

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 79/026789

APPLICANT: SOZZI CALZE S.r.l.

79026789

CORRESPONDENT ADDRESS:

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RETURN ADDRESS:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

MARK: S SOZZI

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

RESPONSE TIME LIMIT: TO AVOID ABANDONMENT, THE OFFICE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF THE MAILING OR E-MAILING DATE.

MAILING/E-MAILING DATE INFORMATION: If the mailing or e-mailing date of this Office action does not appear above, this information can be obtained by visiting the USPTO website at <http://tarr.uspto.gov/>, inserting the application serial number, and viewing the prosecution history for the mailing date of the most recently issued Office communication.

Serial Number 79/026789

INTERNATIONAL REGISTRATION NO. 0541827

This is a **PROVISIONAL FULL REFUSAL** of the trademark and/or service mark in the above-referenced U.S. application. 15 U.S.C. §1141h(c).

WHO IS PERMITTED TO RESPOND TO THIS PROVISIONAL FULL REFUSAL:

Applicant may respond directly to this provisional refusal Office action, or applicant's attorney may respond on applicant's behalf. However, **the only attorneys who can practice before the United States Patent and Trademark Office (USPTO)** in trademark matters are:

- (1) **Attorneys in good standing with the bar of any U.S. federal court or the highest court of any U.S. state, and**
- (2) **Canadian attorneys who have applied for and received reciprocal recognition by the USPTO under 37 C.F.R. §10.14(c).**

37 C.F.R. §10.14; TMEP §602.

Foreign attorneys are *not* permitted to practice before the USPTO, other than properly authorized Canadian attorneys. Preparing a paper, authorizing an amendment to an application, or submitting legal arguments in response to a requirement or refusal constitutes representation of a party in a trademark matter. *A response signed by an unauthorized foreign attorney will be considered an incomplete response.* TMEP §§602, 602.03, 603.05.

Thus, applicant may wish to hire a trademark attorney to assist in prosecuting this application because of the technicalities involved. The Office cannot aid in the selection of a trademark attorney. 37 C.F.R. §2.11.

THE APPLICATION HAS BEEN PROVISIONALLY REFUSED AS FOLLOWS:

The assigned trademark examining attorney has reviewed the referenced application and has determined the following:

Trademark Act Section 2(d) Refusal to Register – Likelihood of Confusion:

Registration of the proposed mark is refused because of a likelihood of confusion with the mark in U.S. Registration No. 3109478 (ROMEO SOZZI). Trademark Act Section 2(d), 15 U.S.C. §1052 (d); TMEP §§1207.01 *et seq.* See the enclosed registration.

Taking into account the relevant *Du Pont* factors, a likelihood of confusion determination in this case involves a two-part analysis. First, the marks are compared for similarities in appearance, sound, connotation and commercial impression. *In re E.I. du Pont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (C.C.P.A. 1973). Second, the goods/services are compared to determine whether they are similar or related or whether the activities surrounding their marketing are such that confusion as to origin is likely. *In re National Novice Hockey League, Inc.*, 222 USPQ 638 (TTAB 1984); *In re August Storck KG*, 218 USPQ 823 (TTAB 1983); *In re Int'l Tel. and Tel. Corp.*, 197 USPQ 910 (TTAB 1978); *Guardian Prods. Co., v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978); TMEP §§1207.01 *et seq.*

The Marks are Similar:

Although the marks are compared in their entireties under a Section 2(d) analysis, one feature of a mark may be recognized as more significant in creating a commercial impression. Greater weight is given to that dominant feature in determining whether there is a likelihood of confusion. *In re National Data Corp.*, 753 F.2d 1056, 224 USPQ 749 (Fed. Cir. 1985); *Tektronix, Inc. v. Daktronics, Inc.*, 534 F.2d 915, 189 USPQ 693 (C.C.P.A. 1976). *In re J.M. Originals Inc.*, 6 USPQ2d 1393 (TTAB 1987); TMEP §1207.01(b)(viii).

The marks may be confusingly similar in appearance where there are similar terms or phrases or similar parts of terms or phrases appearing in both applicant's and registrant's mark. *See e.g., Crocker Nat'l Bank v. Canadian Imperial Bank of Commerce*, 228 USPQ 689 (TTAB 1986), *aff'd* 1 USPQ2d 1813 (Fed. Cir. 1987) (COMMCASH and COMMUNICASH); *In re Phillips-Van Heusen Corp.*, 228 USPQ 949 (TTAB 1986) (21 CLUB and "21" CLUB (stylized)); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985) (CONFIRM and CONFIRMCELLS); *In re Collegian Sportswear Inc.*, 224 USPQ 174 (TTAB 1984) (COLLEGIAN OF CALIFORNIA and COLLEGIENNE); *In re Pellerin Milnor Corp.*, 221 USPQ 558 (TTAB 1983) (MILTRON and MILLTRONICS); *In re BASF A.G.*, 189 USPQ 424 (TTAB 1975) (LUTEXAL and LUTEX); TMEP §§1207.01(b)(ii) and (b)(iii).

The mere addition of a term to a registered mark does not obviate the similarity between the marks nor does it overcome a likelihood of confusion under Section 2(d). *In re Chatam International Inc.*, 380 F.3d 1340, 71 USPQ2d 1944 (Fed. Cir. 2004) ("GASPAR'S ALE and "JOSE GASPAR

GOLD”); *Coca-Cola Bottling Co. v. Joseph E. Seagram & Sons, Inc.*, 526 F.2d 556, 188 USPQ 105 (C.C.P.A. 1975) (“BENGAL” and “BENGAL LANCER”); *Lilly Pulitzer, Inc. v. Lilli Ann Corp.*, 376 F.2d 324, 153 USPQ 406 (C.C.P.A. 1967) (“THE LILLY” and “LILLI ANN”); *In re El Torito Rests. Inc.*, 9 USPQ2d 2002 (TTAB 1988) (“MACHO” and “MACHO COMBOS”); *In re United States Shoe Corp.*, 229 USPQ 707 (TTAB 1985) (“CAREER IMAGE” and “CREST CAREER IMAGES”); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985) (“CONFIRM” and “CONFIRMCELLS”); *In re Riddle*, 225 USPQ 630 (TTAB 1985) (“ACCUTUNE” and “RICHARD PETTY’S ACCU TUNE”); *In re Cosvetic Laboratories, Inc.*, 202 USPQ 842 (TTAB 1979) (“HEAD START” and “HEAD START COSVETIC”); TMEP §1207.01(b)(iii).

The literal portions are generally the dominant and most significant features of marks because consumers will call for the goods or services in the marketplace by that portion. *In re Appetito Provisions Co.*, 3 USPQ2d 1553 (TTAB 1987); *In re Drug Research Reports, Inc.*, 200 USPQ 554 (TTAB 1978). For this reason, greater weight is often given to the literal portions of marks in determining whether there is a likelihood of confusion. TMEP §1207.01(c)(ii).

Similarly, when a mark consists of a word portion and a design portion, the word portion is more likely to be impressed upon a purchaser’s memory and to be used in calling for the goods or services. Therefore, the word portion is normally accorded greater weight in determining likelihood of confusion. *In re Dakin’s Miniatures Inc.*, 59 USPQ2d 1593, 1596 (TTAB 1999); *In re Appetito Provisions Co.*, 3 USPQ2d 1553 (TTAB 1987); *Amoco Oil Co. v. Amerco, Inc.*, 192 USPQ 729 (TTAB 1976); TMEP §1207.01(c)(ii).

Here, applicant’s mark is confusingly similar in appearance to registrant’s mark. The prior registrant’s mark consists of the words “ROMEO SOZZI,” in stylized form. Applicant’s mark consists of a stylized “S” with the word “SOZZI” appearing underneath. Prior registrant’s mark completely encompasses applicant’s mark – the distinctive and shared feature of each is the word “SOZZI,” which is likely to be impressed upon the minds of consumers. The design elements of each – the stylized lettering and the stylized letter “S” – are given less weight in the analysis.

The Goods/Services are Related:

The goods and/or services of the parties need not be identical or directly competitive to find a likelihood of confusion. Instead, they need only be related in some manner, or the conditions surrounding their marketing are such that they would be encountered by the same purchasers under circumstances that would give rise to the mistaken belief that the goods/services come from a common source. *On-line Careline Inc. v. America Online Inc.*, 229 F.3d 1080, 56 USPQ2d 1471 (Fed. Cir. 2000); *In re Martin’s Famous Pastry Shoppe, Inc.*, 748 F.2d 1565, 223 USPQ 1289 (Fed. Cir. 1984); *In re Melville Corp.*, 18 USPQ2d 1386, 1388 (TTAB 1991); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985); *In re Rexel Inc.*, 223 USPQ 830 (TTAB 1984); *Guardian Prods. Co., Inc. v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978); *In re Int’l Tel. & Tel. Corp.*, 197 USPQ 910 (TTAB 1978); TMEP §1207.01(a)(i).

If the goods or services of the respective parties are closely related, the degree of similarity between marks required to support a finding of likelihood of confusion is not as great as would apply with diverse goods or services. *Century 21 Real Estate Corp. v. Century Life of America*, 970 F.2d 874, 877, 23 USPQ2d 1698, 1701 (Fed. Cir. 1992), *cert. denied* 506 U.S. 1034 (1992); *In re J.M. Originals Inc.*, 6 USPQ2d 1393 (TTAB 1987); *ECI Division of E-Systems, Inc. v. Environmental Communications Inc.*, 207 USPQ 443 (TTAB 1980); TMEP §1207.01(b).

Consumers are likely be confused by the use of similar marks on or in connection with goods and with services featuring or related to those goods. *See In re Hyper Shoppes (Ohio), Inc.*, 837 F.2d 463, 6 USPQ2d 1025 (Fed. Cir. 1988) (BIGG’S for retail grocery and general merchandise store services held confusingly similar to BIGGS for furniture); *In re U.S. Shoe Corp.*, 229 USPQ 707 (TTAB 1985) (CAREER IMAGE (stylized) for retail women’s clothing store services and clothing

held likely to be confused with CREST CAREER IMAGES (stylized) for uniforms); *In re United Service Distributors, Inc.*, 229 USPQ 237 (TTAB 1986) (design for distributorship services in the field of health and beauty aids held likely to be confused with design for skin cream); *In re Phillips-Van Heusen Corp.*, 228 USPQ 949 (TTAB 1986) (21 CLUB for various items of men's, boys', girls' and women's clothing held likely to be confused with THE "21" CLUB (stylized) for restaurant services and towels); *Steelcase Inc. v. Steelcare Inc.*, 219 USPQ 433 (TTAB 1983) (STEELCARE INC. for refinishing of furniture, office furniture, and machinery held likely to be confused with STEELCASE for office furniture and accessories); *Mack Trucks, Inc. v. Huskie Freightways, Inc.*, 177 USPQ 32 (TTAB 1972) (use of similar marks for trucking services and on motor trucks and busses is likely to cause confusion).

Moreover, the fact that the United States Patent and Trademark Office classifies goods or services in different classes does not establish that the goods and services are unrelated under Trademark Act Section 2(d), 15 U.S.C. §1052(d). The determination concerning the proper classification of goods or services is a purely administrative determination unrelated to the determination of likelihood of confusion. *Jean Patou Inc. v. Theon Inc.*, 9 F.3d 971, 29 USPQ2d 1771 (Fed. Cir. 1993); *National Football League v. Jasper Alliance Corp.*, 16 USPQ2d 1212, 1216 n.5 (TTAB 1990); TMEP §1207.01(d)(v).

Finally, marks registered under the Trademark Act enjoy a presumption of the exclusive right to nationwide use of the registered mark under Section 7(b) of the Trademark Act, regardless of its actual extent of use. Trademark Act Section 7(b), 15 U.S.C. §1057(b). *See e.g. Giant Food, Inc. v. Nation's Foodservice, Inc.*, 710 F.2d 1565, 1568, 218 USPQ 390, 393 (Fed. Cir. 1983); *Amcort, Inc. v. Amcor Indus., Inc.*, 210 USPQ 70, 77 (TTAB 1981). Therefore, the geographical extent of applicant's and registrant's activities is not a proper factor for consideration. *In re Shell Oil Co.*, 26 USPQ2d 1687, 1689-90 (Fed. Cir. 1993); *In re Infinity Broadcasting Corp. of Dallas*, 60 USPQ2d 1214 (TTAB 2001); *In re Appetito Provisions Co. Inc.*, 3 USPQ2d 1553, 1554 n.4 (TTAB 1987).

Registrant's goods include "woven and non-woven articles, namely, woven, felt and mesh-woven fabrics; material lining, namely, textile linings for garments." Applicant's goods include "stockings, hosiery, clothing for men, women and children." Registrant's goods are thus a component of others' goods – they are encompassed by, and may in fact be used to create, applicant's goods.

In addition, attached are copies of printouts from the USPTO X-Search database, which show third-party registrations of marks used in connection with the same or similar goods as those of applicant and registrant in this case. These printouts have probative value to the extent that they serve to suggest that the goods listed therein, namely fabrics and clothing, are of a kind that may emanate from a single source. *In re Infinity Broad. Corp.*, 60 USPQ2d 1214, 1217-1218 (TTAB 2001); *In re Albert Trostel & Sons Co.*, 29 USPQ2d 1783, 1785-86 (TTAB 1993); *In re Mucky Duck Mustard Co., Inc.*, 6 USPQ2d 1467, 1470 at n.6 (TTAB 1988). The attached website evidence from Wal-Mart.com also supports this connection, as it indicates that Wal-Mart sells both fabric and apparel.

Viewing all of the factors together, based on the similarity of the registered mark to the proposed mark, the similarity of goods, and the fact that the goods may be marketed together and emanate from the same source, confusion as to source by consumers is likely. Accordingly, the registration is refused due to the likelihood of confusion. Please note that any doubt regarding a likelihood of confusion is resolved in favor of registrant. *Hewlett-Packard Co. v. Packard Press Inc.*, 281 F.3d 1261, 62 USPQ2d 1001, 1004 (Fed. Cir. 2002); *In re Hyper Shoppes (Ohio), Inc.*, 837 F.2d 463, 6 USPQ2d 1025 (Fed. Cir. 1988); TMEP §§1207.01(d)(i).

Although the trademark examining attorney has refused registration, applicant may respond to the refusal to register by submitting evidence and arguments in support of registration. If applicant chooses to respond to the refusal to register, then applicant must also respond to the following requirements.

Identification of Goods:

The identification of goods is unacceptable as indefinite, because the types of clothing encompassed by the mark have not been specified. The applicant must amend the identification to specify the common commercial names of the clothing. If there is no common commercial name, the applicant must describe the products and their intended uses. TMEP section 804. The applicant may access the Office's *Acceptable Identification of Goods and Services Manual* at: <http://www.uspto.gov/web/offices/TAC/doc/gsmmanual>.

Please note that, while an application may be amended to clarify or limit the identification, additions to the identification are not permitted. 37 C.F.R. Section 2.71(a); TMEP section 1402.01. Therefore, the applicant may not amend to include any goods or services that are not within the scope of goods/services set forth in the present identification.

Moreover, the international classification of goods and/or services in applications filed under Trademark Act Section 66(a) cannot be changed from the classification the International Bureau of the World Intellectual Property Organization assigned to the goods and/or services in the corresponding international registration. TMEP §§1401.03(d) and 1904.02(b). Therefore, any modification to this wording must identify goods and/or services in International Classes 9, 35 and 42, the classifications specified in the application for these goods and/or services.

The applicant must amend the identification as follows, specifying the types of clothing:

Stockings, hosiery, and clothing for men, women, and children, namely, *[specify types of clothing, e.g., shirts, pants, etc.]*.

Entity and Citizenship/Place of Incorporation Omitted:

Applicant must specify its entity type and citizenship, indicating the United States equivalent of any foreign entity type. For example, an applicant can apply as an individual, a partnership, a corporation or a joint venture. 37 C.F.R. §2.32(a)(3); TMEP §§803.03 *et seq.* If applicant is an individual, then applicant must indicate his or her national citizenship for the record. 37 C.F.R. §2.32(a)(3)(i). If applicant is a corporation or association, then applicant must set forth the U.S. state or country (for foreign applicants only) under whose laws applicant is organized. 37 C.F.R. §2.32(a)(3)(ii). If applicant is a partnership or joint venture, then applicant must list the names and the national citizenship or the U.S. state or country (for foreign applicants only) of organization or incorporation of all the general partners or joint venturers, as well as specify the state or country under whose laws the partnership or joint venture is organized. 37 C.F.R. §§2.32(a)(3)(ii) and (iii).

Inquiry Regarding Significance of Mark:

Applicant must specify whether “SOZZI” has any significance in the relevant trade or industry, in relation to the goods/services to be provided under the mark, any geographical significance, or any meaning in a foreign language. 37 C.F.R. §2.61(b).

Paris Priority Claim Cannot Be Accepted:

Please be advised that applicant's claim of priority cannot be accepted because the filing date of the application that forms the basis for the priority claim in this case is more than six months before the date of the international registration or the subsequent designation requesting an extension of protection to the United States. 15 U.S.C. §1141g; 37 C.F.R. §7.27; TMEP §806.01(e).

Designation of Domestic Representative:

Applicant may designate a domestic representative upon whom notices or process may be served.

Trademark Act Section 1(e), 15 U.S.C. §1051(e); 37 C.F.R. §2.24; TMEP §§604, 811 and 1013. If applicant does not designate a domestic representative, notices or process in proceedings affecting the mark may be served on the Director of the USPTO. Trademark Act Section 1(e), 15 U.S.C. §1051(e).

TEAS Response Suggested:

To expedite prosecution of this application, applicant is encouraged to file its response to this Office action through the Trademark Electronic Application System (TEAS), available at <http://www.uspto.gov/teas/index.html>.

If applicant has questions about its application or needs assistance in responding to this Office action, please telephone the assigned trademark examining attorney directly at the number below.

James W. MacFarlane
/James W. MacFarlane/
Trademark Examining Attorney
Law Office 104
Phone: 571-270-1512
Fax: 571-270-25

HOW TO RESPOND TO THIS OFFICE ACTION:

- **ONLINE RESPONSE:** You may respond using the Office's Trademark Electronic Application System (TEAS) Response to Office action form available on our website at <http://www.uspto.gov/teas/index.html>. If the Office action issued via e-mail, you must wait 72 hours after receipt of the Office action to respond via TEAS. **NOTE: Do not respond by e-mail. THE USPTO WILL NOT ACCEPT AN E-MAILED RESPONSE.**
- **REGULAR MAIL RESPONSE:** To respond by regular mail, your response should be sent to the mailing return address above, and include the serial number, law office number, and examining attorney's name. **NOTE: The filing date of the response will be the *date of receipt in the Office*, not the postmarked date.** To ensure your response is timely, use a certificate of mailing. 37 C.F.R. §2.197.

STATUS OF APPLICATION: To check the status of your application, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov>.

VIEW APPLICATION DOCUMENTS ONLINE: Documents in the electronic file for pending applications can be viewed and downloaded online at <http://portal.uspto.gov/external/portal/tow>.

GENERAL TRADEMARK INFORMATION: For general information about trademarks, please visit the Office's website at <http://www.uspto.gov/main/trademarks.htm>

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY SPECIFIED ABOVE.

DESIGN MARK

Serial Number

79008652

Status

REGISTERED

Word Mark

ROMEO SOZZI

Standard Character Mark

No

Registration Number

3109478

Date Registered

2006/06/27

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Owner

Romeo Sozzi S.r.l. JOINT STOCK COMPANY ITALY Via Montenapoleone, 8
I-20121 Milano ITALY

Goods/Services

Class Status -- ACTIVE. IC 020. US 002 013 022 025 032 050. G & S:
FURNITURE, NAMELY, BEDS, SOFAS, CHAIRS, ARMCHAIRS, SMALL CUPBOARDS,
CUPBOARDS, BOOKSHELVES, SCREENS, CHESTS OF DRAWERS, TABLES, BENCHES,
MIRRORS, FURNITURE FRAMES, MIRROR FRAMES AND PICTURE FRAMES NOT OF
PRECIOUS METAL.

Goods/Services

Class Status -- ACTIVE. IC 024. US 042 050. G & S: WOVEN AND
NON-WOVEN ARTICLES, NAMELY, WOVEN, FELT AND MESH-WOVEN FABRICS; FELT
ARTICLES, NAMELY, FELTS AND FELT PENNANTS; CURTAINS; MATERIAL LINING,
NAMELY, TEXTILE LININGS FOR GARMENTS; TAPESTRIES OF TEXTILE; ADHESIVE
FABRICS, NAMELY, ADHESIVE CURTAIN FABRICS; AND UNFITTED FABRIC
FURNITURE COVERS.

Priority Date

2004/04/14

Name/Portrait Statement

The name ROMEO SOZZI identifies a living individual whose consent is of record.

Filing Date

2004/09/07

Examining Attorney

RHIM, ANDREW

Attorney of Record

DAVID B KIRSCHSTEIN

Romeo Lopez

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- anywhere around the house - in closets and cabinets, too!
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Trade Paper, Watson-Guptill Publications, 2003, ISBN# 0823016269
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David E. Talbert
Release Date: 07/26/2005
DVD, Rating: Not Rated, Runtime: 149, Ventura Distribution, 06/14/2005
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- 97¢ SHIPPING**
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Fabric Art Journals: Making, Sewing, and Embellishing Journals from Cloth and Fibers
Sussman, Pam
Paperback, Quarry, 2005, ISBN# 1592531962
Paperback



List price: ~~\$21.99~~
Our Price: \$14.05
You Save: \$7.94 (36%)

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Fast Fun Easy Fabric Boxes: 8 Great Designs-Unlimited Possibilities
Johansen, Linda
Paperback, C&T Publishing, 2004, ISBN# 1571202854
Paperback



List price: ~~\$16.95~~
Our Price: \$10.84
You Save: \$6.11 (36%)

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Fast Fun & Easy Fabric Postcards: Keepsakes You Can Make & Mail
Kohler, Franki
Paperback, C&T Publishing, 2006, ISBN# 157120332X
Paperback



List price: ~~\$14.95~~
Our Price: \$9.14
You Save: \$5.81 (39%)

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Fast, Fun & Easy Fabric Bowls: 5 Reversible Shapes to Use & Display
Johansen, Linda
Watson-Guptill Pubns, 2003, ISBN# 1571202390
Paperback



List price: ~~\$14.95~~
Our Price: \$9.14
You Save: \$5.81 (39%)

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DESIGN MARK

Serial Number

76413792

Status

REGISTERED

Word Mark

FINESQ

Standard Character Mark

No

Registration Number

2825980

Date Registered

2004/03/23

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

Esquel Enterprises Limited CORPORATION HONG KONG 12/F, Harbour Center
25 Harbour Road Wanchai HONG KONG

Goods/Services

Class Status -- ACTIVE. IC 024. US 042 050. G & S: Fabric, namely Woven fabric, Knitted fabric, Chenille fabric, Cheviot fabric, Cotton fabric, Curtain fabric, Esparto fabric, Nylon fabric, Polyester fabric, Ramie fabric and Rayon fabric, felt cloth and textiles, namely hand towels of textile, tapestries of textile, textile fabrics for the manufacture of clothing, textile linings for garments, textile napkins, textile place mats, textile printers' blankets, textile used as lining for clothing and textile wall hangings. First Use: 2003/10/02. First Use In Commerce: 2003/10/02.

Goods/Services

Class Status -- ACTIVE. IC 025. US 022 039. G & S: Clothing, namely, shirts, dresses, pants and tops, footwear and headwear. First Use: 2003/10/03. First Use In Commerce: 2003/10/03.

Filing Date

2002/05/31

Examining Attorney

MACIOL, GENE

Attorney of Record

Richard B. Blag1, Esq.



DESIGN MARK

Serial Number

79012013

Status

REGISTERED

Word Mark

DRESS - O - RAMA

Standard Character Mark

Yes

Registration Number

3136009

Date Registered

2006/08/29

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Annika Graalfs INDIVIDUAL FED REP GERMANY Eberswalder Straße 26 10437
Berlin FED REP GERMANY

Goods/Services

Class Status -- ACTIVE. IC 025. US 022 039. G & S: clothing,
namely men and ladies outerwear, namely pants, skirts, dresses,
jackets, coats, t-shirts, pullovers, shirts, blouses, belts, overalls,
vests; footwear, namely men and ladies footwear, namely boots, cowboy
and biker boots; head gear, namely hats, caps, berets.

Goods/Services

Class Status -- ACTIVE. IC 024. US 042 050. G & S: textiles and
textile goods, namely denim and scrim fabric.

Filing Date

2005/02/10

Examining Attorney

WILLISTON, JENNIFER

DRESS - O - RAMA

DESIGN MARK

Serial Number

79014442

Status

REGISTERED

Word Mark

RECKLIFE

Standard Character Mark

No

Registration Number

3136064

Date Registered

2006/08/29

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Owner

KATARTAS TEKSTIL SANAYI VE TICARET ANONIM SIRKETI JOINT STOCK COMPANY
TURKEY Osman Kavuncu Caddesi Meysu Fabrikasi Arkasi, Kayseri TURKEY

Goods/Services

Class Status -- ACTIVE. IC 023. US 043. G & S: Yarns and threads, for textile use; sewing threads, embroidery threads, knitting threads, cotton threads, elastic threads.

Goods/Services

Class Status -- ACTIVE. IC 024. US 042 050. G & S: Woven and non-woven textile fabrics for use in the manufacture of clothing, towels, table linen, bed linen, household linen; fiberglass fabrics for textile use; fabric impervious to gases for aeronautical balloons; waterproof fabrics, namely, waterproof fabric for manufacturing clothing, furniture and automobile upholstery, and luggage, gummed waterproof cloth; fabric of imitation animal skins; textile linings, namely, linen lining fabric for shoes, textile linings for garments, textile used as lining for clothing; buckram; filtering materials of textile, namely, chemical fiber fabrics, synthetic fiber fabrics, inorganic fiber mixed fabrics all for use in filtering liquids and powders; curtains of textile or plastic; shower curtains of textile or

plastic; household linen; oilcloth for use as table cloths; table cloths not of paper; bed covers, namely, bed blankets, bed sheets, bedspreads, bed linen, diapered linen, pillowcases, quilt covers; furniture coverings of textile, namely, unfitted fabric furniture covers; furniture coverings of plastic, namely, unfitted plastic furniture covers; loose covers for furniture, namely, unfitted fabric furniture covers; upholstery fabrics; table napkins of textile; bed covers of paper, bundles of textile, namely, quilts of textile, tapestries of textile; quilts; bed blankets; washing mitts; bath linen; flannel; hand towels; face towels of textile; bathing towels, namely, bath towels; handkerchiefs of textile; banners of textile, namely, cloth banners; flags not of paper, namely, cloth flags, fabric flags; cloth labels; traveling rugs, namely, lap rugs.

Goods/Services

Class Status -- ACTIVE. IC 025. US 022 039. G & S: Clothing, namely, trousers, jackets, overcoats, coats, skirts, suits, jerseys, waistcoats, shirts, t-shirts, sweatshirts, dresses, blousons, pullovers, underwear, tracksuits, rainwear, swimwear, shirts, pullovers, knitwear, namely, knit shirts, knit sweaters, knit shorts, knitted caps, knitted underwear, jeans wear, namely, jeans, jean shorts, jean shirts, jean jackets, jean caps, sports shorts, namely, shorts, sweat shorts, walking shorts, rugby shorts, tennis shorts, gym shorts, clothing belts, swim caps, shorts, gloves, caps, socks, stockings; shoes, boots, footwear for sport, namely, golf, football, and soccer cleats, tennis shoes, boxing shoes, running shoes, baseball shoes, bowling shoes, rugby shoes, sandals, and slippers.

Goods/Services

Class Status -- ACTIVE. IC 027. US 019 020 037 042 050. G & S: Carpets, rugs, mats and matting, linoleum for covering existing floors; other material for covering existing floors, namely, rubber bath mats, rubber door mats, cork for use as a floor covering, cork mats, vinyl floor coverings, textile floor mats for use in the home; non-textile wall hangings.

Priority Date

2005/04/29

Description of Mark

The mark consists of the color blue appearing in the depiction of the wording RECKLIFE.

Colors Claimed

The color(s) Blue is/are claimed as a feature of the mark.

Filing Date

2005/06/20

Examining Attorney

TANNER, MICHAEL

RECKLIFE