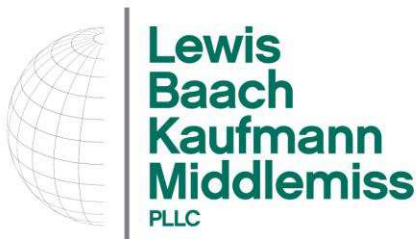


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Filing date: **02/05/2024**

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

| | |
|------------------------|---|
| Proceeding no. | 91288925 |
| Party | Plaintiff Mintable Pte. Ltd. |
| Correspondence address | ELIZABETH M. VELEZ LEWIS BAACH KAUFMANN MIDDLEMISS PLLC 10 GRAND CENTRAL 155 EAST 44TH STREET, 25TH FLOOR NEW YORK, NY 10017 UNITED STATES Primary email: elizabeth.velez@lbkmlaw.com Secondary email(s): annika.conrad@lbkmlaw.com, james.macfadyen@lbkmlaw.com, arthur.middlemiss@lbkmlaw.com (212) 826-7001 |
| Submission | Other Motions/Submissions |
| Filer's name | Elizabeth M. Velez |
| Filer's email | elizabeth.velez@lbkmlaw.com, james.macfadyen@lbkmlaw.com, annika.conrad@lbkmlaw.com, arthur.middlemiss@lbkmlaw.com |
| Signature | /s/ Elizabeth M. Velez |
| Date | 02/05/2024 |
| Attachments | 2024.02.05 - Notice to Board re_ Consent Letter(1057659.8).pdf(222732 bytes) |



Elizabeth M. Vélez
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February 5, 2024

VIA ESTTA

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

**Re: Notice to the Board, Mintable Pte. Ltd.’s Opposition to Mintology Inc.’s
Trademark, Case No. 91288925**

Dear Trademark Trial and Appeal Board,

I represent Mintable Pte. Ltd. (“Opposer”) in opposing the application of Mintology Inc. (“Applicant”) to trademark the name “mintology” before the United States Trademark Trial and Appeal Board (the “Board”). Opposer filed an Opposition, claiming senior use of the “mintology” mark, on December 26, 2023. Applicant’s response is due today, February 5, 2024.

Yesterday, February 4, 2024, Applicant filed a Consent Motion to Extend the time to answer the Notice of Opposition (the “Consent Motion”), which the Board granted the same day. The Consent Motion is not signed by Applicant’s attorney of record, but by Applicant’s CEO, Jin Lili, whom we have good faith to believe goes by the name Cindy Jin. The Consent Motion states that “Mintology Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.” This is patently false.

No one at my law firm, including myself, has heard from Ms. Jin. In fact, Ms. Jin’s Consent Motion is the first time in a year and a half that Opposer’s counsel has heard anything from Applicant. Opposer’s Singaporean and U.S. counsel have sent Mintology Inc. and Ms. Jin a series of cease-and-desist letters through various channels since August 11, 2022—before Applicant filed its application for trademark on August 26, 2022, and represented to this Board that it knew of no other person who had “ha[d] the right to use this mark. . . .” This, too, was patently false, as Ms. Jin has long known about Opposer’s senior claim to the “mintology” mark. Indeed, on June 8, 2023, Opposer’s counsel sent JPG Legal, the law firm that filed Applicant’s trademark application, a copy of one of the cease-and-desist letters sent to Ms. Jin and informed counsel of the potential litigation that would ensue if Applicant and Ms. Jin did not cease and desist from using the “mintology” mark. JPG Legal acknowledged receipt of the letter and stated

that they had reached out to their client, but we heard nothing further. A more detailed account of the attempts to communicate with Ms. Jin and her company, including the details of the related case filed in the Southern District of New York on September 21, 2023, are included in Opposer’s Notice of Opposition.

Ms. Jin’s recent statement to the Board—that “Mintology Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein”—marks at least the second lie that Ms. Jin has attested to before this Board. Even Ms. Jin’s statement that she is “[i]n the process of approaching Mintable for further discussion” is hollow as, on the day following her representation to this Board, we have not yet heard from Ms. Jin.

Had Ms. Jin actually consulted with Opposer’s counsel, we would not have consented to her request. She has been aware of Opposer’s senior claim to the “mintology” mark for at least a year and a half—since at least August 2022, when the first cease-and-desist letter was sent, and again on September 21, 2023 when Opposer’s counsel filed a suit in the Southern District of New York against Ms. Jin and Applicant—and does not require additional time to respond to Opposer’s claim. She certainly does not require an additional *three months*.

Applicant’s Answer to our Opposition is due today. Ms. Jin was on notice of this proceeding and failed to act until the day before her Answer was due. Opposer requests that this Board revoke the extension and further requests the Board issue a notice of default, as Applicant has failed to answer within the allotted time period.

Respectfully,



Elizabeth M. Vélez

CERTIFICATE OF SERVICE

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

**LEWIS BAACH
KAUFMANN MIDDLEMISS PLLC**



Elizabeth M. Velez