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

Proceeding	92066525
Party	Plaintiff Mariana Travassos Miguel Pereira
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Attachments	00 REDUCED declaration of Corleta with POS exhibits FOR FILING.pdf(2111942 bytes)

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

In the matter of Registration No.: 4771161
For the mark: HUNTER FIGHT WEAR
Registered on July 14, 2015

Mariana Travassos Miguel Pereira,

Petitioner,

vs.

Dean Thompson,

Registrant.

Cancellation No. 92066525

**PETITIONER'S TRIAL TESTIMONY — DECLARATION
OF MÁRCIO CORLETA**

I, Márcio Carvalho Corleta, declare as follows:

1. I was born in 1975 in Porto Alegre, in the state of Rio Grande do Sul, Brazil.
2. I began training jiu-jitsu in Porto Alegre in 1993.
3. After training jiu-jitsu for about one year, enjoying success in competitions along the way, I opened my own academy in Porto Alegre in 1994.
4. Later, I joined the Behring Jiu Jitsu academy, coming under the guidance of the Behring family, famous for their Rio de Janeiro jiu-jitsu academy. Starting then, I competed regularly in Rio de Janeiro. I won the Brazilian National Championship, as a purple belt, in 1997. And, in 1999, as a brown belt, I won the silver medal at the World Championship, at the competition held in Rio at the time. After I was awarded my black belt in 1999, I won the World Championship in 2001, I won World Cup Championship in 2004, and I came in second place at

the World Championship in 2004. And I have won countless medals at various other competitions during my jiu-jitsu career.

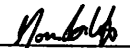
5. I was the close friend and jiu-jitsu student of Maurício Miguel Pereira, the father of Mariana Travassos. I met Mariana Travassos through her father. Travassos was Pereira's only child. And, at the time of his death, Pereira was divorced from Travassos's mother.
6. In the late 1990s, Pereira began making and selling apparel — Brazilian jiu-jitsu kimonos and other clothing items — displaying the HUNTER FIGHT WEAR trademark.
7. Pereira and I, from at least as early as 1999 through 2006, would regularly travel to the United States in order to visit jiu-jitsu academies and put on seminars. At these seminars in the United States, I saw Pereira sell HUNTER FIGHT WEAR jiu-jitsu kimonos and other items of apparel bearing the HUNTER FIGHT WEAR trademark. And at competitions in the United States during this time, I saw Pereira doing the same thing — selling HUNTER FIGHT WEAR jiu-jitsu kimonos and other items of apparel bearing the HUNTER FIGHT WEAR trademark.
8. Additionally, during this time and through recent years, I would compete in jiu-jitsu events in the United States, wearing a kimono bearing the HUNTER FIGHT WEAR trademark.
9. Around 2013, I approached Travassos about licensing the rights to sell jiu-jitsu apparel under the HUNTER FIGHT WEAR trademark. We later entered into a license agreement.
10. In 2015, I established an online store in Brazil for HUNTER FIGHT WEAR apparel. And starting then, I started selling HUNTER FIGHT WEAR apparel that I had made, under Travassos's license, at jiu-jitsu competitions in Brazil and in the U.S.

11. I sold apparel under the HUNTER FIGHT WEAR trademark at the IBJJF (International Brazilian Jiu-Jitsu Federation) Masters World jiu-jitsu competitions in Las Vegas, Nevada in 2017 and 2018. (Ex. 8 consists of photographs, taken in 2017 and 2018, of the apparel he sold at the IBJJF Masters World jiu-jitsu competitions in Las Vegas.)
12. I, under my license agreement, have continued to make and sell clothing under the HUNTER FIGHT WEAR trademark until now. I market and sell HUNTER FIGHT WEAR apparel to Brazilian jiu-jitsu schools and at competitions and seminars in the U.S. And I have caused HUNTER FIGHT WEAR apparel, bearing the trademark, to be available for U.S. customers to purchase through the hunterfightwear.com website. (Ex. 9 is a screenshot of the website, showing that customers may buy HUNTER FIGHT WEAR Brazilian jiu-jitsu kimonos on the site.)
13. I follow the Brazilian jiu-jitsu world, including its apparel industry, as closely as anyone. My entire career has been that of a jiu-jitsu instructor and competitor. I have competed regularly since 1993 and have been sponsored by jiu-jitsu apparel companies during most of that time. I have visited countless jiu-jitsu academies throughout the United States to train and give seminars. I have regularly attended all of the important jiu-jitsu competitions in the United States, namely the IBJJF Pan-American Championship and the World Jiu-Jitsu Championship. I have regularly read all of the jiu-jitsu-related periodicals since well before 2013.
14. I first learned that Dean Thompson applied to register HUNTER FIGHT WEAR in late 2015. I have reviewed the specimen of use that Thompson filed in connection with his August 29, 2013 application. The photograph, purported by Thompson to show use of the HUNTER FIGHT WEAR trademark in connection with a jiu-jitsu kimono, is not legitimate. The photograph shows two pieces of paper with the words HUNTER FIGHT WEAR printed off a computer printer, cut out, and placed (not attached or sewn into) on top of the lapel of a martial arts gi.

15. At no time, not since August 29, 2013 or any later time, have I seen a jiu-jitsu gi — not made by myself — bearing the HUNTER FIGHT WEAR trademark. And, despite my deep network of contacts in the jiu-jitsu world, I have never even heard about Dean Thompson actually making and selling jiu-jitsu gis or other apparel items bearing the ^{mark} ~~I~~ am certain that Dean Thompson has never sold any jiu-jitsu gis or other clothing under the HUNTER FIGHT WEAR trademark in the United States before or after August 2013.

I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct.

Signed on February 12, 2020



Márcio Carvalho Corleta (Feb 12, 2020)

Márcio Carvalho Corleta

Exhibit 8

ALL
100% COTTON

HUNTER
FIGHT WEAR
ORIGINAL
HUNTERFIGHTWEAR.COM
PRE SHRUNK - MADE IN CHINA



Exhibit 8-1



HUNTER

HUNTER
FIGHT WEAR

Exhibit 8-2

HUNTER

FIGHT

WEAR

ORIGINAL

HIGH QUALITY BRAZILIAN JIU-JITSU KIMONOS
HUNTERFIGHTWEAR.COM



HUNTER
FIGHT WEAR

ORIGINAL
HUNTERFIGHTWEAR.COM
PRE SHRUNK - MADE IN CHINA

Exhibit 8-4

Exhibit 9

Free shipping on domestic order over \$100



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Original Jiu-Jitsu Gi - White
\$139.90

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Original Jiu-Jitsu Gi - Black
\$139.90

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Original Jiu-Jitsu Gi - Navy Blue
\$139.90

[ADD TO CART](#)



CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing document has been served on registrant's counsel of record by emailing a copy of the document on February 13, 2020 to:

pollie@gandalegal.com

Pollie Gautsch, G&A Legal, 665 San Rodolfo, #124-209,
Solana Beach, CA 92075

Date: February 13, 2020 /s/ Derek A. Simpson
Derek A. Simpson