	DirtyAppleTreasures	®	Beated Air Freshener: US		https://www.etsy.com/listing/1031198173/pinkadee-freshie-black-ice	12-Jun-19	Removed
etsy	Black Ice Automatic Freshie	SoothernEmberCandle	®	Beated Air Freshener: US		https://www.etsy.com/listing/1031198173/black-ice-automatic-freshie	12-Jun-19	Removed
etsy	Large boat car freshie black ice	Lazylifeinc	®	Beated Air Freshener: US		https://www.etsy.com/listing/1031198173/large-boat-car-freshie-black-ice	12-Jun-19	Removed
etsy	100% All Natural Luxury Scented Soy Candle, Black Ice Fragrance	XanderSamuel	®	Candle: US		https://www.etsy.com/listing/1031198173/100-all-natural-luxury-scented-soy-candle-black-ice-fragrance	17-Jul-19	Removed
etsy	Black Ice type 100% soy wax candle, vegan friendly, cherrywood stick	CherryWoodScentz	®	Candle: US		https://www.etsy.com/listing/1031198173/black-ice-type-100-soy-wax-candle-vegan-friendly-cherrywood-stick	17-Jul-19	Removed
etsy	Black Ice type 100% soy wax candle, vegan friendly, cherrywood stick	CherryWoodScentz	®	Candle: US		https://www.etsy.com/listing/1031198173/black-ice-type-100-soy-wax-candle-vegan-friendly-cherrywood-stick	17-Jul-19	Removed
etsy	100% All Natural Luxury Scented Soy Candle, Black Ice Fragrance	XanderSamuel	®	Candle: US		https://www.etsy.com/listing/1031198173/100-all-natural-luxury-scented-soy-candle-black-ice-fragrance	17-Jul-19	Removed

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Website	Product Description	Shipper/Origin	Trademark	Product	Shipper/Origin Location	Product URL	Status Date	Action/Result
Ebay	Ginger Dark Pinkish Hanging Car Air Freshener - Black Ice Scent	JustTama4U	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Ginger-dark-pinkish-hanging-car-air-freshener-black-ice-scent-150445040404?i=1	15-Jan-21	Removed
Ebay	Black Ice candle | Soy wax | Twin Free	AWCandleCollection	BI	Wax Melt	US	https://www.ebay.com/itm/150445040404/Black-ice-candle-soy-wax-twin-free-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Ice Wax Melt	TandCompany	BI	Wax Melt	US	https://www.ebay.com/itm/150445040404/Black-ice-wax-melt-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Ice Scented Aroma Beads	TheFreshieJunkie	BI	Aroma Beads	US	https://www.ebay.com/itm/150445040404/Black-ice-scented-aroma-beads-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Ice Fragrance Oil	TheFreshieJunkie	BI	Fragrance Oil	US	https://www.ebay.com/itm/150445040404/Black-ice-fragrance-oil-150445040404?i=1	18-Jan-21	Removed
Ebay	Half Haze / 10 Air Freshener (Black Ice Scent)	PopAF	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Half-haze-10-air-freshener-black-ice-scent-150445040404?i=1	18-Jan-21	Removed
Ebay	Luke Combs Air Fresheners | Black Ice Scent	PopAF	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Luke-combs-air-fresheners-black-ice-scent-150445040404?i=1	18-Jan-21	Removed
Ebay	Morgan Wallen Face Air Freshener | Black Ice Scent	PopAF	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Morgan-wallen-face-air-freshener-black-ice-scent-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Ice Scented Aroma Beads	LizzyBellTrails	BI	Aroma Beads	US	https://www.ebay.com/itm/150445040404/Black-ice-scented-aroma-beads-150445040404?i=1	15-Jan-21	Removed
Ebay	JDM Japanese Craftsmen Mask - Black Ice	ModelRWLiveNCGO	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Jdm-japanese-craftsmen-mask-black-ice-150445040404?i=1	18-Jan-21	Removed
Ebay	JDM Black Ice Scented Air Freshener	ModelRWLiveNCGO	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Jdm-black-ice-scented-air-freshener-150445040404?i=1	18-Jan-21	Removed
Ebay	9 Custom Black Ice Soy Candles	Digicandle	BI	Candle	US	https://www.ebay.com/itm/150445040404/9-custom-black-ice-soy-candles-150445040404?i=1	15-Jan-21	Removed
Ebay	Jeep Wrangler Air Fresheners Black Ice Scent	NewJerseyBimmers	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Jeep-wrangler-air-fresheners-black-ice-scent-150445040404?i=1	18-Jan-21	Removed
Ebay	Toyota Tacoma Air Freshener/Black Ice	TacomaCops	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Toyota-tacoma-air-freshener-black-ice-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Excellence Air Freshener	TheWoodsDns	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Black-excellence-air-freshener-150445040404?i=1	15-Jan-21	Removed
Ebay	Love/Split Amber/Black Ice Waxmelt	AlcathraPerfume	BI	Wax Melt	US	https://www.ebay.com/itm/150445040404/Love-split-amber-black-ice-wax-melt-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Ice Scent Soy Wax Melts	BrilliantCandleCo	BI	Wax Melt	US	https://www.ebay.com/itm/150445040404/Black-ice-scent-soy-wax-melts-150445040404?i=1	18-Jan-21	Removed
Ebay	Black Ice Air Freshener Type	BrilliantCandleCo	BI	Wax Melt	US	https://www.ebay.com/itm/150445040404/Black-ice-air-freshener-type-150445040404?i=1	15-Jan-21	Removed
Ebay	Black Ice in Drop-Down Menu for Many Listings	TheLeopardBuffaloCo	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Black-ice-in-drop-down-menu-for-many-listings-150445040404?i=1	14-Apr-21	Removed
Ebay	Sneaker Car Air Freshener, Black Ice	AndreasComp	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Sneaker-car-air-freshener-black-ice-150445040404?i=1	28-Apr-21	Removed
Ebay	Hi Top Rapper Los Angeles Region NWA Village Dough Boy	Islands4U	BI	Air Freshener	US	https://www.ebay.com/itm/150445040404/Hi-top-rapper-los-angeles-region-nwa-village-dough-boy-150445040404?i=1	27-Apr-21	Removed

Website	Product Description	Shipper(s)	Trademarks	Product	Shipper(s) Location	Product URL	Status Date	Action/Result
Ebay	Eno Kitty Bed 8'10" Air Freshener	TheStinkyEgg	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Scorcher Car Air Freshener (Black Ice scented) (AJ)	DesignFroly	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Scorcher Car Air Freshener (Black Ice scented)	DesignFroly	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	DAS BLACK ICE Dirty business funky car air freshener	HeadyScrapMetal	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	back ice car air freshener - inspired by back - myxids - always sunny	WhoWoodWard	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	TikTok Anime Girl Car Air Freshener	VandorShop	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Car Air Freshener Black Ice Scent	KinkyCharmKiosk	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Real Hanta Is Mente car Air Freshener black ice scent	KinkyCharmKiosk	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	air freshener, amma beads, freshies, black ice	Jeffersonsco	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Boy 2 Girl 1 Free - AJ Chicago 1 Car Air Freshener (Black Ice Scent)	SnkCloudShop	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Boy 2 Girl 1 Free - AJ Bird 4 Car Air Freshener - Black Ice Scent - Hypnotic accessories, car decal, snicker inspired	SnkCloudShop	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	air freshener, amma beads, freshies, black ice	Jeffersonsco	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	27-Apr-21	Removed
Ebay	Agente car air freshener 5-pack (Mia-Mother 1)	BelabBeautyW	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	26-Apr-21	Removed
Ebay	Anime Wallz Air Freshener Volume I	Etkove	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	26-Apr-21	Removed
Ebay	Anime Wallz Air Freshener Volume II	Etkove	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	26-Apr-21	Removed
Ebay	Trump Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Cardstock Round Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Base Fish Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Vent Clip Car Freshies - Cardstock Round	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Sunflower Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Vent Clip Car Freshies - Texas Shape	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Onion Leopard Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Dolly Parton Cardstock Freshies - Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Cow Head Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Crook Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed
Ebay	Cactus Car Freshie	KKoScentSations	®	Air Freshener	US	https://www.ebay.com/itm/201774747474?i=1&from=US&_trk=1	2-Jul-21	Removed

Website	Product Description	Shopkeeper	Trademarks	Product	Shopkeeper Location	Product URL	Status Date	Action/Result
Ebay	BARREL Racer Car Freshie	FlyingM Freshies	®	Air Freshener	US	https://www.ebay.com/itm/252471840100?i=1&from_seller=true	2-Jul-21	Removed
Ebay	CAR Vent Clip Freshie	FlyingM Freshies	®	Air Freshener	US	https://www.ebay.com/itm/111111111111?i=1&from_seller=true	2-Jul-21	Removed
Ebay	SURFLOWER Car Freshie	FlyingM Freshies	®	Air Freshener	US	https://www.ebay.com/itm/271212121212?i=1&from_seller=true	2-Jul-21	Removed
Ebay	CUSTOM Car Freshie	FlyingM Freshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	2-Jul-21	Removed
Ebay	XL Car Freshie	FlyingM Freshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	2-Jul-21	Removed
Ebay	RIP Volkswagen Car Freshie	FlyingM Freshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	2-Jul-21	Removed
Ebay	Custom Car Freshies / Back Ice (type)	whyWydsgns	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Orange County - Double Sided Logo - Back Ice Scent	OrangeCountyDesigns	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Santa Ana Logo - Car Air Fresheners - Back Ice Scented	OrangeCountyDesigns	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Personalized Car Freshie Photo Car Freshener	BushChopFreshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Melville Car Freshie	BushChopFreshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Crown Royal Car Freshie Car Freshener	BushChopFreshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Car Freshener BFF Set Back Ice Scented soy candle, back ice hurricane, gift for her, gift for him	TheCandleBar	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Car air freshener spray, room spray, fresheners spray	TheCandleBar	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice Soy Candle	CatLabyCandles2021	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Custom Photo Air Fresheners	JaysCustomGifts	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice	ElegantBeautyUS	®	Body Scrub	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice (MEN'S SOAP)	ZanKingdomSoapCo	®	Soap	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	FRAGRANCE - BURNING OILS	ArtisticInkzLLC	®	Fragrance Oil	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice	BakeryFreshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice	BakeryFreshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice	BakeryFreshies	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice	Shogstore	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	18-Oct-21	Removed
Ebay	Back Ice	MakingCandles.com	®	Air Freshener	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	10-Feb-22	Removed
Ebay	Back Ice Highly scented Jar Candle	KismetCandleCompany	®	Candle	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	10-Feb-22	Removed
Ebay	Back Ice	SCENTEDJEWELCANDLES	®	Candle	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	10-Feb-22	Removed
Ebay	Printed Back Ice	AveryGoodScentsLLC	®	Candle	US	https://www.ebay.com/itm/212121212121?i=1&from_seller=true	10-Feb-22	Removed

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Website	Product Description	Shop/Seller	Trademarks	Product	Shop/Store Location	Product URL	Status Date	Action/Result
Ebay	Potted Cactus Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-cactus-freshie-car-freshie https://www.ebay.com/itm/253177225444-cactus-freshie-car-freshie https://www.ebay.com/itm/253177225444-cactus-freshie-car-freshie	30-Dec-21	Removed
Ebay	Deer Head Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-deer-head-car-freshie https://www.ebay.com/itm/253177225444-deer-head-car-freshie https://www.ebay.com/itm/253177225444-deer-head-car-freshie	30-Dec-21	Removed
Ebay	Texas Shaped Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-texas-shaped-freshie-car-freshie https://www.ebay.com/itm/253177225444-texas-shaped-freshie-car-freshie https://www.ebay.com/itm/253177225444-texas-shaped-freshie-car-freshie	30-Dec-21	Removed
Ebay	Lightning Bolt Car Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-lightning-bolt-car-freshie https://www.ebay.com/itm/253177225444-lightning-bolt-car-freshie https://www.ebay.com/itm/253177225444-lightning-bolt-car-freshie	30-Dec-21	Removed
Ebay	Large Cross Car Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-large-cross-car-freshie https://www.ebay.com/itm/253177225444-large-cross-car-freshie https://www.ebay.com/itm/253177225444-large-cross-car-freshie	30-Dec-21	Removed
Ebay	Duck Car Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-duck-car-freshie https://www.ebay.com/itm/253177225444-duck-car-freshie https://www.ebay.com/itm/253177225444-duck-car-freshie	30-Dec-21	Removed
Ebay	Heart Shaped Car Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-heart-shaped-car-freshie https://www.ebay.com/itm/253177225444-heart-shaped-car-freshie https://www.ebay.com/itm/253177225444-heart-shaped-car-freshie	30-Dec-21	Removed
Ebay	Crown Car Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-crown-car-freshie https://www.ebay.com/itm/253177225444-crown-car-freshie https://www.ebay.com/itm/253177225444-crown-car-freshie	30-Dec-21	Removed
Ebay	Jeep Car Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-jeep-car-freshie https://www.ebay.com/itm/253177225444-jeep-car-freshie https://www.ebay.com/itm/253177225444-jeep-car-freshie	30-Dec-21	Removed
Ebay	Soy Wax Melts	MadFreshDesigns	®	Wax Melts		https://www.ebay.com/itm/253177225444-soy-wax-melts https://www.ebay.com/itm/253177225444-soy-wax-melts https://www.ebay.com/itm/253177225444-soy-wax-melts	30-Dec-21	Removed
Ebay	Spray Bundle	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-spray-bundle https://www.ebay.com/itm/253177225444-spray-bundle https://www.ebay.com/itm/253177225444-spray-bundle	30-Dec-21	Removed
Ebay	Felt Freshie	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-felt-freshie https://www.ebay.com/itm/253177225444-felt-freshie https://www.ebay.com/itm/253177225444-felt-freshie	30-Dec-21	Removed
Ebay	Fragrance oil	MadFreshDesigns	®	Fragrance Oil		https://www.ebay.com/itm/253177225444-fragrance-oil https://www.ebay.com/itm/253177225444-fragrance-oil https://www.ebay.com/itm/253177225444-fragrance-oil	30-Dec-21	Removed
Ebay	Bundle Deal car freshies, aroma beads	MadFreshDesigns	®	AF		https://www.ebay.com/itm/253177225444-bundle-deal-car-freshies-aroma-beads https://www.ebay.com/itm/253177225444-bundle-deal-car-freshies-aroma-beads https://www.ebay.com/itm/253177225444-bundle-deal-car-freshies-aroma-beads	30-Dec-21	Removed
Ebay	Car Air Freshener - Smiling Face with Tees (Black Ice Scent)	LuckyScentzAU	®	AF		https://www.ebay.com/itm/253177225444-car-air-freshener-smiling-face-with-tees-black-ice-scent https://www.ebay.com/itm/253177225444-car-air-freshener-smiling-face-with-tees-black-ice-scent https://www.ebay.com/itm/253177225444-car-air-freshener-smiling-face-with-tees-black-ice-scent	18-Feb-22	Removed
Ebay	Car Air Freshener - Shiba Inu Dog (Black Ice Scent)	LuckyScentzAU	®	AF		https://www.ebay.com/itm/253177225444-car-air-freshener-shiba-inu-dog-black-ice-scent https://www.ebay.com/itm/253177225444-car-air-freshener-shiba-inu-dog-black-ice-scent https://www.ebay.com/itm/253177225444-car-air-freshener-shiba-inu-dog-black-ice-scent	18-Feb-22	Removed
Ebay	Black Ice Candle	InfinitoLoveCandle	®	Candle		https://www.ebay.com/itm/253177225444-black-ice-candle https://www.ebay.com/itm/253177225444-black-ice-candle https://www.ebay.com/itm/253177225444-black-ice-candle	18-Feb-22	Removed
Ebay	Black Ice Scent 4oz Soy Candle	VivacandCandleCo	®	Candle		https://www.ebay.com/itm/253177225444-black-ice-scent-4oz-soy-candle https://www.ebay.com/itm/253177225444-black-ice-scent-4oz-soy-candle https://www.ebay.com/itm/253177225444-black-ice-scent-4oz-soy-candle	18-Feb-22	Removed
Ebay	Black Ice Handmade Soy Wax Candle	MelissamindCandles	®	Candle		https://www.ebay.com/itm/253177225444-black-ice-handmade-soy-wax-candle https://www.ebay.com/itm/253177225444-black-ice-handmade-soy-wax-candle https://www.ebay.com/itm/253177225444-black-ice-handmade-soy-wax-candle	18-Feb-22	Removed

JSL 008060

Website	Product Description	Shopkeeper	Trademarks	Product	Shopkeeper's Location	Product URL	Issue Date	Action/Result
Redbubble	Black Ice Air Freshener	icktree			Louisville, KY	https://www.redbubble.com/shop/detail/1847110/black-ice-air-freshener-100ml-100ml	8-Jun-16	Removed
Etsy	Moss Soap, Black Ice/Handmade soap,natural soap,handmade soap,all natural soap,scented soap,artisan soap,bath soap,hand soap,handmade gift	ApothecaryGosopworks			US	https://www.etsy.com/listing/20541171/moss-soap-black-ice-handmade-soap-natural-soap-scented-soap-artisan-soap-bath-soap-hand-soap-handmade-gift	8-May-17	Removed
Etsy	Simple Salve Black Ice Male Scented Milky Body & Hair Moisturizer Coconut Oil Soy Vitamin E Vegan Friendly Organic Natural skin lotion cream	SimplyChicNYMAI			US	https://www.etsy.com/listing/207272032/simple-salve-black-ice-male-scented-milky-body-hair-moisturizer-coconut-oil-soy-vitamin-e-vegan-friendly-organic-natural-skin-lotion-cream	8-May-17	Removed
Etsy	Black Ice Soy Candle 4oz Scented candle, candle gift, gift for her, gift for him, perfect gift, gift for Mom, gift for dad	WickedlyGoodCandle			US	https://www.etsy.com/listing/207111100/black-ice-soy-candle-4oz-scented-candle-gift-gift-for-her-gift-for-him-perfect-gift-gift-for-mom-gift-for-dad	8-May-17	Removed
Etsy	Black Ice Lux Soap	SouthernWoodsSoapCo			US	https://www.etsy.com/listing/207041824/black-ice-lux-soap	8-May-17	Removed
Etsy	Black Ice Type Premium Fragrance Oil Available in Several Sizes	NaturalityHaven			US	https://www.etsy.com/listing/206941824/black-ice-type-premium-fragrance-oil-available-in-several-sizes	8-May-17	Removed
Etsy	Black Ice Bath Bomb	BuddiesBathBombs			US	https://www.etsy.com/listing/206941824/black-ice-bath-bomb	8-May-17	Removed
Etsy	The Scent Galaxy - Black Ice Scented 2 Wix Candles	TheScentGalaxy			US	https://www.etsy.com/listing/206941824/the-scent-galaxy-black-ice-scented-2-wix-candles	2-May-17	Removed
Etsy	Black Ice Wax Cubes Black Ice Scented Candle, Mini Candle, Soy Wax Candle, Scented Candle, Refusing Candle, Mason Jar Candles, Gift, Boyfriend Candles, Candles	ElmerlyFavors			US	https://www.etsy.com/listing/206941824/black-ice-wax-cubes-black-ice-scented-candle-mini-candle-soy-wax-candle-scented-candle-refusing-candle-mason-jar-candles-gift-boyfriend-candles-candles	11-May-17	Removed
Etsy	Black Ice Scented Soy Candle - Soy Melt - Scented Candle - Soy Candle - Wanner Oil - Wood Wick - Triple Scented -	DivineWaxWorks			US	https://www.etsy.com/listing/206941824/black-ice-scented-soy-candle-soy-melt-scented-candle-soy-candle-wanner-oil-wood-wick-triple-scented	4-May-17	Removed
Etsy	Black Ice - Cat Spray 2 oz	SallyGreenCandles			US	https://www.etsy.com/listing/206941824/black-ice-cat-spray-2-oz	4-May-17	Removed
Etsy	Black Ice Wax Melts - Buy 10 get 1 FREE!	Aromasies			US	https://www.etsy.com/listing/206941824/black-ice-wax-melts-buy-10-get-1-free	4-May-17	Removed
Etsy	100% Soy for Black Ice Shungite Bar Soap, (BLACK ICE) New Cooling Blend, Helichrysum, Rosemary & Moroccan Blue Chamomile infusion.	EssenceCandlesShop			US	https://www.etsy.com/listing/206941824/100-soy-for-black-ice-shungite-bar-soap-black-ice-new-cooling-blend-helichrysum-rosemary-moroccan-blue-chamomile-infusion	23-May-17	Removed
Etsy	Black Ice Car Air Freshener	BlackIceCandlesShop			US	https://www.etsy.com/listing/206941824/black-ice-car-air-freshener	23-May-17	Removed
Etsy	BLACK ICE (type) Natural Soy Scented Candle Soy Ice Square Tin Minty Natural Soy Vegan Friendly Candles Here Gift Men Masculine Sex Romance	SimplyChicNYMAI			US	https://www.etsy.com/listing/206941824/black-ice-type-natural-soy-scented-candle-soy-ice-square-tin-minty-natural-soy-vegan-friendly-candles-here-gift-men-masculine-sex-romance	23-May-17	Removed

EXHIBIT 8

EXHIBIT 9



Thursday, April 25, 2024 at 1:41 PM

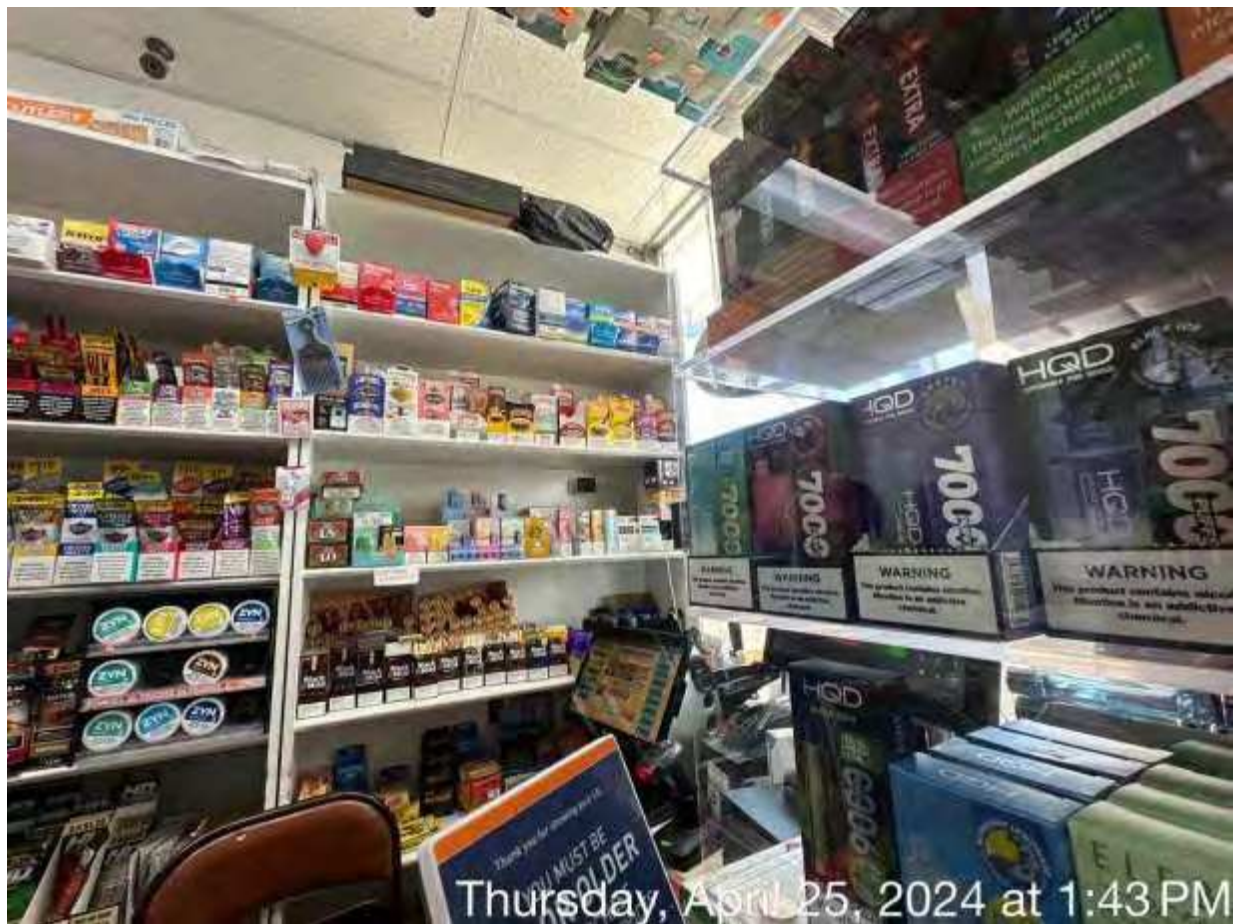




Thursday, April 25, 2024 at 1:43 PM



Thursday, April 25, 2024 at 1:43 PM





Thursday, April 25, 2024 at 1:43 PM

EXHIBIT 10





Thursday, April 25, 2024 at 12:41 PM

EXHIBIT 11



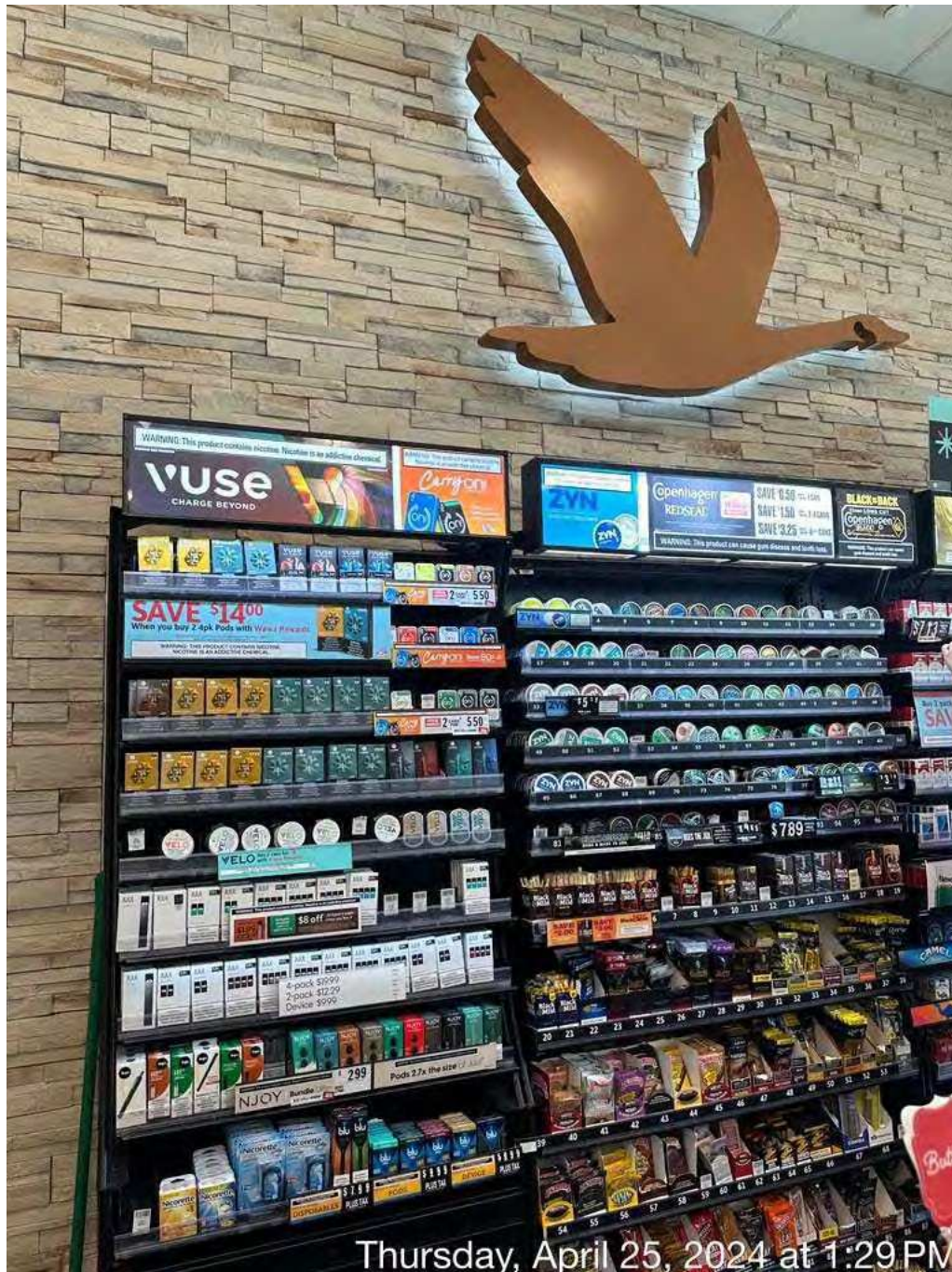




EXHIBIT 12



Thursday, April 25, 2024 at 1:52 PM





Thursday, April 25, 2024 at 1:53 PM

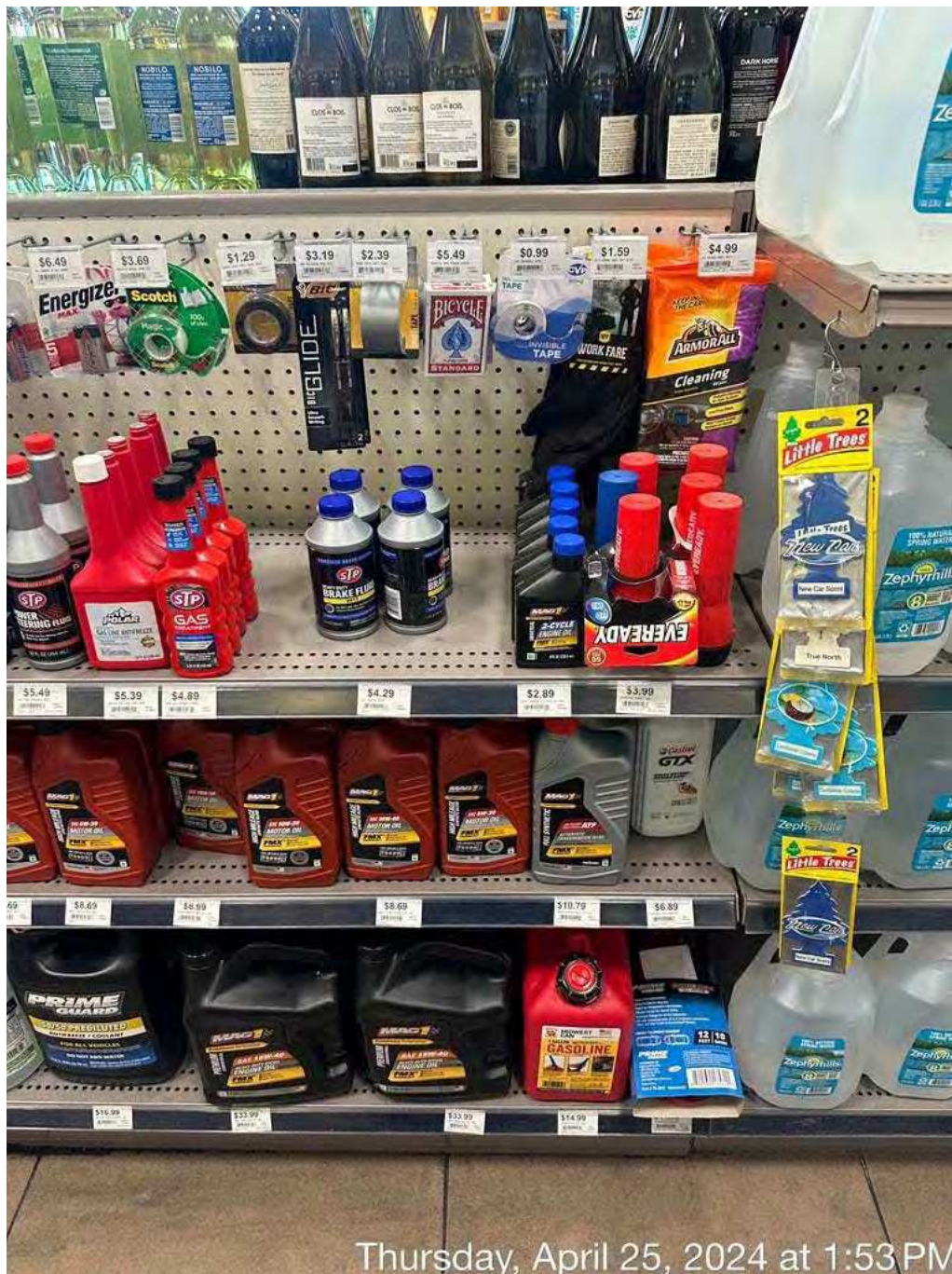
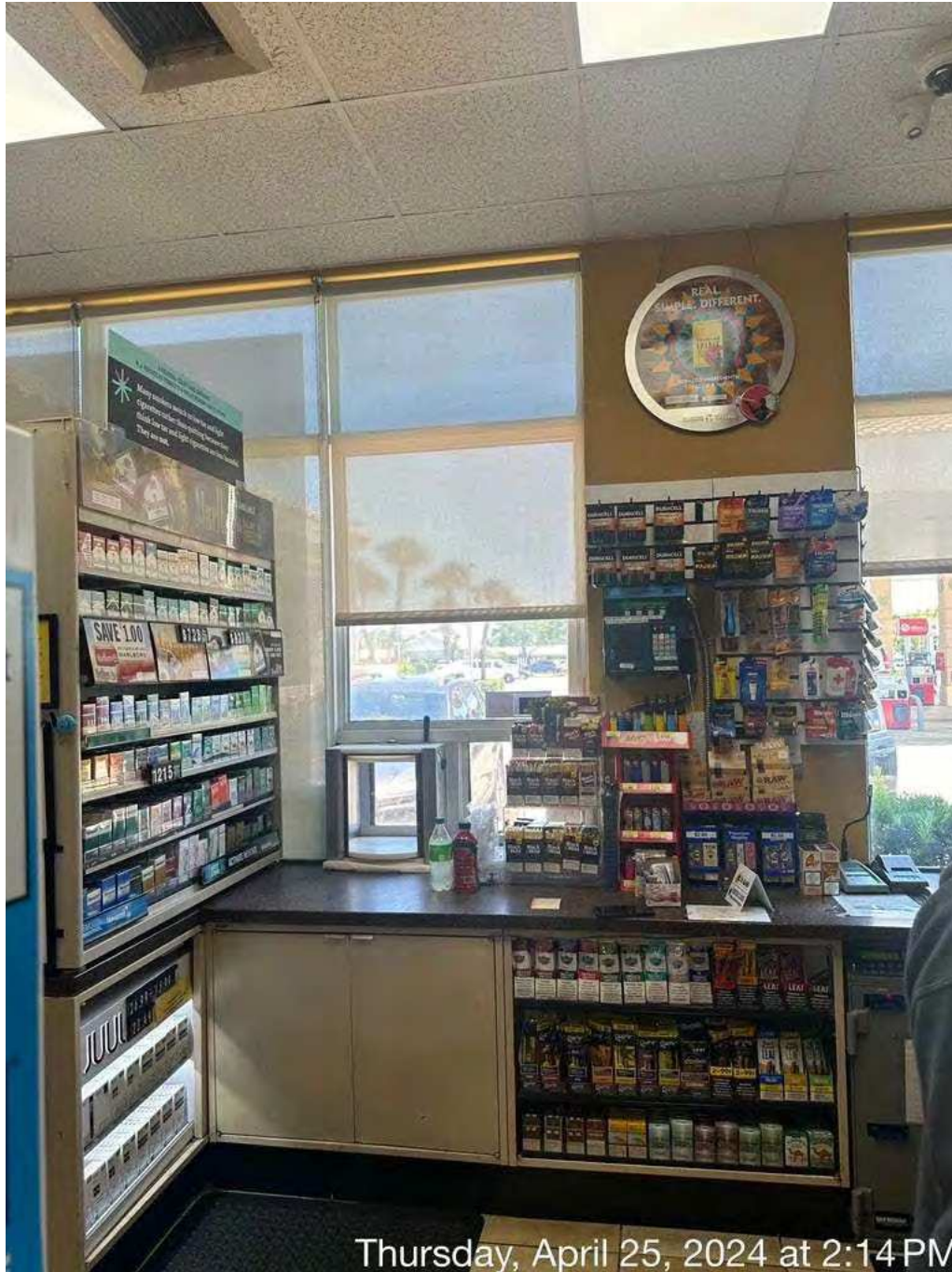


EXHIBIT 13



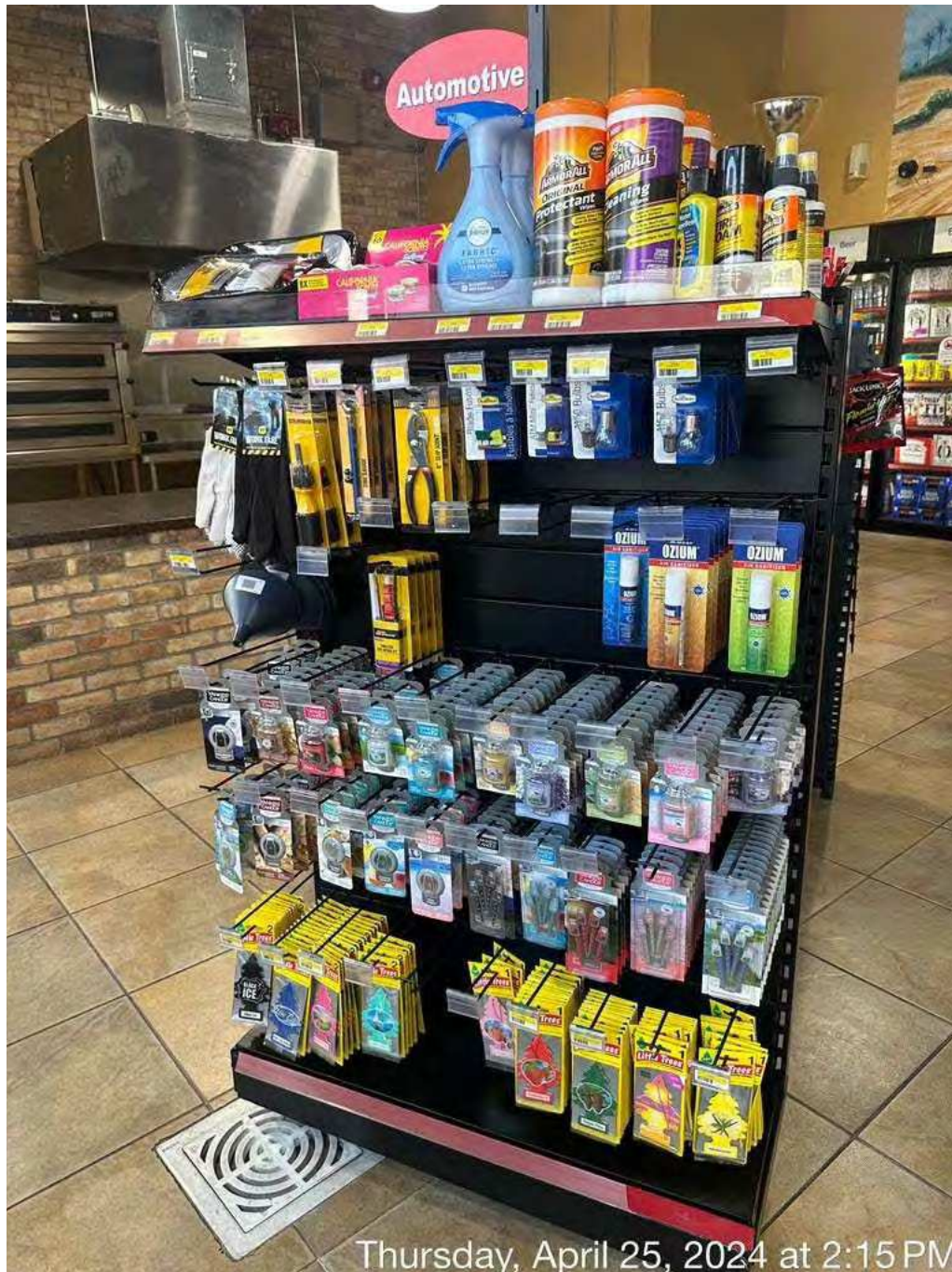
Thursday, April 25, 2024 at 2:14 PM



Thursday, April 25, 2024 at 2:14 PM



Thursday, April 25, 2024 at 2:15 PM



Thursday, April 25, 2024 at 2:15 PM

EXHIBIT 14

Fresh Merchandise

Looking for our air fresheners? Find them at your favorite retail or online store!

Car Coaster (2-pack)
\$4.00



\$3.00

ADD TO CART

Collector's Edition Box
\$50.00



Available for shipping in the US only

\$10.00

ADD TO CART

Gray Hat
\$24.00



\$17.00

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ADD TO CART



ADD TO CART

Pen (2-pack)
\$3.00



ADD TO CART

Vinyl Sticker (3-pack)
\$3.00



ADD TO CART

Retro T-Shirt
Price \$16.00



Available for shipping in the US only

Size
S

ADD TO CART

Customer Tools



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California Transparency in Supply
Chain Act Disclosure Statement

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