

ESTTA Tracking number: **ESTTA1356203**
Filing date: **05/02/2024**

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	Cosmetic Warriors Limited		
Entity	Company	Incorporated or registered in	United Kingdom
Address	29 HIGH STREET POOLE, DORSET, BH15 1AB UNITED KINGDOM		

Attorney information	HEATHER KLIEBENSTEIN MERCHANT & GOULD P.C. SUITE 2200 150 SOUTH FIFTH STREET MINNEAPOLIS, MN 55402 UNITED STATES Primary email: dockmpls@merchantgould.com Secondary email(s): akrueger@merchantgould.com, hkliebenstein@merchantgould.com, imcfarland@merchantgould.com, ljones@merchantgould.com 6123325300		
Docket no.	16244179UST4		

Applicant information

Application no.	98048176	Publication date	04/09/2024
Opposition filing date	05/02/2024	Opposition period ends	05/09/2024
Applicant	MYSTIC ANGEL LLC 1717 22ND AVE., #506 SEATTLE, WA 98122 UNITED STATES		

Goods/services affected by opposition

Class 003. First Use: None First Use In Commerce: None All goods and services in the class are opposed, namely: Cosmetics; Shampoos; Body oil; Hair care preparations; Body lotion; Cosmetic preparations for hair care; Facial lotion; Hair conditioners; Shampoo-conditioners
Class 005. First Use: None First Use In Commerce: None All goods and services in the class are opposed, namely: Nutritional supplements; Dietary and nutritional supplements

Grounds for opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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Marks cited by opposer as basis for opposition


U.S. registration no.	2853483	Application date	11/25/2002
Register	Principal		
Registration date	06/15/2004	Foreign priority date	08/14/2002
Word mark	LUSH		
Design mark	LUSH		
Description of mark	NONE		
Goods/services	Class 035. First use: First Use: None First Use In Commerce: None bringing together, for the benefit of others, of a variety of goods enabling customers to conveniently view and purchase those goods in a retail cosmetics and toiletries store; the bringing together, for the benefit of others, of a variety of goods, enabling customers to conveniently view and purchase those goods from a mail order catalogue, or from an Internet web site, specializing in the marketing of cosmetics and toiletries		

U.S. registration no.	3001303	Application date	04/27/2004
Register	Principal		
Registration date	09/27/2005	Foreign priority date	NONE
Word mark	LUSH		
Design mark	LUSH		
Description of mark	NONE		
Goods/services	Class 016. First use: First Use: May 1996 First Use In Commerce: Jun 1996 Catalogues listing and illustrating cosmetics and toiletry products; printed product lists featuring cosmetic products and toiletry products; printed point of sales display in the nature of signs and display boards; and paper bags		


U.S. registration no.	2282428	Application date	02/25/1997
Register	Principal		
Registration date	10/05/1999	Foreign priority date	NONE
Word mark	LUSH		
Design mark	LUSH		
Description of	NONE		


mark	
Goods/services	Class 003. First use: First Use: Apr 10, 1995 First Use In Commerce: Jun 1996 perfumes; non-medicated toilet and cosmetic preparations, namely, lotions, powders and creams for use on the skin, [dentifrices, cosmetic depilatory creams,] personal deodorants, preparations for the care of the hair, shampoos, soaps [, and essential oils for personal use] Class 005. First use: First Use: Apr 10, 1995 First Use In Commerce: Jun 1996 [medicated hair care, skin care, teeth care and nail care preparations]

U.S. registration no.	3102767	Application date	01/06/2005
Register	Principal		
Registration date	06/13/2006	Foreign priority date	NONE
Word mark	LUSH FRESH HANDMADE COSMETICS		
Design mark			
Description of mark	NONE		
Goods/services	Class 003. First use: First Use: Jun 1996 First Use In Commerce: Dec 2002 Perfumes; non-medicated toilet and cosmetic preparations, namely lotions, powders and creams for use on the skin; preparations for cleansing and care of the skin; bath oils in solid and liquid form; personal deodorants; hair care preparations; oil based massage bars that melt on contact with the skin; solid moisturizers and skin conditioners in the form of a paste or face mask; bath bars that melt on contact with hot water to produce a soapy or oily suspension; soaps; and essential oils for personal use		

U.S. registration no.	3008685	Application date	04/27/2004
Register	Principal		
Registration date	10/25/2005	Foreign priority date	NONE
Word mark	LUSH		
Design mark			
Description of mark	NONE		
Goods/services	Class 003. First use: First Use: Apr 10, 1995 First Use In Commerce: Jun 1996 Perfumes; non-medicated toilet and cosmetic preparations, namely lotions, powders and creams for use on the skin; preparations for cleansing and care of the skin; bath oils in solid and liquid form; personal deodorants; hair care preparations; oil based massage bars that melt on contact with the skin; solid skin		

	moisturizers and skin conditioners in the form of a paste or face mask; bath bars that melt on contact with hot water to produce a soapy or oily suspension; soaps; and essential oils for personal use
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U.S. registration no.	3987808	Application date	11/04/2005
Register	Principal		
Registration date	07/05/2011	Foreign priority date	06/21/2005
Word mark	LUSH		
Design mark			
Description of mark	NONE		
Goods/services	Class 044. First use: First Use: None First Use In Commerce: None Hair salon services, namely, hair styling, coloring, washing, shampooing, conditioning, applying hair masks, head massages, and scalp massages; Beauty salon therapy services, namely, cleansing of the skin, applying face masks, applying back pack masks, skin peelers, steam treatments, toning, shaving, exfoliation treatments, treatments using creams and lotions against problem skin or older skin, and facial and body treatments consisting of a combination of creams/lotions and massage; Beauty salon services; Aromatherapy services; Skin care salon services; Massage services; Nail care and manicure services; Trichology services, namely, providing advice and consultancy relating to hair disorders in the nature of greasy hair, lank hair, dry hair, dandruff and split hairs; Counseling, advisory and information services in the field of beauty and cosmetics, and providing information about beauty by way of beauty demonstrations		

U.S. registration no.	4118438	Application date	08/09/2011
Register	Principal		
Registration date	03/27/2012	Foreign priority date	NONE
Word mark	LUSH		
Design mark			
Description of mark	NONE		
Goods/services	Class 003. First use: First Use: Apr 10, 1995 First Use In Commerce: Jun 1996 Cosmetics		

U.S. registration no.	4532289	Application date	06/12/2013
Register	Principal		
Registration date	05/20/2014	Foreign priority date	NONE
Word mark	LUSH TIMES		

Design mark	LUSH TIMES
Description of mark	NONE
Goods/services	Class 016. First use: First Use: 1996 First Use In Commerce: 1996 publications, namely, a magazine featuring cosmetics, hair care, skincare, culture, current events, humanitarianism, animal welfare and the environment

Attachments	78188564#TMSN.png(bytes) 78408741#TMSN.png(bytes) 75247408#TMSN.png(bytes) 76627078#TMSN.png(bytes) 78408752#TMSN.png(bytes) 78747180#TMSN.png(bytes) 85393077#TMSN.png(bytes) 85958039#TMSN.png(bytes) 2024 05 02 Notice of Opposition LUSHROOMS.pdf(1329384 bytes)
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Signature	/Heather Kliebenstein/
Name	Heather Kliebenstein
Date	05/02/2024

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

_____)	
)	
Cosmetic Warriors Limited,)	Opposition No. _____
)	
Opposer,)	
)	Serial No.: 98/048,176
v.)	
)	Mark: LUSHROOMS
Mystic Angel LLC,)	
)	Filing Date: June 18, 2023
Applicant.)	
)	Publication Date: April 9, 2024
)	
_____)	

NOTICE OF OPPOSITION

Cosmetic Warriors Limited, a corporation duly organized and existing under the laws of the United Kingdom and Wales with a mailing address of 29 High Street, Poole, Dorset, United Kingdom BH15 1AB (“Cosmetic Warriors” or “Opposer”), believes that it will be damaged by the registration of the LUSHROOMS mark shown in Application Serial No. 98/048,176 (the “Application”), filed June 18, 2023 by Mystic Angel LLC, a Washington limited liability company with an address at 1717 22nd Avenue, Suite 506, Seattle, Washington 98122 (“Applicant”), and hereby opposes registration of the mark on the following grounds:

1. By the Application herein opposed, Applicant is seeking to obtain under the provisions of the Trademark Act of 1946, as amended, registration on the Principal Register of the trademark LUSHROOMS for use in connection with “Cosmetics; Shampoos; Body oil; Hair care preparations; Body lotion; Cosmetic preparations for hair care; Facial lotion; Hair conditioners; Shampoo-conditioners” in Class 3 and “Nutritional supplements; Dietary and nutritional supplements” in Class 5 (“Applicant’s Mark”).

2. Applicant filed its Application on June 18, 2023 under the provisions of Section 1(b) of the Trademark Act. The Application published for opposition on April 9, 2024. This Notice of Opposition is timely filed on or before the deadline of May 9, 2024.

3. Opposer is the owner of the following U.S. trademark registrations:

LUSH, U.S. Reg. No. 2,853,483, used in connection with bringing together, for the benefit of others, of a variety of goods enabling customers to conveniently view and purchase those goods in a retail cosmetics and toiletries store; the bringing together, for the benefit of others, of a variety of goods, enabling customers to conveniently view and purchase those goods from a mail order catalogue, or from an Internet web site, specializing in the marketing of cosmetics and toiletries, in International Class 35. Said registration was registered on the Principal Register on June 15, 2004 and was based on a foreign registration filed in the United Kingdom on August 14, 2002, which is a date prior to the date of filing of Applicants' application.

LUSH, U.S. Reg. No. 3,001,303, used in connection with catalogues listing and illustrating cosmetics and toiletry products; printed product lists featuring cosmetic products and toiletry products; printed point of sales display in the nature of signs and display boards; and paper bags, in International Class 16. Said registration registered on the Principal Register on September 27, 2005 and was based on an application filed in the U.S. Patent and Trademark Office on April 27, 2004 alleging a date of first use of May 1996, which is a date prior to the date of filing of Applicants' application.

LUSH, U.S. Reg. No. 2,282,428, used in connection with perfumes; non-medicated toilet and cosmetic preparations, namely, lotions, powders and creams for use on the skin, dentifrices, cosmetic depilatory creams, personal deodorants, preparations for the care of the hair, shampoos, soaps, and essential oils for personal use, in International Class 3. Said registration was registered on the Principal Register on October 5, 1999 and was based on an application filed in the U.S. Patent and Trademark Office on February 25, 1997 alleging a date of first use of April 10, 1995, which is a date prior to the date of filing of Applicants' application. This registration is also incontestable.



, U.S. Reg. No. 3,102,767, used in connection with perfumes; non-medicated toilet and cosmetic preparations, namely lotions, powders and creams for use on the skin; preparations for cleansing and care of the skin; bath oils in solid and liquid form; personal deodorants; hair care preparations; oil based massage bars that melt on contact with the skin; solid moisturizers and skin conditioners in the form of a paste or face mask; bath bars that melt on contact with

hot water to produce a soapy or oily suspension; soaps; and essential oils for personal use, in International Class 3. Said registration registered on the Principal Register on June 13, 2006 and was based on an application filed in the U.S. Patent and Trademark Office on January 6, 2005 alleging a date of first use of June 1996, which is a date prior to the date of filing of Applicants' application.

LUSH, U.S. Reg. No. 3,008,685, used in connection with perfumes; non-medicated toilet and cosmetic preparations, namely lotions, powders and creams for use on the skin; preparations for cleansing and care of the skin; bath oils in solid and liquid form; personal deodorants; hair care preparations; oil based massage bars that melt on contact with the skin; solid skin moisturizers and skin conditioners in the form of a paste or face mask; bath bars that melt on contact with hot water to produce a soapy or oily suspension; soaps; and essential oils for personal use, in International Class 3. Said registration registered on the Principal Register on October 25, 2005 and was based on an application filed in the U.S. Patent and Trademark Office on April 27, 2004 alleging a date of first use of April 10, 1995, which is a date prior to the date of filing of Applicants' application.

LUSH, U.S. Reg. No. 3,987,808, for hair salon services, namely, hair styling, coloring, washing, shampooing, conditioning, applying hair masks, head massages, and scalp massages; beauty salon therapy services, namely, cleansing of the skin, applying face masks, applying back pack masks, skin peelers, steam treatments, toning, shaving, exfoliation treatments, treatments using creams and lotions against problem skin or older skin, and facial and body treatments consisting of a combination of creams/lotions and massage; beauty salon services; aromatherapy services; skin care salon services; massage services; nail care and manicure services; trichology services, namely, providing advice and consultancy relating to hair disorders in the nature of greasy hair, lank hair, dry hair, dandruff and split hairs; counseling, advisory and information services in the field of beauty and cosmetics, and providing information about beauty by way of beauty demonstrations, in International Class 44. Said registration registered on the Principal Register on July 5, 2011 alleging a date of first use of April 10, 1995, which is a date prior to the date of filing of Applicants' application.

LUSH, U.S. Reg. No. 4,118,438, for cosmetics in International Class 3. Said registration registered on the Principal Register on October 25, 2005 and was based on an application filed in the U.S. Patent and Trademark Office on March 27, 2012 alleging a date of first use of April 10, 1995, which is a date prior to the date of filing of Applicants' application.

LUSH TIMES, U.S. Reg. No. 4,532,289, for publications, namely, a magazine featuring cosmetics, hair care, skincare, culture, current events, humanitarianism, animal welfare and the environment in International Class 16. Said registration registered on the Principal Register on May 20, 2014 alleging a first use date of 1996 which is a date prior to the date of filing of Applicants' application.

True and correct printouts from the USPTO's Trademark Status and Document Retrieval (TSDR) database corresponding to each of the above LUSH registrations are attached hereto as **Exhibits A – H**.

4. Opposer's registered marks are valid and subsisting and are prima facie or conclusive evidence of Opposer's exclusive right to use the LUSH mark in commerce on the goods and services specified in each registration.

5. Since at least as early as April 10, 1995, Opposer has used the LUSH mark in the United States. Said use has been continuous since that date. None of Opposer's registered trademark rights have been abandoned.

6. In addition to Opposer's LUSH registrations identified above, Opposer also owns common law rights in the trademark LUSH in connection with various goods and services, including but not limited to cosmetic products. Said goods and services have been promoted, offered for sale, sold, and/or rendered under the LUSH mark continuously in the United States since long before the date the Application was filed.

7. Opposer makes, sells, and provides a variety of products and services through its approximately 900 retail locations worldwide. Opposer operates these stores itself, or through entities licensed to use the LUSH marks. Opposer operates these shops under the name and trademark LUSH and LUSH FRESH HANDMADE COSMETICS. The LUSH shops have been in continuous operation since the mid-1990s and have operated in the United States continuously since 2002.

8. Opposer and its licensees also operate various e-commerce websites, including lush.com, lushusa.com, and uk.lush.com, where LUSH products and services are promoted and sold to consumers around the world, including in the United States. Opposer has sold and continues

to sell and offer for sale the following categories of goods, among others, on its websites: Bath bombs, shower gels and jellies, soap, bubble bars, body scrubs, jelly bombs, shower moisturizers, bath oils, face cleansers and scrubs, face masks, face moisturizers and oils, makeup, spot treatments, lip scrubs and balms, face toners, toothy tabs, shaving lotions, body lotions, body butters, deodorants and dusting powders, massage bars, foot and hand creams, shampoo, conditioner, hair styling preparations, hair treatments, henna hair dyes, perfume, cologne, body sprays, t-shirts, hoodies, hats, undergarments, aprons, tank tops, tote bags, knot wraps, patches, and more. It also provides cosmetic services relating to the same.

9. Opposer's LUSH mark is well known and famous in the United States. Hundreds of millions of dollars of LUSH products and services have been sold in the United States. Opposer's LUSH brand has been the subject of thousands of unsolicited media mentions, including on television, radio, print media and online. Millions of dollars have been spent promoting the LUSH mark in the United States through a variety of channels.

10. Opposer's LUSH mark points directly and uniquely to Opposer and has become so well-known with consumers that LUSH serves as the identity of Opposer, many of whom do not know Opposer's corporate name, Cosmetic Warriors Limited, and know Opposer simply as LUSH.

11. Opposer has priority with respect to the LUSH-formative mark at issue in this proceeding. Opposer has had priority of use of the LUSH mark long before the June 18, 2023 filing date of the Application.

12. Applicant's Mark is confusingly similar to Opposer's LUSH mark. Both parties' marks feature the preliminary and dominant term LUSH. Because they feature the same preliminary and dominant term – LUSH – they are similarly pronounced and convey substantially

the same commercial impression. That Applicant's Mark also features the less distinctive term ROOMS does little to nothing to separate the parties' confusingly similar marks.

13. The Class 3 cosmetic-type products and Class 5 supplement-type goods listed in the Application are identical to and highly related to the products and services identified in Opposer's above-identified LUSH registrations and offered by Opposer at common law. As set forth above, Opposer has long offered cosmetic products under its confusingly similar LUSH marks as well as numerous products and services related thereto. It is also well established that Class 3 cosmetic-type products are related to Class 5 supplement-type goods. Indeed, the Trademark Office frequently assesses these same types of products as related when issuing confusion refusals under Section 2(d) of the Trademark Act, and they are often sold by the same parties, under the same marks, to the same consumers, for the same purposes, through the same channels of trade. Accordingly, consumers will believe Applicant's identical and highly related goods stem from Opposer.

14. Applicant's Mark creates a false association with Opposer. The parties' marks have an overall confusingly similar appearance, sound, meaning and commercial impression. Consumers will mistakenly believe that Applicant's goods are connected to, affiliated with, and/or sponsored by Opposer when the same is not true.

15. The Application contains no restrictions as to the channels of trade used in promoting and selling the identified goods under Applicant's Mark. Accordingly, it is presumed the goods promoted, sold, and/or rendered under Applicant's Mark will occupy all ordinary and normal channels of trade for such goods. Upon information and belief, the goods and services provided by Opposer under its LUSH marks and the goods provided by Applicant under

Applicant's Mark will be promoted, sold, and/or rendered in overlapping and similar channels of trade to the same consumers or class of consumers.

16. Because of the highly related and overlapping nature of the goods, the use of overlapping and similar channels of trade, and the confusingly similar nature of the marks in overall appearance, sound, meaning and commercial impression, the use of Applicant's Mark will be likely to cause confusion, or mistake, that Applicant's goods are those of Opposer, or are otherwise endorsed, sponsored, or approved by Opposer, thereby causing further damage to Opposer.

17. Registration of the mark shown in Application Serial No. 98/048,176 will result in damage to Opposer as it may stand as an inappropriate bar to Opposer's ability to expand its LUSH mark and creates a cloud on Opposer's title to its mark pursuant to Section 2(d) of the Trademark Act, consistent with the allegations stated above.

WHEREFORE, Opposer asks that its Notice of Opposition be sustained and that Application Serial No. 98/048,176 in connection with the services set forth therein be refused.

Please direct all correspondence to the attention of:

Heather J. Kliebenstein
Ian G. McFarland
Lindsay M.R. Jones
Merchant & Gould, P.C.
P.O. Box 2910
Minneapolis, MN 55402
Tel: (612) 336-4616

Opposer also hereby appoints: John A. Clifford, Danielle I. Mattessich, Brian H. Batzli; Gregory C. Golla; Scott W. Johnston; Andrew S. Ehard; Christopher J. Schulte; and Brent E. Routman as its attorneys with the full power to represent the Opposer in connection with this proceeding.

Respectfully submitted,

COSMETIC WARRIORS LIMITED,

By its attorneys,



Date: May 2, 2024

Heather J. Kliebenstein
Ian G. McFarland
Lindsay M.R. Jones
MERCHANT & GOULD, P.C.
P.O. Box 2910
Minneapolis, MN 55402

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **NOTICE OF OPPOSITION** was filed electronically with the Electronic System for Trademark Trials and Appeals this 2nd day of May, 2024:

/Abigail Krueger/

Abigail Krueger

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STATUS	DOCUMENTS	MAINTENANCE	Back to Search	Print
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Generated on: This page was generated by TSDR on 2024-04-26 16:22:05 EDT

Mark: LUSH

LUSH

US Serial Number: 78188564

Application Filing Date: Nov. 25, 2002

US Registration Number: 2853483

Registration Date: Jun. 15, 2004

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jan. 03, 2014

Publication Date: Mar. 23, 2004

▼ Mark Information

▲ Collapse All

Mark Literal Elements: LUSH

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

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

▼ Related Properties Information

Claimed Ownership of US [2282428](#)

Registrations:

▼ Foreign Information

Priority Claimed: Yes

Foreign Application Number: 2308098

Foreign Application Filing Date: Aug. 14, 2002

Foreign Registration Number: 2308098

Foreign Registration Date: Jan. 24, 2003

Foreign Application/Registration Country: UNITED KINGDOM

Foreign Expiration Date: Aug. 14, 2012

▼ 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: bringing together, for the benefit of others, of a variety of goods enabling customers to conveniently view and purchase those goods in a retail cosmetics and toiletries store; the bringing together, for the benefit of others, of a variety of goods, enabling customers to conveniently view and purchase those goods from a mail order catalogue, or from an Internet web site, specializing in the marketing of cosmetics and toiletries

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 44(e)

▼ Basis Information (Case Level)

Filed Use: Yes

Currently Use: No

Filed ITU: No

Currently ITU: No

Filed 44D: Yes

Currently 44D: No

Filed 44E: No

Currently 44E: Yes

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: Cosmetic Warriors Limited

Owner Address: 29 1/2 High Street
Poole, Dorset UNITED KINGDOM BH15 1AB

Legal Entity Type: COMPANY

State or Country Where Organized: UNITED KINGDOM

▼ Attorney/Correspondence Information

Attorney of Record	
Attorney Name: Lindsay M. R. Jones	Docket Number: 16244.08US01
Attorney Primary Email Address: dockmpls@merchantgould.com	Attorney Email Authorized: Yes
Correspondent	
Correspondent Name/Address: Lindsay M. R. Jones MERCHANT & GOULD P.C. P.O. BOX 2910 MINNEAPOLIS, MINNESOTA United States 55402-0910	
Phone: 612-332-5300	Fax: 612-332-9081
Correspondent e-mail: dockmpls@merchantgould.com jwolfe@merchantgould.com Ljones@merchantgould.com 16244.0008US01.active@ef.merchantgould.com	Correspondent e-mail Authorized: Yes
Domestic Representative	
Domestic Representative Name: Lindsay M. R. Jones	Phone: 612-332-5300
Fax: 612-332-9081	
Domestic Representative e-mail: dockmpls@merchantgould.com	Domestic Representative e-mail Authorized: Yes

▼ Prosecution History

Date	Description	Proceeding Number
Feb. 01, 2024	TEAS SECTION 8 & 9 RECEIVED	
Jun. 15, 2023	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
Sep. 27, 2021	NOTICE OF SUIT	
May 13, 2021	NOTICE OF SUIT	
Apr. 08, 2021	NOTICE OF SUIT	
Jul. 16, 2020	NOTICE OF SUIT	
May 13, 2020	NOTICE OF SUIT	
Mar. 27, 2020	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Oct. 10, 2018	NOTICE OF SUIT	
Sep. 05, 2018	NOTICE OF SUIT	
Jul. 31, 2018	NOTICE OF SUIT	
May 08, 2018	NOTICE OF SUIT	
May 04, 2018	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Aug. 15, 2014	NOTICE OF SUIT	
Jan. 03, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 03, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jan. 03, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Dec. 20, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jan. 03, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Dec. 20, 2013	TEAS SECTION 8 & 9 RECEIVED	
Aug. 01, 2013	NOTICE OF SUIT	
Apr. 02, 2013	NOTICE OF SUIT	
Mar. 11, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Feb. 21, 2013	NOTICE OF SUIT	
Dec. 20, 2012	NOTICE OF SUIT	
Oct. 09, 2012	NOTICE OF SUIT	
Apr. 29, 2010	NOTICE OF SUIT	
Mar. 30, 2010	NOTICE OF SUIT	
Jan. 27, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jan. 25, 2010	TEAS SECTION 8 & 15 RECEIVED	
Oct. 28, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 17, 2008	AMENDMENT UNDER SECTION 7 - PROCESSED	
Oct. 16, 2008	ASSIGNED TO PARALEGAL	

Sep. 29, 2008	TEAS SECTION 7 REQUEST RECEIVED
May 19, 2008	NOTICE OF SUIT
Jun. 15, 2004	REGISTERED-PRINCIPAL REGISTER
Mar. 23, 2004	PUBLISHED FOR OPPOSITION
Mar. 03, 2004	NOTICE OF PUBLICATION
Jan. 09, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER
Nov. 19, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE
Nov. 19, 2003	SEC. 1(A) CLAIM DELETED
Nov. 24, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE
Nov. 24, 2003	PAPER RECEIVED
May 19, 2003	NON-FINAL ACTION E-MAILED
May 13, 2003	ASSIGNED TO EXAMINER

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE	Date in Location: Jan. 03, 2014
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▼ **Assignment Abstract Of Title Information - Click to Load**

▼ **Proceedings - Click to Load**

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Mark: LUSH

LUSH

US Serial Number: 78408741

Application Filing Date: Apr. 27, 2004

US Registration Number: 3001303

Registration Date: Sep. 27, 2005

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Feb. 06, 2015

Publication Date: Jul. 05, 2005

▼ Mark Information

▲ Collapse All

Mark Literal Elements: LUSH

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 [2282428](#)
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 incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Catalogues listing and illustrating cosmetics and toiletry products; printed product lists featuring cosmetic products and toiletry products; printed point of sales display in the nature of signs and display boards; and paper bags

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 1996

Use in Commerce: Jun. 1996

▼ Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: No

Currently 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: COSMETIC WARRIORS LIMITED

Owner Address: 29 High Street, Poole
Dorset BH15 1AB UNITED KINGDOM

Legal Entity Type: CORPORATION

State or Country Where Organized: UNITED KINGDOM

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: John A. Clifford

Docket Number: 16244.8US03

Attorney Primary Email Address: dockmpls@merchantgould.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: John A. Clifford Merchant & Gould P.C. P.O. BOX 2910 MINNEAPOLIS, MINNESOTA UNITED STATES 55402-0910	
Phone: 612.332.5300	Fax: 612.332.9081
Correspondent e-mail: dockmpls@merchantgould.com	Correspondent e-mail Authorized: Yes
Domestic Representative	
Domestic Representative Name: John A. Clifford	Phone: 612.332.5300
Fax: 612.332.9081	

▼ **Prosecution History**

Date	Description	Proceeding Number
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
Sep. 27, 2021	NOTICE OF SUIT	
Jul. 16, 2020	NOTICE OF SUIT	
May 13, 2020	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Oct. 10, 2018	NOTICE OF SUIT	
Sep. 05, 2018	NOTICE OF SUIT	
Jul. 31, 2018	NOTICE OF SUIT	
May 08, 2018	NOTICE OF SUIT	
May 04, 2018	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Feb. 06, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 06, 2015	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Feb. 06, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 05, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Jan. 22, 2015	TEAS SECTION 8 & 9 RECEIVED	
Aug. 15, 2014	NOTICE OF SUIT	
Aug. 01, 2013	NOTICE OF SUIT	
Apr. 02, 2013	NOTICE OF SUIT	
Mar. 11, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Feb. 21, 2013	NOTICE OF SUIT	
Dec. 20, 2012	NOTICE OF SUIT	
Oct. 09, 2012	NOTICE OF SUIT	
Oct. 08, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Oct. 07, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 07, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Sep. 21, 2011	TEAS SECTION 8 & 15 RECEIVED	
Apr. 29, 2010	NOTICE OF SUIT	
Mar. 30, 2010	NOTICE OF SUIT	
Jul. 10, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 10, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 19, 2008	NOTICE OF SUIT	
May 12, 2007	REVIEW OF CORRESPONDENCE COMPLETE	
Feb. 21, 2007	PAPER RECEIVED	
Sep. 27, 2005	REGISTERED-PRINCIPAL REGISTER	
Jul. 21, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 05, 2005	PUBLISHED FOR OPPOSITION	
Jun. 15, 2005	NOTICE OF PUBLICATION	
Mar. 28, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Mar. 25, 2005	ASSIGNED TO LIE	
Mar. 21, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 21, 2005	AMENDMENT FROM APPLICANT ENTERED	
Mar. 07, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	

Mar. 07, 2005	PAPER RECEIVED
Nov. 23, 2004	NON-FINAL ACTION MAILED
Nov. 22, 2004	NON-FINAL ACTION WRITTEN
Nov. 22, 2004	ASSIGNED TO EXAMINER
Nov. 22, 2004	ASSIGNED TO EXAMINER
Nov. 22, 2004	ASSIGNED TO EXAMINER
May 05, 2004	NEW APPLICATION ENTERED

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Feb. 06, 2015

▼ **Assignment Abstract Of Title Information - Click to Load**

▼ **Proceedings - Click to Load**

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STATUS	DOCUMENTS	MAINTENANCE	Back to Search	Print
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Generated on: This page was generated by TSDR on 2024-04-26 16:24:10 EDT

Mark: LUSH

LUSH

US Serial Number: 75247408

Application Filing Date: Feb. 25, 1997

US Registration Number: 2282428

Registration Date: Oct. 05, 1999

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Oct. 22, 2018

Publication Date: Jul. 13, 1999

▼ **Mark Information**

▲ Collapse All

Mark Literal Elements: LUSH

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

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

▼ **Foreign Information**

Foreign Registration Number: 2013346

Foreign Registration Date: Mar. 07, 1995

Foreign Application/Registration Country: UNITED KINGDOM

Foreign Expiration Date: Mar. 07, 2005

▼ **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: perfumes; non-medicated toilet and cosmetic preparations, namely, lotions, powders and creams for use on the skin, [dentifrices, cosmetic depilatory creams,] personal deodorants, preparations for the care of the hair, shampoos, soaps [, and essential oils for personal use]

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a) 44(e)

First Use: Apr. 10, 1995

Use in Commerce: Jun. 1996

For: [medicated hair care, skin care, teeth care and nail care preparations]

International Class(es): 005 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 1(a) 44(e)

First Use: Apr. 10, 1995

Use in Commerce: Jun. 1996

▼ **Basis Information (Case Level)**

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: Yes

Currently 44E: Yes

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ **Current Owner(s) Information**

Owner Name: COSMETIC WARRIORS LIMITED

Owner Address: 29 1/2 HIGH STREET
POOLE, DORSET BH15 1AB UNITED KINGDOM

Legal Entity Type: CORPORATION

State or Country Where Organized: UNITED KINGDOM

▼ **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: John A. Clifford

Docket Number: 16244.8US02

Attorney Primary Email Address: dockmpls@merchantgould.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: John A. Clifford
 Merchant & Gould P.C.
 P.O. Box 2910
 MINNEAPOLIS, MINNESOTA UNITED STATES 55402-0910

Phone: 612.332.5300

Fax: 612.332.9081

Correspondent e-mail: dockmpls@merchantgould.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Fish & Richardson P.C.

▼ Prosecution History

Date	Description	Proceeding Number
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
Sep. 27, 2021	NOTICE OF SUIT	
May 13, 2021	NOTICE OF SUIT	
Apr. 08, 2021	NOTICE OF SUIT	
Jul. 16, 2020	NOTICE OF SUIT	
May 13, 2020	NOTICE OF SUIT	
Mar. 27, 2020	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Oct. 22, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Oct. 22, 2018	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	
Oct. 22, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 22, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 11, 2018	TEAS SECTION 8 & 9 RECEIVED	
Oct. 10, 2018	NOTICE OF SUIT	
Sep. 05, 2018	NOTICE OF SUIT	
Jul. 31, 2018	NOTICE OF SUIT	
May 08, 2018	NOTICE OF SUIT	
May 04, 2018	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Aug. 15, 2014	NOTICE OF SUIT	
Aug. 01, 2013	NOTICE OF SUIT	
Apr. 02, 2013	NOTICE OF SUIT	
Mar. 11, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Feb. 21, 2013	NOTICE OF SUIT	
Dec. 20, 2012	NOTICE OF SUIT	
Oct. 09, 2012	NOTICE OF SUIT	
Mar. 30, 2010	NOTICE OF SUIT	
Jan. 27, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jan. 27, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 25, 2010	TEAS SECTION 8 & 9 RECEIVED	
Jul. 10, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 10, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 19, 2008	NOTICE OF SUIT	
May 12, 2007	REVIEW OF CORRESPONDENCE COMPLETE	
Feb. 21, 2007	PAPER RECEIVED	
Sep. 14, 2006	CASE FILE IN TICRS	
Nov. 02, 2005	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 04, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 04, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 04, 2005	TEAS SECTION 8 & 15 RECEIVED	
Oct. 05, 1999	REGISTERED-PRINCIPAL REGISTER	
Jul. 13, 1999	PUBLISHED FOR OPPOSITION	

Jun. 11, 1999	NOTICE OF PUBLICATION
Mar. 15, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER
Mar. 12, 1999	ASSIGNED TO EXAMINER
Jan. 27, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE
Mar. 04, 1998	LETTER OF SUSPENSION MAILED
Feb. 02, 1998	CORRESPONDENCE RECEIVED IN LAW OFFICE
Aug. 08, 1997	NON-FINAL ACTION MAILED
Jul. 31, 1997	ASSIGNED TO EXAMINER
Jul. 23, 1997	ASSIGNED TO EXAMINER

▼ TM Staff and Location Information

TM Staff Information - None

File Location	
Current Location: GENERIC WEB UPDATE	Date in Location: Oct. 22, 2018

▼ Assignment Abstract Of Title Information - Click to Load

▼ Proceedings - Click to Load

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STATUS	DOCUMENTS	MAINTENANCE	Back to Search	Print
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Mark: LUSH FRESH HANDMADE COSMETICS



US Serial Number: 76627078

Application Filing Date: Jan. 06, 2005

US Registration Number: 3102767

Registration Date: Jun. 13, 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: Mar. 01, 2016

Publication Date: Mar. 21, 2006

▼ Mark Information

▲ Collapse All

Mark Literal Elements: LUSH FRESH HANDMADE COSMETICS

Standard Character Claim: No

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

Color Drawing: Yes

Color(s) Claimed: The colors green, yellow, white and black is/are claimed as a feature of the mark.

Color Location: The color green appears in the larger oval, the color yellow appears in the smaller oval, the color white appears in all wording, and the color black appears in the rectangular background design and the borders of the lettering for the words.

Disclaimer: FRESH HANDMADE COSMETICS

Design Search Code(s): 26.11.21 - Rectangles that are completely or partially shaded
26.03.02 - Ovals, plain single line; Plain single line ovals

▼ 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: Perfumes; non-medicated toilet and cosmetic preparations, namely lotions, powders and creams for use on the skin; preparations for cleansing and care of the skin; bath oils in solid and liquid form; personal deodorants; hair care preparations; oil based massage bars that melt on contact with the skin; solid moisturizers and skin conditioners in the form of a paste or face mask; bath bars that melt on contact with hot water to produce a soapy or oily suspension; soaps; and essential oils for personal use

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1996

Use in Commerce: Dec. 2002

▼ Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: No

Currently 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: Cosmetic Warriors Limited

Owner Address: 29 High Street, Poole
Dorset BH15 1AB UNITED KINGDOM

Legal Entity Type: COMPANY

State or Country Where Organized: UNITED KINGDOM

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: John A. Clifford

Docket Number: 16244.42US01

Attorney Primary Email Address: dockmpls@merchantgould.com Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: John A. Clifford
 Merchant & Gould P.c.
 P.O. Box 2910
 Minneapolis, MINNESOTA UNITED STATES 55402-0910

Phone: 612.332.5300 Fax: 612.332.9081

Correspondent e-mail: dockmpls@merchantgould.com Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: John A. Clifford Phone: 612.332.5300
 Fax: 612.332.9081

▼ Prosecution History

Date	Description	Proceeding Number
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
May 13, 2021	NOTICE OF SUIT	
Apr. 08, 2021	NOTICE OF SUIT	
Jul. 16, 2020	NOTICE OF SUIT	
May 13, 2020	NOTICE OF SUIT	
Mar. 27, 2020	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Oct. 10, 2018	NOTICE OF SUIT	
Sep. 05, 2018	NOTICE OF SUIT	
Jul. 31, 2018	NOTICE OF SUIT	
May 04, 2018	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Mar. 01, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 01, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Mar. 01, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Mar. 01, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Dec. 16, 2015	TEAS SECTION 8 & 9 RECEIVED	
Aug. 15, 2014	NOTICE OF SUIT	
Aug. 01, 2013	NOTICE OF SUIT	
Apr. 02, 2013	NOTICE OF SUIT	
Mar. 11, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Feb. 21, 2013	NOTICE OF SUIT	
Dec. 20, 2012	NOTICE OF SUIT	
Oct. 09, 2012	NOTICE OF SUIT	
Jun. 13, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Jun. 13, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jun. 08, 2012	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jun. 08, 2012	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
Jun. 07, 2012	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Jun. 06, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
May 25, 2012	TEAS SECTION 8 & 15 RECEIVED	
Apr. 29, 2010	NOTICE OF SUIT	
Mar. 30, 2010	NOTICE OF SUIT	
May 19, 2008	NOTICE OF SUIT	
May 12, 2007	REVIEW OF CORRESPONDENCE COMPLETE	
Feb. 21, 2007	PAPER RECEIVED	
Jun. 13, 2006	REGISTERED-PRINCIPAL REGISTER	
Mar. 21, 2006	PUBLISHED FOR OPPOSITION	
Mar. 01, 2006	NOTICE OF PUBLICATION	
Feb. 07, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Feb. 03, 2006	ASSIGNED TO LIE	

Jan. 31, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER
Jan. 31, 2006	EXAMINER'S AMENDMENT ENTERED
Jan. 27, 2006	EXAMINERS AMENDMENT MAILED
Jan. 27, 2006	EXAMINERS AMENDMENT -WRITTEN
Jan. 26, 2006	PREVIOUS ALLOWANCE COUNT WITHDRAWN
Jan. 23, 2006	WITHDRAWN FROM PUB - OG REVIEW QUERY
Jan. 04, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED
Dec. 16, 2005	ASSIGNED TO LIE
Dec. 12, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER
Dec. 08, 2005	AMENDMENT FROM APPLICANT ENTERED
Nov. 28, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE
Nov. 28, 2005	PAPER RECEIVED
Aug. 10, 2005	NON-FINAL ACTION MAILED
Aug. 09, 2005	NON-FINAL ACTION WRITTEN
Aug. 08, 2005	ASSIGNED TO EXAMINER
Jan. 21, 2005	NEW APPLICATION ENTERED

▼ TM Staff and Location Information**TM Staff Information - None****File Location**

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 01, 2016

▼ Assignment Abstract Of Title Information - Click to Load**▼ Proceedings - Click to Load**

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Mark: LUSH

LUSH

US Serial Number: 78408752

Application Filing Date: Apr. 27, 2004

US Registration Number: 3008685

Registration Date: Oct. 25, 2005

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Feb. 06, 2015

Publication Date: Aug. 02, 2005

▼ Mark Information

▲ Collapse All

Mark Literal Elements: LUSH

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 [2282428](#), [2853483](#)
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 incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Perfumes; non-medicated toilet and cosmetic preparations, namely lotions, powders and creams for use on the skin; preparations for cleansing and care of the skin; bath oils in solid and liquid form; personal deodorants; hair care preparations; oil based massage bars that melt on contact with the skin; solid skin moisturizers and skin conditioners in the form of a paste or face mask; bath bars that melt on contact with hot water to produce a soapy or oily suspension; soaps; and essential oils for personal use

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 10, 1995

Use in Commerce: Jun. 1996

▼ Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: No

Currently 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: COSMETIC WARRIORS LIMITED

Owner Address: 29 High Street, Poole
Dorset BH15 1AB UNITED KINGDOM

Legal Entity Type: CORPORATION

State or Country Where Organized: UNITED KINGDOM

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: John A. Clifford

Docket Number: 16244.8US04

Attorney Primary Email Address: dockmpls@merchantgould.com

Attorney Email Authorized: Yes

Correspondent	
Correspondent Name/Address: John A. Clifford MERCHANT & GOULD P.C. P.O. BOX 2910 MINNEAPOLIS, MINNESOTA UNITED STATES 55402-0910	
Phone: 612.332.5300	Fax: 612.332.9081
Correspondent e-mail: dockmpls@merchantgould.com	Correspondent e-mail Authorized: Yes
Domestic Representative	
Domestic Representative Name: John A. Clifford	
Phone: 612.332.5300	Fax: 612.332.9081

▼ Prosecution History

Date	Description	Proceeding Number
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Apr. 21, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Feb. 06, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 06, 2015	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Feb. 06, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 05, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Jan. 22, 2015	TEAS SECTION 8 & 9 RECEIVED	
Aug. 15, 2014	NOTICE OF SUIT	
Aug. 01, 2013	NOTICE OF SUIT	
Apr. 02, 2013	NOTICE OF SUIT	
Mar. 11, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Feb. 21, 2013	NOTICE OF SUIT	
Oct. 09, 2012	NOTICE OF SUIT	
Nov. 03, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Nov. 03, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Nov. 02, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 10, 2011	TEAS SECTION 8 & 15 RECEIVED	
Apr. 29, 2010	NOTICE OF SUIT	
Mar. 30, 2010	NOTICE OF SUIT	
Jul. 14, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 19, 2008	NOTICE OF SUIT	
May 12, 2007	REVIEW OF CORRESPONDENCE COMPLETE	
Feb. 21, 2007	PAPER RECEIVED	
Oct. 25, 2005	REGISTERED-PRINCIPAL REGISTER	
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Jul. 21, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 13, 2005	NOTICE OF PUBLICATION	
Apr. 13, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Apr. 01, 2005	ASSIGNED TO LIE	
Mar. 30, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	

Mar. 24, 2005	AMENDMENT FROM APPLICANT ENTERED
Mar. 07, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE
Mar. 07, 2005	PAPER RECEIVED
Nov. 24, 2004	NON-FINAL ACTION MAILED
Nov. 23, 2004	NON-FINAL ACTION WRITTEN
Nov. 22, 2004	ASSIGNED TO EXAMINER
May 05, 2004	NEW APPLICATION ENTERED

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Feb. 06, 2015

▼ **Assignment Abstract Of Title Information - Click to Load**

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STATUS	DOCUMENTS	MAINTENANCE	Back to Search	Print
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Generated on: This page was generated by TSDR on 2024-04-26 16:27:32 EDT

Mark: LUSH

LUSH

US Serial Number: 78747180

Application Filing Date: Nov. 04, 2005

US Registration Number: 3987808

Registration Date: Jul. 05, 2011

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jan. 30, 2021

Publication Date: Aug. 14, 2007

▼ Mark Information

▲ Collapse All

Mark Literal Elements: LUSH

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 [2282428](#), [2853483](#), [3001303](#), [3008685](#) and others Registrations:

▼ Foreign Information

Priority Claimed: Yes

Foreign Application Number: 2394773

Foreign Application Filing Date: Jun. 21, 2005

Foreign Registration Number: 2394773

Foreign Registration Date: Jun. 21, 2005

Foreign Application/Registration Country: UNITED KINGDOM

Foreign Expiration Date: Jun. 21, 2015

▼ 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: Hair salon services, namely, hair styling, coloring, washing, shampooing, conditioning, applying hair masks, head massages, and scalp massages; Beauty salon therapy services, namely, cleansing of the skin, applying face masks, applying back pack masks, skin peelers, steam treatments, toning, shaving, exfoliation treatments, treatments using creams and lotions against problem skin or older skin, and facial and body treatments consisting of a combination of creams/lotions and massage; Beauty salon services; Aromatherapy services; Skin care salon services; Massage services; Nail care and manicure services; Trichology services, namely, providing advice and consultancy relating to hair disorders in the nature of greasy hair, lank hair, dry hair, dandruff and split hairs; Counseling, advisory and information services in the field of beauty and cosmetics, and providing information about beauty by way of beauty demonstrations

International Class(es): 044 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 44(e)

▼ Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: Yes

Currently ITU: No

Filed 44D: Yes

Currently 44D: No

Filed 44E: No

Currently 44E: Yes

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: Cosmetic Warriors Limited

Owner Address: 29 High Street, Poole
Dorset UNITED KINGDOM BH15 1AB

Legal Entity Type: CORPORATION

State or Country Where Organized: UNITED KINGDOM

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Danielle I. Mattessich	Docket Number: 16244.3US01
Attorney Primary Email Address: dockmpls@merchantgould.com	Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Danielle I. Mattessich Merchant & Gould P.C. P.O. BOX 2910 Minneapolis, MINNESOTA UNITED STATES 55402-9944	Phone: 612.332.5300	Fax: 612.332.9081
Correspondent e-mail: hklebenstein@merchantgould.com 16244.0003US01.active@ef.merchantgould.com mmorris@merchantgould.com dockmpls@merchantgould.com dmattessich@merchantgould.com	Correspondent e-mail Authorized: Yes	

Domestic Representative

Domestic Representative Name: Danielle I. Mattessich	Phone: 612.332.5300
Fax: 612.332.9081	
Domestic Representative e-mail: dockmpls@merchantgould.com	Domestic Representative e-mail Authorized: Yes

▼ Prosecution History

Date	Description	Proceeding Number
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
May 13, 2021	NOTICE OF SUIT	
Apr. 08, 2021	NOTICE OF SUIT	
Jan. 30, 2021	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 30, 2021	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jan. 30, 2021	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 30, 2021	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Nov. 06, 2020	TEAS SECTION 8 & 9 RECEIVED	
Jul. 16, 2020	NOTICE OF SUIT	
Jul. 05, 2020	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
May 13, 2020	NOTICE OF SUIT	
Mar. 27, 2020	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Oct. 10, 2018	NOTICE OF SUIT	
May 04, 2018	NOTICE OF SUIT	
Dec. 27, 2017	SEC. 15 ACKNOWLEDGEMENT - E-MAILED	
Dec. 27, 2017	REGISTERED - SEC. 15 ACKNOWLEDGED	
Nov. 11, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Nov. 01, 2017	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
Oct. 31, 2017	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
Oct. 19, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Oct. 19, 2017	POST REGISTRATION ACTION MAILED NO RESPONSE REQUIRED	
Oct. 19, 2017	REGISTERED - SEC. 8 (6-YR) ACCEPTED	
Sep. 18, 2017	REGISTERED - SEC. 8 (6-YR) FILED	
Oct. 12, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Sep. 18, 2017	TEAS SECTION 8 & 15 RECEIVED	
May 11, 2017	NOTICE OF SUIT	
May 11, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Apr. 21, 2017	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Jul. 06, 2016	NOTICE OF SUIT	
Aug. 15, 2014	NOTICE OF SUIT	
Aug. 01, 2013	NOTICE OF SUIT	
Apr. 02, 2013	NOTICE OF SUIT	
Mar. 11, 2013	NOTICE OF SUIT	
Feb. 21, 2013	NOTICE OF SUIT	
Dec. 20, 2012	NOTICE OF SUIT	
Oct. 09, 2012	NOTICE OF SUIT	
Jul. 05, 2011	REGISTERED-PRINCIPAL REGISTER	
May 26, 2011	TTAB RELEASE CASE TO TRADEMARKS	179491

May 26, 2011	OPPOSITION TERMINATED NO. 999999	179491
Feb. 02, 2011	OPPOSITION DISMISSED NO. 999999	179491
Sep. 13, 2007	OPPOSITION INSTITUTED NO. 999999	179491
Sep. 13, 2007	OPPOSITION PAPERS RECEIVED AT TTAB	
Aug. 14, 2007	PUBLISHED FOR OPPOSITION	
Jul. 25, 2007	NOTICE OF PUBLICATION	
May 17, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	
May 17, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 30, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	
Apr. 29, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 29, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 22, 2007	FINAL REFUSAL E-MAILED	
Mar. 22, 2007	FINAL REFUSAL WRITTEN	
Feb. 26, 2007	AMENDMENT FROM APPLICANT ENTERED	
Feb. 26, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 21, 2007	PAPER RECEIVED	
Jan. 19, 2007	PRIORITY ACTION E-MAILED	
Jan. 19, 2007	PRIORITY ACTION WRITTEN	
Dec. 15, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	
Dec. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 05, 2006	AMENDMENT FROM APPLICANT ENTERED	
Nov. 13, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 05, 2006	ASSIGNED TO LIE	
Nov. 13, 2006	PAPER RECEIVED	
May 11, 2006	NON-FINAL ACTION E-MAILED	
May 11, 2006	NON-FINAL ACTION WRITTEN	
May 10, 2006	ASSIGNED TO EXAMINER	
Nov. 09, 2005	NEW APPLICATION ENTERED	

▼ **TM Staff and Location Information**

TM Staff Information - None	
File Location	
Current Location: GENERIC WEB UPDATE	Date in Location: Jan. 30, 2021

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Mark: LUSH

LUSH

US Serial Number: 85393077

Application Filing Date: Aug. 09, 2011

US Registration Number: 4118438

Registration Date: Mar. 27, 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: The registration has been renewed.

Status Date: Nov. 02, 2021

Publication Date: Jan. 10, 2012

Mark Information

[Collapse All](#)

Mark Literal Elements: LUSH

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 [2282428](#), [2853483](#), [3001303](#) and others 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 incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Cosmetics

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 10, 1995

Use in Commerce: Jun. 1996

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: No

Currently 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Cosmetic Warriors Ltd.

Owner Address: 29 High Street
Poole, Dorset UNITED KINGDOM BH151AB

Legal Entity Type: CORPORATION

State or Country Where Organized: UNITED KINGDOM

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Danielle I. Mattessich

Docket Number: 16244.8US06

Attorney Primary Email Address: dockmpls@merchantgould.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Danielle I. Mattessich
MERCHANT & GOULD P.C.
PO BOX 2910
MINNEAPOLIS, MINNESOTA UNITED STATES 55402-0910

Phone: 612.332.5300

Fax: 612.332.9081

Correspondent e-mail: dockmpls@merchantgould.com dmattessich@merchantgould.com 16244.0008US06.active@ef.merchantgould.com mmorris@merchantgould.com	Correspondent e-mail Authorized: Yes
Domestic Representative	
Domestic Representative Name: Danielle I. Mattessich	Phone: 612.332.5300
Fax: 612.332.9081	
Domestic Representative e-mail: dockmpls@merchantgould.com	Domestic Representative e-mail Authorized: Yes

▼ **Prosecution History**

Date	Description	Proceeding Number
Nov. 02, 2021	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Nov. 02, 2021	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 02, 2021	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Nov. 02, 2021	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
Sep. 27, 2021	NOTICE OF SUIT	
Jun. 18, 2021	TEAS SECTION 8 & 9 RECEIVED	
May 13, 2021	NOTICE OF SUIT	
Apr. 08, 2021	NOTICE OF SUIT	
Mar. 27, 2021	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jul. 16, 2020	NOTICE OF SUIT	
May 13, 2020	NOTICE OF SUIT	
Mar. 27, 2020	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Jun. 28, 2019	NOTICE OF SUIT	
Oct. 10, 2018	NOTICE OF SUIT	
May 08, 2018	NOTICE OF SUIT	
May 04, 2018	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
Nov. 01, 2017	NOTICE OF SUIT	
May 12, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
May 12, 2017	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
May 12, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Mar. 28, 2017	TEAS SECTION 8 & 15 RECEIVED	
Mar. 27, 2012	REGISTERED-PRINCIPAL REGISTER	
Jan. 10, 2012	PUBLISHED FOR OPPOSITION	
Dec. 21, 2011	NOTICE OF PUBLICATION	
Dec. 01, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 01, 2011	ASSIGNED TO EXAMINER	
Aug. 12, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Aug. 12, 2011	NEW APPLICATION ENTERED	

▼ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE	Date in Location: Nov. 02, 2021
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Mark: LUSH TIMES

LUSH TIMES

US Serial Number: 85958039

Application Filing Date: Jun. 12, 2013

US Registration Number: 4532289

Registration Date: May 20, 2014

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Section 8 declaration has been accepted.

Status Date: Nov. 17, 2020

Publication Date: Mar. 04, 2014

▼ Mark Information

▲ Collapse All

Mark Literal Elements: LUSH TIMES

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "TIMES"

▼ Related Properties Information

Claimed Ownership of US [2721499](#)

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

For: publications, namely, a magazine featuring cosmetics, hair care, skincare, culture, current events, humanitarianism, animal welfare and the environment

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: 1996

Use in Commerce: 1996

▼ Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: No

Currently 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: COSMETIC WARRIORS LIMITED

Owner Address: 29 HIGH STREET
29 HIGH STREET
POOLE, DORSET UNITED KINGDOM BH151AB

Legal Entity Type: CORPORATION

State or Country Where Organized: UNITED KINGDOM

▼ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Danielle I. Mattessich

Docket Number: 16244.47US01

Attorney Primary Email Address: dockmpls@merchantgould.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Danielle I. Mattessich
MERCHANT & GOULD P.C.
PO BOX 2910

MINNEAPOLIS, MINNESOTA United States 55402-0910

Phone: 612-332-5300

Fax: 612.332.9081

Correspondent e-mail: dockmpls@merchantgould.com jwolfe@merchantgould.com
16244.0047US01.active@ef.merchantgould.com
dmattessich@merchantgould.com
hkliebenstein@merchantgould.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Danielle I. Mattessich

Phone: 612.332.5300

Fax: 612.332.9081

Domestic Representative e-mail: dockmpls@merchantgould.com

Domestic Representative e-mail Authorized: Yes

▼ Prosecution History

Date	Description	Proceeding Number
Jan. 29, 2024	TEAS SECTION 8 & 9 RECEIVED	
May 20, 2023	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Oct. 29, 2021	NOTICE OF SUIT	
Oct. 04, 2021	NOTICE OF SUIT	
May 13, 2021	NOTICE OF SUIT	
Apr. 08, 2021	NOTICE OF SUIT	
Nov. 17, 2020	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Nov. 17, 2020	REGISTERED - SEC. 8 (6-YR) ACCEPTED	
Nov. 10, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	
Aug. 12, 2020	TEAS SECTION 8 RECEIVED	
May 13, 2020	NOTICE OF SUIT	
Mar. 27, 2020	NOTICE OF SUIT	
May 20, 2019	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Nov. 01, 2017	NOTICE OF SUIT	
May 20, 2014	REGISTERED-PRINCIPAL REGISTER	
Mar. 04, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 04, 2014	PUBLISHED FOR OPPOSITION	
Feb. 12, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 25, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	
Jan. 25, 2014	ASSIGNED TO LIE	
Jan. 02, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 31, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	
Dec. 30, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 30, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 01, 2013	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	
Oct. 01, 2013	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	
Oct. 01, 2013	COMBINED EXAMINER'S AMENDMENT/PRIORITY ACTION AUTOMATIC ENTRY	
Oct. 01, 2013	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	
Sep. 23, 2013	ASSIGNED TO EXAMINER	
Jun. 20, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 114

Date in Location: Nov. 17, 2020

▼ Assignment Abstract Of Title Information - Click to Load

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