

ESTTA Tracking number: **ESTTA831219**

Filing date: **07/05/2017**

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 has filed a petition to cancel the registration indicated below.

Petitioner Information

Name	Wanderlust Holdings LLC		
Entity	Limited Liability Company	Citizenship	Delaware
Address	26 Dobbin Street, 3rd Floor Brooklyn, NY 11222 UNITED STATES		

Attorney information	Amy G. Marino Williams Mullen, c/o IP Docketing 8300 Greensboro Drive, Suite 1100 Tysons, VA 22102 UNITED STATES Email: amarino@williamsmullen.com, mpollak@williamsmullen.com, prenie@williamsmullen.com, ip@williamsmullen.com, ojohnson@williamsmullen.com Phone: 757.499.8800
----------------------	---

Registration Subject to Cancellation

Registration No.	5067669	Registration date	10/25/2016
Registrants	<p>Danser, Timothy 174 Lawless Road Morgantown, WV 26501 UNITED STATES Email: timothy_danser@yahoo.com</p> <p>Campana, David 174 Lawless Road Morgantown, WV 26501 UNITED STATES Email: timothy_danser@yahoo.com</p>		

Goods/Services Subject to Cancellation


Class 018. First Use: 2016/02/01 First Use In Commerce: 2016/02/15
All goods and services in the class are subject to cancellation, namely: Luggage


Grounds for Cancellation

Priority and likelihood of confusion	Trademark Act Sections 14(1) and 2(d)
--------------------------------------	---------------------------------------


Marks Cited by Petitioner as Basis for Cancellation


U.S. Registration No.	3880423	Application Date	07/23/2008
-----------------------	---------	------------------	------------

Registration Date	11/23/2010	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2009/07/25 First Use In Commerce: 2009/07/25 Arranging and conducting nightclub entertainment events; Concert booking; Conducting entertainment exhibitions in the nature of live music festivals; Entertainment, namely, live music concerts		


U.S. Registration No.	3880519	Application Date	10/20/2008
Registration Date	11/23/2010	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2010/01/11 First Use In Commerce: 2010/01/11 Audio and video recordings featuring entertainment in the nature of music, lectures on fitness, exercise, yoga and music, interviews on fitness, exercise, yoga and music, or fitness, exercise and yoga instruction, all of which relate to a festival featuring these activities		


U.S. Registration No.	4405517	Application Date	05/15/2012
Registration Date	09/24/2013	Foreign Priority Date	NONE
Word Mark	WANDERLUST		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2009/07/00 First Use In Commerce: 2009/07/00 Clothing, namely, yoga tops, yoga pants, t-shirts, sweatshirts and shorts, excluding shoes and boots


U.S. Registration No.	5146975	Application Date	02/17/2014
Registration Date	02/21/2017	Foreign Priority Date	NONE
Word Mark	WANDERLUST 108		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2014/09/00 First Use In Commerce: 2014/09/00 clothing, namely, tops suitable for yoga and athletic workouts, t-shirts; outerwear, namely, sweatshirts; accessories, namely, scarves and hats		


U.S. Registration No.	4031493	Application Date	02/15/2011
Registration Date	09/27/2011	Foreign Priority Date	NONE
Word Mark	WANDERLUST		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 2010/07/24 First Use In Commerce: 2010/07/24 On-line retail store services featuring souvenirs, yoga mats, yoga equipment, water bottles, towels, posters, prints, and yoga accessories


U.S. Registration No.	4048264	Application Date	02/15/2011
Registration Date	11/01/2011	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 2010/07/24 First Use In Commerce: 2010/07/24 Exercise and fitness equipment, namely, mats and equipment, namely, balance balls, mat rolls, bags specially adapted to carry yoga equipment, swings, straps, bolsters, sandbags, foam rollers, resistance rings, and blocks for use in connection with the practice of yoga; yoga kits comprised of the aforementioned goods		


U.S. Registration No.	4092974	Application Date	07/09/2010
Registration Date	01/31/2012	Foreign Priority Date	NONE
Word Mark	WANDERLUST		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 041. First use: First Use: 2009/07/31 First Use In Commerce: 2009/07/31 Production of streaming video and website development in the fields of yoga, music, and entertainment; providing an on-line computer database in the fields of music, yoga and entertainment; educational services, providing instruction, studios, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing; electronic publishing services, namely, publishing of online works of others featuring user-created text, audio, video, and graphics; providing on-line journals and web logs featuring user-created content in the fields of music, yoga, and entertainment</p> <p>Class 042. First use: First Use: 2010/01/31 First Use In Commerce: 2010/01/31 Computer services, namely, providing a database and facilities for interactive discussion groups featuring information in the fields of music, yoga and entertainment via a global computer network; computer services in the nature of customized web pages featuring user-defined information, personal profiles and information; providing temporary use of non-downloadable software applications for classifieds, virtual community, social networking, photo sharing, and transmission of photographic images</p> <p>Class 045. First use: First Use: 2010/01/31 First Use In Commerce: 2010/01/31 Online social networking services</p>


U.S. Registration No.	4025858	Application Date	02/15/2011
Registration Date	09/13/2011	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		


Goods/Services	<p>Class 043. First use: First Use: 2009/07/31 First Use In Commerce: 2009/07/31 Health resort services, namely, providing food and lodging that specialize in promoting patrons' general health and well-being; Making reservations and bookings for others for accommodations and meals at health spas; Resort lodging services</p> <p>Class 044. First use: First Use: 2009/07/31 First Use In Commerce: 2009/07/31 Consulting in the field of health and wellness to bring about personal happiness; Counseling services in the fields of health, herbalism, and lifestyle wellness; Health spa services for health and wellness of the body and spirit; Health spa services for health and wellness of the mind, body and spirit offered in or from a remote, mobile or temporary on-site location; Providing a website featuring content regarding healthy living and lifestyle wellness; Providing assistance, fitness evaluation and consultation to individuals to help them make health, wellness and nutritional changes in their daily living to improve health; Wellness and health-related consulting services</p>
----------------	--

U.S. Registration No.	4898846	Application Date	05/07/2012
Registration Date	02/09/2016	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 030. First use: First Use: 2015/06/05 First Use In Commerce: 2015/06/05 Coffee; Coffee-based beverages; Tea; Tea-based beverages		


U.S. Registration No.	4373473	Application Date	05/07/2012
Registration Date	07/23/2013	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of	NONE		


Mark	
Goods/Services	Class 005. First use: First Use: 2010/07/00 First Use In Commerce: 2010/07/00 Herbal topical creams, gels, salves, sprays, powder, balms; Medicated lip balm;Medicated moisturizers; Medicated skin care preparations, namely, creams, lotions, gels; Medicated sun block; Medicatedsun care preparations; Medicated sunscreen

U.S. Registration No.	4291459	Application Date	05/09/2012
Registration Date	02/19/2013	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 033. First use: First Use: 2011/06/00 First Use In Commerce: 2011/06/00 Wine		


U.S. Registration No.	5064618	Application Date	02/17/2014
Registration Date	10/18/2016	Foreign Priority Date	NONE
Word Mark	WANDERLUST 108		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2014/09/09 First Use In Commerce: 2014/09/09 Arranging and conducting entertainment events featuring yoga, music, running, exercise, meditation, arts, crafts, food and other related activities; Concert booking; Conducting entertainment exhibitions in the nature of live music festivals and live yoga instruction; Entertainment, namely, live music concerts; Yoga instruction; Meditation training; educational services, namely, providing instruction, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing		

U.S. Registration No.	5075976	Application Date	07/11/2013
Registration Date	11/08/2016	Foreign Priority	NONE

		Date	
Word Mark	WANDERLUST YOGA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2013/03/26 First Use In Commerce: 2013/03/26 Educational services, namely, studios providing instruction, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing; production of streaming video and website development in the fields of yoga, music, outdoor recreation, fitness and entertainment; providing an on-line computer database in the fields of yoga, music, outdoor recreation, fitness and entertainment; electronic publishing services, namely, publishing of online websites, journals and blogs featuring text, audio, video, and graphics in the fields of yoga, meditation, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing		

U.S. Registration No.	5100152	Application Date	05/02/2016
Registration Date	12/13/2016	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 030. First use: First Use: 2009/07/25 First Use In Commerce: 2015/06/05 Bagels; Beverages made of tea; Biscuits; Bread; Breakfast cereals; Brownies; Cereal-based snack foods; Cereal bars; Cereal based energy bars; Chocolate-based beverages; Cocoa; Coffee; Cookies; Espresso; Espresso drinks; Grain-based beverages; Grain-based snack foods; Granola; Herbal food beverages; Muffins; Oatmeal; Panini; Parfaits; Pasta salad; Pastries; Prepared cocoa and		

	cocoa-based beverages; Prepared coffee and coffee-based beverages; Prepared pasta; Ready-to-eat cereals; Salad dressings; Sandwiches; Sauces; Scones; Snack cakes; Syrup for flavoring food or beverages; Tea
--	---

U.S. Application No.	87183032	Application Date	09/26/2016
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	WANDERLUST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 0 First Use In Commerce: 0 Luggage; Gym bags; Yoga bags; Backpacks; Fanny packs; Duffel bags; Overnight bags; Shoulder bags; Sport bags; Tote bags		

Attachments	77529220#TMSN.png(bytes) 77595848#TMSN.png(bytes) 85625350#TMSN.png(bytes) 86195472#TMSN.png(bytes) 85242842#TMSN.png(bytes) 85242849#TMSN.png(bytes) 85081403#TMSN.png(bytes) 85242784#TMSN.png(bytes) 85618453#TMSN.png(bytes) 85618490#TMSN.png(bytes) 85620317#TMSN.png(bytes) 86195586#TMSN.png(bytes) 86007566#TMSN.png(bytes) 87021675#TMSN.png(bytes) Wanderlust Petition to Cancel 07 05 17.pdf(3182087 bytes) 87183032#TMSN.png(bytes)
-------------	--

Signature	/Amy G Marino/
Name	Amy G. Marino - VSB 71236
Date	07/05/2017

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

WANDERLUST HOLDINGS LLC,)	
)	
Petitioner,)	
v.)	
)	Cancellation No. _____
TIMOTHY DANSER, and)	
DAVID CAMPANA,)	
)	
Registrant.)	
_____)	
)	
Mark: WANDERLUST)	
Registration No.: 5,067,669)	
Class: 18)	

PETITION TO CANCEL

Wanderlust Holdings LLC (“Wanderlust” or “Petitioner”), a Delaware limited liability company, located and doing business at 26 Dobbin Street, 3rd Floor, Brooklyn, New York 11222, believes that it has been damaged and will continue to be damaged by the mark WANDERLUST, shown in Registration No. 5,067,669 owned by Timothy Danser and David Campana (collectively, “Registrant”), both located at 174 Lawless Road, Morgantown, West Virginia, United States 26501, and hereby petitions to cancel the same upon the following grounds, pursuant to 15 U.S.C. §§ 1052(d), 1064.

BACKGROUND

1. Registrant filed Application Serial No. 86/938,617 on March 14, 2016 and obtained Registration No. 5,067,669 on October 25, 2016 on the Principal Register for use of “Wanderlust” as a stylized word in connection with “luggage” in International Class 18 (the “Registration”).

2. Wanderlust is the owner of incontestable Registration No. 3,880,423 for the mark WANDERLUST used in connection with “arranging and conducting nightclub entertainment events; concert booking; conducting entertainment exhibitions in the nature of live music festivals; entertainment, namely, live music concerts” in International Class 41 with a first use in commerce date of July 25, 2009. *See Exhibit A*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

3. Wanderlust is the owner of incontestable Registration No. 3,880,519 for the mark WANDERLUST used in connection with “audio and video recordings featuring entertainment in the nature of music, lectures on fitness, exercise, yoga and music, interviews on fitness, exercise, yoga and music, or fitness, exercise and yoga instruction, all of which relate to a festival featuring these activities” in International Class 09 with a first use in commerce date of January 11, 2010. *See Exhibit B*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

4. Wanderlust is the owner of Registration No. 4,405,517 for the mark WANDERLUST used in connection with “clothing, namely, yoga tops, yoga pants, t-shirts, sweatshirts and shorts, excluding shoes and boots” in International Class 25 with a first use in commerce date of July, 2009. *See Exhibit C*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

5. Wanderlust is the owner of Registration No. 5,146,975 for the mark WANDERLUST 108 used in connection with “clothing, namely, tops suitable for yoga and

athletic workouts, t-shirts; outerwear, namely, sweatshirts; accessories, namely, scarves and hats” in International Class 25 with a first use in commerce date of September, 2014. *See Exhibit D*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

6. Wanderlust is the owner of Registration No. 4,031,493 for the mark WANDERLUST used in connection with “on-line retail store services featuring souvenirs, yoga mats, yoga equipment, water bottles, towels, posters, prints, and yoga accessories” in International Class 35 with a first use in commerce date of July 24, 2010. *See Exhibit E*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

7. Wanderlust is the owner of Registration No. 4,048,264 for the mark WANDERLUST used in connection with “exercise and fitness equipment, namely, mats and equipment, namely, balance balls, mat rolls, bags specially adapted to carry yoga equipment, swings, straps, bolsters, sandbags, foam rollers, resistance rings, and blocks for use in connection with the practice of yoga; yoga kits comprised of the aforementioned goods.” in International Class 28 with a first use in commerce date of July 24, 2010. *See Exhibit F*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

8. Wanderlust is the owner of Registration No. 4,092,974 for the mark WANDERLUST used in connection with “production of streaming video and website development in the fields of yoga, music, and entertainment; providing an on-line computer database in the fields of music, yoga and entertainment; educational services, providing

instruction, studios, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing; electronic publishing services, namely, publishing of online works of others featuring user-created text, audio, video, and graphics; providing on-line journals and web logs featuring user-created content in the fields of music, yoga, and entertainment” in International Class 41 with a first use in commerce date of July 31, 2009, “computer services, namely, providing a database and facilities for interactive discussion groups featuring information in the fields of music, yoga and entertainment via a global computer network; computer services in the nature of customized web pages featuring user-defined information, personal profiles and information; providing temporary use of non-downloadable software applications for classifieds, virtual community, social networking, photo sharing, and transmission of photographic images” in International Class 42 with a first use in commerce date of January 31, 2010, and “online social networking services” in International Class 45 with a first use in commerce date of January 31, 2010. *See Exhibit G*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

9. Wanderlust is the owner of Registration No. 4,025,858 for the mark WANDERLUST used in connection with “Health resort services, namely, providing food and lodging that specialize in promoting patrons' general health and well-being; Making reservations and bookings for others for accommodations and meals at health spas; Resort lodging services” in International Class 43 with a first use in commerce date of July 31, 2009, and “Consulting in the field of health and wellness to bring about personal happiness; Counseling services in the fields of

health, herbalism, and lifestyle wellness; Health spa services for health and wellness of the body and spirit; Health spa services for health and wellness of the mind, body and spirit offered in or from a remote, mobile or temporary on-site location; Providing a website featuring content regarding healthy living and lifestyle wellness; Providing assistance, fitness evaluation and consultation to individuals to help them make health, wellness and nutritional changes in their daily living to improve health; Wellness and health-related consulting services” in International Class 44 with a first use in commerce date of July 31, 2009. *See Exhibit H*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

10. Wanderlust is the owner of Registration No. 4,898,846 for the mark WANDERLUST used in connection with “coffee; coffee-based beverages; tea; tea-based beverages” in International Class 30 with a first use in commerce date of June 5, 2015. *See Exhibit I*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

11. Wanderlust is the owner of Registration No. 4,373,473 for the mark WANDERLUST used in connection with “herbal topical creams, gels, salves, sprays, powder, balms; medicated lip balm; medicated moisturizers; medicated skin care preparations, namely, creams, lotions, gels; medicated sun block; medicated sun care preparations; medicated sunscreen” in International Class 05 with a first use in commerce date of July, 2010. *See Exhibit J*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

12. Wanderlust is the owner of Registration No. 4,291,459 for the mark WANDERLUST used in connection with “wine” in International Class 33 with a first use in commerce date of June 2011. *See Exhibit K*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

13. Wanderlust is the owner of Registration No. 5,064,618 for the mark WANDERLUST 108 used in connection with “arranging and conducting entertainment events featuring yoga, music, running, exercise, meditation, arts, crafts, food and other related activities; concert booking; conducting entertainment exhibitions in the nature of live music festivals and live yoga instruction; entertainment, namely, live music concerts; yoga instruction; meditation training; educational services, namely, providing instruction, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing” in International Class 41 with a first use in commerce date of September 9, 2014. *See Exhibit L*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

14. Wanderlust is the owner of Registration No. 5,075,976 for the mark WANDERLUST YOGA used in connection with “educational services, namely, studios providing instruction, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care,

alternative health care, therapeutic massage and alternative healing; production of streaming video and website development in the fields of yoga, music, outdoor recreation, fitness and entertainment; providing an on-line computer database in the fields of yoga, music, outdoor recreation, fitness and entertainment; electronic publishing services, namely, publishing of online websites, journals and blogs featuring text, audio, video, and graphics in the fields of yoga, meditation, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing” in International Class 41 with a first use in commerce date of March 26, 2013. *See Exhibit M*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

15. Wanderlust is the owner of Registration No. 5,100,152 for the mark WANDERLUST used in connection with “bagels; beverages made of tea; biscuits; bread; breakfast cereals; brownies; cereal-based snack foods; cereal bars; cereal based energy bars; chocolate-based beverages; cocoa; coffee; cookies; espresso; espresso drinks; grain-based beverages; grain-based snack foods; granola; herbal food beverages; muffins; oatmeal; panini; parfaits; pasta salad; pastries; prepared cocoa and cocoa-based beverages; prepared coffee and coffee-based beverages; prepared pasta; ready-to-eat cereals; salad dressings; sandwiches; sauces; scones; snack cakes; syrup for flavoring food or beverages; tea” in International Class 30 with a first use in commerce date of June 5, 2015. *See Exhibit N*, a true and accurate copy of Wanderlust’s registration certificate printed from the United States Patent and Trademark Office Trademark Document Retrieval database, attached hereto and incorporated herein.

16. Wanderlust also owns all right, title and interest in and to the application for the WANDERLUST mark, Serial No. 87/183,032 (the “032 Mark”) in connection with “luggage; gym bags; yoga bags; backpacks; fanny packs; duffel bags; overnight bags; shoulder bags; sport bags; tote bags” in International Class 18 (the “Class 18 Goods”).

17. All of Wanderlust’s trademark rights in the aforementioned registered trademarks are valid, subsisting, protectable and enforceable.

18. Wanderlust is the owner of common law rights to the above WANDERLUST, WANDERLUST 108, and WANDERLUST YOGA marks (collectively and hereafter, the “Wanderlust Marks”) by virtue of its continuous and exclusive use of the Wanderlust Marks with the goods and services listed above (hereafter, the “Wanderlust Goods and Services”) in interstate commerce within the United States with the earliest use beginning at least as early as 2009.

19. Prior to the filing of the application for the Registration, prior to any date of first use upon which Registrant can rely, and since at least as early as 2009, Wanderlust adopted and began using the Wanderlust Marks in connection with many of the Wanderlust Goods and Services, including clothing in International Class 25 (the “Class 25 Goods”).

20. Wanderlust has used its Wanderlust Marks in commerce in connection with the Class 18 Goods since at least as early as 2012.

21. Registrant’s filing date for the Registration is after 2009.

22. Registrant’s alleged date of first use for the Registration is after 2009.

23. Registrant’s filing date for the Registration is subsequent to Wanderlust’s use of the Wanderlust Marks in connection with the Wanderlust Goods and Services.

24. Registrant’s alleged date of first use for the Registration is subsequent to Wanderlust’s use of the Wanderlust Marks in connection with the Wanderlust Goods and Services.

25. Registrant's filing date for the Registration is subsequent to Wanderlust's use and registration of the Wanderlust Marks in connection with the Class 25 Goods.

26. Registrant's alleged date of first use for the Registration is subsequent to Wanderlust's use and registration of the Wanderlust Marks in connection with the Class 25 Goods.

27. Registrant's filing date for the Registration is after 2012.

28. Registrant's alleged date of first use for the Registration is after 2012.

29. On information and belief, Registrant's filing date is subsequent to Wanderlust's use of the Wanderlust Marks in connection with the Class 18 Goods.

30. On information and belief, Registrant's alleged date of first use for the Registration is subsequent to Wanderlust's use of the Wanderlust Marks in connection with the Class 18 Goods.

31. On January 5, 2017, the United States Patent and Trademark Office issued a non-final office action to Wanderlust, refusing registration of the '032 Mark under Trademark Act Section 2(d) as being likely to cause confusion with the Registration.

32. Wanderlust has invested great time, effort, and resources in the development of the Wanderlust Marks, and Wanderlust has developed valuable goodwill in the marks.

33. The Wanderlust Goods and Services and the goods and services that are collateral and related to the Wanderlust Goods and Services, have become widely recognized as emanating from Wanderlust and as maintaining only the highest quality standards.

34. Wanderlust has enjoyed substantial sales of the Wanderlust Goods and Services under the Wanderlust Marks in the United States. Wanderlust has continuously marketed, advertised, and sold goods and services under one or more of its Wanderlust Marks since at least 2009 and has engaged in extensive sales and advertising throughout the United States since that

time. Wanderlust has spent substantial sums in advertising its products branded with the Wanderlust Marks.

35. Wanderlust has expended substantial sums on advertising, marketing, and promoting its goods and services provided under the Wanderlust Marks. The Wanderlust Marks have been used and performed at live festivals, on the Internet at <http://www.wanderlust.com/>, in print media, social media, trade journals, magazines, and in signs, banners, and numerous promotional materials at events serviced by Wanderlust.

36. Wanderlust has invested great time, effort and resources in the development of a distinctive and well known series of marks, such that its unique brand has become widely recognized as emanating from Wanderlust, and as maintaining only the highest quality standards for the Wanderlust Goods and Services, as well as a variety of other merchandise and services.

37. By virtue of the extensive advertising, marketing, promotion and sales of the Wanderlust Goods and Services under the Wanderlust Marks, and the high quality and standards of those Goods and Services, the Wanderlust Marks have come to represent valuable goodwill associated with Wanderlust, and Wanderlust has gained a most valuable reputation for the Wanderlust Marks.

38. The Registration is unrestricted as to consumers and trade channels. As such, it is presumed that the goods and services identified in the Registration are sold to all ordinary consumers of said goods and services.

39. The Registration is registered in connection with luggage, which is identical to the Wanderlust Class 18 Goods.

40. The Registration is registered in connection with luggage, which is substantially similar or related to the Wanderlust Class 25 Goods.

41. The Registration is identical to the Wanderlust Marks in connection with Class 18 Goods.

42. The Registration is confusing similar or related to the Wanderlust Marks in connection with the Wanderlust Goods and Services, including the Class 25 Goods.

43. The goods and services for which Registrant registered the Registration are substantially similar to the Wanderlust Goods and Services.

44. Registrant is likely to advertise in some of the same media and use advertisements that are substantially similar to those of Wanderlust.

45. On information and belief, Registrant is advertising online on their website located at www.princeofscots.com. See Exhibit O, a true and accurate screenshot of the website, as of July 5, 2017, showing WANDERLUST bags for sale.

GROUND FOR OPPOSITION

LIKELIHOOD OF CONFUSION

46. Wanderlust repeats and realleges, as if fully set forth herein, each and every allegation contained in the foregoing paragraphs.

47. Registrant's filing date, March 14, 2016, alleged date of first use, February 1, 2016, and alleged date of first use in commerce, February 15, 2016, of the Registration are all subsequent to the dates of first use in commerce of the Wanderlust Marks in connection with the Wanderlust Goods and Services.

48. Registrant's filing date, March 14, 2016, alleged date of first use, February 1, 2016, and alleged date of first use in commerce, February 15, 2016, of the Registration are all subsequent to the dates of first use in commerce of the Wanderlust Marks in connection with the Class 25 Goods.

49. On information and belief, Registrant' filing date, March 14, 2016, alleged date of first use, February 1, 2016, and alleged date of first use in commerce, February 15, 2016, of the Registration are all subsequent to the dates of first use of the Wanderlust Marks in connection with the Class 18 Goods.

50. On information and belief, Registrant is using or likely to use the Registration in connection with goods that are identical to Wanderlust's Class 18 Goods.

51. On information and belief, Registrant is using or likely to use the Registration in connection with goods that are confusingly similar to Wanderlust's Class 25 Goods.

52. On information and belief, Registrant is using the Registration in connection with goods that are confusingly similar to Wanderlust's use with Wanderlust's Goods and Services.

53. The goods listed under the Registration are likely to be sold to the same consumers and in the same channels of trade as the Wanderlust Goods and Services.

54. The goods listed under the Registration are likely to be sold to the same consumers and in the same channels of trade as Wanderlust's Class 25 Goods.

55. The goods listed under the Registration are likely to be sold to the same consumers and in the same channels of trade as Wanderlust's Class 18 Goods.

56. On information and belief, Registrant is advertising in some of the same media channels, and using advertisements that are substantially similar to those of Wanderlust.

57. On information and belief, Registrant has used, and is likely to continue to use, the Registration in connection with its goods and services in a manner that will likely confuse consumers with regard to the source of the Wanderlust Goods and Services.

58. Any use of the Wanderlust Marks by Registrant is without the consent of Wanderlust.

59. Registrant has willfully and intentionally violated, and continues to willfully and intentionally violate, Wanderlust's trademark rights by trading on the valuable goodwill and reputation established therein by at least deceiving the public and the trade into believing that its offerings are in some way sponsored by or associated with Wanderlust.

60. Registrant's use of the Registration has been with constructive notice of Wanderlust's prior use of the Wanderlust Marks in connection with the Wanderlust Goods and Services.

61. On information and belief, Registrant's use of the Registration has been with actual notice of Wanderlust's prior use of the Wanderlust Marks in connection with the Wanderlust Goods and Services.

62. The Registration is confusingly similar to the Wanderlust Marks and use of the Registration by Registrant on the goods specified in its registration is likely to cause confusion, mistake, or deception that Registrant's services are endorsed, sponsored, or approved by Wanderlust within the meaning of section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

63. If Registrant is permitted to use the Registration in connection with the goods and services specified in its registration, Wanderlust will suffer irreparable injury and be damaged by reason of the confusion and similarity between the Registration and the Wanderlust Marks.

64. Customers familiar with the Wanderlust Marks would be likely to buy Registrant's goods and services because of the confusion, and Wanderlust would lose sales as a result.

65. Any defect, objection, or fault found with Registrant's goods or services marketed under the Registration would necessarily reflect upon and injure the goodwill and reputation which Wanderlust has established for the Wanderlust Goods and Services marketed under the Wanderlust Marks.

PRAYER FOR RELIEF

WHEREFORE, Wanderlust prays that:

This Petition to Cancel be granted, that judgment be entered against Registrant, and that United States Trademark Registration No. 5,067,669 be cancelled.

Wanderlust hereby gives notice under Rule 2.122(d) of the Rules of Practice that after hearing and in any appeal on this cancellation proceeding, it will rely on, among other things, its registrations which are annexed as Exhibits A, B, C, D, E, F, G, H, I, J, K, L, M, and N to this Petition to Cancel as evidence in support of this Petition to Cancel.

Dated: July 5, 2017

Respectfully Submitted,

/s/ Amy G. Marino
Amy G. Marino (VSB 71236)
Dirk Lasater (NCB 42993)
Marc Pollak (VSB 91633)
WILLIAMS MULLEN
222 Central Park Avenue
Suite 1700
Virginia Beach, VA 23462
Telephone: (757) 499-8800
Facsimile: (757) 473-0395
amarino@williamsmullen.com
dlasater@williamsmullen.com
mpollak@williamsmullen.com

*Attorneys for Petitioner
Wanderlust Holdings, LLC*

EXHIBITS

EXHIBIT A

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 3,880,423

Registered Nov. 23, 2010

Int. Cl.: 41

SERVICE MARK

PRINCIPAL REGISTER

VELOUR RECORDINGS, INC. (NEW YORK CORPORATION)
26 DOBBIN ST., 3RD FLOOR
BROOKLYN, NY 11222

FOR: ARRANGING AND CONDUCTING NIGHTCLUB ENTERTAINMENT EVENTS; CON-
CERT BOOKING; CONDUCTING ENTERTAINMENT EXHIBITIONS IN THE NATURE OF
LIVE MUSIC FESTIVALS; ENTERTAINMENT, NAMELY, LIVE MUSIC CONCERTS, IN
CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 7-25-2009; IN COMMERCE 7-25-2009.

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

SN 77-529,220, FILED 7-23-2008.

HAI-LY LAM, EXAMINING ATTORNEY



David J. Kyros

Director of the United States Patent and Trademark Office

EXHIBIT B

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 3,880,519

Registered Nov. 23, 2010

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

VELOUR RECORDINGS, INC. (NEW YORK CORPORATION)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

FOR: AUDIO AND VIDEO RECORDINGS FEATURING ENTERTAINMENT IN THE NATURE OF MUSIC, LECTURES ON FITNESS, EXERCISE, YOGA AND MUSIC, INTERVIEWS ON FITNESS, EXERCISE, YOGA AND MUSIC, OR FITNESS, EXERCISE AND YOGA INSTRUCTION, ALL OF WHICH RELATE TO A FESTIVAL FEATURING THESE ACTIVITIES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 1-11-2010; IN COMMERCE 1-11-2010.

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

SN 77-595,848, FILED 10-20-2008.

HAI-LY LAM, EXAMINING ATTORNEY



David J. Kyros

Director of the United States Patent and Trademark Office

EXHIBIT C

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,405,517

Registered Sep. 24, 2013

Int. Cl.: 25

TRADEMARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
3RD FLOOR
26 DOBBIN STREET
BROOKLYN, NY 11222

FOR: CLOTHING, NAMELY, YOGA TOPS, YOGA PANTS, T-SHIRTS, SWEATSHIRTS AND SHORTS, EXCLUDING SHOES AND BOOTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 7-0-2009; IN COMMERCE 7-0-2009.

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

OWNER OF U.S. REG. NOS. 3,880,423, 4,031,493 AND OTHERS.

SER. NO. 85-625,350, FILED 5-15-2012.

AMY C. KEAN, EXAMINING ATTORNEY



Lisa Starnes Kean
Deputy Director of the United States Patent and Trademark Office

EXHIBIT D

United States of America
United States Patent and Trademark Office

WANDERLUST 108

Reg. No. 5,146,975

Registered Feb. 21, 2017

Int. Cl.: 25

Trademark

Principal Register

WANDERLUST HOLDINGS LLC (DELAWARE LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

CLASS 25: clothing, namely, tops suitable for yoga and athletic workouts, t-shirts; outerwear, namely, sweatshirts; accessories, namely, scarves and hats

FIRST USE 9-00-2014; IN COMMERCE 9-00-2014

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

OWNER OF U.S. REG. NO. 4405517, 3880519, 3880423

SER. NO. 86-195,472, FILED 02-17-2014
GINA M FINK, EXAMINING ATTORNEY



Nichelle K. Lee

Director of the United States
Patent and Trademark Office

EXHIBIT E

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,031,493

Registered Sep. 27, 2011

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
26 DOBBIN ST., 3RD FLOOR
BROOKLYN, NY 11222

FOR: ON-LINE RETAIL STORE SERVICES FEATURING SOUVENIRS, YOGA MATS, YOGA EQUIPMENT, WATER BOTTLES, TOWELS, POSTERS, PRINTS, AND YOGA ACCESSORIES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 7-24-2010; IN COMMERCE 7-24-2010.

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

OWNER OF U.S. REG. NOS. 3,880,423 AND 3,880,519.

SER. NO. 85-242,842, FILED 2-15-2011.

FONG HSU, EXAMINING ATTORNEY



David J. Kyros

Director of the United States Patent and Trademark Office

EXHIBIT F

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,048,264

Registered Nov. 1, 2011

Int. Cl.: 28

TRADEMARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

FOR: EXERCISE AND FITNESS EQUIPMENT, NAMELY, MATS AND EQUIPMENT, NAMELY, BALANCE BALLS, MAT ROLLS, BAGS SPECIALLY ADAPTED TO CARRY YOGA EQUIPMENT, SWINGS, STRAPS, BOLSTERS, SANDBAGS, FOAM ROLLERS, RESISTANCE RINGS, AND BLOCKS FOR USE IN CONNECTION WITH THE PRACTICE OF YOGA; YOGA KITS COMPRISED OF THE AFOREMENTIONED GOODS, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 7-24-2010; IN COMMERCE 7-24-2010.

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

OWNER OF U.S. REG. NOS. 3,880,423 AND 3,880,519.

SER. NO. 85-242,849, FILED 2-15-2011.

FONG HSU, EXAMINING ATTORNEY



David J. Kypos

Director of the United States Patent and Trademark Office

EXHIBIT G

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,092,974

Registered Jan. 31, 2012

Int. Cls.: 41, 42 and 45

SERVICE MARK

PRINCIPAL REGISTER

VELOUR RECORDINGS, INC. (NEW YORK CORPORATION)
628 BROADWAY, SUITE 502
NEW YORK, NY 10012

FOR: PRODUCTION OF STREAMING VIDEO AND WEBSITE DEVELOPMENT IN THE FIELDS OF YOGA, MUSIC, AND ENTERTAINMENT; PROVIDING AN ON-LINE COMPUTER DATABASE IN THE FIELDS OF MUSIC, YOGA AND ENTERTAINMENT; EDUCATIONAL SERVICES, PROVIDING INSTRUCTION, STUDIOS, CONFERENCES, WORKSHOPS, PROFESSIONAL TRAININGS AND RETREATS IN THE FIELDS OF YOGA, MEDITATION, SPIRITUAL ATTUNEMENT, EXERCISE AND AEROBIC FITNESS, DIET AND NUTRITION, STRESS MANAGEMENT AND RELAXATION, OUTDOOR RECREATION, HOLISTIC HEALTH CARE, PREVENTATIVE HEALTH CARE, ALTERNATIVE HEALTH CARE, THERAPEUTIC MASSAGE AND ALTERNATIVE HEALING; ELECTRONIC PUBLISHING SERVICES, NAMELY, PUBLISHING OF ONLINE WORKS OF OTHERS FEATURING USER-CREATED TEXT, AUDIO, VIDEO, AND GRAPHICS; PROVIDING ON-LINE JOURNALS AND WEB LOGS FEATURING USER-CREATED CONTENT IN THE FIELDS OF MUSIC, YOGA, AND ENTERTAINMENT, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 7-31-2009; IN COMMERCE 7-31-2009.

FOR: COMPUTER SERVICES, NAMELY, PROVIDING A DATABASE AND FACILITIES FOR INTERACTIVE DISCUSSION GROUPS FEATURING INFORMATION IN THE FIELDS OF MUSIC, YOGA AND ENTERTAINMENT VIA A GLOBAL COMPUTER NETWORK; COMPUTER SERVICES IN THE NATURE OF CUSTOMIZED WEB PAGES FEATURING USER-DEFINED INFORMATION, PERSONAL PROFILES AND INFORMATION; PROVIDING TEMPORARY USE OF NON-DOWNLOADABLE SOFTWARE APPLICATIONS FOR CLASSIFIEDS, VIRTUAL COMMUNITY, SOCIAL NETWORKING, PHOTO SHARING, AND TRANSMISSION OF PHOTOGRAPHIC IMAGES, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 1-31-2010; IN COMMERCE 1-31-2010.

FOR: ONLINE SOCIAL NETWORKING SERVICES, IN CLASS 45 (U.S. CLS. 100 AND 101).

FIRST USE 1-31-2010; IN COMMERCE 1-31-2010.

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



David J. Kappas

Director of the United States Patent and Trademark Office

EXHIBIT H

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,025,858

Registered Sep. 13, 2011

Int. Cls.: 43 and 44

SERVICE MARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
26 DOBBIN ST., 3RD FLOOR
BROOKLYN, NY 11222

FOR: HEALTH RESORT SERVICES, NAMELY, PROVIDING FOOD AND LODGING THAT SPECIALIZE IN PROMOTING PATRONS' GENERAL HEALTH AND WELL-BEING; MAKING RESERVATIONS AND BOOKINGS FOR OTHERS FOR ACCOMMODATIONS AND MEALS AT HEALTH SPAS; RESORT LODGING SERVICES, IN CLASS 43 (U.S. CLS. 100 AND 101).

FIRST USE 7-31-2009; IN COMMERCE 7-31-2009.

FOR: CONSULTING IN THE FIELD OF HEALTH AND WELLNESS TO BRING ABOUT PERSONAL HAPPINESS; COUNSELING SERVICES IN THE FIELDS OF HEALTH, HERBALISM, AND LIFESTYLE WELLNESS; HEALTH SPA SERVICES FOR HEALTH AND WELLNESS OF THE BODY AND SPIRIT; HEALTH SPA SERVICES FOR HEALTH AND WELLNESS OF THE MIND, BODY AND SPIRIT OFFERED IN OR FROM A REMOTE, MOBILE OR TEMPORARY ON-SITE LOCATION; PROVIDING A WEBSITE FEATURING CONTENT REGARDING HEALTHY LIVING AND LIFESTYLE WELLNESS; PROVIDING ASSISTANCE, FITNESS EVALUATION AND CONSULTATION TO INDIVIDUALS TO HELP THEM MAKE HEALTH, WELLNESS AND NUTRITIONAL CHANGES IN THEIR DAILY LIVING TO IMPROVE HEALTH; WELLNESS AND HEALTH-RELATED CONSULTING SERVICES, IN CLASS 44 (U.S. CLS. 100 AND 101).

FIRST USE 7-31-2009; IN COMMERCE 7-31-2009.

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

OWNER OF U.S. REG. NOS. 3,880,423 AND 3,880,519.

SER. NO. 85-242,784, FILED 2-15-2011.

FONG HSU, EXAMINING ATTORNEY



David J. Kyros

Director of the United States Patent and Trademark Office

EXHIBIT I

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,898,846

Registered Feb. 9, 2016

Int. Cl.: 30

TRADEMARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

FOR: COFFEE; COFFEE-BASED BEVERAGES; TEA; TEA-BASED BEVERAGES, IN CLASS
30 (U.S. CL. 46).

FIRST USE 6-5-2015; IN COMMERCE 6-5-2015.

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

SN 85-618,453, FILED 5-7-2012.

AMY C. KEAN, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

EXHIBIT J

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,373,473

Registered July 23, 2013

Int. Cl.: 5

TRADEMARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

FOR: HERBAL TOPICAL CREAMS, GELS, SALVES, SPRAYS, POWDER, BALMS; MEDICATED LIP BALM; MEDICATED MOISTURIZERS; MEDICATED SKIN CARE PREPARATIONS, NAMELY, CREAMS, LOTIONS, GELS; MEDICATED SUN BLOCK; MEDICATED SUN CARE PREPARATIONS; MEDICATED SUNSCREEN, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 7-0-2010; IN COMMERCE 7-0-2010.

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

SN 85-618,490, FILED 5-7-2012.

AMY C. KEAN, EXAMINING ATTORNEY



Lynn Starnes Kean
Acting Director of the United States Patent and Trademark Office

EXHIBIT K

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 4,291,459

Registered Feb. 19, 2013

Int. Cl.: 33

TRADEMARK

PRINCIPAL REGISTER

WANDERLUST FESTIVAL, LLC (VIRGINIA LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

FOR: WINE, IN CLASS 33 (U.S. CLS. 47 AND 49).

FIRST USE 6-0-2011; IN COMMERCE 6-0-2011.

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

SER. NO. 85-620,317, FILED 5-9-2012.

AMY C. KEAN, EXAMINING ATTORNEY



Luen Sheng Kuo
Acting Director of the United States Patent and Trademark Office

EXHIBIT L

United States of America
United States Patent and Trademark Office

WANDERLUST 108

Reg. No. 5,064,618

Registered Oct. 18, 2016

Int. Cl.: 41

Service Mark

Principal Register

WANDERLUST HOLDINGS LLC (DELAWARE LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

CLASS 41: Arranging and conducting entertainment events featuring yoga, music, running, exercise, meditation, arts, crafts, food and other related activities; Concert booking; Conducting entertainment exhibitions in the nature of live music festivals and live yoga instruction; Entertainment, namely, live music concerts; Yoga instruction; Meditation training; educational services, namely, providing instruction, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing

FIRST USE 9-9-2014; IN COMMERCE 9-9-2014

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

OWNER OF U.S. REG. NO. 4405517, 3880519, 3880423

SER. NO. 86-195,586, FILED 02-17-2014
GINA M FINK, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

EXHIBIT M

United States of America
United States Patent and Trademark Office

WANDERLUST YOGA

Reg. No. 5,075,976

Registered Nov. 08, 2016

Int. Cl.: 41

Service Mark

Principal Register

WANDERLUST HOLDINGS LLC (DELAWARE LIMITED LIABILITY COMPANY)
26 DOBBIN STREET, 3RD FLOOR
BROOKLYN, NY 11222

CLASS 41: Educational services, namely, studios providing instruction, conferences, workshops, professional trainings and retreats in the fields of yoga, meditation, spiritual attunement, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing; production of streaming video and website development in the fields of yoga, music, outdoor recreation, fitness and entertainment; providing an on-line computer database in the fields of yoga, music, outdoor recreation, fitness and entertainment; electronic publishing services, namely, publishing of online websites, journals and blogs featuring text, audio, video, and graphics in the fields of yoga, meditation, exercise and aerobic fitness, diet and nutrition, stress management and relaxation, outdoor recreation, holistic health care, preventative health care, alternative health care, therapeutic massage and alternative healing

FIRST USE 3-26-2013; IN COMMERCE 3-26-2013

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

OWNER OF U.S. REG. NO. 4025858, 4031493, 3880423

No claim is made to the exclusive right to use the following apart from the mark as shown: "YOGA"

SER. NO. 86-007,566, FILED 07-11-2013
WILLIAM H DAWE III, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

EXHIBIT N

United States of America
United States Patent and Trademark Office

WANDERLUST

Reg. No. 5,100,152

Registered Dec. 13, 2016

Int. Cl.: 30

Trademark

Principal Register

Wanderlust Holdings LLC (DELAWARE LIMITED LIABILITY COMPANY)
26 Dobbin Street, 3rd Floor
Brooklyn, NY 11222

CLASS 30: Bagels; Beverages made of tea; Biscuits; Bread; Breakfast cereals; Brownies; Cereal-based snack foods; Cereal bars; Cereal based energy bars; Chocolate-based beverages; Cocoa; Coffee; Cookies; Espresso; Espresso drinks; Grain-based beverages; Grain-based snack foods; Granola; Herbal food beverages; Muffins; Oatmeal; Panini; Parfaits; Pasta salad; Pastries; Prepared cocoa and cocoa-based beverages; Prepared coffee and coffee-based beverages; Prepared pasta; Ready-to-eat cereals; Salad dressings; Sandwiches; Sauces; Scones; Snack cakes; Syrup for flavoring food or beverages; Tea

FIRST USE 7-25-2009; IN COMMERCE 6-5-2015

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

SER. NO. 87-021,675, FILED 05-02-2016
CAROLYN A PENDLETON, EXAMINING ATTORNEY









Michelle K. Lee

Director of the United States
Patent and Trademark Office

EXHIBIT O

← → ↻ Secure | <https://princeofscots.com/collections/luggage-bags-business/wanderlust> 🔍 ☆

<div><div>SAVE \$ 251.00</div></div> <p><i>WANDERLUST Roadster – British Tan</i> – \$ 229</p>	<div><div>SAVE \$ 70.00</div></div> <p><i>WANDERLUST Canvas Duffle Bag – Cadet Blue</i> – \$ 99</p>
<div><div>SAVE \$ 161.00</div></div> <p><i>WANDERLUST Small Everyday Bag – Dark Brown</i> – \$ 139</p>	<div><div>SAVE \$ 416.00</div></div> <p><i>WANDERLUST The Big Bag – British Tan</i> – \$ 179</p>
<div><div>SAVE \$ 251.00</div></div>	<div><div>SAVE \$ 221.00</div></div>