

ESTTA Tracking number: **ESTTA702134**

Filing date: **10/14/2015**

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

Proceeding	92056660
Party	Plaintiff Scott A. Godino Jr.
Correspondence Address	RYAN GILE WEIDE & MILLER LTD 7251 WEST LAKE MEAD BLVD, SUITE 530 LAS VEGAS, NV 89128 UNITED STATES RGile@WeideMiller.com, BShow@WeideMiller.com, WeideMiller-Law@gmail.com
Submission	Other Motions/Papers
Filer's Name	Ryan Gile, Attorney of Record
Filer's e-mail	RGile@WeideMiller.com, CAustin@WeideMiller.com, BShow@WeideMiller.com, GSelvage@WeideMiller.com, WeideMiller-Law@gmail.com
Signature	/Ryan Gile/
Date	10/14/2015
Attachments	GODINO.0003G - Amended Cancellation Petition.pdf(112436 bytes )

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

**In the Matter of Registration No.: 4,096,863**

**Mark: BORN & RAISED**

**Issued on: February 7, 2012**

Scott A. Godino, Jr.,	)	
	)	
Petitioner,	)	
	)	<b>Cancellation No. 92056660</b>
vs.	)	
	)	
Born X Raised, LLC,	)	
	)	
Registrant.	)	
_____	)	

**AMENDED PETITION FOR CANCELLATION**

Scott A. Godino, Jr. (“Petitioner”), a resident of the State of Nevada, with a mailing address of 6018 S. Durango Drive, Suite 110, Las Vegas, NV 89113 (hereinafter “Petitioner”), believes that he is damaged by U.S. Trademark Registration No. 4,096,863 (hereinafter the “Subject Registration”), presently owned by Born X Raised, LLC (hereinafter the “Registrant”), which the records of the U.S. Patent and Trademark Office (“USPTO”) indicate has an address of 3608 Ashwood Avenue, Los Angeles, CA 90066.<sup>1</sup>

The grounds for this petition are as follows:

1. Petitioner is the owner of United States Trademark Registration No. 3,926,237, for BORN AND RAISED for “Restaurant, bar, and tavern services” in International Class 043 (“Petitioner’s Mark”). A current printout of information from the electronic database records of the USPTO showing the current status and title of Petitioner’s Mark is attached hereto as Exhibit 1.

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<sup>1</sup> The Petition for Cancellation in this matter was originally filed by Petitioner on January 2, 2013, against Chris Printup (“Printup”), the former owner of the Subject Registration and original owner of the application for the Registered Mark. However, during the pendency of this action, Printup assigned all rights to the Subject Registration to Registrant. See Trademark Assignment dated February 17, 2014, and recorded in the Assignment Branch of the USPTO on February 18, 2014 at Reel/Frame 5218/0398. This Amended Petition for Cancellation is being filed pursuant to the TTAB’s Order dated September 24, 2015 (TTAB Docket #23), granting the Parties’ stipulated motion to substitute Born X Raised LLC as Respondent in this proceeding. See TTAB Docket #23.

2. Since at least as early as September 21, 2010, Petitioner has been using the mark BORN AND RAISED in connection with the sale of clothing items.

3. On December 14, 2012, Petitioner filed a trademark application with the USPTO on the basis of Section 1(a) use-in-commerce to register and protect the word mark BORN AND RAISED (“Petitioner’s Mark”) in connection with “Clothing, namely, t-shirts, hats, sweatshirts, collared shirts, long sleeve shirts, bathing suits, and underwear, namely, boy shorts” in International Class 025 (the “Petitioner’s Application”). *See* U.S. Trademark Application No. 85/802,892 (as amended). A current printout of information from the electronic database records of the USPTO showing the current status of Petitioner’s Application is attached hereto as Exhibit 2.

4. Upon information and belief, Registrant is a limited liability company located in the State of California with a mailing address of 3608 Ashwood Avenue, Los Angeles, CA 90066.

5. Upon information and belief, Registrant is the current owner of U.S. Trademark Registration No. 4,096,863 (the “Subject Registration”) for the mark BORN AND RAISED (the “Registered Mark”) registered on February 7, 2012, in connection with “Hats; Hooded sweat shirts; Jackets; Pants; Shirts; Shorts” (the “Registered Goods”). A current printout of information from the electronic database records of the USPTO showing the current status and title of the Registered Mark is attached hereto as Exhibit 3.

6. Upon information and belief, the former applicant for and owner of the Subject Registration, Chris Printup (“Printup”) filed his application for the Subject Registration on September 27, 2010, on the basis of intent-to-use (the “Registration Application”).

7. Upon information and belief, Printup, through his attorney of record at the time, Matthew H. Swyers, filed a Statement of Use on November 2, 2011 (as subsequently corrected through a Response to Office Action dated November 22, 2011), claiming that he was using the BORN AND RAISED Mark in connection with all of the goods described in the Registration Application.

### **Abandonment**

8. Based on Petitioner's investigation, Petitioner is informed and believes, and on that basis alleges, that Printup never used in commerce the Registered Mark or had discontinued use of the Registered Mark with no intent to resume such use. Specifically, rather than using the Registered Mark, Printup instead adopted and used the mark BORN X RAISED in connection with clothing goods and never used or abandoned use or intended use of the Registered Mark. The actual mark used by Printup (and subsequently Registrant), namely BORN X RAISED, is visually distinct from and gives a different commercial impression than the Registered Mark.

9. Petitioner is damaged and will continue to be damaged by the existence of the Registered Mark on the Principal Register because the Registered Mark is an obstacle to Petitioner's registration of Petitioner's Mark in that the USPTO will refuse registration of Petitioner's Mark on the grounds that it is likely to be confused with the Registered Mark.

10. Petitioner requests that the Registered Mark be cancelled in its entirety under Section 14(3) of the Lanham Act, 15 U.S.C. §1064(3), on the ground that the Registered Mark has been abandoned by Registrant.

### **Likelihood of Confusion (Priority)**

11. Registrant's constructive use date of September 27, 2010, is after Petitioner's actual date of first use of the BORN & RAISED mark in connection with clothing goods. As the earlier user of the mark BORN AND RAISED, Petitioner has priority over Registrant.

12. Due to the similarity between Petitioner's Mark and the Registered Mark, and the related nature of the goods of the respective parties, customers and potential customers are likely to believe that Registrant's goods originate from Petitioner, or are otherwise endorsed, sponsored, or approved by Petitioner, resulting in a likelihood of confusion in the marketplace and damage to Petitioner.

13. The use and continued registration by Registrant of the Registered Mark for the Registered Goods is likely to cause confusion, or to cause mistake or deception in the trade and among purchasers and potential customers with Petitioner's Mark resulting in damage to Petitioner.

14. Petitioner is damaged and will continue to be damaged by the existence of the Registered Mark, within the meaning of 15 U.S.C. § 1064, because the Registered Mark is identical to Petitioner's Mark and is used in connection with identical and/or closely related goods and services, causing a likelihood of confusion, deception, or mistake, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

15. Petitioner requests that the Registered Mark be cancelled under Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d), on the ground that the Registered Mark so resembles Petitioner's Mark as to be likely to cause confusion, or to cause mistake, or to deceive.

**Lack of Bona Fide Intent-to-Use**

16. Upon information and belief, Printup did not have a *bona fide* intent to use the Registered Mark in commerce for the Registered Goods when Printup filed the Registration Application.

17. Upon information and belief, Printup had not taken any actions to commence use either before or after the filing date of the Registration Application.

18. Upon information and belief, Printup does not have any documents or evidence establishing a *bona fide* intention to use the Registered Mark in commerce on or about the filing date of the Registration Application. Rather, Printup's intent was, at best., to use the mark BORN X RAISED as a trademark in connection with clothing, and Printup never had any intention to use the Registered Mark (BORN & RAISED) in connection with the Registered Goods.

19. Opposer requests that Registrant's Registered Mark be cancelled under Section 1(b) of the Lanham Act, 15 U.S.C. §§1051(b), on the grounds that Printup's application for Registered Mark was *void ab initio* for lack of a *bona fide* intent to use the Registered Mark on the part of the Registrant.

**Fraud**

20. On November 2, 2011, Printup, through his Attorney of Record, Matthew H. Swyers, filed a Statement of Use with the USPTO which included a sworn declaration signed under penalty of perjury that Printup "is using the mark in commerce on or in connection with

the” Registered Goods “as evidenced by the attached specimen(s) showing the mark as used in commerce.” The declaration further declared that Mr. Swyers “is properly authorized to execute this form on behalf of the applicant . . . and that that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.”

21. The specimen that was submitted by Printup with the November 2, 2011 Statement of Use clearly did not reflect use of the BORN & RAISED mark, which led the USPTO to issue an Office Action on November 7, 2011. In response thereto, on November 22, 2011, Printup, through his Attorney of Record, Matthew H. Swyers, filed a Response to Office Action which submitted a substitute specimen described as “Photo of shirt with trademark displayed on interior tag.” This Response to Office Action was signed by Mr. Swyers and included a sworn declaration signed under penalty of perjury that “the mark was in use in commerce on or in connection with the goods and/or services listed in the application as of the application filing date or as of the date of any submitted allegation of use. . . .” The declaration further declared that Mr. Swyers “is properly authorized to execute this application on behalf of the applicant . . . and that all statements in the original application and this submission made of the declaration signer's knowledge are true; and all statements in the original application and this submission made on information and belief are believed to be true.” The Response to Office Action included the statement that “The substitute (or new, or originally submitted, if appropriate) specimen(s) was/were in use in commerce prior either to the filing of the Amendment to Allege Use or expiration of the filing deadline for filing a Statement of Use.”

22. Upon information and belief, at the time that Printup, through his counsel of record, submitted his Statement of Use and subsequent Response to Office Action, Printup knew that he was not using the Registered Mark in connection with the Registered Goods because, at best, the mark Printup was using at the time in connection with clothing goods was BORN X RAISED, and not the Registered Mark BORN & RAISED.

23. Upon information and belief, the specimen submitted by Printup, through his counsel of record, along with the Statement of Use (as substituted by the Response to Office

Action) did not truthfully reflect any current usage by Printup of the Registered Mark in connection with the Registered Goods at the time the Statement of Use was submitted. Upon information and belief, the shirt reflecting the Registered Mark on the clothing label which was submitted along with the Response to Office Action (as the substitute specimen for the Statement of Use submitted by Printup) was created specifically for purposes of having a specimen which accurately reflected the Registered Mark given that Printup was actually using in commerce the mark BORN X RAISED in connection with clothing goods and not the mark BORN & RAISED.

24. Upon information and belief, Printup, through his counsel of record, knowingly made these statements to the USPTO with an intent to deceive and in order to induce to the USPTO to register the Registered Mark despite the Registered Mark not being actively used in commerce by Printup in connection with the Registered Goods, and the USPTO relied upon such representations in registering the Registered Mark and issuing the Subject Registration.

25. The USPTO would not have registered the Registered Mark but for Printup's knowing false misrepresentations regarding his use of the Registered Mark and the specimen reflecting use of the Registered Mark.

26. As a result of Printup's material false representations to the USPTO concerning its use of the Registered Mark, Printup was able to obtain a federal registration of the Registered Mark on the Principal Register (now owned by Registrant) to which he was not entitled through an act of fraud on the USPTO, thereby invalidating the registration.

27. Petitioner is damaged and will continue to be damaged by the continued registration of the Registered Mark on the Principal Register because the Registered Mark is an obstacle to Petitioner's registration of Petitioner's Mark in that the USPTO will refuse registration of Petitioner's Mark on the grounds that it is likely to be confused with the Registered Mark.

28. Petitioner requests that the Registered Mark be cancelled in its entirety on the ground that Printup committed intentional fraud on the USPTO in filing his Statement of Use upon which the USPTO relied upon in registering the Registered Mark. *See Torres v. Cantine Torresella S.r.l.*, 808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986).

WHEREFORE, Petitioner prays that Registration No. 4,096,863 be canceled due to abandonment pursuant to Section 14 of the Lanham Act, 15 U.S.C. §1064, or alternatively, due to likelihood of confusion pursuant to Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d), or alternatively, due to a lack of any *bona fide* intent to use the Registered Mark in commerce for the Registered Goods at the time Printup filed the Registration Application, or alternatively, due to fraud on the USPTO by Printup, and prays that this Petition for Cancellation be sustained in favor of Petitioner and that judgment be entered against Registrant.

Respectfully submitted,

Dated: October 14, 2015

/Ryan Gile/

Ryan Gile, Esq.

F. Christopher Austin, Esq.

**Weide & Miller, Ltd.**

7251 W. Lake Mead Blvd., Ste. 530

Las Vegas, NV 89128

Tel.: (702) 382-4804

Fax: (702) 382-4805

Attorney for Petitioner



**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing **AMENDED PETITION FOR CANCELLATION** has been served on **Born X Raised, LLC**, by mailing said copy on October 14, 2015, via First Class Mail, postage prepaid to:

Lori N. Boatright, Esq.  
BLAKELY SOKOLOFF TAYLOR ZAFMAN LLP  
12400 Wilshire Blvd., 7th Floor  
Los Angeles, CA 90025  
[Lori\\_Boatright@bstz.com](mailto:Lori_Boatright@bstz.com)

*Attorneys for Registrant Born X Raised, LLC*

*/Ryan Gile/*  
\_\_\_\_\_  
Ryan Gile

# **EXHIBIT 1**

# **EXHIBIT 1**

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Mark: BORN AND RAISED

BORN AND RAISED

US Serial Number: 77693271  
Application Filing Date: Mar. 17, 2009  
US Registration Number: 3926237  
Registration Date: Mar. 01, 2011  
Register: Principal  
Mark Type: Service Mark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Mar. 01, 2011  
Publication Date: Jul. 14, 2009  
Notice of Allowance Date: Oct. 06, 2009

## Mark Information

Mark Literal Elements: BORN AND RAISED  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Goods and Services

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

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

For: Restaurant, bar, and tavern services  
International Class(es): 043 - Primary Class  
U.S Class(es): 100, 101  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Oct. 04, 2010  
Use in Commerce: Oct. 04, 2010

## Basis Information (Case Level)

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

## Current Owner(s) Information

Owner Name: Godino Jr., Scott A.  
Owner Address: 8367 West Flamingo Rd., Ste. 200  
Las Vegas, NEVADA 89147  
UNITED STATES  
Legal Entity Type: INDIVIDUAL  
Citizenship: UNITED STATES

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Ryan Gile  
Docket Number: GODINO.0001T  
Attorney Primary Email Address: [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com)  
Attorney Email Authorized: No

### Correspondent

Correspondent Name/Address: RYAN GILE  
WEIDE & MILLER, LTD.  
7251 W LAKE MEAD BLVD STE 530  
LAS VEGAS, NEVADA 89128-8373

UNITED STATES

Phone: (702) 382-4804

Fax: (702) 382-4805

Correspondent e-mail: [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com)

Correspondent e-mail No  
Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Mar. 01, 2011	REGISTERED-PRINCIPAL REGISTER	
Jan. 26, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 25, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	74221
Jan. 25, 2011	ASSIGNED TO LIE	74221
Jan. 13, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 11, 2011	STATEMENT OF USE PROCESSING COMPLETE	65362
Dec. 09, 2010	USE AMENDMENT FILED	65362
Dec. 09, 2010	TEAS STATEMENT OF USE RECEIVED	
Nov. 30, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 29, 2010	EXTENSION 2 GRANTED	65362
Oct. 06, 2010	EXTENSION 2 FILED	65362
Nov. 29, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Nov. 10, 2010	EXTENSION RECEIVED WITH TEAS PETITION	
Nov. 10, 2010	PETITION TO REVIVE-GRANTED	88889
Nov. 10, 2010	TEAS PETITION TO REVIVE RECEIVED	
Nov. 08, 2010	ABANDONMENT NOTICE MAILED - NO USE STATEMENT FILED	
Nov. 08, 2010	ABANDONMENT - NO USE STATEMENT FILED	99999
Apr. 06, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 02, 2010	EXTENSION 1 GRANTED	98765
Apr. 02, 2010	EXTENSION 1 FILED	98765
Apr. 02, 2010	TEAS EXTENSION RECEIVED	
Oct. 06, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 14, 2009	PUBLISHED FOR OPPOSITION	
Jun. 24, 2009	NOTICE OF PUBLICATION	
Jun. 11, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
Jun. 10, 2009	ASSIGNED TO LIE	71441
Jun. 08, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 08, 2009	ASSIGNED TO EXAMINER	82430
Mar. 20, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 20, 2009	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 25, 2011

## Proceedings

### Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91219045](#)

Filing Date: Oct 24, 2014

Status: Pending

Status Date: Oct 24, 2014

Interlocutory Attorney: MARY CATHERINE FAINT

**Defendant****Name:** Born x Raised LLC**Correspondent Address:** DAX ALVAREZ  
BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP  
12400 WILSHIRE BOULEVARD, 7TH FLOOR  
LOS ANGELES CA , 90025  
UNITED STATES**Correspondent e-mail:** [Lori\\_Boatright@bstz.com](mailto:Lori_Boatright@bstz.com) , [Al\\_Grossman@bstz.com](mailto:Al_Grossman@bstz.com) , [dax\\_alvarez@bstz.com](mailto:dax_alvarez@bstz.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BORN X RAISED	Opposition Pending	<a href="#">85751585</a>	

**Plaintiff(s)****Name:** Scott A. Godino, Jr.**Correspondent Address:** RYAN GILE  
WEIDE & MILLER LTD  
7251 WEST LAKE MEAD BLVD, SUITE 530  
LAS VEGAS NV , 89128  
UNITED STATES**Correspondent e-mail:** [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com) , [BBrown@WeideMiller.com](mailto:BBrown@WeideMiller.com) , [WeideMillerLaw@gmail.com](mailto:WeideMillerLaw@gmail.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BORN AND RAISED	Registered	<a href="#">77693271</a>	<a href="#">3926237</a>
BORN AND RAISED	Report Completed Suspension Check - Case Still Suspended	<a href="#">85802892</a>	

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 24, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 27, 2014	Dec 06, 2014
3	PENDING, INSTITUTED	Oct 27, 2014	
4	P MOT FOR EXT W/ CONSENT	Nov 11, 2014	
5	EXTENSION OF TIME GRANTED	Nov 12, 2014	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 13, 2015	
7	SUSPENDED	Feb 13, 2015	
8	NOTICE OF DEFAULT	Sep 21, 2015	

**Type of Proceeding: Opposition****Proceeding Number:** [91212772](#)**Filing Date:** Oct 02, 2013**Status:** Terminated**Status Date:** Nov 12, 2014**Interlocutory Attorney:** CHERYL S GOODMAN**Defendant****Name:** Jane Caselli**Correspondent Address:** KENNETH A PLEVAN  
SKADDEN ARPS SLATE MEAGHER & FLOM LLP  
FOUR TIMES SQUARE  
NEW YORK NY , 10036-6522  
UNITED STATES**Correspondent e-mail:** [kenneth.plevan@skadden.com](mailto:kenneth.plevan@skadden.com) , [xiyin.tang@skadden.com](mailto:xiyin.tang@skadden.com) , [smarquez@skadden.com](mailto:smarquez@skadden.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BROOKLYN BORN & RAISED	First Extension - Granted	<a href="#">85820626</a>	

**Plaintiff(s)****Name:** Scott A. Godino Jr.**Correspondent Address:** RYAN GILE  
WEIDE & MILLER LTD  
7251 WEST LAKE MEAD BLVD STE 530  
LAS VEGAS NV , 89128  
UNITED STATES**Correspondent e-mail:** [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com)

Associated marks			
Mark	Application Status	Serial Number	Registration Number

BORN AND RAISED	Report Completed Suspension Check - Case Still Suspended	<a href="#">85802892</a>	
BORN AND RAISED	Registered	<a href="#">77693271</a>	<a href="#">3926237</a>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 02, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 02, 2013	Nov 11, 2013
3	PENDING, INSTITUTED	Oct 02, 2013	
4	STIP FOR EXT	Nov 07, 2013	
5	EXTENSION OF TIME GRANTED	Nov 07, 2013	
6	STIP FOR EXT	Feb 05, 2014	
7	EXTENSION OF TIME GRANTED	Feb 05, 2014	
8	CHANGE OF CORRESP ADDRESS	May 02, 2014	
9	ANSWER	May 07, 2014	
10	ANSWER	May 07, 2014	
11	P REQ FOR DISCOVERY CONFERENCE-ESTTA	May 20, 2014	
12	ORDER SETTING DISCOVERY CONFERENCE DATE	May 23, 2014	
13	STIP FOR EXT	May 28, 2014	
14	EXTENSION DENIED	May 28, 2014	
15	STIP FOR EXT	May 28, 2014	
16	EXT GRANTED IN PART AND DENIED IN PART; DISCOVERY CONF SCHEDULED	Jun 03, 2014	
17	TRIAL DATES REMAIN AS SET	Jun 17, 2014	
18	D APPEARANCE / POWER OF ATTORNEY	Jul 23, 2014	
19	W/DRAW OF OPPOSITION	Oct 29, 2014	
20	BD DECISION: DISMISSED W/ PREJ	Nov 12, 2014	
21	TERMINATED	Nov 12, 2014	

**Type of Proceeding: Opposition**

Proceeding Number: [91208216](#) Filing Date: Nov 28, 2012  
 Status: Terminated Status Date: Jun 28, 2014  
 Interlocutory Attorney: CHRISTEN M ENGLISH

**Defendant**

Name: Mark H. Irvin  
 Correspondent Address: MARK H IRVIN  
 WELLS ST JOHN PS  
 601 WEST FIRST AVENUE, SUITE 1300  
 SPOKANE WA , 99201-3828  
 UNITED STATES  
 Correspondent e-mail: [mhendricksen@wellsstjohn.com](mailto:mhendricksen@wellsstjohn.com) , [docketing@wellsstjohn.com](mailto:docketing@wellsstjohn.com)

Associated marks			
Mark	Application Status	Serial Number	Registration Number

BORN & RAISED	Abandoned - After Inter-Partes Decision	<a href="#">85567254</a>	
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**Plaintiff(s)**

Name: Scott A. Godino Jr.  
 Correspondent Address: RYAN GILE  
 WEIDE & MILLER LTD  
 7251 W LAKE MEAD BLVD, STE 530  
 LAS VEGAS NV , 89128  
 UNITED STATES  
 Correspondent e-mail: [RGile@weideMiller.com](mailto:RGile@weideMiller.com)

Associated marks			
Mark	Application Status	Serial Number	Registration

BORN AND RAISED	Registered	<a href="#">77693271</a>	<b>Number</b> <a href="#">3926237</a>
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Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 28, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 28, 2012	Jan 07, 2013
3	PENDING, INSTITUTED	Nov 28, 2012	
4	STIPULATION FOR AN EXTENSION OF TIME	Jan 07, 2013	
5	EXTENSION OF TIME GRANTED	Jan 07, 2013	
6	D MOT FOR EXT W/ CONSENT	Mar 07, 2013	
7	EXTENSION OF TIME GRANTED	Mar 07, 2013	
8	D MOT FOR EXT W/ CONSENT	Jun 04, 2013	
9	EXTENSION OF TIME GRANTED	Jun 04, 2013	
10	D MOT FOR EXT W/ CONSENT	Sep 04, 2013	
11	EXTENSION OF TIME GRANTED	Sep 04, 2013	
12	D MOT FOR EXT W/ CONSENT	Dec 03, 2013	
13	EXTENSION OF TIME GRANTED	Jan 23, 2014	
14	ANSWER	Feb 03, 2014	
15	W/DRAW OF APPLICATION W/ CONSENT	Jun 11, 2014	
16	BD DECISION: DISMISSED W/O PREJ	Jun 28, 2014	
17	TERMINATED	Jun 28, 2014	

# **EXHIBIT 2**

# **EXHIBIT 2**



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Mark: BORN AND RAISED

BORN AND RAISED

US Serial Number: 85802892

Application Filing Date: Dec. 14, 2012

Register: Principal

Mark Type: Trademark

Status: Suspension check completed. Application remains suspended.

Status Date: Apr. 27, 2015

## Mark Information

Mark Literal Elements: BORN AND RAISED

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 3926237, 4217200

## Goods and Services

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

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

For: Clothing, namely, t-shirts, hats, sweatshirts, collared shirts, long sleeve shirts, bathing suits, and underwear, namely, boy shorts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 21, 2010

Use in Commerce: Sep. 21, 2010

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

## Current Owner(s) Information

Owner Name: Godino Jr., Scott A.

Owner Address: 6018 S. Durango Dr., Ste. 110  
Las Vegas, NEVADA 89113  
UNITED STATES

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Ryan Gile

Docket Number: GODINO.0005T

Attorney Primary Email Address: [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent RYAN GILE

Name/Address: WEIDE & MILLER, LTD.  
7251 W LAKE MEAD BLVD STE 530  
LAS VEGAS, NEVADA 89128-8373  
UNITED STATES

Phone: (702) 382-4804

Fax: (702) 382-4805

Correspondent e-mail: [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com)

Correspondent e-mail Yes  
Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Apr. 27, 2015	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Oct. 20, 2014	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Apr. 07, 2014	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Oct. 07, 2013	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Oct. 07, 2013	ASSIGNED TO LIE	68171
Apr. 05, 2013	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Apr. 05, 2013	LETTER OF SUSPENSION E-MAILED	6332
Apr. 05, 2013	SUSPENSION LETTER WRITTEN	73363
Apr. 05, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 05, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Apr. 05, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Apr. 05, 2013	EXAMINERS AMENDMENT -WRITTEN	73363
Mar. 30, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 30, 2013	NON-FINAL ACTION E-MAILED	6325
Mar. 30, 2013	NON-FINAL ACTION WRITTEN	73363
Mar. 30, 2013	ASSIGNED TO EXAMINER	73363
Jan. 02, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 18, 2012	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information

TM Attorney: POWERS, ALEXANDER L

Law Office Assigned: LAW OFFICE 101

### File Location

Current Location: TMEG LAW OFFICE 101

Date in Location: Apr. 27, 2015

## Proceedings

### Summary

Number of Proceedings: 3

### Type of Proceeding: Opposition

Proceeding Number: [91219045](#)

Filing Date: Oct 24, 2014

Status: Pending

Status Date: Oct 24, 2014

Interlocutory Attorney: MARY CATHERINE FAINT

### Defendant

Name: Born x Raised LLC

Correspondent Address: DAX ALVAREZ  
BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP  
12400 WILSHIRE BOULEVARD, 7TH FLOOR  
LOS ANGELES CA , 90025  
UNITED STATES

Correspondent e-mail: [Lori\\_Boatright@bstz.com](mailto:Lori_Boatright@bstz.com) , [Al\\_Grossman@bstz.com](mailto:Al_Grossman@bstz.com) , [dax\\_alvarez@bstz.com](mailto:dax_alvarez@bstz.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
BORN X RAISED	Opposition Pending	<a href="#">85751585</a>	

**Plaintiff(s)****Name:** Scott A. Godino, Jr.**Correspondent Address:** RYAN GILE  
WEIDE & MILLER LTD  
7251 WEST LAKE MEAD BLVD, SUITE 530  
LAS VEGAS NV , 89128  
UNITED STATES**Correspondent e-mail:** [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com) , [BBrown@WeideMiller.com](mailto:BBrown@WeideMiller.com) , [WeideMillerLaw@gmail.com](mailto:WeideMillerLaw@gmail.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BORN AND RAISED	Registered	<a href="#">77693271</a>	<a href="#">3926237</a>
BORN AND RAISED	Report Completed Suspension Check - Case Still Suspended	<a href="#">85802892</a>	

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 24, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 27, 2014	Dec 06, 2014
3	PENDING, INSTITUTED	Oct 27, 2014	
4	P MOT FOR EXT W/ CONSENT	Nov 11, 2014	
5	EXTENSION OF TIME GRANTED	Nov 12, 2014	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 13, 2015	
7	SUSPENDED	Feb 13, 2015	
8	NOTICE OF DEFAULT	Sep 21, 2015	

**Type of Proceeding: Opposition****Proceeding Number:** [91212772](#)**Filing Date:** Oct 02, 2013**Status:** Terminated**Status Date:** Nov 12, 2014**Interlocutory Attorney:** CHERYL S GOODMAN**Defendant****Name:** Jane Caselli**Correspondent Address:** KENNETH A PLEVAN  
SKADDEN ARPS SLATE MEAGHER & FLOM LLP  
FOUR TIMES SQUARE  
NEW YORK NY , 10036-6522  
UNITED STATES**Correspondent e-mail:** [kenneth.plevan@skadden.com](mailto:kenneth.plevan@skadden.com) , [xiyin.tang@skadden.com](mailto:xiyin.tang@skadden.com) , [smarquez@skadden.com](mailto:smarquez@skadden.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BROOKLYN BORN & RAISED	First Extension - Granted	<a href="#">85820626</a>	

**Plaintiff(s)****Name:** Scott A. Godino Jr.**Correspondent Address:** RYAN GILE  
WEIDE & MILLER LTD  
7251 WEST LAKE MEAD BLVD STE 530  
LAS VEGAS NV , 89128  
UNITED STATES**Correspondent e-mail:** [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BORN AND RAISED	Report Completed Suspension Check - Case Still Suspended	<a href="#">85802892</a>	
BORN AND RAISED	Registered	<a href="#">77693271</a>	<a href="#">3926237</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 02, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 02, 2013	Nov 11, 2013

3	PENDING, INSTITUTED	Oct 02, 2013
4	STIP FOR EXT	Nov 07, 2013
5	EXTENSION OF TIME GRANTED	Nov 07, 2013
6	STIP FOR EXT	Feb 05, 2014
7	EXTENSION OF TIME GRANTED	Feb 05, 2014
8	CHANGE OF CORRESP ADDRESS	May 02, 2014
9	ANSWER	May 07, 2014
10	ANSWER	May 07, 2014
11	P REQ FOR DISCOVERY CONFERENCE-ESTTA	May 20, 2014
12	ORDER SETTING DISCOVERY CONFERENCE DATE	May 23, 2014
13	STIP FOR EXT	May 28, 2014
14	EXTENSION DENIED	May 28, 2014
15	STIP FOR EXT	May 28, 2014
16	EXT GRANTED IN PART AND DENIED IN PART; DISCOVERY CONF SCHEDULED	Jun 03, 2014
17	TRIAL DATES REMAIN AS SET	Jun 17, 2014
18	D APPEARANCE / POWER OF ATTORNEY	Jul 23, 2014
19	W/DRAW OF OPPOSITION	Oct 29, 2014
20	BD DECISION: DISMISSED W/ PREJ	Nov 12, 2014
21	TERMINATED	Nov 12, 2014

**Type of Proceeding: Cancellation**

**Proceeding Number:** [92056660](#)

**Filing Date:** Jan 02, 2013

**Status:** Pending

**Status Date:** Jan 02, 2013

**Interlocutory Attorney:** GEOFFREY MCNUTT

**Defendant**

**Name:** Born X Raised LLC

**Correspondent Address:** LORI N BOATRIGHT  
BLAKELY SOKOLOFF TAYLOR ZAFMAN LLP  
12400 WILSHIRE BLVD, 7TH FLOOR  
LOS ANGELES CA , 90025  
UNITED STATES

**Correspondent e-mail:** [Lori\\_Boatright@bstz.com](mailto:Lori_Boatright@bstz.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BORN & RAISED	Cancellation Pending	<a href="#">85139387</a>	<a href="#">4096863</a>

**Plaintiff(s)**

**Name:** Scott A. Godino Jr.

**Correspondent Address:** RYAN GILE  
WEIDE & MILLER LTD  
7251 WEST LAKE MEAD BLVD, SUITE 530  
LAS VEGAS NV , 89128  
UNITED STATES

**Correspondent e-mail:** [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com) , [BShow@WeideMiller.com](mailto:BShow@WeideMiller.com) , [WeideMillerLaw@gmail.com](mailto:WeideMillerLaw@gmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BORN AND RAISED	Report Completed Suspension Check - Case Still Suspended	<a href="#">85802892</a>	

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 02, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 15, 2013	Feb 24, 2013
3	PENDING, INSTITUTED	Jan 15, 2013	
4	ANSWER	Feb 08, 2013	
5	DEF'S APPOINTMENT OF ADDITION TO POWER OF	Jun 17, 2013	

	ATTORNEY	
6	STIP TO SUSP PEND SETTL NEGOTIATIONS	Aug 02, 2013
7	SUSPENDED	Aug 02, 2013
8	D REQ TO W/DRAW AS ATTORNEY	Oct 18, 2013
9	BOARD'S ORDER	Nov 24, 2013
10	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 04, 2014
11	SUSPENDED	Mar 04, 2014
12	STIP FOR EXT	Aug 21, 2014
13	EXTENSION OF TIME GRANTED	Aug 21, 2014
14	STIP FOR EXT	Oct 03, 2014
15	EXTENSION OF TIME GRANTED	Oct 03, 2014
16	STIP FOR EXT	Nov 11, 2014
17	EXTENSION OF TIME GRANTED	Nov 12, 2014
18	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 13, 2015
19	SUSPENDED	Feb 20, 2015
20	P MOT FOR EXT W/ CONSENT	Aug 13, 2015
21	P MOT TO JOIN/SUBSTITUTE PARTY	Aug 21, 2015
22	EXTENSION OF TIME GRANTED	Sep 16, 2015
23	P MOT TO SUBSTITUTE GRANTED/RESPONSE DUE	Sep 24, 2015

# **EXHIBIT 3**

# **EXHIBIT 3**

Generated on: This page was generated by TSDR on 2015-10-14 12:07:44 EDT

Mark: BORN & RAISED

Born & Raised

US Serial Number: 85139387  
Application Filing Date: Sep. 27, 2010  
US Registration Number: 4096863  
Registration Date: Feb. 07, 2012  
Filed as TEAS Plus: Yes  
Currently TEAS Plus: Yes  
Register: Principal  
Mark Type: Trademark  
Status: A cancellation proceeding is pending at the Trademark Trial and Appeal Board. For further information, see TTABVue on the Trademark Trial and Appeal Board web page.  
Status Date: Jan. 15, 2013  
Publication Date: Mar. 08, 2011  
Notice of Allowance Date: May 03, 2011

## Mark Information

Mark Literal Elements: BORN & RAISED  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Goods and Services

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

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

For: Hats; Hooded sweat shirts; Jackets; Pants; Shirts; Shorts  
International Class(es): 025 - Primary Class  
U.S Class(es): 022, 039  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Apr. 2011  
Use in Commerce: Apr. 2011

## Basis Information (Case Level)

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

## Current Owner(s) Information

Owner Name: BORN X RAISED LLC  
Owner Address: 3608 ASHWOOD AVENUE  
LOS ANGELES, CALIFORNIA 90066  
UNITED STATES  
Legal Entity Type: LIMITED LIABILITY COMPANY  
State or Country Where Organized: CALIFORNIA

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Matthew H. Swyers, Esq.  
Attorney Primary Email Address: [mswyers@thetrademarkcompany.com](mailto:mswyers@thetrademarkcompany.com)  
Attorney Email Authorized: No

### Correspondent

Correspondent: LORI N BOATRIGHT

Name/Address: BLAKELY SOKOLOFF TAYLOR ZAFMAN LLP  
12400 WILSHIRE BLVD  
7TH FLOOR  
LOS ANGELES, CALIFORNIA 90025  
UNITED STATES

Phone: 800-906-8626 x 100

Fax: 270-477-4574

Correspondent e-mail: [mswyers@thetrademarkcompany.com](mailto:mswyers@thetrademarkcompany.com)

Correspondent e-mail Yes  
Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Feb. 26, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 15, 2013	CANCELLATION INSTITUTED NO. 999999	56660
Feb. 07, 2012	REGISTERED-PRINCIPAL REGISTER	
Jan. 06, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 05, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	70468
Jan. 02, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 08, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	70468
Dec. 08, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	70468
Dec. 08, 2011	ASSIGNED TO LIE	70468
Nov. 22, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 07, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Nov. 07, 2011	NON-FINAL ACTION E-MAILED	
Nov. 07, 2011	SU - NON-FINAL ACTION - WRITTEN	85328
Nov. 04, 2011	STATEMENT OF USE PROCESSING COMPLETE	66230
Nov. 02, 2011	USE AMENDMENT FILED	66230
Nov. 04, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Nov. 02, 2011	TEAS STATEMENT OF USE RECEIVED	
Nov. 02, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 02, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 03, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 08, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 08, 2011	PUBLISHED FOR OPPOSITION	
Jan. 05, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 04, 2011	ASSIGNED TO EXAMINER	85328
Oct. 02, 2010	NOTICE OF PSEUDO MARK MAILED	
Oct. 01, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 30, 2010	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 05, 2012

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: Printup, Chris

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5218/0398](#)

Pages: 4

Date Recorded: Feb. 18, 2014



Supporting Documents: [assignment-tm-5218-0398.pdf](#)

#### Assignor

Name: [PRINTUP, CHRIS](#) Execution Date: Feb. 17, 2014  
Legal Entity Type: INDIVIDUAL Citizenship: UNITED STATES

#### Assignee

Name: [BORN X RAISED LLC](#)  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: CALIFORNIA  
Address: 3608 ASHWOOD AVENUE  
LOS ANGELES, CALIFORNIA 90066

#### Correspondent

Correspondent Name: DAX ALVAREZ  
Correspondent Address: 12400 WILSHIRE BOULEVARD  
7TH FLOOR  
LOS ANGELES, CA 90025

#### Domestic Representative - Not Found

## Proceedings

#### Summary

Number of Proceedings: 1

#### Type of Proceeding: Cancellation

Proceeding Number: [92056660](#) Filing Date: Jan 02, 2013  
Status: Pending Status Date: Jan 02, 2013  
Interlocutory Attorney: GEOFFREY MCNUTT

#### Defendant

Name: Born X Raised LLC  
Correspondent Address: LORI N BOATRIGHT  
BLAKELY SOKOLOFF TAYLOR ZAFMAN LLP  
12400 WILSHIRE BLVD, 7TH FLOOR  
LOS ANGELES CA , 90025  
UNITED STATES  
Correspondent e-mail: [Lori\\_Boatright@bstz.com](mailto:Lori_Boatright@bstz.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
BORN & RAISED	Cancellation Pending	<a href="#">85139387</a>	<a href="#">4096863</a>

#### Plaintiff(s)

Name: Scott A. Godino Jr.  
Correspondent Address: RYAN GILE  
WEIDE & MILLER LTD  
7251 WEST LAKE MEAD BLVD, SUITE 530  
LAS VEGAS NV , 89128  
UNITED STATES  
Correspondent e-mail: [RGile@WeideMiller.com](mailto:RGile@WeideMiller.com) , [BShow@WeideMiller.com](mailto:BShow@WeideMiller.com) , [WeideMillerLaw@gmail.com](mailto:WeideMillerLaw@gmail.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
BORN AND RAISED	Report Completed Suspension Check - Case Still Suspended	<a href="#">85802892</a>	

#### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 02, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 15, 2013	Feb 24, 2013
3	PENDING, INSTITUTED	Jan 15, 2013	
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18	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 13, 2015
19	SUSPENDED	Feb 20, 2015
20	P MOT FOR EXT W/ CONSENT	Aug 13, 2015
21	P MOT TO JOIN/SUBSTITUTE PARTY	Aug 21, 2015
22	EXTENSION OF TIME GRANTED	Sep 16, 2015
23	P MOT TO SUBSTITUTE GRANTED/RESPONSE DUE	Sep 24, 2015