

ESTTA Tracking number: **ESTTA106340**

Filing date: **10/26/2006**

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	Haggerty Enterprises, Inc.		
Entity	Corporation	Citizenship	Illinois
Address	321 West Lake Street Unit G Elmhurst, IL 60126-1539 UNITED STATES		

Attorney information	Lori S. Meddings Michael Best & Friedrich LLP 100 East Wisconsin Avenue Suite 3300 Milwaukee, WI 53202 UNITED STATES mkeipdocket@michaelbest.com, lsmeddings@michaelbest.com Phone:414-271-6560
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Registration Subject to Cancellation

Registration No	3080845	Registration date	04/11/2006
Registrant	Ingram Enterprises, Inc. 6597 Independence Drive Springfield, MO 65802 UNITED STATES		
Goods/Services Subject to Cancellation	Class 013. First Use: 2005/03/05 , First Use In Commerce: 2005/03/05 Goods/Services: Fireworks		

Attachments	A1813951.PDF (4 pages)(146979 bytes) A1813600.PDF (21 pages)(650180 bytes)
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Signature	/lori s. meddings/
Name	Lori S. Meddings
Date	10/26/2006

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

Registration No. 3,080,845
For the Mark: LAVA LAMP

HAGGERTY ENTERPRISES, INC.,

Petitioner,

Cancellation No. _____

v.

INGRAM ENTERPRISES, INC.,

Respondent.

PETITION TO CANCEL

Petitioner, Haggerty Enterprises, Inc. ("Petitioner"), an Illinois corporation, doing business at 321 West Lake Street, Unit G, Elmhurst, IL 60126-1539, believes that it is and will continue to be damaged by Registration No. 3,080,845, issued April 11, 2006, for the mark LAVA LAMP (the "Respondent's Mark"), and hereby petitions to cancel the same.

As grounds for cancellation, Petitioner alleges:

1. Petitioner is the owner of the following trademarks and the United States registrations therefore ("Petitioner's Marks"):
 - a. LAVA, Reg. No. 2,121,684, issued December 16, 1997 a true and correct copy of which is attached hereto as Exhibit A;
 - b. LAVA LITE, Reg. No. 852,625, issued July 16, 1968 a true and correct copy of which is attached hereto as Exhibit B;
 - c. LAVA WORLD INTERNATIONAL, Reg. No. 2,334,107, issued March 28, 2000 a true and correct copy of which is attached hereto as Exhibit C.

d. Design configuration, Reg. No. 1,611,140, issued August 28, 1990 a true and correct copy of which is attached hereto as Exhibit D.

e. Design configuration, Reg. No. 2,113,753, issued November 18, 1997 a true and correct copy of which is attached hereto as Exhibit E.

f. Design configuration, Reg. No. 2,591,733, issued July 9, 2002 a true and correct copy of which is attached hereto as Exhibit F.

g. LAVA BRAND and Design, Reg. No. 2,972,900, issued July 19, 2005 a true and correct copy of which is attached hereto as Exhibit G.

2. As a result of the registration of Petitioner's Marks, and because Petitioner has complied with Sections 8 and 15 of the Trademark Act, Reg. Nos. 852,625, 1,161,140, 2,113,753 and 2,334,107 are now incontestable and constitute conclusive evidence of Petitioner's exclusive right to use the marks shown therein in commerce on and in connection with the goods specified in the registrations, and the remaining registrations identified above are *prima facie* evidence of the validity of those trademarks and Petitioner's exclusive right to use those marks in commerce on and in connection with the goods specified in the registrations.

3. Since long prior to Respondent's filing date of December 1, 2004, Petitioner has continuously used Petitioner's Marks on and in connection with ornamental novelty lamps and related goods and services. Petitioner is still using Petitioner's Marks in interstate commerce and has used these marks continuously on its packaging and advertising literature in connection with these goods since at least as early as the dates of first use set forth in the registrations.

4. As a result of Petitioner's widespread use of Petitioner's Marks on and in connection with its goods for over forty years, Petitioner's Marks have become famous and signify Petitioner, and said marks achieved fame prior to Respondent's filing date. Petitioner's

famous LAVA® brand motion lamp incorporating its distinctive trademarked shape, and sold under the LAVA and LAVA LITE marks, has been prominently featured in films, on television, and in the media for decades and has become a cultural icon symbolic of the 60's and 60's-themed merchandise. While Petitioner initially used the LAVA and LAVA LITE trademarks on and in connection with a particular type of ornamental novelty lamp known as a motion lamp, prior to Respondent's filing date, Petitioner began using and now uses LAVA and its LAVA BRAND and Design as a house mark for its entire line of products, including rechargeable lighting products, novelty toys and glitter lamps.

5. Petitioner has an extensive licensing program whereby it licenses third parties to use the LAVA and LAVA LITE marks on and in connection with a wide variety of goods, including clothing, keychains and pens, and has in the past licensed its marks for use in connection with greeting cards, posters, miniature toy lamps and slot machines.

6. Respondent's Mark is confusingly similar to Petitioner's LAVA mark and the dominant portion of Petitioner's LAVA LITE and LAVA BRAND and Design marks. In addition, according to the specimen of record submitted in connection with the Respondent's Statement of Use, the packaging for Respondent's goods display an image of Petitioner's LAVA® brand motion lamp. See Exhibit H. As a result, Respondent's use of the mark "LAVA LAMP" on and in connection with fireworks sold in packaging that displays an image of Petitioner's LAVA® brand motion lamp is likely to cause confusion, mistake and deception as to the source and sponsorship of Respondent's goods, all to the damage of Petitioner.

7. Respondent's use of Respondent's Mark is likely to dilute, will dilute and is diluting Petitioner's Marks by blurring the distinctive nature of those marks and lessening their ability to serve as source-indicators for Petitioner's goods, or those of its licensees.

8. If Respondent is allowed to maintain the registration herein opposed, it would be placed in a position to harass and cause annoyance to Petitioner and its customers and licensees as the registration would give Respondent *prima facie* rights to Respondent's Mark and all confusingly similar marks, thereby causing damage and injury to Petitioner.

9. Respondent does not have permission from Petitioner to use or register Respondent's Mark.

10. Upon information and belief, the name and address of the current owner of record of the Registered Mark is Ingram Enterprises, Inc., 6597 Independence Drive, Springfield, MO 65802 (the "Respondent").

11. Please charge the required fee of \$300.00 to Deposit Account No. 13-3080.

WHEREFORE, for the foregoing reasons, Petitioner respectfully prays that Registration No. 3,080,845 be cancelled.

Dated this 26th day of October 2006.

MICHAEL BEST & FRIEDRICH LLP

By: 

Lori S. Meddings
100 East Wisconsin Avenue
Suite 3300
Milwaukee, WI 53202-4108

Attorneys for Petitioner

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

This page was generated by the TARR system on 2006-10-25 12:50:27 ET

Serial Number: 75219192 Assignment Information

Registration Number: 2121684

Mark (words only): LAVA

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 2003-09-28

Filing Date: 1996-12-30

Transformed into a National Application: No

Registration Date: 1997-12-16

Register: Principal

Law Office Assigned: LAW OFFICE 107

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: 834 -Post Registration

Date In Location: 2006-01-26

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

1. Haggerty Enterprises, Inc.

Address:

Haggerty Enterprises, Inc.
5921 West Dickens Avenue
Chicago, IL 606394032
United States

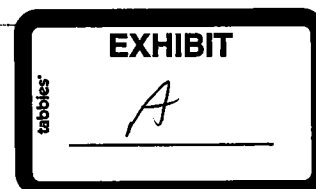
Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 011

Class Status: Active



electrical, novelty lighting fixtures

Basis: 1(a)

First Use Date: 1965-00-00

First Use in Commerce Date: 1965-00-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

852625

1913221

1989173

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-01-26 - Section 15 acknowledged

2006-01-26 - FAX RECEIVED

2004-04-06 - Response received to Post Registration action - Sections 8 & 15

2004-04-06 - Email Received

2003-09-29 - Post Registration action mailed - Section 15

2003-09-28 - Section 8 (6-year) accepted

2003-08-05 - Section 8 (6-year) and Section 15 Filed

2003-08-05 - TEAS Section 8 & 15 Received

1997-12-16 - Registered - Principal Register

1997-09-23 - Published for opposition

1997-08-22 - Notice of publication

1997-07-25 - Approved for Pub - Principal Register (Initial exam)

1997-07-25 - Assigned To Examiner

1997-07-23 - Assigned To Examiner

CORRESPONDENCE INFORMATION

Correspondent

LORI S MEDDINGS (Attorney of record)

LORI S MEDDINGS
MICHAEL BEST & FREIDRICH LLP
100 E. WISCONSIN AVENUE
MILWAUKEE WI 53202-4108

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

This page was generated by the TARR system on 2006-10-25 12:51:12 ET

Serial Number: 72259746 Assignment Information

Registration Number: 852625

Mark (words only): LAVA LITE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1989-08-14

Filing Date: 1966-11-30

Transformed into a National Application: No

Registration Date: 1968-07-16

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

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: 900 -File Repository (Franconia)

Date In Location: 2001-11-20

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

1. HAGGERTY ENTERPRISES, INC.

Address:

HAGGERTY ENTERPRISES, INC.
2321 NORTH KEYSTONE AVENUE
CHICAGO, IL 60639
United States

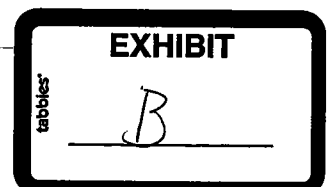
Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

U.S. Class: 021 (International Class 011)

Class Status: Active



ORNAMENTAL ELECTRICAL DEVICE IN THE FORM OF A LIGHTING UNIT OR LAMP

Basis: 1(a)

First Use Date: 1965-11-01

First Use in Commerce Date: 1965-11-01

ADDITIONAL INFORMATION

Disclaimer: THE WORD "LITE" IS DISCLAIMED APART FROM THE MARK AS SHOWN.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1988-07-16 - First renewal

1989-04-17 - Response received for Post Registration action

1988-12-19 - Post Registration action mailed - Section 9

1988-11-10 - Post Registration action mailed - Section 9

1988-09-07 - Section 9 filed/check record for Section 8

1988-07-06 - Section 9 filed/check record for Section 8

CORRESPONDENCE INFORMATION

Correspondent

LINDA A. KUCZMA

WALLENSTEIN, WAGNER, HATTIS,

STRAMPEL, LTD.

100 SOUTH WACKER DRIVE

CHICAGO, IL 60606

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

This page was generated by the TARR system on 2006-10-25 12:51:30 ET

Serial Number: 75219800 Assignment Information

Registration Number: 2334107

Mark (words only): LAVA WORLD INTERNATIONAL

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-06-07

Filing Date: 1996-12-30

Transformed into a National Application: No

Registration Date: 2000-03-28

Register: Principal

Law Office Assigned: LAW OFFICE 110

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: 830 -Post Registration

Date In Location: 2006-06-07

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

1. Haggerty Enterprises, Inc.

Address:

Haggerty Enterprises, Inc.
9320 MICHIGAN AVE.
STURTEVANT, WI 531772425
United States

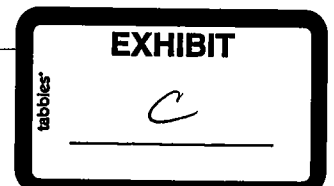
Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 035

Class Status: Active



wholesale and retail distributorships of ornamental electric lights and of novelty display devices comprising clear, elongated containers holding liquids and mounted on fulcrums for forming wave patterns when tilted and framed artwork comprising suspensions of liquid and solids which develop random scenes by sedimentation of same when distributed

Basis: 1(a)

First Use Date: 1995-09-00

First Use in Commerce Date: 1995-09-00

International Class: 040

Class Status: Active

custom manufacture to the specification of others of ornamental electric lights and of novelty display devices comprising clear, elongated containers holding liquids and mounted on fulcrums for forming wave patterns when tilted and framed artwork comprising suspensions of liquid and solids which develop random scenes by sedimentation of same when disturbed

Basis: 1(a)

First Use Date: 1995-09-00

First Use in Commerce Date: 1995-09-00

ADDITIONAL INFORMATION

Disclaimer: "INTERNATIONAL"

Prior Registration Number(s):

852625

1913221

1989173

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-07 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-04-21 - Case File In TICRS

2006-03-20 - Section 8 (6-year) and Section 15 Filed

2006-03-20 - TEAS Section 8 & 15 Received

2000-03-28 - Registered - Principal Register

2000-01-04 - Published for opposition

1999-12-03 - Notice of publication

1999-09-12 - Approved for Pub - Principal Register (Initial exam)

1999-09-10 - Examiner's amendment mailed
1998-08-24 - Communication received from applicant
1998-02-24 - Final refusal mailed
1997-12-22 - Communication received from applicant
1997-06-20 - Non-final action mailed
1997-06-03 - Assigned To Examiner

CORRESPONDENCE INFORMATION

Correspondent

LORI S MEDDINGS (Attorney of record)

LORI S MEDDINGS
MICHAEL BEST & FRIEDRICH LLP
100 E WISCONSIN AVE., STE 3300
MILWAUKEE WI 53202-4108

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

This page was generated by the TARR system on 2006-10-25 12:51:45 ET

Serial Number: 73761875 Assignment Information

Registration Number: 1611140

Mark



Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-02-07

Filing Date: 1988-11-04

Transformed into a National Application: No

Registration Date: 1990-08-28

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

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: 900 -File Repository (Franconia)

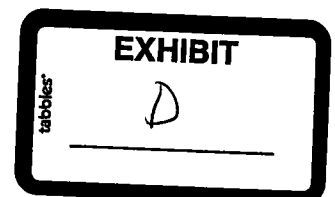
Date In Location: 2003-08-05

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

1. HAGGERTY ENTERPRISES, INC.

Address:

HAGGERTY ENTERPRISES, INC.
5921 WEST DICKENS AVENUE
CHICAGO, IL 60639
United States



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

GOODS AND/OR SERVICES

International Class: 011
Class Status: Active
ORNAMENTAL LAMPS CONTAINING LIQUID GLOBULES WHICH CIRCULATE WHEN THE LAMP IS IN OPERATION
Basis: 1(a)
First Use Date: 1965-11-01
First Use in Commerce Date: 1965-11-01

ADDITIONAL INFORMATION

Description of Mark: THE MARK REPRESENTS THE CONFIGURATION OF AN ORNAMENTAL LAMP.

Section 2(f)

Design Search Code(s):
13.01.05 - Chandeliers; Lava lamps; Nightlights; Pole lamps; Sconces (lamps)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-02-07 - First renewal 10 year
2001-02-07 - Section 8 (10-year) accepted/ Section 9 granted
2000-07-31 - Combined Section 8 (10-year)/Section 9 filed
1996-04-26 - Section 8 (6-year) accepted & Section 15 acknowledged
1995-09-05 - Section 8 (6-year) and Section 15 Filed
1990-08-28 - Registered - Principal Register
1990-05-21 - Communication received from applicant
1990-03-06 - Published for opposition
1990-02-08 - Notice of publication
1989-12-15 - Approved for Pub - Principal Register (Initial exam)

1989-12-04 - Examiner's amendment mailed

1989-08-24 - Communication received from applicant

1989-09-12 - Assigned To Examiner

1989-08-22 - Assigned To Examiner

1989-02-21 - Non-final action mailed

1988-12-19 - Assigned To Examiner

CORRESPONDENCE INFORMATION

Correspondent

DYANN L. KOSTELLO (Attorney of record)

DYANN L. KOSTELLO
MICHAEL BEST & FRIEDRICH LLP
100 E WISCONSIN AVE
MILWAUKEE WI 53202-4108

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

This page was generated by the TARR system on 2006-10-25 12:52:06 ET

Serial Number: 75141931 Assignment Information

Registration Number: 2113753

Mark



Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2003-02-10

Filing Date: 1996-07-30

Transformed into a National Application: No

Registration Date: 1997-11-18

Register: Principal

Law Office Assigned: LAW OFFICE 104

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: 900 -File Repository (Franconia)

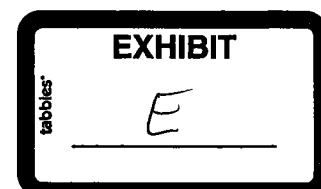
Date In Location: 2003-08-05

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

1. Haggerty Enterprises, Inc.

Address:

Haggerty Enterprises, Inc.
5921 W. Dickens Avenue
Chicago, IL 606394032
United States



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

GOODS AND/OR SERVICES

International Class: 011
Class Status: Active
ornamental lamps containing liquid globules which circulate when the lamp is in operation
Basis: 1(a)
First Use Date: 1983-11-00
First Use in Commerce Date: 1983-11-00

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the configuration of the goods.

Lining and Stippling: The lining in the drawing is for the purpose of showing the three-dimensional roundness of the configuration; the lining is not a feature of the mark and is not intended to indicate color.

Section 2(f)

Design Search Code(s):
13.01.03 - Hurricane lamps; Lamps, hurricane; Lanterns (kerosene)
13.01.05 - Chandeliers; Lava lamps; Nightlights; Pole lamps; Sconces (lamps)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-10 - Section 8 (6-year) accepted & Section 15 acknowledged
2002-11-22 - Section 8 (6-year) and Section 15 Filed
2002-11-22 - Section 8 (6-year) and Section 15 Filed
2002-11-22 - TEAS Section 8 & 15 Received
1997-11-18 - Registered - Principal Register
1997-06-18 - Extension Of Time To Oppose Received
1997-05-20 - Published for opposition
1997-04-18 - Notice of publication

1997-03-06 - Approved for Pub - Principal Register (Initial exam)

1997-02-26 - Examiner's amendment mailed

1997-02-12 - Examiner's amendment mailed

1997-01-03 - Assigned To Examiner

CORRESPONDENCE INFORMATION

Correspondent

LORI S. MEDDINGS (Attorney of record)

LORI S. MEDDINGS
MICHAEL, BEST & FRIEDRICH LLP
100 E. WISCONSIN AVENUE
MILWAUKEE, WI 53202

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

This page was generated by the TARR system on 2006-10-25 12:52:21 ET

Serial Number: 78076332 Assignment Information

Registration Number: 2591733

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-09

Filing Date: 2001-07-30

Transformed into a National Application: No

Registration Date: 2002-07-09

Register: Principal

Law Office Assigned: LAW OFFICE 112

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: 900 -File Repository (Franconia)

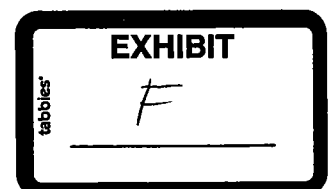
Date In Location: 2002-07-15

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

1. Haggerty Enterprises, Inc.

Address:

Haggerty Enterprises, Inc.
5921 West Dickens Avenue
Chicago, IL 60639
United States



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

GOODS AND/OR SERVICES

International Class: 011
Class Status: Active
Ornamental novelty lamps
Basis: 1(a)
First Use Date: 1983-11-00
First Use in Commerce Date: 1983-11-00

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the configuration of the goods. The lining in the drawing is for the purpose of showing the three-dimensional roundness of the configuration.

Lining and Stippling: The lining is a feature of the mark and does not indicate color.

Section 2(f)**Design Search Code(s):**

19.01.25 - Bags, bowling; Bags, camera; Boot bags, ski; Bowling bags; Cosmetic cases; Doctor's bags; Hat boxes; Medical bags; Saddle bags; Tote bags

Prior Registration Number(s):

2113753

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-09 - Registered - Principal Register

2002-04-16 - Published for opposition

2002-03-27 - Notice of publication

2002-01-02 - Approved for Pub - Principal Register (Initial exam)

2002-01-02 - Examiners amendment e-mailed

2001-09-14 - Assigned To Examiner

CORRESPONDENCE INFORMATION

Correspondent

Dyann L. Kostello (Attorney of record)

DYANN L. KOSTELLO
MICHAEL BEST AND FRIEDRICH LLP
100 E WISCONSIN AVE STE 3300
MILWAUKEE WI 53202-4108

Phone Number: (414) 271-6560

Fax Number: (414) 277-0656

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

This page was generated by the TARR system on 2006-10-25 12:52:35 ET

Serial Number: 78191251 Assignment Information

Registration Number: 2972900

Mark



(words only): LAVA BRAND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2002-12-04

Transformed into a National Application: No

Registration Date: 2005-07-19

Register: Principal

Law Office Assigned: LAW OFFICE 113

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

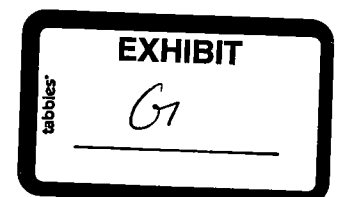
Date In Location: 2005-06-10

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

1. Haggerty Enterprises, Inc.

Address:

Haggerty Enterprises, Inc.
Unit G 321 West Lake Street



Elmhurst, IL 601261539
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 011

Class Status: Active

Ornamental novelty lamps; bases for ornamental novelty lamps, globes for ornamental novelty lamps

Basis: 1(a)

First Use Date: 2002-07-00

First Use in Commerce Date: 2003-06-00

International Class: 028

Class Status: Active

Toys accessories, namely miniature toy motion lamps; transparent cell containing two fluids of different density for use as an amusement device

Basis: 1(a)

First Use Date: 2003-03-00

First Use in Commerce Date: 2003-06-00

ADDITIONAL INFORMATION

Disclaimer: "BRAND"

Design Search Code(s):

13.01.05 - Chandeliers; Lava lamps; Nightlights; Pole lamps; Sconces (lamps)

Prior Registration Number(s):

852625

1913221

1989173

2121684

2334107

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-07-19 - Registered - Principal Register

2005-05-25 - Law Office Registration Review Completed

2005-05-20 - Assigned To LIE

2005-05-13 - Allowed for Registration - Principal Register (SOU accepted)
2005-05-12 - Statement of use processing complete
2004-10-14 - Amendment to Use filed
2004-10-14 - TEAS Statement of Use Received
2004-09-14 - Notice of allowance - mailed
2004-06-22 - Published for opposition
2004-06-02 - Notice of publication
2004-04-15 - Approved for Pub - Principal Register (Initial exam)
2004-04-15 - EXAMINERS AMENDMENT E-MAILED
2003-11-30 - Final refusal e-mailed
2003-09-25 - Communication received from applicant
2003-09-25 - PAPER RECEIVED
2003-04-19 - Non-final action e-mailed
2003-04-16 - Assigned To Examiner

CORRESPONDENCE INFORMATION

Correspondent

Lori S. Meddings (Attorney of record)

LORI S. MEDDINGS
Michael Best & Friedrich LLP
100 E. Wisconsin Avenue
Milwaukee WI USA 53202-4108

Phone Number: (414) 271-6560

Fax Number: (414) 277-0656



FOA 2023

Lava Lamp™

An all new effect! The showers include big red, green, blue, and yellow droplets that create a very colorful new fountain effect.

Packing: 24/1

Size: 9" x 3 1/4"

EXHIBIT

tabbies

H

CAUTION
LIMITS SHOWERS OF SPARKS
CAREFULLY READ OTHER
LABELING ON ALL FIREWORKS