

ESTTA Tracking number: **ESTTA902894**Filing date: **06/13/2018**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92066224
Party	Defendant Michael Knupp
Correspondence Address	MICHAEL KNUPP 10182 PENNSYLVANIA AVENUE BONITA SPRINGS, FL 34135 UNITED STATES Email: mike@16-ball.com
Submission	Motion for Summary Judgment Yes , the Filer previously made its initial disclosures pursuant to Trademark Rule 2.120(a); OR the motion for summary judgment is based on claim or issue preclusion, or lack of jurisdiction. The deadline for pretrial disclosures for the first testimony period as originally set or reset: 06/29/2018
Filer's Name	MICHAEL KNUPP
Filer's email	mike@16-ball.com
Signature	/MICHAEL KNUPP/
Date	06/13/2018
Attachments	MOTION FOR SUMMARY JUDGMENT.pdf(388956 bytes) EXHIBIT A - Petitioner Initial Disclosures.pdf(94959 bytes) EXHIBIT B - Respondent Initial Disclosures.pdf(186455 bytes) EXHIBIT C - Respondent Registration No. 3845564.pdf(663278 bytes) EXHIBIT D - Petitioner Application No. 87135278.pdf(384963 bytes) EXHIBIT E - PetitionforCancellation 06-01-2017 with ESTTA Cover.pdf(203564 bytes) EXHIBIT F - Amended Petition for Cancellation 11-14-2017 with ESTTA Cover.pdf(1087850 bytes) EXHIBIT G - How to Establish a Partnership in California.pdf(103053 bytes) EXHIBIT H - Zip 92105 San Diego County CA.pdf(444599 bytes) EXHIBIT I - TheBetterBusinessBureauFictitiousNameSearch.pdf(125782 bytes) EXHIBIT J - BetterBusinessBureauFictitiousNameSearch.pdf(126193 bytes) EXHIBIT K - Luke DeAngelo Fictitious Name Search.pdf(125366 bytes) EXHIBIT L - PaulCaputoFictitiousNameSearch.pdf(125485 bytes) EXHIBIT M - No Assignment Recorded.pdf(154430 bytes) EXHIBIT N- Articles of Organization LLC-1 1-29-2018.pdf(386181 bytes) EXHIBIT O- Statement of Information LLC-12 1-29-2018.pdf(466993 bytes) EXHIBIT P - Second Application No. 87822916.pdf(377010 bytes)

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

In the Matter of Registration No. **3845564**
For the mark **WORLD SERIES OF BILLIARDS**
Issued September 7, 2010

Better Billiards Bureau and/or)	
The Better Billiards Bureau)	
)	
)	
Petitioner, v.)	
)	
)	Cancellation No. 92066224
)	Application No. 87135278
Michael Knupp)	
)	
Registrant)	
)	

REGISTRANT’S MOTION FOR SUMMARY JUDGMENT

RE: AMENDED PETITION FOR CANCELLATION

Pursuant to Fed. R. Civ. P. 56(a); TBMP 528.01, Registrant MICHAEL KNUPP submits this Motion for Summary Judgment. Petitioner’s and Respondent’s Initial Disclosures have both been served on either party on May 29, 2018 and June 13, 2018, respectively. (See Exhibits A, Petitioner’s Initial Disclosures) and Exhibit B, Respondent’s Initial Disclosures) attached hereto. We request the Board to hereby incorporate into the record all documentation with regard to Respondent’s Registration No. 38,45564 (*See* Exhibit C attached hereto), Petitioner’s Application No. 87/135278 (*See* Exhibit D attached hereto) and Cancellation No. 92066224.

I. INTRODUCTION

Registrant MICHAEL KNUPP has moved for Summary Judgment on Petitioner’s Amended

Petition for Cancellation No. 92066224 based on Petitioner's Failure to State a Claim Upon Which Relief Can Be Granted/Lack of Standing and Insufficiency of the Pleadings; 1)Lack of Standing; Petitioner Not a "Person" who may Oppose or Petition to Cancel; and 2) Insufficiency of the Pleadings; Underlying Application legally void.

A 56(a) Motion for Summary Judgment is a dispositive motion, and thus, the cancellation proceedings should be otherwise suspended pending the determination of this Motion. 37 C.F.R. 2.127(d); TBMP 510.

II. ARGUMENT

Respondent Pro Se comes now before the Court seeking Summary Judgment and will show herein that there is "...no genuine dispute..." as to the threshold issue of Petitioner's Standing and that Movant Respondent "...is entitled to judgment as a matter of law." (TMEP 528.01)

A Court must dismiss a petition for cancellation for failure to state a claim upon which relief can be granted when the petition fails to state a legally-sufficient claim. To state a claim upon which relief can be granted, Petitioner need only allege such facts which, if proved, would establish that Petitioner is entitled to the relief sought; that is, (1) Petitioner has standing to bring the proceeding, and (2) a valid statutory ground exists for denying registration or cancelling an existing registration. *See Fair Indigo LLC v. Style Conscience*, 85 USPQ2d 1536, 1538 (TTAB 2007). The problem is, the threshold standards are not met in the instant Amended Petition for Cancellation on its face.

Failure to State a Claim Upon Which Relief Can be Granted

1) Lack of Standing

To have standing in a cancellation proceeding the statute establishes a broad doctrine of standing, "Any 'person' who believes that he would be damaged by the registration of a mark upon the principal register..." 15 U.S.C. Section 1063(a) [Trademark Act Section 13(a)] . "The purpose of the

standing requirement, ... is to prevent litigation when there is no real controversy between the parties.” *McDermott v. San Francisco Women’s Motorcycle Contingent*, 81 USPQ2d 1212, 1214 (TTAB 2006), *aff’d*, 240 Fed. Appx. 865 (Fed. Cir. 2007).

The starting point for standing is first qualifying as a “person” under the Act. The term “person,” includes both natural and *juristic* persons. A juristic person is a “firm, corporation, union, association, or other organization capable of suing and being sued in a court of law.” TBMP Section 303.02, Meaning of the Term “Person.”

Of course, the Board as well as Registrant herein assumes the “person” or entity filing such a serious Petition for Cancellation and Amended Petition for Cancellation via experienced legal counsel is a qualified “person” to do so.

However, Registrant has discovered (as referenced in it's premature Motion to Dismiss filed December 10, 2017) that Petitioner in the instant Amended Petition for Cancellation (and original Petition for Cancellation dated 06/01/2017) is not a qualified “person” under the Act and that Petitioner herein cannot, as a matter of law, “...produce admissible evidence” to support that it is a qualified person under the Act. (TMEP 528.01(b). “Allegations in support of standing which may be sufficient for pleading purposes must later be affirmatively proved by the plaintiff at trial or on Summary Judgment. (TMBP 309.03(b) .

The instant Amended Petition for Cancellation has been brought by “The Better Billiards Bureau”, and/or “Better Business Bureau,” as reflected on the Amended Petition for Cancellation and Petition for Cancellation ESTTA Cover Sheet, Tracking Number ESTTA824344. On Examination of the ESTTA Cover Sheet, Tracking Number ESTTA824344, the name of Petitioner is “Better Business Bureau,” Entity, “Partnership;” “Composed of: Luke DeAngelo, Paul Caputo”; Address, 4469 Home Avenue, San Diego, California, 92105.” (*See* Exhibits F, Amended Petition for Cancellation and

Exhibit E, ESTTA Cover Sheet 824344/ Exhibit E, Petitioner's Petition for Cancellation, attached hereto.)

Examination of the underlying Trademark TEAS Plus Application Serial Number 87/135278 reveals "Owner (APPLICANT) The Better Billiards Bureau, Luke DeAngelo, USA; Paul Caputo, USA PARTNERSHIP CALIFORNIA Unit 1 4469 Home Ave San Diego CALIFORNIA 92105. "OWNER OF MARK, The Better Billiards Bureau; LEGAL ENTITY INFORMATION, Type PARTNERSHIP, STATE/COUNTRY LEGALLY ORGANIZED, California; NAME(S) OF GENERAL PARTNER(S) & CITIZENSHIP/INCORPORATION, Luke DeAngelo, USA; Paul Caputo, USA. (See Exhibit D attached hereto.) The entity, "Better Business Bureau" and/or "The Better Business Bureau" is listed on the Petition for Cancellation, Amended Petition for Cancellation and Petitioner's underlying Application for Registration Serial No. 87/135278 of "THE WORLD SERIES OF POOL" as located at 4469 Home Avenue, Unit 1, San Diego, CA., 92105. This address and zip code is located in San Diego County, CA. (See Exhibits E, Petition for Cancellation filed 6/1/2017; Exhibit F, Amended Petition for Cancellation filed 11/14/2017; Exhibit D, Petitioner's Application for Registration Serial No. 87/135278 and Exhibit H, Google Search zip 92105 in San Diego County.)

On research and examination of the legal requirements to become a "partnership" in California, filing of a partnership agreement with the San Diego County Clerk's office or any other clerk's office in the state is not necessary. Respondent does not dispute this. "In California, a partnership may use the surnames of the individual partners or may use a fictitious business name." (See Exhibit G attached hereto.)

However, if the Partnership entity wishes to do business under a fictitious name, i.e., "Better Billiards Bureau" or "The Better Billiards Bureau" it must file a fictitious business name statement with

the office of the County Clerk in which the business entity is based, along with publication of same in a county newspaper for four weeks, as is typical. (*See* Exhibit G attached hereto.)

On research and examination of the filing Petitioner/Applicant, The Better Billiards Bureau (or Better Billiards Bureau) Registrant finds that there is not now, nor have ever been any such fictitious names filed in San Diego County, California. Searches were conducted by Registrant herein for “The Better Billiards Bureau,” “Better Billiards Bureau,” along with the listed partners’ names, “Luke DeAngelo” and “Paul Caputo.” These searches were conducted dating back to 8/11/2013, three years prior to the filing of Petitioner’s Application for Registration No. 87135278. These searches found no results for any of the names above. Registrant’s inquiries also included a telephone call to the Clerk’s office on December 6, 2017, at 12:39 p.m. who also conducted searches for each, just to verify that Registrant was not missing anything in his search. The Clerk confirmed that there is not now, nor ever has been filed any such fictitious names, nor any other registrations under either of the two names, Luke DeAngelo or Paul Caputo. The “dba” The Better Billiards/Better Billiards Bureau is legally non-existent. (*See* Exhibits I, J, K and L attached hereto.) It is an undisputed fact that “Better Billiards Bureau” or “The Better Billiards Bureau” has never been registered according to California law and, therefore, is not a legal entity.

Respondent would submit that “Better Billiards Bureau” or “The Better Billiards Bureau” is not a “Partnership” as previously plead by Petitioner; it is a Non-existent “legal entity” . It is an “assumed name designation” TMEP 803.02(b). The “Legal Entity” herein is the California Partnership, General Partners Luke DeAngelo and Paul Caputo. However, the “Owner,” “Applicant” and “Petitioner” herein, “Better Billiards Bureau” or “The Better Billiards Bureau” is not a legal entity. “If a partnership or joint venture is doing business under an assumed name, this may be indicated using an assumed name designation.” (TMEP 803.02(b)). “An operating division, or the like, that is merely an organizational

unit of a company and not a legal entity that can sue and be sued, may not own or apply to register a mark.” *See* TMEP 1201.02(d).

“Whether the USPTO will accept the identification of an applicant’s entity depends on whether that entity is recognized under the laws of applicant’s place of domicile. (TMEP 803.03 Legal Entity of Applicant.)

Assuming, *arguendo*, that Petitioner would argue that “if a company or partnership is dissolved or otherwise found invalid, trademark ownership rights fall to the relevant owners of the would be valid entity, by default,” Respondent would respond that, “Upon the death or dissolution of a partner or other change in the members that compose a domestic partnership, that legal entity ceases to exist and any subsequent arrangement constitutes a new entity, unless the partnership agreement provides for continuation of the partnership in the event of changes in partners.” *See* TMEP 803.03(b). *See also* TEMP Chapter 500 regarding changes of ownership.

Petitioner/Applicant, The Better Billiards, therefore, is not a “person” entitled to file this or any other action with the USPTO, including this Amended Petition for Cancellation, prior Petition for Cancellation, nor its underlying original Application for Registration of “THE WORLD SERIES OF POOL” trademark, Application No. 87135278 under 15 U.S.C. Section 1064 [Trademark Act Section 14], TBMP Section 303, Who May Oppose or Petition to Cancel, Section 303.01, In General and Section 303.02, Meaning of the Term “Person”.

Standing is an affirmative element of Petitioner’s case, which must be maintained throughout the proceeding and affirmatively proven at trial or on Summary Judgment. *See Lipton Indus., Inc. v. Ralston Purina Co.*, 670 F.2d 1024, 213 USPQ 185, 189 (CCPA 1982); *see also Apollo Med. Extrusion Techs., Inc. v. Med. Extrusion Techs., Inc.* 123 USPQ2d 1844, 1848, (TTAB 2017); *Blackhorse v. Pro Football, Inc.*, 98 USPQ2d 1633, 1637 (TTAB 2011).

Failing the threshold requirement of Standing, Petitioner is entitled to no relief under any set of facts that could be produced in support of its allegations or claims.

2) Insufficiency of the Pleadings /Underlying Application legally void.

Who May Oppose or Petition to Cancel

In order for Petitioner to qualify to Oppose or Petition to Cancel, he must first qualify as referenced under TBMP 303.01 (In General), 15 U.S.C. § 1063(a) [Trademark Act § 13(a)] Any person who believes that he would be damaged by the registration of a mark upon the principal register...” So, Petitioner must not only qualify as a “person” under the Act, as argued above, but must also show that he believes he would be damaged by Respondent’s Trademark Registration, WORLD SERIES OF BILLIARDS. (*See* Exhibit C attached hereto.)

In its Amended Petition for Cancellation of Registrant’s Mark, Petitioner’s claims of damage or its belief of possible damage are underpinned entirely on rejection of its Trademark Application Serial No. 87/135278 (*See* Exhibit D attached hereto).

Respondent herein submits that Application Serial No. 87/135278 is legally void for the following reasons.

No Corrective Action Taken

Assuming, arguendo, that Petitioner should claim mistake or error in its filings above regarding its standing and underlying rejected Application No. 87/135278, Respondent would submit the following to the Court:

Respondent is fully aware that there are circumstances that would allow Petitioner/Applicant to file an amendment or correction if these errors in submission regarding Ownership of the Mark, i.e., Trade Name Set Forth as Applicant not a legal entity; Inconsistency Between Owner Section and Entity

Section of the TEAS Form, Non-Existent Entity (did not exist on the application filing date) were done by mistake or in error. (TMEP 1201.02(c). However, Respondent would argue;

1) According to TMEP 1201.02(c), “If the party applying to register the mark is, in fact, the owner of the mark, but there is a mistake in the manner in which the name of the applicant is set out in the application, the mistake may be corrected by Amendment. However, the application may not be amended to designate another entity as the applicant. 37 C.F.R. §2.71(d); TMEP §803.06. “An application filed in the name of the wrong party is void and cannot be corrected by amendment.” 37 C.F.R. §2.71(d); see *Huang v. Tzu Wei Chen Food Co.*, 849 F.2d 1458, 7 USPQ2d 1335 (Fed. Cir. 1988); *Great Seats, Ltd. v. Great Seats, Inc.*, 84 USPQ2d 1235, 1244 (TTAB 2007); *In re Tong Yang Cement Corp.*, 19 USPQ2d 1689 (TTAB 1991).

2) The Petitioner/Applicant herein has been effectively put on “actual legal notice” (which brings the knowledge of a fact directly home to a party) regarding the facts of the above defects as of December 10, 2017, the filing date of Respondent’s premature Motion to Dismiss. (Fed.R. Civil P. 5(a).

Petitioner/Applicant has taken no action to date to file an appropriate amendment, correction or assignment with the Trademark Board, nor otherwise move to correct its instant Amended Petition for Cancellation. (*See Exhibit M attached hereto.*) “Acknowledgment shall be prima facie evidence of the execution of an assignment...when the prescribed information reporting the assignment is recorded in the United States Patent and Trademark Office, the record shall be prima facie evidence of execution. (*See TMEP 501.03*) (*See also 15 U.S.C. Section 1060(a)(3)*).

“An assignment shall be void against any subsequent purchaser for valuable consideration without notice, unless the prescribed information reporting the assignment is recorded in the United States Patent and Trademark Office within 3 months after the date of the assignment or prior

to the subsequent purchase. “ (See TMEP 501.03) (See also 15 U.S.C. Section 1060(a)(4).

Assuming, *arguendo*, that Petitioner herein had filed a proper Assignment with the Assignment Recordation Branch of the USPTO, “The recording of a document pursuant to §3.11 is not a determination by the Office of the validity of the document or the effect that document has on the title to an application, a patent, or a registration. When necessary, the Office will determine what effect a document has, including whether a party has the authority to take an action in a matter pending before the Office. (See 37 C.F.R. §3.54 Effect of recording.)

Petitioner herein also has not withdrawn nor abandoned either its current Amended Petition for Cancellation, or its underlying Application Serial No. 87135278. It has chosen, however, to proceed with this prosecution, even while filing a second, nearly-identical Application for the same mark, same class, as will be demonstrated below.

Petitioner/Applicant no longer exists.

Upon information and belief, Respondent would submit that the Partnership that existed as referenced in the instant Amended Petition for Cancellation (Canc. No. 92066224) and its underlying Application Serial No. 87135278 of Luke DeAngelo and Paul Caputo no longer exists and is no longer an active and viable Partnership/Legal Entity herein. The information and evidence to support Respondent’s belief is as follows and attached hereto:

1) Petitioner’s Initial Disclosures submitted to Respondent via email May 29, 2018, list only Luke DeAngelo as “Person with Knowledge,” curiously leaving off the other partner at Bar, Paul Caputo. (See Exhibit A, attached hereto.)

2) Petitioner/Applicant, Partner Luke DeAngelo, has, filed for a new California LLC under the name of DeAngelo Billiards Technologies, LLC on January 29, 2018 (See Exhibit N attached hereto,

Articles of Organization LLC-1), and Statement of Information LLC-12 filed on March 7, 2018. (*See* Exhibit O attached hereto, Statement of Information LLC-12). There is no reference to Partner herein, Paul Caputo, on either document.

3) Petitioner/Applicant, Partner Luke DeAngelo, under the name of DeAngelo Billiards Technologies, LLC has also filed a new Trademark Application, Serial No. 87822916, for the exact same mark, “THE WORLD SERIES OF POOL,” under the exact same category, “Category 041.” (*See* Exhibit P attached hereto.) Filing of this second application on March 6, 2018, came prior to Board’s ruling on Registrant’s Motion to Dismiss of December 10, 2018, which came out on April 30, 2018.

This new Application and corporate papers filed referenced above reflect only the name of Luke DeAngelo, with no reference found to Partner at Bar, Paul Caputo. *See* (TEMP Section 703.) USPTO Does Not Issue Duplicate Registrations. “The USPTO will not issue two or more identical registrations on the same register. If two applications on the same register would result in registrations that are exact duplicates, the USPTO will permit only one application to mature into registration, and will refuse registration in the other application. 37 C.F.R. §2.48.

The USPTO may record an assignment of the trademark application, but the application would still be void for lack of use at the time the application was filed (or lack of bona fide use if a 1(b) and would (rightfully) be subject to cancellation if challenged.

Once again, Petitioner herein has not filed any amendment, correction or assignment relating to its ownership/Application for Registration of THE WORLD SERIES OF POOL, Serial No. 87/135278. With one of the Legal Entity Partners to this Petition for Cancellation, Luke DeAngelo, now presenting another application for the exact same mark/exact same class, under a different entity name, absent his Partner Paul Caputo in the instant case, a reasonable person would examine this evidence,

coupled with the other evidence referenced above and reason that the Partnership of Luke DeAngelo and Paul Caputo no longer exists.

Respondent questions why Petitioner's qualified trademark counsel would proceed with this prosecution, all the while filing a second application for the same mark/same class with one of the current partners listed in the instant Amended Petition for Cancellation. It is apparent from the record that Partner Luke DeAngelo intends to go forward with his pursuit of the trademark "THE WORLD SERIES OF POOL" under a California LLC absent Partner Paul Caputo.

For all the reasons listed above, Application Serial No. 87/135278 is legally voided.

This Amended Petition for Cancellation is therefore fatally flawed, legally insufficient and cannot move beyond the "standing" phase. Petitioner herein is entitled to no relief under any set of facts that could be proved in support of its claims, as Petitioner has not met its threshold qualifications to bring this action. A pleading fails a legal sufficiency challenge, if the complainant's allegations, even if true, are not legally actionable. *See Charles Alan Wright & Arthur R. Miller, Federal Practice & Procedure* § 1215 (3d ed. 2009) ("If the plaintiff does plead particulars, and they show he has no claim, then the plaintiff has pleaded himself out of court."). In *Neitzke v. Williams*, the Supreme Court described this standard as follows: "Rule 12(b)(6) authorizes a court to dismiss a claim on the basis of a dispositive issue of law. As recognized by the Supreme Court in *Neitzke*, dismissal of claims for legal insufficiency "streamlines litigation by dispensing with needless discovery and fact finding."

Respondent has demonstrated the absence of any genuine dispute of material fact relating to the threshold qualifications of standing and is entitled to judgment as a matter of law. *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 256-57 (1986).

II. PRAYER FOR RELIEF

WHEREFORE, PREMISES CONSIDERED, Registrant MICHAEL KNUPP, owner of Trademark Registration No. 38,45564 respectfully requests and prays that the Board find in Registrant's favor with regard to Registrant's Motion for Summary Judgment and dismiss with prejudice Petitioner's Amended Petition for Cancellation.


Respondent is filing this Motion for Summary Judgment in all good faith as required under TBMP 318, Fed.R.Civ.P. 11 and prays the Court take into consideration any in-artful presentation of this Pro Se Litigant and construe all pleadings as to do substantial justice. Fed.R. Civ P. (Rule 1), (Rule 8)(f).

Registrant prays also that, pursuant to TMEP 1504.05 Petitioner/Applicant Application for Registration No. 87,135278 hereby be remanded back to the examining attorney as legally void for reasons set for herein, that filer is not a "person" qualified to submit same, and further direct examiner to reject pursuant to TMEP Section 703 the second, nearly-identical Application of Partner Luke DeAngelo filed under Serial No. 87822916.

Registrant prays further the Court closely examine the unusual circumstances of the prosecution actions taken herein by qualified legal counsel, a Trademark Attorney, who has proceeded in this instant action with filing no amendment, correction or assignment to correct the non-entity status of his client; for this qualified legal counsel, after having been put on notice of the non-entity status of his client as of December 10, 2018, to continue in Prosecution of a Petition for Cancellation while only weeks later filing a second, nearly-identical application for the same mark, same category under one of the same Partners to this Petition, Luke DeAngelo, with no notice to either Respondent or the Court.

This Pro Se Litigant will depend on the Board to examine these actions and determine whether this prosecution has been made in good faith and whether admonishment by the Court is warranted.

Registrant prays also that the Board examine each area (Failure to State a Claim Upon Which Relief Can Be Granted/Standing; Insufficiency of the Pleadings/Application Legally Void) individually and should Registrant fail in one area, Respondent prevail in Summary Judgment, as both or either areas are dispositive.

Respectfully submitted,

MICHAEL KNOPP,
Registrant Respondent, Pro Se

Dated June 13, 2018

CERTIFICATE OF SERVICE

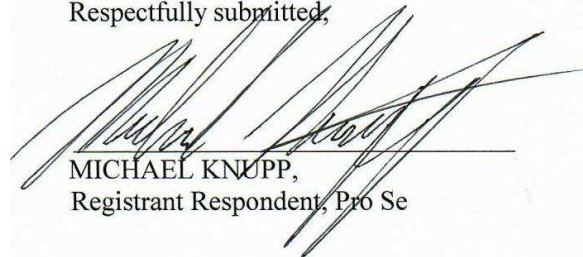
I hereby certify that on the 13th day of June, 2018, the foregoing Motion for Summary Judgment Re: Amended Petition for Cancellation has been served upon Petitioner's Legal Counsel/correspondence of record, as listed in the USPTO TSDR Database, by emailing said copy on this 12th day of June, 2018, to david@latml.com.

L.A. TECH & MEDIA LAW FIRM
David N. Sharifi
SBN: 251450 (CA)
11755 Wilshire Boulevard, 15th Floor
Los Angeles, CA 90025
Phone 310.751.0181
Attorneys for Petitioner,
Better Billiards Bureau and/or
The Better Billiards Bureau

CERTIFICATE OF ELECTRONIC FILING

The undersigned certifies that this submission (along with any paper referred to as being attached or enclosed) is being filed with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals (ESTTA) on this 13th day of June, 2018.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michael Knupp', is written over a horizontal line. The signature is stylized and somewhat cursive.

MICHAEL KNUPP,
Registrant Respondent, Pro Se

Dated June 13, 2018

10182 Pennsylvania Avenue
Bonita Springs, FL 34135
239.290.9921

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

In the Matter of Registration No. 3,845,564
For the mark WORLD SERIES OF BILLIARDS
Issued September 7, 2010

The Better Billiards Bureau)	
)	
)	
)	
Petitioner,)	
)	
v.)	
)	Cancellation No. 92066224
Michael Knupp)	
Respondent)	

PETITIONER'S INITIAL DISCLOSURES PURSUANT TO FED. R. CIV. P 26(a)(1)

Pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure and 37 C.F.R. §§ 2.120(a)(2)(ii) and (3), Petitioner hereby submits its initial disclosures. These initial disclosures are based on the information reasonably available to Petitioner at this time, and are made without waiving any objections as to relevance, materiality or admissibility of evidence in the action. Petitioner reserves the right to revise, correct, supplement or clarify the disclosures at any time, consistent with Rule 26(e) of the Federal Rules of Civil Procedure.

1. **Persons with Knowledge.** The following are individuals that Petitioner believes are likely to have discoverable information that Petitioner may use to support its claims in the instant case.

Luke DeAngelo
3245 University Ave, Unit 1257
San Diego, CA 92104
814-335-1671
Subject Matter: Petitioner's use of, and interest in,

the WORLD SERIES OF POOL mark.

Additionally, third parties may also have discoverable information relevant to Petitioner's claims. Petitioner and its counsel do not consent to Registrant (including Registrant's outside counsel) contacting any of Petitioner's witnesses, members, former employees, consultants, customers, distributors, or developers directly. These persons may only be contacted through Petitioner's outside counsel of record in this case.

2. Documents & Electronic Files. Below are descriptions by category of those documents, electronically stored information, and tangible things that Petitioner may use to support its claims in this case:

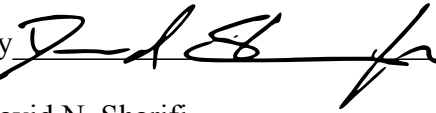
- Petitioner's trademark files related to Application Serial No. 87135278.
- Documents reflecting Petitioner's creation, first use, and continued use of Petitioner's THE WORLD SERIES OF POOL mark.
- Documents reflecting Petitioner's organizing, conducting, and operating billiard tournaments.
- Documents related to expenditures for advertising and promoting services provided under Petitioner's THE WORLD SERIES OF POOL mark.
- Marketing and advertising materials related to Petitioner's organizing, conducting, and operating billiard tournaments.
- Documents reflecting Petitioner's services.

Petitioner's investigation and discovery concerning this case is continuing and, if additional information is obtained after the date of these disclosures, Petitioner reserves the right to amend or supplement these disclosures according to Rule 26(e) of the Federal Rules of Civil Procedure.

Respectfully submitted,

L.A. TECH & MEDIA LAW FIRM

Dated: May 29, 2018

By 

David N. Sharifi
SBN: 251450 (CA)

11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181
*Attorney for Petitioner,
Better Billiards Bureau*

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

In the Matter of Registration No. 3,845,564
For the mark WORLD SERIES OF BILLIARDS
Issued September 7, 2010

Better Billiards Bureau and/or)	
The Better Billiards Bureau)	
)	
)	
Petitioner,)	
)	
v.)	
)	Cancellation No. 92066224
Michael Knupp)	
)	
Respondent)	

RESPONDENT'S INITIAL DISCLOSURES
PURSUANT TO FED. R. CIV. P 26(a)(1)

Pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure and 37 C.F.R. §§ 2.120(a)(2)(ii) and (3), Respondent hereby submits its initial disclosures. These initial disclosures are based on the information reasonably available to Respondent at this time, and are made without waiving any objections as to relevance, materiality or admissibility of evidence in the action. Respondent reserves the right to revise, correct, supplement or clarify the disclosures at any time, consistent with Rule 26(e) of the Federal Rules of Civil Procedure.

1. **Persons with Knowledge.** The following are individuals that Respondent believes are likely to have discoverable information that Respondent may use to support its claims in the instant case.

Michael Knupp
10182 Pennsylvania Avenue
Bonita Springs, FL 34135
239-290-9921

SUBJECT MATTER: Registrant Respondent's use of and interest in the WORLD SERIES OF BILLIARDS mark, Registration No. 3,845,564.

Luke DeAngelo, Partner, dba
The Better Billiards Bureau
(Latest Listed Address)
3245 University Avenue, Unit 1257
San Diego, CA 92104
(814)335-1671

SUBJECT MATTER: Petitioner, The Better Billiards Bureau's Amended Petition for Cancellation dated 11/14/2017 of Respondent's Trademark Registration No. 3,845,564, WORLD SERIES OF BILLIARDS and allegations/claims contained therein; history and present status of the California Partnership under which dba The Better Billiards Bureau (Petitioner herein) operates; status of said Partnership, dba; use of and interest in mark THE WORLD SERIES OF POOL; Petitioner The Better Billiards Bureau's Application for mark THE WORLD SERIES OF POOL under Class 041, Trademark Application Serial No. 87/135278; DeAngelo Billiards Technologies, OOC, CA U.S. Trademark Application Serial No. 87822916 for mark THE WORLD SERIES OF POOL under Class 041.

Paul Caputo, Partner, dba
The Better Billiards Bureau
(Last listed address)
4469 Home Avenue
San Diego, CA 92105
(814)335-1671

SUBJECT MATTER: Petitioner, The Better Billiards Bureau's Amended Petition for Cancellation dated 11/14/2017 of Respondent's Trademark Registration No. 3,845,564, WORLD SERIES OF BILLIARDS and allegations/claims contained therein; history and present status of the California Partnership under which dba The Better Billiards Bureau (Petitioner herein) operates; status of said Partnership, dba; use of and interest in mark THE WORLD SERIES OF POOL; Petitioner The Better Billiards Bureau's Application for mark THE WORLD SERIES OF POOL under Class 041, Trademark Application Serial No. 87/135278; DeAngelo Billiards Technologies, OOC, CA U.S. Trademark Application Serial No. 87822916 for mark THE WORLD SERIES OF POOL under Class 041.

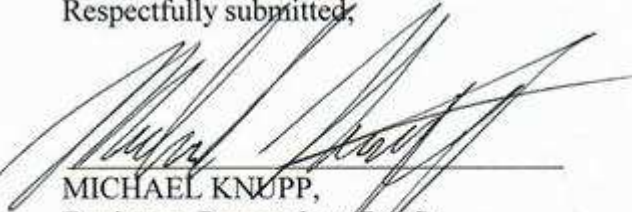
Additionally, third parties may also have discoverable information relevant to Respondent's Answer and Counter claims to Amended Petition for Cancellation. Respondent does not consent to Petitioner (including Petitioner's outside counsel) contacting any of Respondent's witnesses, members, former employees, consultants, customers, distributors, or developers directly. These persons may only be contacted through Michael Knupp, Respondent, Pro Se in this case.

2. Documents & Electronic Files. Below are descriptions by category of those documents, electronically stored information, and tangible things that Respondent may use to support its Answer and Counterclaims in this case:

- Petitioner The Better Billiards Bureau trademark files related to Application Serial No. 87135278, for mark THE WORLD SERIES OF POOL, Category 041.
- Documents relating to Petitioner The Better Billiards Bureau's legal status as a "person" under the meaning of the Act (303.02)
- Applicant DeAngelo Billiards Technologies, LLC CA trademark files related to Application Serial No. 87822916, for mark THE WORLD SERIES OF POOL, Category 041.
- Documents reflecting Respondent's use of his Trademark WORLD SERIES OF BILLIARDS during the referenced timeframe in the Amended for Cancellation, i.e., three (3) years prior to August 15, 2016.
- Documents reflecting expenditures related to the use of Respondent's Trademark WORLD SERIES OF BILLIARDS during the referenced timeframe in the Amended for Cancellation, i.e., three (3) years prior to August 15, 2016.
- Documents reflecting various billiards terminologies and their meaning as reflected in Category 028.

Respondent's investigation and discovery concerning this case is continuing and, if additional information is obtained after the date of these disclosures, Respondent

reserves the right to amend or supplement these disclosures according to Rule 26(e) of the Federal Rules of Civil Procedure.

Respectfully submitted,

MICHAEL KNUPP,
Registrant Respondent, Pro Se

Dated June 13, 2018

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2018 I caused a true and correct copy of Respondent's Initial Disclosures to be served by email upon Petitioner's Legal Counsel/correspondence of record, as listed in the USPTO TSDR Database, by emailing said copy on this 13th day of June, 2018, to david@latml.com.

L.A. TECH & MEDIA LAW FIRM
David N. Sharifi
SBN: 251450 (CA)
11755 Wilshire Boulevard, 15th Floor
Los Angeles, CA 90025
Phone 310.751.0181
Attorneys for Petitioner,
Better Billiards Bureau and/or
The Better Billiards Bureau

United States of America

United States Patent and Trademark Office

WORLD SERIES OF BILLIARDS

Reg. No. 3,845,564

Registered Sep. 7, 2010

Int. Cl.: 28

TRADEMARK

PRINCIPAL REGISTER

WORLD SERIES OF BILLIARDS, INC. MICHAEL KNUPP, PRESIDENT (FLORIDA CORPORATION)
10182 PENNSYLVANIA AVENUE
BONITA SPRING, FL 341354725

FOR: BILLIARD BALLS; BILLIARD BRIDGES; BILLIARD BUMPERS; BILLIARD CHALK; BILLIARD CUE RACKS; BILLIARD CUES; BILLIARD CUSHIONS; BILLIARD GAME PLAYING EQUIPMENT; BILLIARD NETS; BILLIARD TABLES; BILLIARD TALLY BALLS; BILLIARD TIPS; BILLIARD TRIANGLES; CHALK FOR BILLIARD CUES; CUE STICKS; POOL BRIDGES; POOL BUMPERS; POOL CHALK HOLDERS; POOL CUE CASES; POOL CUE CEMENT; POOL CUE CHALK; POOL CUE CLAMPS; POOL CUE RACKS; POOL CUE REPAIR KITS; POOL CUE TIPS; POOL CUES; POOL CUSHIONS; POOL TALLY BALLS; ALL OF THE FOREGOING RELATING TO THE SPORTS OF POOL AND BILLIARDS AND NOT RELATING TO ANY OTHER SPORTS OR A SPORTS TEAM, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 4-1-2007; IN COMMERCE 4-1-2007.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BILLIARDS", APART FROM THE MARK AS SHOWN.

SN 77-149,990, FILED 4-5-2007.

SHAILA SETTLES, EXAMINING ATTORNEY



David J. Kyffers

Director of the United States Patent and Trademark Office

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Mark: WORLD SERIES OF BILLIARDS

WORLD SERIES OF BILLIARDS

US Serial Number: 77149990

Application Filing Date: Apr. 05, 2007

US Registration Number: 3845564

Registration Date: Sep. 07, 2010

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Cancellation/Invalidation Pending

This trademark application has been registered with the Office, but it is currently undergoing a challenge which may result in its removal from the registry.

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: Jun. 05, 2017

Publication Date: Sep. 29, 2009

Notice of Allowance Date: Dec. 22, 2009

Mark Information

Mark Literal Elements: WORLD SERIES OF BILLIARDS

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: "BILLIARDS"

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: BILLIARD BALLS; BILLIARD BRIDGES; BILLIARD BUMPERS; BILLIARD CHALK; BILLIARD CUE RACKS; BILLIARD CUES; BILLIARD CUSHIONS; BILLIARD GAME PLAYING EQUIPMENT; BILLIARD NETS; BILLIARD TABLES; BILLIARD TALLY BALLS; BILLIARD TIPS; BILLIARD TRIANGLES; CHALK FOR BILLIARD CUES; CUE STICKS; POOL BRIDGES; POOL BUMPERS; POOL CHALK HOLDERS; POOL CUE CASES; POOL CUE CEMENT; POOL CUE CHALK; POOL CUE CLAMPS; POOL CUE RACKS; POOL CUE REPAIR KITS; POOL CUE TIPS; POOL CUES; POOL CUSHIONS; POOL TALLY BALLS; ALL OF THE FOREGOING RELATING TO THE SPORTS OF POOL AND BILLIARDS AND NOT RELATING TO ANY OTHER SPORTS OR A SPORTS TEAM

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 01, 2007

Use in Commerce: Apr. 01, 2007

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: KNUPP, MICHAEL

Owner Address: 10182 PENNSYLVANIA AVENUE
BONITA SPRINGS, FLORIDA UNITED STATES USA 34135

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: MICHAEL KNUPP
10182 PENNSYLVANIA AVENUE
BONITA SPRINGS, FLORIDA UNITED STATES 34135

Phone: (239) 949-3300

Fax: (239) 949-3300

Correspondent e-mail: mike@16-ball.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 10, 2018	POST REGISTRATION ACTION MAILED - SEC. 8	76533
Aug. 15, 2016	REGISTERED - SEC. 8 (6-YR) FILED	76533
Apr. 10, 2018	REVIEW OF CORRESPONDENCE COMPLETE - SEE NOTE TO FILE	76533
Jun. 05, 2017	CANCELLATION INSTITUTED NO. 999999	66224
Mar. 08, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 08, 2016	POST REGISTRATION ACTION MAILED - SEC. 8	70138
Aug. 15, 2016	REGISTERED - SEC. 8 (6-YR) FILED	
Sep. 07, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70138
Aug. 15, 2016	PAPER RECEIVED	
Sep. 07, 2015	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Sep. 07, 2010	REGISTERED-PRINCIPAL REGISTER	
Aug. 03, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Aug. 02, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	69712
Aug. 02, 2010	ASSIGNED TO LIE	69712
Jul. 20, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 12, 2010	STATEMENT OF USE PROCESSING COMPLETE	61813
Jun. 16, 2010	USE AMENDMENT FILED	61813
Jul. 12, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Jun. 16, 2010	TEAS STATEMENT OF USE RECEIVED	
Dec. 22, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 29, 2009	PUBLISHED FOR OPPOSITION	
Sep. 09, 2009	NOTICE OF PUBLICATION	
Aug. 27, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	76537
Aug. 27, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 17, 2009	LIE CHECKED SUSP - TO ATTY FOR ACTION	76537
Feb. 16, 2009	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76537
Aug. 14, 2008	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Aug. 14, 2008	LETTER OF SUSPENSION E-MAILED	6332
Aug. 14, 2008	SUSPENSION LETTER WRITTEN	82421
Jul. 24, 2008	AMENDMENT FROM APPLICANT ENTERED	76537
Jul. 24, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	76537
Jul. 22, 2008	PAPER RECEIVED	

Apr. 24, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76537
Apr. 23, 2008	ASSIGNED TO LIE	76537
Oct. 22, 2007	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Oct. 22, 2007	LETTER OF SUSPENSION E-MAILED	6332
Oct. 22, 2007	SUSPENSION LETTER WRITTEN	82421
Sep. 24, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 24, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 24, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 02, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 13, 2007	NON-FINAL ACTION E-MAILED	6325
Apr. 13, 2007	NON-FINAL ACTION WRITTEN	82421
Apr. 13, 2007	ASSIGNED TO EXAMINER	82421
Apr. 11, 2007	ASSIGNED TO EXAMINER	82428
Apr. 10, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Filed

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 114

Date in Location: Apr. 10, 2018

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: World Series of Billiards, Inc. Michael Knupp, President

Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5988/0957](#)

Pages: 2

Date Recorded: Jan. 23, 2017

Supporting Documents: [assignment-tm-5988-0957.pdf](#)

Assignor

Name: [WORLD SERIES OF BILLIARDS INC.](#)

Execution Date: Jan. 15, 2017

Legal Entity Type: CORPORATION

State or Country Where Organized: FLORIDA

Assignee

Name: [KNUPP, MICHAEL](#)

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Address: 10182 PENNSYLVANIA AVENUE
BONITA SPRINGS, FLORIDA USA 34135-4725

Correspondent

Correspondent Name: MICHAEL KNUPP

Correspondent Address: 10182 PENNSYLVANIA AVE.
BONITA SPRINGS, FLORIDA 34135-4725

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation**Proceeding Number:** [92066224](#)**Filing Date:** Jun 01, 2017**Status:** Pending**Status Date:** Jun 01, 2017**Interlocutory Attorney:** MIKE WEBSTER**Defendant****Name:** Michael Knupp**Correspondent Address:** MICHAEL KNUPP
10182 PENNSYLVANIA AVENUE
BONITA SPRINGS FL UNITED STATES , 34135**Correspondent e-mail:** mike@16-ball.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
WORLD SERIES OF BILLIARDS	Cancellation Pending	77149990	3845564

Plaintiff(s)**Name:** Better Billiards Bureau**Correspondent Address:** DAVID N SHARIFI
L A TECH & MEDIA LAW FIRM
11755 WILSHIRE BOULEVARD 15TH FLOOR
LOS ANGELES CA UNITED STATES , 90025**Correspondent e-mail:** david@latml.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THE WORLD SERIES OF POOL	Report Completed Suspension Check - Case Still Suspended	87135278	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 01, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 05, 2017	Jul 15, 2017
3	PENDING, INSTITUTED	Jun 05, 2017	
4	D MOT TO DISMISS: FRCP 12(B)	Jul 13, 2017	
5	P OPP/RESP TO MOTION	Aug 03, 2017	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Sep 13, 2017	
7	PROCEEDINGS RESUMED	Oct 30, 2017	
8	P MOT TO AMEND PLEADING/AMENDED PLEADING	Nov 14, 2017	
9	D MOT TO DISMISS: FRCP 12(B)	Dec 10, 2017	
10	ANSWER	Dec 10, 2017	
11	P OPP/RESP TO MOTION	Jan 02, 2018	
12	P MOT TO DISMISS COUNTERCLAIM: FRCP 12(B)	Jan 02, 2018	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Jan 10, 2018	
14	PROCEEDINGS RESUMED	Apr 30, 2018	

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TESS was last updated on Wed Jun 13 03:31:45 EDT 2018

TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	SEARCH OG	BOTTOM	HELP	PREV LIST	CURR LIST
NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

[Logout](#) Please logout when you are done to release system resources allocated for you.[Start](#) List At: OR [Jump](#) to record: **Record 2 out of 2**

TSDR	ASSIGN Status	TTAB Status
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 (Use the "Back" button of the Internet Browser to return to TESS)

The World Series of Pool

Word Mark THE WORLD SERIES OF POOL

Goods and Services IC 041. US 100 101 107. G & S: Organizing, conducting and operating billiard tournaments

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 87135278

Filing Date August 11, 2016

Current Basis 1B

Original Filing Basis 1B

Owner (APPLICANT) The Better Billiards Bureau Luke DeAngelo, USA; Paul Caputo, USA PARTNERSHIP CALIFORNIA Unit 1 4469 Home Ave San Diego CALIFORNIA 92105

Attorney of Record David N. Sharifi

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "POOL" APART FROM THE MARK AS SHOWN

Type of Mark SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	SEARCH OG	TOP	HELP	PREV LIST	CURR LIST
NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 87135278

Filing Date: 08/11/2016

NOTE: Data fields with the * are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	The World Series of Pool
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	The World Series of Pool
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	The Better Billiards Bureau
INTERNAL ADDRESS	Unit 1
*STREET	4469 Home Ave
*CITY	San Diego
*STATE (Required for U.S. applicants)	California
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants)	92105
PHONE	8143351671
EMAIL ADDRESS	lukedeangelo@yahoo.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
LEGAL ENTITY INFORMATION	
*TYPE	PARTNERSHIP
* STATE/COUNTRY WHERE LEGALLY ORGANIZED	California
NAME(S) OF GENERAL PARTNER(S) & CITIZENSHIP/INCORPORATION	Luke DeAngelo, USA; Paul Caputo, USA
GOODS AND/OR SERVICES AND BASIS INFORMATION	

* INTERNATIONAL CLASS	041
* IDENTIFICATION	Organizing, conducting and operating billiard tournaments
* FILING BASIS	SECTION 1(b)
ADDITIONAL STATEMENTS INFORMATION	
* TRANSLATION (if applicable)	
* TRANSLITERATION (if applicable)	
* CLAIMED PRIOR REGISTRATION (if applicable)	
* CONSENT (NAME/LIKENESS) (if applicable)	
* CONCURRENT USE CLAIM (if applicable)	
CORRESPONDENCE INFORMATION	
* NAME	The Better Billiards Bureau
INTERNAL ADDRESS	Unit 1
* STREET	4469 Home Ave
* CITY	San Diego
* STATE (Required for U.S. addresses)	California
* COUNTRY	United States
* ZIP/POSTAL CODE	92105
PHONE	8143351671
* EMAIL ADDRESS	lukedeangelo@yahoo.com
* AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS Plus
NUMBER OF CLASSES	1
FEE PER CLASS	225
* TOTAL FEE PAID	225
SIGNATURE INFORMATION	
* SIGNATURE	/luke deangelo/
* SIGNATORY'S NAME	Luke DeAngelo
* SIGNATORY'S POSITION	Partner
SIGNATORY'S PHONE NUMBER	8143351671
* DATE SIGNED	08/10/2016
* SIGNATURE	/paul caputo/
* SIGNATORY'S NAME	Paul Caputo
* SIGNATORY'S POSITION	Partner
SIGNATORY'S PHONE NUMBER	8143351671

* DATE SIGNED	08/11/2016
---------------	------------

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 87135278

Filing Date: 08/11/2016

To the Commissioner for Trademarks:

MARK: The World Series of Pool (Standard Characters, see [mark](#))

The literal element of the mark consists of The World Series of Pool.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, The Better Billiards Bureau, a partnership legally organized under the laws of California, having as partner(s) Luke DeAngelo, USA; Paul Caputo, USA, having an address of

Unit 1
4469 Home Ave
San Diego, California 92105
United States
8143351671(phone)
lukedeangelo@yahoo.com

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 041: Organizing, conducting and operating billiard tournaments

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services. (15 U.S.C. Section 1051(b)).

The applicant's current Correspondence Information:

The Better Billiards Bureau
Unit 1
4469 Home Ave
San Diego, California 92105
8143351671(phone)

lukedeangelo@yahoo.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or applicant's attorney at the e-mail address provided above. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

A fee payment in the amount of \$225 has been submitted with the application, representing payment for 1 class(es).

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. § 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant is using the mark in commerce on or in connection with the goods/services in the application; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e), the applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C.

§ 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature: /luke deangelo/ Date Signed: 08/10/2016
Signatory's Name: Luke DeAngelo
Signatory's Position: Partner

Signature: /paul caputo/ Date Signed: 08/11/2016
Signatory's Name: Paul Caputo
Signatory's Position: Partner

RAM Sale Number: 87135278
RAM Accounting Date: 08/12/2016

Serial Number: 87135278
Internet Transmission Date: Thu Aug 11 14:03:57 EDT 2016
TEAS Stamp: USPTO/FTK-XXX.XXX.XXX.XXX-20160811140357
871802-87135278-55061a63ec8ae886d7e0b1c0
1d39784d31d4c7fa27f066f2d5593f3da8c6a384
-DA-301-20160805124554204614

The World Series of Pool

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Mark: THE WORLD SERIES OF POOL

The World Series of Pool

US Serial Number: 87135278

Application Filing Date: Aug. 11, 2016

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Suspension check completed. Application remains suspended.

Status Date: Feb. 27, 2018

Mark Information

Mark Literal Elements: THE WORLD SERIES OF POOL

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: "POOL"

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: Organizing, conducting and operating billiard tournaments

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

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: The Better Billiards Bureau

Composed of: Luke DeAngelo, USA; Paul Caputo, USA

Owner Address: Unit 1
4469 Home Ave
San Diego, CALIFORNIA 92105
UNITED STATES

Legal Entity Type: PARTNERSHIP

State or Country Where Organized: CALIFORNIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David N. Sharifi

Attorney Primary Email Address: david@latml.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: David N. Sharifi
L.A. Tech & Media Law Firm
11755 Wilshire Boulevard, 15th Floor
Los Angeles, CALIFORNIA 90025
UNITED STATES

Phone: 310-751-0181

Correspondent e-mail: lukedeangelo@yahoo.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 27, 2018	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68552
Aug. 25, 2017	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Aug. 25, 2017	LETTER OF SUSPENSION E-MAILED	6332
Aug. 25, 2017	SUSPENSION LETTER WRITTEN	72617
Jul. 26, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	68552
Jul. 26, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	68552
Jul. 20, 2017	ASSIGNED TO LIE	68552
Jun. 16, 2017	NOTICE OF REVIVAL - E-MAILED	
Jun. 15, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 15, 2017	PETITION TO REVIVE-GRANTED	88889
Jun. 15, 2017	TEAS PETITION TO REVIVE RECEIVED	
Dec. 01, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 01, 2016	NON-FINAL ACTION E-MAILED	6325
Dec. 01, 2016	NON-FINAL ACTION WRITTEN	72617
Nov. 22, 2016	ASSIGNED TO EXAMINER	72617
Aug. 17, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 15, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: SNAPP, TINA LOUISE

Law Office Assigned: LAW OFFICE 116

File Location

Current Location: TMO LAW OFFICE 116

Date in Location: Feb. 27, 2018

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Cancellation

Proceeding Number: [92066224](#)

Filing Date: Jun 01, 2017

Status: Pending

Status Date: Jun 01, 2017

Interlocutory Attorney: MIKE WEBSTER

Defendant**Name:** Michael Knupp**Correspondent Address:** MICHAEL KNUPP
10182 PENNSYLVANIA AVENUE
BONITA SPRINGS FL , 34135
UNITED STATES**Correspondent e-mail:** mike@16-ball.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
WORLD SERIES OF BILLIARDS	Cancellation Pending	77149990	3845564

Plaintiff(s)**Name:** Better Billiards Bureau**Correspondent Address:** DAVID N SHARIFI
L A TECH & MEDIA LAW FIRM
11755 WILSHIRE BOULEVARD 15TH FLOOR
LOS ANGELES CA , 90025
UNITED STATES**Correspondent e-mail:** david@latml.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
THE WORLD SERIES OF POOL	Report Completed Suspension Check - Case Still Suspended	87135278	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 01, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 05, 2017	Jul 15, 2017
3	PENDING, INSTITUTED	Jun 05, 2017	
4	D MOT TO DISMISS: FRCP 12(B)	Jul 13, 2017	
5	P OPP/RESP TO MOTION	Aug 03, 2017	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Sep 13, 2017	
7	PROCEEDINGS RESUMED	Oct 30, 2017	
8	P MOT TO AMEND PLEADING/AMENDED PLEADING	Nov 14, 2017	
9	D MOT TO DISMISS: FRCP 12(B)	Dec 10, 2017	
10	ANSWER	Dec 10, 2017	
11	P OPP/RESP TO MOTION	Jan 02, 2018	
12	P MOT TO DISMISS COUNTERCLAIM: FRCP 12(B)	Jan 02, 2018	
13	SUSP PEND DISP OF OUTSTNDNG MOT	Jan 10, 2018	
14	PROCEEDINGS RESUMED	Apr 30, 2018	

ESTTA Tracking number: **ESTTA824344**Filing date: **06/01/2017**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	Better Billiards Bureau		
Entity	Partnership	Citizenship	California
Composed Of:	Luke DeAngelo Paul Caputo		
Address	4469 Home Avenue Unit 1 San Diego, CA 92105 UNITED STATES		

Correspondence information	David N. Sharifi Attorney L.A. Tech & Media Law Firm 11755 Wilshire Boulevard 15th Floor Los Angeles, CA 90025 UNITED STATES david@latml.com Phone:3107510181
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Registration Subject to Cancellation

Registration No	3845564	Registration date	09/07/2010
Registrant	KNUPP, MICHAEL 10182 PENNSYLVANIA AVENUE BONITA SPRINGS, FL USA 34135 UNITED STATES		

Goods/Services Subject to Cancellation

Class 028. First Use: 2007/04/01 First Use In Commerce: 2007/04/01 All goods and services in the class are cancelled, namely: BILLIARD BALLS; BILLIARD BRIDGES; BILLIARD BUMPERS; BILLIARD CHALK; BILLIARD CUE RACKS; BILLIARD CUES; BILLIARD CUSHIONS; BILLIARD GAME PLAYING EQUIPMENT; BILLIARD NETS; BILLIARD TABLES; BILLIARD TALLY BALLS; BILLIARD TIPS; BILLIARD TRIANGLES; CHALK FOR BILLIARD CUES; CUE STICKS; POOL BRIDGES; POOL BUMPERS; POOL CHALKHOLDERS; POOL CUE CASES; POOL CUE CEMENT; POOL CUE CHALK; POOL CUE CLAMPS; POOLCUE RACKS; POOL CUE REPAIR KITS; POOL CUE TIPS; POOL CUES; POOL CUSHIONS; POOL TALLY BALLS; ALL OF THE FOREGOING RELATING TO THE SPORTS OF POOL AND BILLIARDS AND NOT RELATING TO ANY OTHER SPORTS OR ASPOrts TEAM

Grounds for Cancellation

Abandonment	Trademark Act Section 14(3)
Violates the provisions of Trademark Act § 4	Trademark Act Section 4 (collective and certification marks) and Sections 14(3) and (5)

Attachments	Petition to Cancel_WORLD SERIES OF BILLIARDS_WORLD SERIES OF
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	POOL.pdf(341143 bytes)
Signature	/Sharifi/
Name	David N. Sharifi
Date	06/01/2017

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

In the Matter of Registration No. 3,845,564
For the mark WORLD SERIES OF BILLIARDS
Issued September 7, 2010

The Better Billiards Bureau

Petitioner,

v.

Michael Knupp

Registrant

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Cancellation No. _____

PETITION FOR CANCELLATION

Petitioner, The Better Billiards Bureau, ("Petitioner"), California partnership having a principal place of business at 4469 Home Avenue, San Diego, California, 92105 believes, it is and will continue to be damaged by U.S. Registration No. 3,845,564 for the mark WORLD SERIES OF BILLIARDS and hereby petitions to cancel the same.

As grounds for this petition, Petitioner alleges as follows:

1. Petitioner is engaged in the business of organizing, conducting, and operating billiard tournaments.
2. Petitioner has invested a great deal of time and money in promoting Petitioner's business, and is continuing to spend substantial amounts of time and money in the promotion of the same.
3. On August 11, 2016 Petitioner filed Application Serial No. 87/135278 for registration of WORLD SERIES OF POOL on the Principal Register for "Organizing, conducting and operating billiard tournaments" in Class 041.
4. An Office Action has issued against Petitioner's U.S. Application Serial No. 87/135278 in which U.S. Registration No. 3,845,564 is cited against Petitioner's

mark under Section 2(d) of the Lanham Act, and is blocking registration of Petitioner's mark.

5. If U.S. Registration No. 3,845,564 is not cancelled, such registration may continue to block the registration of Application No. 87/135278. Such continued registration would be a source of damage and injury to Petitioner and the purchasing public.

LACK OF BONA FIDE INTENT

6. On April 5, 2007, Registrant filed Application No. 77/149,990 for registration of WORLD SERIES OF BILLIARDS for "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cue racks; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team" in Class 028. This Application matured to Reg. No. 3,845,564 on September 7, 2010 for the same services and is the subject of this petition.
7. Registrant identified itself in Application No. 77/149,990 as World Series of Billiards, Inc. Michael Knupp, President, a corporation with an address of 10182 Pennsylvania Avenue, Bonita Spring, Florida 34135.
8. Upon information and belief, Registrant lacked the requisite *bona fide* intention to use the proposed mark in connection with some or all of the identified goods at the time that it filed Application Serial No. 77/149,990 for WORLD SERIES OF BILLIARDS, and therefore the application is void *ab initio*.

FALSE AND FRAUDULENT SPECIMENS OF USE

9. On June 16, 2010, Registrant submitted in a sworn declaration to the PTO in connection with Application Serial No. 77/149,990 in which it declared under oath, being warned that willful false statements, and the like, may jeopardize the validity of the application, that "[t]he applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's

predecessor in interest used the mark in commerce on or in connection with the identified goods and/or services." Registrant further declared that the date of first use anywhere was at least as early as April 1, 2007 and the date of first use in commerce was at least as early as April 1, 2007.

10. Upon information and belief, Registrant was not using the mark WORLD SERIES OF BILLIARDS on or in connection with the services listed in Reg. No. 3,845,564 when it filed the Statement of Use on June 16, 2010.
11. Upon information and belief, the specimen that Registrant submitted in filing the Statement of Use for Application No. 77/149,990 on June 16, 2010, was not in use in commerce on April 1, 2007.
12. Upon information and belief, the declaration alleging use of the WORLD SERIES OF BILLIARDS mark in connection with Application No. 77/149,990 was made in bad faith and in an attempt to perpetrate a fraud upon the PTO because Registrant knew or should have known that it was not using the mark WORLD SERIES OF BILLIARDS in connection with all the services identified in the application.
13. Reasonably relying on the truth of such materially false statements, the PTO approved Application No. 77/149,990 for registration, resulting in Registration No. 3,845,564 issuing on September 7, 2010.
14. Upon information and belief, the conduct of Registrant constitutes fraud on the PTO and therefore Reg. No. 3,845,564 should be cancelled.

FRAUDULENT SECTION 8 RENEWAL

15. On August 15, 2016, Registrant filed with the U.S. Trademark Office a Declaration of Use under Section 8 which included a sworn declaration signed under penalty of perjury by Michael Knupp for Registrant.
16. Mr. Knupp swore that Registrant was, as of August 15, 2016, using the WORLD SERIES OF BILLIARDS trademark "in commerce on or in connection with all goods listed in the above-identified registration," and that Registrant "has used the above-identified trademark in commerce for five (5) consecutive years after the date of registration [September 7, 2010]." Upon information and belief, such statements were false at the time that they were made.

17. In support of its August 15, 2016 Section 8 Affidavit, Registrant attached a specimen of use consisting of a blurred photo of Registrant's mark affixed to 16-ball racks, the sale of which, upon information and belief, had already been discontinued by Registrant for three (3) years.
18. Upon information and belief, as of August 15, 2016, Registrant was not using the WORLD SERIES OF BILLIARDS trademark in commerce.
19. Upon information and belief, as of August 15, 2016, Registrant had not used the WORLD SERIES OF BILLIARDS trademark in commerce for five consecutive years following the date of registration.
20. Upon information and belief, Registrant knew that its statements regarding use of the WORLD SERIES OF BILLIARDS trademark were false at the time such statements were made.
21. Upon information and belief, Registrant knew that the specimen of use that it submitted on August 15, 2016 was not a current specimen showing Registrant's current use of the WORLD SERIES OF BILLIARDS trademark at that time.
22. The U.S. Patent and Trademark Office relied upon Registrant's material false statements and false specimen in allowing the continued registration of the WORLD SERIES OF BILLIARDS mark. The U.S. Patent and Trademark Office would not have allowed Registration No. 3,845,564 to remain valid absent Registrant's knowingly false statements and false specimen.

ABANDONMENT

23. Upon information and belief, Registrant has abandoned the WORLD SERIES OF BILLIARDS mark shown in Registrant's Registration pursuant to Section 14(3) of the Trademark Act, 15 U.S.C. § 1064(3).
24. Upon information and belief, Registrant is not currently using the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cue racks; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue

cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team."

25. Upon information and belief, even if Registrant ever used the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration, Registrant discontinued use of the WORLD SERIES OF BILLIARDS mark as shown in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cue racks; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team" many years ago.
26. Upon information and belief, for at least the last three consecutive years, Registrant has not used the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cue racks; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team," thereby constituting *prima facie* evidence of abandonment of the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration.
27. In view of Registrant's non-use and abandonment of the WORLD SERIES OF BILLIARDS mark shown in U.S. Registration No. 3,845,564, Registrant is not entitled to continued registration of the mark pursuant to Section 14(3) of the Trademark Act, 15 U.S.C. § 1064(3), and, as such, Registrant's Registration should be cancelled.

Petitioner reserves the right to amend this Petition to allege other claims in the event discovery of other information indicates they are appropriate.

WHEREFORE, Petitioner prays that U.S. Registration No. 3,845,564 be cancelled and that this Petition for Cancellation be sustained in favor of Petitioner.

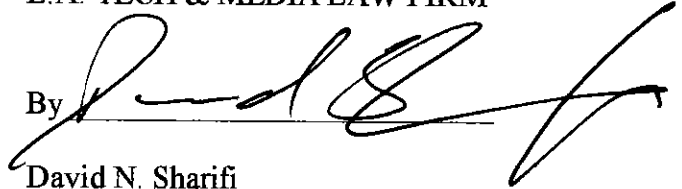
Respectfully submitted,

L.A. TECH & MEDIA LAW FIRM

Dated

6/1/2017

By



David N. Sharifi
SBN: 251450 (CA)

11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181
Attorneys for Petitioner,
The Better Billiards Bureau

CERTIFICATE OF SERVICE

I hereby certify that on June 1, 2017, I served the foregoing Petition to Cancel has been served upon Respondent's correspondence of record, as listed in the USPTO TSDR Database, by mailing said copy on this 1st day of June, 2017, via first class mail to:

Michael Knupp
10182 Pennsylvania Avenue
Bonita Springs, FL 34135

CERTIFICATE OF ELECTRONIC FILING

The undersigned certifies that this submission (along with any paper referred to as being attached or enclosed) is being filed with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals (ESTTA) on this 1st day of June 2017.

Dated: June 1, 2017


David N. Sharifi
L.A. TECH & MEDIA LAW FIRM
11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181

ESTTA Tracking number: **ESTTA858393**

Filing date: **11/14/2017**

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

Proceeding	92066224
Party	Plaintiff Better Billiards Bureau
Correspondence Address	DAVID N SHARIFI L A TECH & MEDIA LAW FIRM 11755 WILSHIRE BOULEVARD15TH FLOOR LOS ANGELES, CA 90025 UNITED STATES Email: david@latml.com
Submission	Motion to Amend Pleading/Amended Pleading
Filer's Name	David N. Sharifi
Filer's email	david@latml.com
Signature	/Sharifi/
Date	11/14/2017
Attachments	92066224_Plaintiff_CLEAN Amended Petition to Cancel.pdf(112911 bytes) 92066224_REDLINE Plaintiff 1-3_Amended Petition to Cancel copy.pdf(140234 bytes) Exhibit A_Amended Petition_92066224.pdf(1471307 bytes) Exhibit B_Amended Petition_92066224.pdf(609565 bytes)

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

In the Matter of Registration No. 3,845,564
For the mark WORLD SERIES OF BILLIARDS
Issued September 7, 2010

The Better Billiards Bureau)	
)	
)	
)	
Petitioner,)	
)	
v.)	
)	Cancellation No. 92066224
Michael Knupp)	
Registrant)	

AMENDED PETITION FOR CANCELLATION

Petitioner, The Better Billiards Bureau, (“Petitioner”), California partnership having a principal place of business at 4469 Home Avenue, San Diego, California, 92105 believes, it is and will continue to be damaged by U.S. Registration No. 3,845,564 for the mark WORLD SERIES OF BILLIARDS and hereby petitions to cancel the same.

As grounds for this petition, Petitioner alleges as follows:

1. Petitioner is engaged in the business of organizing, conducting, and operating billiard tournaments.
2. Petitioner has invested a great deal of time and money in promoting Petitioner’s business, and is continuing to spend substantial amounts of time and money in the promotion of the same.
3. On August 11, 2016 Petitioner filed Application Serial No. 87/135278 for registration of WORLD SERIES OF POOL on the Principal Register for “Organizing, conducting and operating billiard tournaments” in Class 041.
4. An Office Action has issued against Petitioner's U.S. Application Serial No. 87/135278 in which U.S. Registration No. 3,845,564 is cited against Petitioner's

mark under Section 2(d) of the Lanham Act, and is blocking registration of Petitioner's mark.

5. If U.S. Registration No. 3,845,564 is not cancelled, such registration may continue to block the registration of Application No. 87/135278. Such continued registration would be a source of damage and injury to Petitioner and the purchasing public.
6. On April 5, 2007, Registrant filed Application No. 77/149,990 for registration of WORLD SERIES OF BILLIARDS for “billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cue racks; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team” in Class 028.
7. Registrant identified itself in Application No. 77/149,990 as World Series of Billiards, Inc. Michael Knupp, President, a corporation with an address of 10182 Pennsylvania Avenue, Bonita Spring, Florida 34135.
8. On June 16, 2010, Registrant submitted a Statement of Use for Application No. 77/149,990, alleging first use anywhere at least as early as April 1, 2007 and first use in commerce at least as early as April 1, 2007.
9. In support of its June 16, 2010 Statement of Use for Application No. 77/149,990, Registrant attached, as proof of use in commerce, an image of a billiard cue rack, the packaging of which shows "WSOB" and Registrant's mark in the form of an internet domain name.
10. Application No. 77/149,990 matured to Reg. No. 3,845,564 on September 7, 2010 for the services enumerated Paragraph 6 above and is the subject of this petition.

ABANDONMENT

11. In support of its August 15, 2016 Section 8 Affidavit, Registrant attached a specimen of use consisting of a photo of Registrant's mark affixed to billiard cue racks, the sale

of which, upon information and belief, had already been discontinued by Registrant for three (3) years.

12. Upon information and belief, Registrant has abandoned the WORLD SERIES OF BILLIARDS mark shown in Registrant's Registration pursuant to Section 14(3) of the Trademark Act, 15 U.S.C. § 1064(3).
13. Upon information and belief, Registrant is not currently using the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team."
14. Upon information and belief, even if Registrant ever used the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration, Registrant discontinued use of the WORLD SERIES OF BILLIARDS mark as shown in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team" many years ago.
15. Upon information and belief, for at least the last three consecutive years, Registrant has not used the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue

repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team," thereby constituting *prima facie* evidence of abandonment of the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration.

16. In view of Registrant's abandonment of the WORLD SERIES OF BILLIARDS mark shown in U.S. Registration No. 3,845,564, Registrant is not entitled to continued registration of the mark pursuant to Section 14(3) of the Trademark Act, 15 U.S.C. § 1064(3), and, as such, Registrant's Registration should be cancelled.


Petitioner reserves the right to amend this Petition to allege other claims in the event discovery of other information indicates they are appropriate.

WHEREFORE, Petitioner prays that U.S. Registration No. 3,845,564 be cancelled and that this Petition for Cancellation be sustained in favor of Petitioner.

Respectfully submitted,

L.A. TECH & MEDIA LAW FIRM

Dated November 14, 2017

By 

David N. Sharifi
SBN: 251450 (CA)

11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181
Attorneys for Petitioner,
The Better Billiards Bureau

CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2017, I served the foregoing Amended Petition to Cancel has been served upon Respondent's correspondence of record, as listed in the USPTO TSDR Database, by mailing said copy on this 14th day of November, 2017, via first class mail to 10182 Pennsylvania Avenue, Bonita Springs, FL 34135.

CERTIFICATE OF ELECTRONIC FILING

The undersigned certifies that this submission (along with any paper referred to as being attached or enclosed) is being filed with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals (ESTTA) on this 14th day of November 2017.

Dated: November 14 , 2017

A handwritten signature in black ink, appearing to read "David N. Sharifi", is written over a horizontal line.

David N. Sharifi
L.A. TECH & MEDIA LAW FIRM
11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181

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

In the Matter of Registration No. 3,845,564
For the mark WORLD SERIES OF BILLIARDS
Issued September 7, 2010

The Better Billiards Bureau)	
)	
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Petitioner,)	
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v.)	
)	Cancellation No. 92066224
Michael Knupp)	
Registrant)	

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Petitioner, The Better Billiards Bureau, (“Petitioner”), California partnership having a principal place of business at 4469 Home Avenue, San Diego, California, 92105 believes, it is and will continue to be damaged by U.S. Registration No. 3,845,564 for the mark WORLD SERIES OF BILLIARDS and hereby petitions to cancel the same.

As grounds for this petition, Petitioner alleges as follows:

1. Petitioner is engaged in the business of organizing, conducting, and operating billiard tournaments.
2. Petitioner has invested a great deal of time and money in promoting Petitioner’s business, and is continuing to spend substantial amounts of time and money in the promotion of the same.
3. On August 11, 2016 Petitioner filed Application Serial No. 87/135278 for registration of WORLD SERIES OF POOL on the Principal Register for “Organizing, conducting and operating billiard tournaments” in Class 041.
4. An Office Action has issued against Petitioner's U.S. Application Serial No. 87/135278 in which U.S. Registration No. 3,845,564 is cited against Petitioner's

mark under Section 2(d) of the Lanham Act, and is blocking registration of Petitioner's mark.

5. If U.S. Registration No. 3,845,564 is not cancelled, such registration may continue to block the registration of Application No. 87/135278. Such continued registration would be a source of damage and injury to Petitioner and the purchasing public.

6. On April 5, 2007, Registrant filed Application No. 77/149,990 for registration of WORLD SERIES OF BILLIARDS for "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cue racks; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team" in Class 028.

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7. Registrant identified itself in Application No. 77/149,990 as World Series of Billiards, Inc. Michael Knupp, President, a corporation with an address of 10182 Pennsylvania Avenue, Bonita Spring, Florida 34135.

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8. On June 16, 2010, Registrant submitted a Statement of Use for Application No. 77/149,990, alleging first use anywhere at least as early as April 1, 2007 and first use in commerce at least as early as April 1, 2007.

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9. In support of its June 16, 2010 Statement of Use for Application No. 77/149,990, Registrant attached, as proof of use in commerce, an image of a billiard cue rack, the packaging of which shows "WSOB" and Registrant's mark in the form of an internet domain name. See attached Exhibit A.

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Application No. 77/149,990 matured to Reg. No. 3,845,564 on September 7, 2010 for the services enumerated Paragraph 6 above and is the subject of this petition.

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ABANDONMENT

10. In support of its August 15, 2016 Section 8 Affidavit, Registrant attached a specimen of use consisting of a photo of Registrant's mark affixed to billiard cue racks, the sale

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of which, upon information and belief, had already been discontinued by Registrant for three (3) years. See attached Exhibit B.

11. Upon information and belief, Registrant has abandoned the WORLD SERIES OF BILLIARDS mark shown in Registrant's Registration pursuant to Section 14(3) of the Trademark Act, 15 U.S.C. § 1064(3).

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12. Upon information and belief, Registrant is not currently using the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team."

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13. Upon information and belief, even if Registrant ever used the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration, Registrant discontinued use of the WORLD SERIES OF BILLIARDS mark as shown in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team" many years ago.

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14. Upon information and belief, for at least the last three consecutive years, Registrant has not used the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration in connection with "billiard balls; billiard bridges; billiard bumpers; billiard chalk; billiard cues; billiard cushions; billiard game playing equipment; billiard nets; billiard tables; billiard tally balls; billiard tips; billiard triangles; chalk for billiard cues; cue sticks; pool bridges; pool bumpers; pool chalk holders; pool cue cases; pool cue cement; pool cue chalk; pool cue clamps; pool cue racks; pool cue

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repair kits; pool cue tips; pool cues; pool cushions; pool tally balls; all of the foregoing relating to the sports of pool and billiards and not relating to any other sports or a sports team," thereby constituting *prima facie* evidence of abandonment of the WORLD SERIES OF BILLIARDS mark as shown in Registrant's Registration.

15. In view of Registrant's abandonment of the WORLD SERIES OF BILLIARDS mark shown in U.S. Registration No. 3,845,564, Registrant is not entitled to continued registration of the mark pursuant to Section 14(3) of the Trademark Act, 15 U.S.C. § 1064(3), and, as such, Registrant's Registration should be cancelled.

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Petitioner reserves the right to amend this Petition to allege other claims in the event discovery of other information indicates they are appropriate.

WHEREFORE, Petitioner prays that U.S. Registration No. 3,845,564 be cancelled and that this Petition for Cancellation be sustained in favor of Petitioner.

Respectfully submitted,

L.A. TECH & MEDIA LAW FIRM

Dated _____

By _____

David N. Sharifi
SBN: 251450 (CA)

11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181
Attorneys for Petitioner,
The Better Billiards Bureau

CERTIFICATE OF SERVICE

I hereby certify that on November, 2017, I served the foregoing Amended Petition to Cancel has been served upon Respondent's correspondence of record, as listed in the USPTO TSDR Database, by mailing said copy on this 1st day of June, 2017, via first class mail to _____.

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Gabrielle Peters 11/14/2017 2:20 PM

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CERTIFICATE OF ELECTRONIC FILING

The undersigned certifies that this submission (along with any paper referred to as being attached or enclosed) is being filed with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals (ESTTA) on this day of November 2017.

Dated: November, 2017

David N. Sharifi
L.A. TECH & MEDIA LAW FIRM
11755 Wilshire Boulevard
15th Floor
Los Angeles, CA 90025
Phone: 310.751.0181

Gabrielle Peters 11/14/2017 2:20 PM

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Gabrielle Peters 11/14/2017 2:20 PM

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Gabrielle Peters 11/14/2017 2:20 PM

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Gabrielle Peters 11/14/2017 2:20 PM

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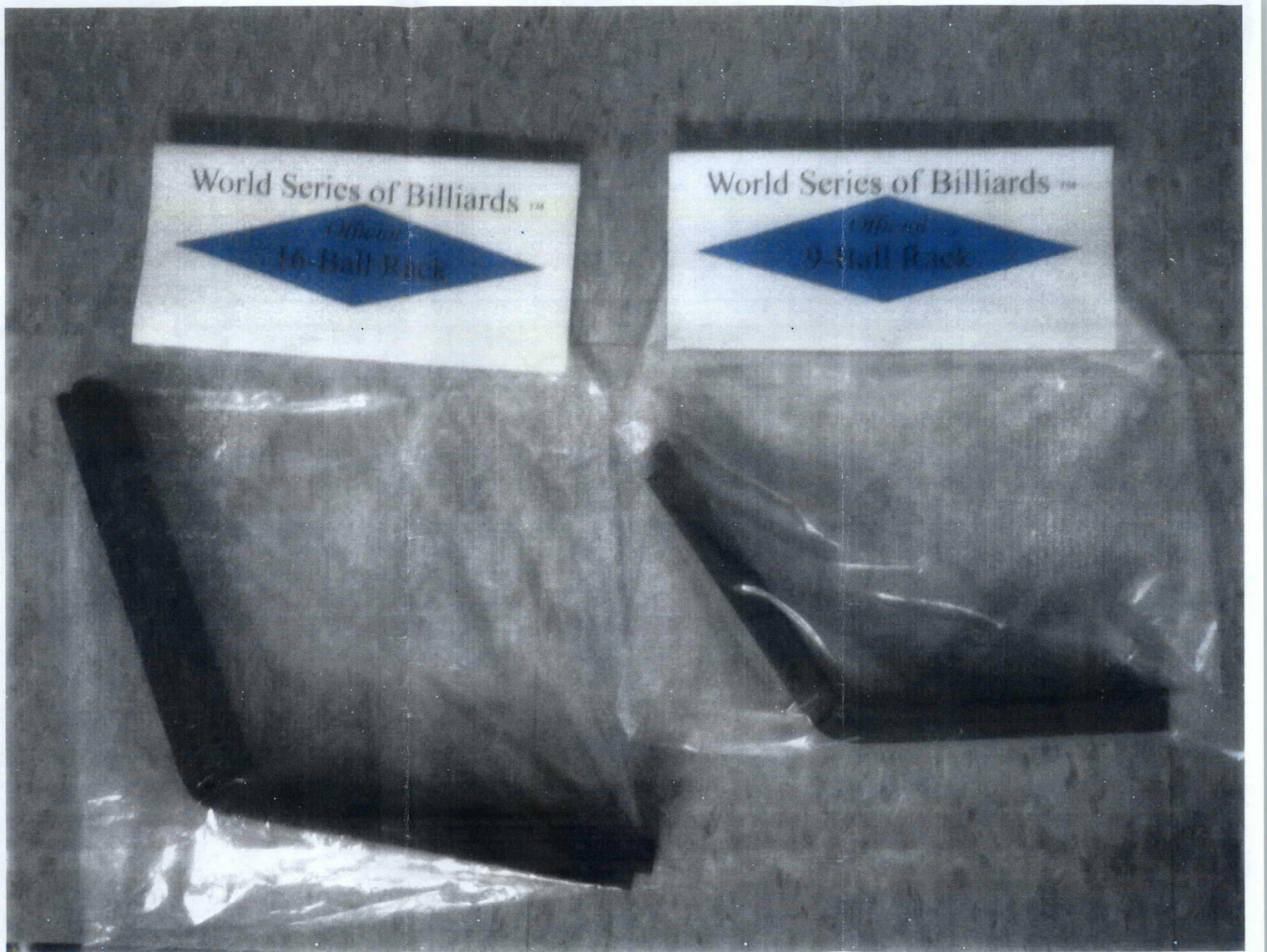
EXHIBIT A



EXHIBIT A



EXHIBIT B



How to Establish a Partnership in California

**(Source: Nolo.Com/Information Verified Secty of State, CA.
Clerk of Court San Diego County, CA.)**

To establish a partnership in California, here's everything you need to know. This is a guide to forming a partnership in the state of California. For information on other California business entities, see Nolo's section on Starting a Business in California.

A partnership (also known as a general partnership) is created whenever two or more people agree to do business together for profit, even if there is no intent or written agreement to form a partnership. While there are no formal filing or registration requirements needed to create a partnership, partnerships must comply with registration, filing, and tax requirements applicable to any business. There are also some steps every partnership should take to make sure they follow sound business practices when they start their new venture.

Here are the steps you should take to form a partnership in California:

Choose a business name.

File a fictitious business name statement with the county clerk.

Draft and sign a partnership agreement.

Obtain licenses, permits, and zoning clearances.

Obtain an Employer Identification Number.

To find out how to establish a partnership in any other state, see Nolo's 50-State Guide to Forming a Partnership. To read more about partnerships in general (including the difference between a partnership and limited partnership), see Nolo's section on Partnerships.

1. Choose a Partnership Name

In California, a partnership may use the surnames of the individual partners or may use a fictitious business name. If you plan to use a fictitious business name, it must be distinguishable from the name of any other company currently on record. It is also a good idea to choose a name that is not too similar to another registered business because of common law and federal trademark law protections. To make sure your business name is available, run a search in the following government databases:

California Secretary of State

U.S. Patent & Trademark Office: (Click on the TESS link under Tools.)

2. File a Fictitious Business Name

If you use a business name that is different from the surnames of the individual partners, California requires you to file a fictitious business name statement in the office of the county clerk where you intend to do business. The California State Association of Counties provides a list of county websites where you can obtain more information and forms for filing a fictitious business name statement. The filing fee is \$26. You will also need to publish the fictitious business name in a county newspaper for four weeks.

3. Draft and Sign a Partnership Agreement

A partnership agreement is not a mandatory legal requirement for establishing a partnership. However, it is a very important step to ensure there are no misunderstandings between you and your partners. A well-drafted partnership agreement will help you decide in advance how to handle certain situations.

Here's a list of some items that should be covered in your partnership agreement:

- each partner's contribution to the partnership
- the allocation of profits, losses, and draws
- the partners' authority and management duties
- voting rules for decision-making
- how to admit new partners
- the withdrawal or death of a partner, and
- how to resolve disputes.

Even well intentioned, honest partners can find themselves in a legal battle if they do not have a written partnership agreement memorializing their initial purposes. Your partnership agreement can always be amended at a later date should circumstances or conditions change. For help creating your partnership agreement, see *Form a Partnership: The Complete Legal Guide*, by Denis Clifford and Ralph Warner (Nolo),

4. Obtain Licenses, Permits, and Zoning Clearance

Your business may need to obtain business or professional licenses depending on the type of business activity you are engaged in. California provides a comprehensive database of every profession that requires a license by a partnership. You can obtain this information by going to CalGold, a service of the California Governor's Office of Business and Economic Development. In addition, local regulations, including licenses, building permits, and zoning clearances, may apply to your business. You will need to check with your city and county governments for more information.

5. Obtain an Employer Identification Number

Partnerships that wish to have employees need to obtain an Employer Identification Number, or EIN. This is a nine-digit number issued by the IRS to keep track of businesses. All businesses with employees are required to report wages to the IRS using their EIN. Registering for an EIN can be done online at the IRS website.

Even if you don't have employees, you may want to obtain an EIN. Some banks require one to open a bank account and it can reduce the risk of identity theft.

In California, businesses are required to report taxes and file various employee reports. You may need to use your EIN when registering your business to report taxes through the California Board of Equalization. If you have employees that you pay \$100 or more per quarter, you must report and pay employment taxes on a periodic basis. You will be able to report and pay all employment related taxes by registering through the California Employment Development Department.

Next Steps

It is important to consider doing the following once you have created your partnership:

Open a business bank account. Using your fictitious business name and EIN, you should set up a bank account to keep your business and personal finances separate.

Obtain general liability insurance. Because partners of a partnership are personally liable for all debts and obligations of the business, a business liability insurance policy may be your only financial protection against unforeseen events. Having adequate business liability insurance can protect your business and personal assets in the event of a lawsuit or other claim against your business.

Report and pay taxes. Depending on your specific business activities, you may be required to report such items as sales tax and use tax. You will need to register with California's Board of Equalization Business Registration.


About 1,470,000 results (0.89 seconds)

92105 County



San Diego County, California


People also search for




United States of America



El Cajon




Orange County



Los Angeles County, C...



San Francisco



Riverside County, California

View 10+ more

Plan a trip and points of interest

Feedback

ZIP Code 92105 Map, Housing Stats, More for San Diego, CA
<https://www.unitedstateszipcodes.org/92105/>

Released through date: 12/05/2017 | Released through Document Number: 2017-0566453 | As of 12/6/2017 9:33:40 AM

FBN Name Search

Show Names	<input checked="" type="radio"/> All <input type="radio"/> Business <input type="radio"/> Owner		
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Document Type	<input type="text" value="All"/>	From Date	<input type="text" value="8/11/2013"/>
Book Type	<input type="text" value="All"/>	To Date	<input type="text" value="12/6/2017"/>
		<input type="button" value="Reset"/>	<input type="button" value="Search"/>

- Search Tips**
1. Enter last name then first name separated
 2. Name must be at least 2 characters long.
 3. Select / Enter a beginning date.
 4. Select / Enter an ending date.
 5. Click Search.

Select Names:

No names found. Please try your search again.

Released through date: 12/05/2017 | Released through Document Number: 2017-0566453 | As of 12/6/2017 9:33:40 AM

FBN Name Search

Show Names ☒ All ☐ Business ☐ Owner

Name * Date Range

Document Type From Date

Book Type To Date

Select Names:

No names found. Please try your search again.

Search Tips

1. Enter last name then first name separated by a comma
2. Name must be at least 2 characters long.
3. Select / Enter a beginning date.
4. Select / Enter an ending date.
5. Click Search.

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FBN Name Search

Show Names	<input checked="" type="radio"/> All <input type="radio"/> Business <input type="radio"/> Owner		
Name	<input type="text" value="Luke DeAngelo"/> *	Date Range	<input type="text" value="Specify Date Range..."/>
Document Type	<input type="text" value="All"/> ▾ ...	From Date	<input type="text" value="8/11/2013"/> 📅
Book Type	<input type="text" value="All"/> ...	To Date	<input type="text" value="12/6/2017"/> 📅
		<input type="button" value="Reset"/>	<input type="button" value="Search"/>

- Search Tips**
1. Enter last name then first name separated by a space.
 2. Name must be at least 2 characters.
 3. Select / Enter a beginning date.
 4. Select / Enter an ending date.
 5. Click Search.

Select Names: X

No names found. Please try your search again.

Released through date: 12/05/2017 | Released through Document Number: 2017-0566453 | As of 12/6/2017 9:33:40 AM

FBN Name Search

Show Names	<input checked="" type="radio"/> All <input type="radio"/> Business <input type="radio"/> Owner		
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Document Type	<input type="text" value="All"/> ▾ ...	From Date	<input type="text" value="8/11/2013"/> 📅
Book Type	<input type="text" value="All"/> ...	To Date	<input type="text" value="12/6/2017"/> 📅
		<input type="button" value="Reset"/>	<input type="button" value="Search"/>

- Search Tips**
1. Enter last name then first name separate
 2. Name must be at least 2 characters long
 3. Select / Enter a beginning date.
 4. Select / Enter an ending date.
 5. Click Search.

Select Names: X

No names found. Please try your search again.



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No assignment has been recorded at the USPTO

For Serial Number: 87135278

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Web interface last modified: August 25, 2017 v2.6

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Secretary of State
Articles of Organization
Limited Liability Company (LLC)

LLC-1

201804310366

IMPORTANT — Read Instructions before completing this form.

Filing Fee — \$70.00

Copy Fees — First page \$1.00; each attachment page \$0.50;
Certification Fee — \$5.00

Note: LLCs may have to pay minimum \$800 tax to the California Franchise Tax Board each year. For more information, go to <https://www.ftb.ca.gov>.

FILED DCX
Secretary of State
State of California

JAN 29 2018

llc

This Space For Office Use Only

1. Limited Liability Company Name (See Instructions — Must contain an LLC ending such as LLC or L.L.C. "LLC" will be added, if not included.)

DeAngelo Billiards Technologies, LLC

2. Business Addresses

a. Initial Street Address of Designated Office in California - Do not enter a P.O. Box	City (no abbreviations)	State	Zip Code
3245 University Ave, Unit 1257	San Diego	CA	92104
b. Initial Mailing Address of LLC, if different than item 2a	City (no abbreviations)	State	Zip Code

3. Service of Process (Must provide either Individual OR Corporation.)

INDIVIDUAL — Complete Items 3a and 3b only. Must include agent's full name and California street address.

a. California Agent's First Name (if agent is not a corporation)	Middle Name	Last Name	Suffix
Luke		DeAngelo	
b. Street Address (if agent is not a corporation) - Do not enter a P.O. Box	City (no abbreviations)	State	Zip Code
3245 University Ave, Unit 1257	San Diego	CA	92104

CORPORATION — Complete Item 3c. Only include the name of the registered agent Corporation.

c. California Registered Corporate Agent's Name (if agent is a corporation) — Do not complete Item 3a or 3b

4. Management (Select only one box)

The LLC will be managed by:

☐

One Manager

☐

More than One Manager

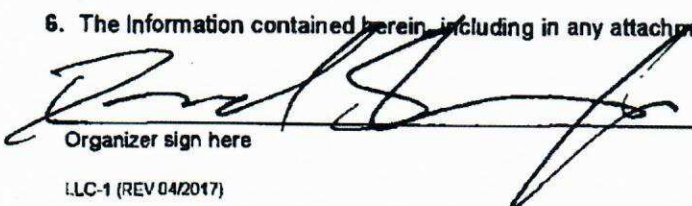
☒

All LLC Member(s)

5. Purpose Statement (Do not alter Purpose Statement)

The purpose of the limited liability company is to engage in any lawful act or activity for which a limited liability company may be organized under the California Revised Uniform Limited Liability Company Act.

6. The Information contained herein, including in any attachments, is true and correct.


Organizer sign here

David N. Sharifi

Print your name here

LLC-1 (REV 04/2017)

2017 California Secretary of State
www.sos.ca.gov/business/ba



Secretary of State
Statement of Information
(Limited Liability Company)

LLC-12

18-A87804

FILED

In the office of the Secretary of State
of the State of California

MAR 07, 2018

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IMPORTANT — Read instructions before completing this form.

Filing Fee — \$20.00

Copy Fees — First page \$1.00; each attachment page \$0.50;
Certification Fee - \$5.00 plus copy fees

1. Limited Liability Company Name (Enter the exact name of the LLC. If you registered in California using an alternate name, see instructions.)

DEANGELO BILLIARDS TECHNOLOGIES, LLC

2. 12-Digit Secretary of State File Number

201804310366

3. State, Foreign Country or Place of Organization (only if formed outside of California)

CALIFORNIA

4. Business Addresses

a. Street Address of Principal Office - Do not list a P.O. Box	City (no abbreviations)	State	Zip Code
3245 University Ave., Unit 1257	San Diego	CA	92104
b. Mailing Address of LLC, if different than item 4a	City (no abbreviations)	State	Zip Code
3245 University Ave., Unit 1257	San Diego	CA	92104
c. Street Address of California Office, if Item 4a is not in California - Do not list a P.O. Box	City (no abbreviations)	State	Zip Code
3245 University Ave., Unit 1257	San Diego	CA	92104

5. Manager(s) or Member(s)

If no **managers** have been appointed or elected, provide the name and address of each **member**. At least one name **and** address must be listed. If the manager/member is an individual, complete Items 5a and 5c (leave Item 5b blank). If the manager/member is an entity, complete Items 5b and 5c (leave Item 5a blank). Note: The LLC cannot serve as its own manager or member. If the LLC has additional managers/members, enter the name(s) and addresses on Form LLC-12A (see instructions).

a. First Name, if an individual - Do not complete Item 5b	Middle Name	Last Name	Suffix
Luke		DeAngelo	
b. Entity Name - Do not complete Item 5a			
c. Address	City (no abbreviations)	State	Zip Code
3245 University Ave., Unit 1257	San Diego	CA	92104

6. Service of Process (Must provide either Individual OR Corporation.)

INDIVIDUAL — Complete Items 6a and 6b only. Must include agent's full name and California street address.

a. California Agent's First Name (if agent is not a corporation)	Middle Name	Last Name	Suffix
Luke		DeAngelo	
b. Street Address (if agent is not a corporation) - Do not enter a P.O. Box	City (no abbreviations)	State	Zip Code
3245 University Ave., Unit 1257	San Diego	CA	92104

CORPORATION — Complete Item 6c only. Only include the name of the registered agent Corporation.

c. California Registered Corporate Agent's Name (if agent is a corporation) — Do not complete Item 6a or 6b

7. Type of Business

a. Describe the type of business or services of the Limited Liability Company

Organizing billiards tournaments

8. Chief Executive Officer, if elected or appointed

a. First Name	Middle Name	Last Name	Suffix
b. Address	City (no abbreviations)	State	Zip Code

9. The Information contained herein, including any attachments, is true and correct.

03/07/2018

David N Sharifi

Attorney

Date

Type or Print Name of Person Completing the Form

Title

Signature

Return Address (Optional) (For communication from the Secretary of State related to this document, or if purchasing a copy of the filed document enter the name of a person or company and the mailing address. This information will become public when filed. SEE INSTRUCTIONS BEFORE COMPLETING.)

Name:

Company:

Address:

City/State/Zip:

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[NEXT LIST](#) [FIRST DOC](#) [PREV DOC](#) [NEXT DOC](#) [LAST DOC](#)[Logout](#) Please logout when you are done to release system resources allocated for you.[Start](#) List At: OR [Jump](#) to record: **Record 1 out of 2**[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)**THE WORLD SERIES OF POOL**

Word Mark THE WORLD SERIES OF POOL
Goods and Services IC 041. US 100 101 107. G & S: Organizing, conducting and operating billiards tournaments
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 87822916
Filing Date March 6, 2018
Current Basis 1B
Original Filing Basis 1B
Owner (APPLICANT) DeAngelo Billiards Technologies, LLC LIMITED LIABILITY COMPANY
CALIFORNIA 3245 University Ave., Unit 1257 San Diego CALIFORNIA 92104
Attorney of Record David N. Sharifi
Type of Mark SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 87822916

Filing Date: 03/06/2018

NOTE: Data fields with the * are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	THE WORLD SERIES OF POOL
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	THE WORLD SERIES OF POOL
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	DeAngelo Billiards Technologies, LLC
*STREET	3245 University Ave., Unit 1257
*CITY	San Diego
*STATE (Required for U.S. applicants)	California
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. and certain international addresses)	92104
LEGAL ENTITY INFORMATION	
*TYPE	LIMITED LIABILITY COMPANY
* STATE/COUNTRY WHERE LEGALLY ORGANIZED	California
GOODS AND/OR SERVICES AND BASIS INFORMATION	
*INTERNATIONAL CLASS	041
*IDENTIFICATION	Organizing, conducting and operating billiards tournaments
*FILING BASIS	SECTION 1(b)
ADDITIONAL STATEMENTS INFORMATION	
*TRANSLATION	

(if applicable)	
*TRANSLITERATION (if applicable)	
*CLAIMED PRIOR REGISTRATION (if applicable)	
*CONSENT (NAME/ LIKENESS) (if applicable)	
*CONCURRENT USE CLAIM (if applicable)	
ATTORNEY INFORMATION	
NAME	David N. Sharifi
FIRM NAME	L.A. Tech & Media Law Firm
STREET	11755 Wilshire Blvd., 15th Floor
CITY	Los Angeles
STATE	California
COUNTRY	United States
ZIP/POSTAL CODE	90025
PHONE	310-751-0181
EMAIL ADDRESS	david@latml.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
CORRESPONDENCE INFORMATION	
*NAME	David N. Sharifi
FIRM NAME	L.A. Tech & Media Law Firm
*STREET	11755 Wilshire Blvd., 15th Floor
*CITY	Los Angeles
*STATE (Required for U.S. addresses)	California
*COUNTRY	United States
*ZIP/POSTAL CODE	90025
PHONE	310-751-0181
*EMAIL ADDRESS	david@latml.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS Plus
NUMBER OF CLASSES	1
FEE PER CLASS	225
*TOTAL FEE PAID	225
SIGNATURE INFORMATION	
* SIGNATURE	/Sharifi/
* SIGNATORY'S NAME	David N. Sharifi
* SIGNATORY'S POSITION	Applicant's attorney, California bar member

SIGNATORY'S PHONE NUMBER	310-751-0181
* DATE SIGNED	03/06/2018

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 87822916

Filing Date: 03/06/2018

To the Commissioner for Trademarks:

MARK: THE WORLD SERIES OF POOL (Standard Characters, see [mark](#))

The mark in your application is THE WORLD SERIES OF POOL.

The applicant, DeAngelo Billiards Technologies, LLC, a limited liability company legally organized under the laws of California, having an address of

3245 University Ave., Unit 1257
San Diego, California 92104
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 041: Organizing, conducting and operating billiards tournaments

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services. (15 U.S.C. Section 1051(b)).

The applicant's current Attorney Information:

David N. Sharifi of L.A. Tech & Media Law Firm 11755 Wilshire Blvd., 15th Floor
Los Angeles, California 90025
United States
310-751-0181(phone)
david@latml.com (authorized)

The applicant's current Correspondence Information:

David N. Sharifi
L.A. Tech & Media Law Firm
11755 Wilshire Blvd., 15th Floor
Los Angeles, California 90025
310-751-0181(phone)
david@latml.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or the applicant's attorney, or the applicant's domestic representative at the e-mail address provided in this application. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in the loss of TEAS Plus status and a requirement to submit an additional processing fee of \$125 per international class of goods/services.

A fee payment in the amount of \$225 has been submitted with the application, representing payment for 1 class(es).

Declaration

Basis:

If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
- The mark is in use in commerce on or in connection with the goods/services in the application;
- The specimen(s) shows the mark as used on or in connection with the goods/services in the application; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

AND/OR

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

- The signatory believes that the applicant is entitled to use the mark in commerce;
- The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods/services in the application; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive.

To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: /Sharifi/ Date: 03/06/2018

Signatory's Name: David N. Sharifi

Signatory's Position: Applicant's attorney, California bar member

Signatory's Phone Number: 310-751-0181

Payment Sale Number: 87822916

Payment Accounting Date: 03/07/2018

Serial Number: 87822916

Internet Transmission Date: Tue Mar 06 19:19:14 EST 2018

TEAS Stamp: USPTO/FTK-XX.XX.XXX.XXX-2018030619191480

6568-87822916-510731b86cde95e6a3cc135c55

460a6fcb78239a4994ea3f65713c7badca73de81

-CC-6300-20180306191739757027

THE WORLD SERIES OF POOL

Generated on: This page was generated by TSDR on 2018-06-13 13:11:09 EDT

Mark: THE WORLD SERIES OF POOL

THE WORLD SERIES OF POOL

US Serial Number: 87822916

Application Filing Date: Mar. 06, 2018

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/APPLICATION/Awaiting Examination

The trademark application has been accepted by the Office (has met the minimum filing requirements) and has not yet been assigned to an examiner.

Status: New application will be assigned to an examining attorney approximately 3 months after filing date.

Status Date: Mar. 13, 2018

Mark Information

Mark Literal Elements: THE WORLD SERIES OF POOL

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: Organizing, conducting and operating billiards tournaments

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

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: DeAngelo Billiards Technologies, LLC

Owner Address: 3245 University Ave., Unit 1257
San Diego, CALIFORNIA UNITED STATES 92104

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: CALIFORNIA

Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David N. Sharifi

**Attorney Primary
Email Address:** david@latml.com

**Attorney Email
Authorized:** Yes

Correspondent

**Correspondent
Name/Address:** DAVID N. SHARIFI
L.A. TECH & MEDIA LAW FIRM
11755 WILSHIRE BLVD., 15TH FLOOR
LOS ANGELES, CALIFORNIA UNITED STATES 90025

Phone: 310-751-0181

**Correspondent e-
mail:** david@latml.com

**Correspondent e-
mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 13, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 09, 2018	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: NEW APPLICATION PROCESSING

Date in Location: Mar. 13, 2018