

ESTTA Tracking number: **ESTTA617540**

Filing date: **07/24/2014**

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

Proceeding	92059586
Party	Plaintiff Saramax Apparel Group, Inc.
Correspondence Address	DAVID YEDID OVED & OVED LLP 401 GREENWICH STREET NEW YORK, NY 10013 UNITED STATES dyedid@ovedlaw.com, terry@ovedlaw.com, aaron@ovedlaw.com
Submission	Other Motions/Papers
Filer's Name	David Yedid, Esq.
Filer's e-mail	dyedid@ovedlaw.com, terry@ovedlaw.com, aaron@ovedlaw.com
Signature	/David Yedid/
Date	07/24/2014
Attachments	Notice of Failure of Service.pdf(128443 bytes )

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

In the Matter of Trademark Registration No. 1350757  
Mark: M.V.P.

SARAMAX APPAREL GROUP, INC.,

*Petitioner,*

v.

BARROW MANUFACTURING COMPANY, INC.,

*Respondent and Registrant.*

Cancellation No. 92059586

**NOTICE OF FAILURE OF SERVICE OF PETITION TO CANCEL**

Pursuant to 72 Fed. Reg. 42242, 42243, petitioner, SaraMax Apparel Group, Inc. (“Petitioner”), by its attorneys Oved & Oved LLP, hereby notifies the United States Patent and Trademark Office (“USPTO”) Trademark Trial and Appeal Board (the “Board”) that Petitioner’s service of the Petition to Cancel the Registration of the Mark, at Respondent’s address of record, 83 Horton Street, Winder, Georgia 30680, has failed and was returned to Petitioner, on July 21, 201, as “Not Deliverable as Addressed, Unable to Forward.”

Petitioner’s voluntary investigation has revealed the principal business address listed for the Respondent with the Georgia State Division of Corporations is: 55 Hickory Hollow, Winder, Georgia 30680-0460. The address for Respondent’s Officers, as listed with Georgia State Division of Corporations, is: P. O. Box 460, Winder, Georgia 30680. The listed email address

for Respondent's C.E.O., Thomas Richard Jennings, is: [trjennings@barrowchamber.com](mailto:trjennings@barrowchamber.com).<sup>1</sup>  
Respondent's C.E.O., Thomas Richard Jennings is listed as the President of the Barrow County Chamber of Commerce, which is located at 6 Porter Street, Winder, Georgia 30680.

**WHEREAS**, the service of the Petition to Cancel the Registration of the Mark, in the instant proceeding has failed, Petitioner respectfully requests the Board to effect service on Respondent, pursuant to 72 Fed. Reg. 42242, 42243.

Dated: July 24, 2014  
New York, New York

Respectfully submitted,

/David Yedid/  
David Yedid, Esq.  
OVED & OVED LLP  
*Attorneys for Petitioner*  
401 Greenwich Street  
New York, NY 10013  
Tel: 212.226.2376

---

<sup>1</sup> A copy of Respondent's 2014 Corporation Annual Registration obtained from the Georgia State Division of Corporation website, includes the above-mentioned information, and is attached hereto as **Exhibit A**.

## **EXHIBIT A**



**Brian P. Kemp**  
Secretary of State

**STATE OF GEORGIA**  
**2014 Corporation Annual Registration**

OFFICE OF THE SECRETARY OF STATE  
Annual Registration Filing  
P.O. Box 23038  
Columbus, Georgia 31902-3038

Secretary of State  
Control No.: A602487  
Date Filed:4/21/2014 5:57:47 PM

**Information on record as of: 5:57:48 PM**

**Entity Control No. A602487**

**Amount Due: \$50.00**

**Amount Due AFTER June 1, 2014: \$75.00**

BARROW MANUFACTURING COMPANY  
55 Hickory Hollow  
WINDER, Georgia 30680-0460

**Each business entity registered or filed with the Office of Secretary of State is required to file an annual registration.** Amount due for this entity is indicated above and below on the remittance form. Annual fee is \$50. If amount is more than \$50, the total reflects amount(s) due from previous year(s) and any applicable late fee(s). **Renew by April 1, 2013** Your Annual Registration must be postmarked by June 1, 2014. If your registration and payment are not postmarked by June 1, 2014, you will be assessed a \$25.00 late filing penalty fee.

For faster processing, we invite you to file your Annual Registration online with a credit card at <http://www.sos.ga.gov/corporations/>. The Corporations Division accepts Visa, MC, Discover, American Express and ATM/Debit Cards with the Visa or MC logo for online filings only. Annual Registrations not processed online require payment with a check, certified bank check or money order. **We cannot accept cash for payment.**

You may mail your registration in by submitting the bottom portion of this remittance with a check or money order payable to "Secretary of State". **All checks must be pre-printed with a complete address in order to be accepted by our offices for your filing. Absolutely, no counter or starter checks will be accepted. Failure to adhere to these guidelines will delay or possibly reject your filing.** Checks that are dishonored by your bank are subject to a \$30.00 NSF charge. Failure to honor your payment could result in a civil suit filed against you and/or your entity may be Administratively Dissolved by the Secretary of State. [See O.C.G.A. § 13-6-15 and Title 14, respectively.]

Officer, address and Agent information currently of record is listed below. Please verify "county of registered office." If correct and complete, detach bottom portion, sign, and return with payment. Or, enter changes as needed and submit. Complete each line, even if the same individual serves as Chief Executive Officer, Chief Financial Officer, and Secretary of the corporation.

**Note: Registered Agent address must be a street address in Georgia where the agent may be served personally. A mail drop or P.O. Box does not comply with Georgia law for registered office. P.O. Boxes may be used for principal office and officers' addresses.**

Any person authorized by the entity to do so may sign and file registration (including online filing). Additionally, a person who signs a document submits an electronic filing he or she knows is false in any material respect with the intent that the document be delivered to the Secretary of State for filing shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished to the highest degree permissible by law. [O.C.G.A. § 14-2-129.]

Please return **ONLY** the original form below and applicable fee(s). For more information on Annual Registrations or to file online, visit <http://www.sos.ga.gov/corporations/>. Or, call 404-656-2817.

CORPORATION NAME	ADDRESS	CITY	STATE	ZIP
BARROW MANUFACTURING COMPANY	55 Hickory Hollow	WINDER	GA	30680-0460
CEO: THOMAS R JENNINGS	P. O. BOX 460	WINDER	Georgia	30680
CFO: DONALD R SEGARS JR	PO BOX 460	WINDER	Georgia	30680
SEC: JENNINGS, DONALD L	P. O. BOX 460	WINDER	Georgia	30680

**THE ABOVE INFORMATION HAS BEEN UPDATED TO:**

CORPORATION NAME	ADDRESS	CITY	STATE	ZIP
BARROW MANUFACTURING COMPANY	55 Hickory Hollow	WINDER	Georgia	30680-0460
CEO: THOMAS R JENNINGS	P. O. BOX 460	WINDER	Georgia	30680
CFO: DONALD R SEGARS JR	PO BOX 460	WINDER	Georgia	30680
SEC: JENNINGS, DONALD L	P. O. BOX 460	WINDER	Georgia	30680

AGT: THOMAS R JENNINGS	55 Hickory Hollow	WINDER	Georgia	30680
I CERTIFY THAT I AM AUTHORIZED TO SIGN THIS FORM AND THAT THE INFORMATION IS TRUE AND CORRECT.	P.O. BOX NOT ACCEPTABLE FOR REGISTERED AGENT'S ADDRESS	COUNTY OF REGISTERED OFFICE:	Barrow County	
AUTHORIZED SIGNATURE: Thomas Richard Jennings		Date:4/21/2014 5:57:47 PM	Total Due:	
Title:CEO	Email: trjennings@barrowchamber.com			<b>\$50.00</b>

BR201 2013 Corporation Annual Registration

144 A60248724 0050009 BARROWMANUFACTURINGC3 201406013 0075000