

ESTTA Tracking number: **ESTTA1113121**

Filing date: **02/09/2021**

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	Columbia Insurance Company		
Entity	Corporation	Citizenship	Nebraska
Address	1314 DOUGLAS STREET SUITE 1400 OMAHA, NE 68102 UNITED STATES		
Attorney information	DAVID CHEN IP ATTORNEYS GROUP, LLC 16 OXFORD ROAD MILFORD, CT 06460 UNITED STATES Primary Email: ptotm@ipattorneysgroup.com Secondary Email(s): dchen@ipattorneysgroup.com, tgulick@ipattorneysgroup.com, assistant@ipattorneysgroup.com 2032984830		
Docket Number	00006-L0845A		

Registration Subject to Cancellation

Registration No.	6097425	Registration date	07/07/2020
Registrant	Ling Shuo NO.189, RENMIN E. RD., FURONG DIST. CHANGSHA, 410000 CHINA		

Goods/Services Subject to Cancellation

Class 025. First Use: 2020/02/20 First Use In Commerce: 2020/02/20 All goods and services in the class are subject to cancellation, namely: Babies' pants; Baby layettes for clothing; Caps being headwear; Coats; Dresses;Gloves as clothing; Hosiery; Leggings; Pyjamas; Sandals; Scarves; Shirts; Skirts; Suits; Sweaters; Top coats; Trousers;Underwear; Vests

Grounds for Cancellation

Priority and likelihood of confusion	Trademark Act Sections 14(1) and 2(d)
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Marks Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	1947333	Application Date	12/17/1993
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Registration Date	01/09/1996	Foreign Priority Date	NONE
Word Mark	BORN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1994/03/05 First Use In Commerce: 1994/03/05 footwear		

U.S. Registration No.	3512409	Application Date	04/02/2008
Registration Date	10/07/2008	Foreign Priority Date	NONE
Word Mark	BORN Å# CROWN		
Design Mark			
Description of Mark	The mark consists of the stylized words "BÅ, rn" and "Crown" surrounding the character "Å#" featuring a crown design inside the character.		
Goods/Services	Class 025. First use: First Use: 2007/06/00 First Use In Commerce: 2007/06/00 Footwear		

U.S. Registration No.	3542937	Application Date	03/04/2008
Registration Date	12/09/2008	Foreign Priority Date	NONE
Word Mark	BORN		
Design Mark			
Description of Mark	The mark consists of the stylized word "BÅ, rn" featuring a crown design inside the letter "o".		
Goods/Services	Class 025. First use: First Use: 1994/06/00 First Use In Commerce: 1994/06/00 Footwear		

U.S. Registration No.	5019120	Application Date	08/05/2015
Registration Date	08/09/2016	Foreign Priority Date	NONE
Word Mark	BORN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1994/03/05 First Use In Commerce: 1994/03/05 Footwear		

U.S. Registration No.	5633233	Application Date	11/20/2015
Registration Date	12/18/2018	Foreign Priority Date	NONE
Word Mark	BÅ#RN		
Design Mark			
Description of	The mark consists of "BORN" with a crown within the slash "O".		

Mark	
Goods/Services	Class 025. First use: First Use: 2015/08/31 First Use In Commerce: 2015/08/31 slipper socks; socks; tights; leggings;and leg warmers

Attachments	petition to cancel bornbaby.pdf(301491 bytes)
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Signature	/David Chen/
Name	David Chen
Date	02/09/2021

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

COLUMBIA INSURANCE COMPANY)	Cancellation No. _____
)	Registration No. 6097425
Petitioner,)	
)	Mark: BORNBABY
v.)	
)	
LING SHUO)	
)	
)	
Registrant.)	
)	
)	





PETITION FOR CANCELLATION

Petitioner, Columbia Insurance Company, a Nebraska corporation, having its principal place of business at 1314 Douglas Street, Suite 1400, Omaha, Nebraska 68102 ("Petitioner"), believes it will be damaged by the continued registration of the mark BORNBABY, Registration No. 6,097,425 ("Registrant's Registration") which issued on July 7, 2020 to Registrant, Ling Shuo, and hereby petitions to cancel same for "Babies' pants; Baby layettes for clothing; Caps being headwear; Coats; Dresses; Gloves as clothing; Hosiery; Leggings; Pyjamas; Sandals; Scarves; Shirts; Skirts; Suits; Sweaters; Top coats; Trousers; Underwear; Vests" in International Class 025 pursuant to Section 14 of the Lanham Act, 15 U.S.C. §1064, alleging as grounds for cancellation that:

1. Petitioner currently uses the trademark **BORN** on or in connection with footwear and other goods.

2. Petitioner, through its licensee, markets footwear and other goods in the United States and elsewhere under the trademark **BORN**.

3. Petitioner is the owner of the below listed U.S. Trademark Registrations for its **BORN** marks (the exhibits referenced below are printouts from the TSDR database of Opposer's registrations and made of record in this proceeding pursuant to 37 C.F.R. §2.122(d)(1)) (hereinafter, "Petitioner's Marks"):

Mark	Reg. No.	Reg. Date	IC/Goods	TSDR Status
	1,947,333	01/09/1996	IC 025: footwear	Exhibit A
	3,512,409	10/07/2008	IC 025: footwear	Exhibit B
	3,542,937	12/09/2008	IC 025: footwear	Exhibit C
BORN	5,019,120	08/09/2016	IC 025: footwear	Exhibit D
	5,633,233	12/18/2018	IC 025: slipper socks; socks; tights; leggings; and leg warmers	Exhibit E

4. Petitioner's registrations are *prima facie* proof of ownership and use of the mark from the original date of the filing of the application, pursuant to 15 U.S.C. § 1057(b), and of the exclusive right to use the registered mark in commerce. Furthermore, Registration Numbers 1,947,333, 3,512,409, and 3,542,937 are incontestable, pursuant to Section 15 of the Trademark Act.

5. The records of the USPTO indicate that Registrant, Ling Shuo, is a Chinese citizen, with an address of No. 189, Renmin E. Rd, Furong Dist. Changsha CHINA 410000.

6. The records of the USPTO indicate that Registrant is the owner of Registration No. 6,097,425, filed April 19, 2019, for the following mark in connection with the following goods ("Registrant's Mark"):

Mark	Int'l Class/Goods
BORNBABY	IC 025: Babies' pants; Baby layettes for clothing; Caps being headwear; Coats; Dresses; Gloves as clothing; Hosiery; Leggings; Pyjamas; Sandals; Scarves; Shirts; Skirts; Suits; Sweaters; Top coats; Trousers; Underwear; Vests

7. Petitioner's rights in Petitioner's Marks and its common law rights in its **BORN** trademarks are prior in time to Registrant's constructive date of first use.

8. Petitioner's Registration Nos. 1,947,333, 3,512,409, 3,542,937, and 5,019,120 and 5,633,233 issued prior to the filing date of Registrant's constructive date of first use.

9. The specific goods - Babies' pants; Baby layettes for clothing; Caps being headwear; Coats; Dresses; Gloves as clothing; Hosiery; Leggings; Pyjamas; Sandals; Scarves; Shirts; Skirts; Suits; Sweaters; Top coats; Trousers; Underwear; Vests - identified in Registration No. 6,097,425 in class 025 ("opposed goods") are identical or closely related to the goods identified in Petitioner's Registrations Nos. 1,947,333, 3,512,409, 3,542,937, 5,019,120 and 5,633,233.

10. In view of the similarities between Petitioner's Marks and Registrant's Mark and the fact that Registrant's opposed goods are identical or closely related to Registrant's goods, there is a likelihood that Registrant's opposed goods will be perceived as being sponsored by or affiliated with Petitioner.

11. Registrant's Mark so resembles Petitioner's Marks, as to be likely to cause confusion, or to cause mistake, or to deceive as to the source of the opposed goods within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d).

12. The use and registration of Registrant's Mark in connection with the opposed goods will damage Petitioner in the advertising and sale of its goods by causing a likelihood of confusion.

WHEREFORE, Opposer prays that the Trademark Trial and Appeal Board cancel Registration of Registration No. 6,097,425 with respect to the opposed goods and otherwise sustain this Petition to Cancel with respect to such goods.

Payment in the amount of the required filing fee for cancellation in one class is submitted with this Petition to Cancel.

Respectfully submitted,
IP ATTORNEYS GROUP, LLC



Dated: February 9, 2021

By: _____

David Chen
Thomas Gulick
16 Oxford Road, 2nd Floor
Milford, CT 06460
Tel (203) 298-4830
Fax (203) 298-4832
dchen@ipattorneysgroup.com
Attorney for Petitioner
Columbia Insurance Company

Encl. – Exhibit A-E

I HEREBY CERTIFY THAT THIS PETITION TO CANCEL IS BEING FILED ELECTRONICALLY WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE TRADEMARK TRIAL AND APPEAL BOARD.

IP ATTORNEYS GROUP, 16 OXFORD ROAD, SECOND FLOOR, MILFORD, CT 06460

BY:  _____

Date: 2/9/2021

Exhibit A

Generated on: This page was generated by TSDR on 2021-01-26 10:46:41 EST

Mark: BORN

BORN

US Serial Number: 74471830

Application Filing Date: Dec. 17, 1993

US Registration Number: 1947333

Registration Date: Jan. 09, 1996

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Sep. 03, 2015

Publication Date: Dec. 06, 1994

Notice of Allowance Date: Feb. 28, 1995

Mark Information

Mark Literal Elements: BORN

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

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: footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 05, 1994

Use in Commerce: Mar. 05, 1994

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: COLUMBIA INSURANCE COMPANY

Owner Address: 3024 Harney Street
OMAHA, NEBRASKA UNITED STATES 68131

Legal Entity Type: CORPORATION

State or Country NEBRASKA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David Chen

Docket Number: 00006-T0023A

Correspondent

Correspondent Name/Address: David Chen
IP Attorneys Group, LLC
16 OXFORD ROAD, 2ND FLOOR
MILFORD, CONNECTICUT UNITED STATES 06460-3823

Phone: 203-298-4830

Fax: 203-298-4832

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 03, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Sep. 03, 2015	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Sep. 03, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Sep. 03, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Aug. 06, 2015	TEAS SECTION 8 & 9 RECEIVED	
Jun. 22, 2012	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jun. 22, 2012	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 11, 2007	CASE FILE IN TICRS	
Mar. 17, 2006	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	60132
Mar. 17, 2006	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Mar. 15, 2006	ASSIGNED TO PARALEGAL	60132
Nov. 07, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Nov. 07, 2005	TEAS SECTION 8 & 9 RECEIVED	
Sep. 24, 2002	PAPER RECEIVED	
Jan. 31, 2002	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 07, 2001	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 09, 1996	REGISTERED-PRINCIPAL REGISTER	
Oct. 17, 1995	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 17, 1995	ASSIGNED TO EXAMINER	67604
Sep. 19, 1995	STATEMENT OF USE PROCESSING COMPLETE	
Sep. 19, 1995	EXTENSION 1 GRANTED	
Aug. 25, 1995	USE AMENDMENT FILED	
Aug. 25, 1995	EXTENSION 1 FILED	
Feb. 28, 1995	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 06, 1994	PUBLISHED FOR OPPOSITION	
Nov. 04, 1994	NOTICE OF PUBLICATION	
Jun. 28, 1994	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 27, 1994	ASSIGNED TO EXAMINER	67604
Jun. 23, 1994	ASSIGNED TO EXAMINER	66593

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 03, 2015

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: H.H. Brown Shoe Company, Inc.

Assignment 1 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [1821/0515](#)

Pages: 8

Date Recorded: Nov. 20, 1998

Supporting Documents: [assignment-tm-1821-0515.pdf](#)**Assignor**Name: [H.H. BROWN SHOE COMPANY](#)

Execution Date: Jun. 27, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

AssigneeName: [COLUMBIA INSURANCE COMPANY](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: NEBRASKA

Address: 3024 HARNEY ST.
OMAHA, NEBRASKA 68131**Correspondent**

Correspondent Name: FISH & RICHARDSON P.C.

Correspondent Address: TIMOTHY A. FRENCH
225 FRANKLIN ST.
BOSTON, MA 02110-2804**Domestic Representative - Not Found****Assignment 2 of 2**

Conveyance: RE-RECORD TO CORRECT THE NAME OF THE ASSIGNOR, PREVIOUSLY RECORDED ON 1821 FRAME 0515 ON 11/20/1998, ASSIGNOR CONFIRMS THE ASSIGNMENT OF THE ENTIRE INTEREST.

Reel/Frame: [1922/0063](#)

Pages: 11

Date Recorded: Apr. 27, 1999

Supporting Documents: [assignment-tm-1922-0063.pdf](#)**Assignor**Name: [H.H. BROWN SHOE COMPANY, INC.](#)

Execution Date: Jun. 27, 1998

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

AssigneeName: [COLUMBIA INSURANCE COMPANY](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: NEBRASKA

Address: 3024 HARNEY STREET
OMAHA, NEBRASKA 68131**Correspondent**

Correspondent Name: FISH & RICHARDSON P.C.

Correspondent Address: TIMOTHY A. FRENCH, ESQ.
225 FRANKLIN STREET
BOSTON, MASSACHUSETTS 02110-2804**Domestic Representative - Not Found**

Exhibit B

Generated on: This page was generated by TSDR on 2021-01-26 10:49:20 EST

Mark: BORN Ø CROWN



US Serial Number: 77438138

Application Filing Date: Apr. 02, 2008

US Registration Number: 3512409

Registration Date: Oct. 07, 2008

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Oct. 13, 2018

Publication Date: Jul. 22, 2008

Mark Information

Mark Literal Elements: BORN Ø CROWN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the stylized words "Børn" and "Crown" surrounding the character "Ø" featuring a crown design inside the character.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 24.11.01 - Crowns closed at the top

Related Properties Information

Claimed Ownership of US Registrations: 1947333, 2894288, 3093916 and others

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: Footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 2007

Use in Commerce: Jun. 2007

Basis Information (Case Level)

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

Currently Use: Yes
Currently ITU: No
Currently 44E: No
Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: Columbia Insurance Company
Owner Address: 1314 Douglas Street, Suite 1400
Omaha, NEBRASKA UNITED STATES 681021944
Legal Entity Type: CORPORATION
State or Country Where Organized: NEBRASKA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David Chen
Docket Number: 00006-T0380A

Correspondent

Correspondent Name/Address: David Chen
IP Attorneys Group, LLC
16 OXFORD ROAD, 2ND FLOOR
MILFORD, CONNECTICUT UNITED STATES 06460-3823
Phone: 203-298-4830
Fax: 203-298-4832

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 13, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Oct. 13, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	69615
Oct. 13, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69615
Oct. 13, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69615
Oct. 04, 2018	TEAS SECTION 8 & 9 RECEIVED	
Sep. 26, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Sep. 26, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Sep. 25, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Sep. 17, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jun. 22, 2012	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jun. 22, 2012	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 21, 2011	CORRECTION UNDER SECTION 7 - PROCESSED	67723
Jun. 21, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Jun. 16, 2011	TEAS SECTION 7 REQUEST RECEIVED	
Oct. 07, 2008	REGISTERED-PRINCIPAL REGISTER	
Jul. 22, 2008	PUBLISHED FOR OPPOSITION	
Jul. 02, 2008	NOTICE OF PUBLICATION	
Jun. 18, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78289
Jun. 16, 2008	ASSIGNED TO LIE	78289
Jun. 16, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 12, 2008	ASSIGNED TO EXAMINER	76615
Apr. 08, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Apr. 07, 2008	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Oct. 13, 2018

Exhibit C

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Mark: BORN

Børn

US Serial Number: 77412686

Application Filing Date: Mar. 04, 2008

US Registration Number: 3542937

Registration Date: Dec. 09, 2008

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Nov. 10, 2018

Publication Date: Sep. 23, 2008

Mark Information

Mark Literal Elements: BORN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the stylized word "Børn" featuring a crown design inside the letter "o".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 24.11.01 - Crowns closed at the top
26.17.01 - Straight line(s), band(s) or bar(s); Bands, straight; Bars, straight; Lines, straight
26.17.06 - Lines, diagonal; Bands, diagonal; Bars, diagonal; Diagonal line(s), band(s) or bar(s)

Related Properties Information

Claimed Ownership of US Registrations: 1947333, 2894288, 3093916 and others

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: Footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1994

Use in Commerce: Jun. 1994

Basis Information (Case Level)

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

Currently Use: Yes
Currently ITU: No
Currently 44E: No
Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: Columbia Insurance Company
Owner Address: 1314 Douglas Street, Suite 1400
Omaha, NEBRASKA UNITED STATES 681021944
Legal Entity Type: CORPORATION
State or Country Where Organized: NEBRASKA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David Chen
Docket Number: 00006-T0027A

Correspondent

Correspondent Name/Address: David Chen
IP Attorneys Group, LLC
16 OXFORD ROAD, 2ND FLOOR
MILFORD, CONNECTICUT UNITED STATES 06460-3823
Phone: 203-298-4830
Fax: 203-298-4832

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 10, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Nov. 10, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75461
Nov. 10, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75461
Nov. 10, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Nov. 02, 2018	TEAS SECTION 8 & 9 RECEIVED	
Oct. 20, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Oct. 20, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Oct. 20, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Oct. 10, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jun. 22, 2012	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jun. 22, 2012	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 21, 2011	CORRECTION UNDER SECTION 7 Â- PROCESSED	68335
Jun. 20, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Jun. 16, 2011	TEAS SECTION 7 REQUEST RECEIVED	
Dec. 09, 2008	REGISTERED-PRINCIPAL REGISTER	
Sep. 23, 2008	PUBLISHED FOR OPPOSITION	
Sep. 03, 2008	NOTICE OF PUBLICATION	
Aug. 21, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78413
Aug. 21, 2008	ASSIGNED TO LIE	78413
Aug. 14, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 13, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 13, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 13, 2008	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Jun. 16, 2008	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jun. 16, 2008	LETTER OF SUSPENSION E-MAILED	6332

Jun. 16, 2008	SUSPENSION LETTER WRITTEN	76615
Jun. 12, 2008	ASSIGNED TO EXAMINER	76615
Mar. 08, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Mar. 07, 2008	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Nov. 10, 2018

Exhibit D

Generated on: This page was generated by TSDR on 2021-01-26 10:54:15 EST

Mark: BORN

BORN

US Serial Number: 86715732

Application Filing Date: Aug. 05, 2015

US Registration Number: 5019120

Registration Date: Aug. 09, 2016

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 09, 2016

Publication Date: Dec. 01, 2015

Notice of Allowance Date: Jan. 26, 2016

Mark Information

Mark Literal Elements: BORN

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: Footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 05, 1994

Use in Commerce: Mar. 05, 1994

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Columbia Insurance Company

Owner Address: 1314 Douglas Street, Suite 1400
Omaha, NEBRASKA UNITED STATES 681021944

Legal Entity Type: CORPORATION

State or Country NEBRASKA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David Chen

Docket Number: 00006-T0603A

Correspondent

Correspondent Name/Address: DAVID CHEN
Ip Attorneys Group Llc
16 Oxford Rd
Milford, CONNECTICUT UNITED STATES 06460-3823

Phone: 2032984830

Fax: 2032984832

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 09, 2016	REGISTERED-PRINCIPAL REGISTER	
Jul. 02, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Jul. 01, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 15, 2016	STATEMENT OF USE PROCESSING COMPLETE	66154
May 11, 2016	USE AMENDMENT FILED	66154
Jun. 06, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
May 11, 2016	TEAS STATEMENT OF USE RECEIVED	
Jan. 26, 2016	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 01, 2015	PUBLISHED FOR OPPOSITION	
Nov. 11, 2015	NOTICE OF PUBLICATION	
Oct. 23, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 22, 2015	ASSIGNED TO EXAMINER	92461
Aug. 11, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 08, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 01, 2016

Exhibit E

Generated on: This page was generated by TSDR on 2021-01-26 10:56:21 EST

Mark: BØRN

BØRN

US Serial Number: 86826966

Application Filing Date: Nov. 20, 2015

US Registration Number: 5633233

Registration Date: Dec. 18, 2018

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 18, 2018

Publication Date: Apr. 19, 2016

Notice of Allowance Date: Jun. 14, 2016

Mark Information

Mark Literal Elements: BØRN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of "BORN" with a crown within the slash "O".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 24.11.01 - Crowns closed at the top

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: slipper socks; socks; tights; leggings; and leg warmers

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 31, 2015

Use in Commerce: Aug. 31, 2015

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Columbia Insurance Company

Owner Address: 1314 Douglas Street, Suite 1400
Omaha, NEBRASKA UNITED STATES 68131

Legal Entity Type: CORPORATION

State or Country Where Organized: NEBRASKA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: David Chen

Docket Number: 00006-T0607A

Correspondent

Correspondent Name/Address: DAVID CHEN
IP ATTORNEYS GROUP, LLC
16 OXFORD ROAD
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Phone: 2032984830

Fax: 2032984832

Domestic Representative

Domestic Representative Name: David Chen

Phone: 2032984830

Fax: 2032984832

Prosecution History

Date	Description	Proceeding Number
Dec. 18, 2018	REGISTERED-PRINCIPAL REGISTER	
Nov. 10, 2018	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Nov. 09, 2018	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 09, 2018	STATEMENT OF USE PROCESSING COMPLETE	70565
Oct. 12, 2018	USE AMENDMENT FILED	70565
Nov. 09, 2018	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Oct. 12, 2018	TEAS STATEMENT OF USE RECEIVED	
Jun. 01, 2018	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
May 30, 2018	EXTENSION 4 GRANTED	98765
May 30, 2018	EXTENSION 4 FILED	98765
May 30, 2018	TEAS EXTENSION RECEIVED	
Feb. 20, 2018	ASSIGNED TO EXAMINER	73731
Dec. 01, 2017	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
Nov. 29, 2017	EXTENSION 3 GRANTED	98765
Nov. 29, 2017	EXTENSION 3 FILED	98765
Nov. 29, 2017	TEAS EXTENSION RECEIVED	
Jun. 16, 2017	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
Jun. 14, 2017	EXTENSION 2 GRANTED	98765
Jun. 14, 2017	EXTENSION 2 FILED	98765
Jun. 14, 2017	TEAS EXTENSION RECEIVED	
Dec. 14, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
Dec. 12, 2016	EXTENSION 1 GRANTED	98765
Dec. 12, 2016	EXTENSION 1 FILED	98765
Dec. 12, 2016	TEAS EXTENSION RECEIVED	
Jun. 14, 2016	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 19, 2016	PUBLISHED FOR OPPOSITION	
Mar. 30, 2016	NOTICE OF PUBLICATION	
Mar. 15, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884

Mar. 11, 2016	ASSIGNED TO LIE	70884
Feb. 19, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 15, 2016	ASSIGNED TO EXAMINER	77762
Nov. 26, 2015	NOTICE OF DESIGN SEARCH CODE MAILED	
Nov. 25, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 24, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 09, 2018