Lulu Enterprises, Inc. v. N-F Newsite, LLC et al

Case 5:07-cv-00347-D

Document 50-4 Filed 10/09/2007

Page 1 of 162

ULU

Doc. 50 Att. 3

US-74 Group: Four



LULU'S RED HOTS

Status: REGISTERED

> **USPTO Status: REGISTERED** USPTO Status Date: MAY 09, 2006

Goods/Services:

International Class 25: CLOTHING, NAMELY SHIRTS AND HATS

International Class 43: RESTAURANT SERVICES

First Used: OCT 01, 2004 (INTL. CL. 25)

In Commerce: OCT 01, 2004

First Used: OCT 01, 2004 (INTL. CL. 43)

In Commerce: OCT 01, 2004

Disclaimers:

"RED HOTS"

Last Reported Owner:

WEINERWERKS, L.L.C.

PENNSYLVANIA LIMITED LIABILITY CO.

147 DELTA DRIVE

PITTSBURGH, PENNSYLVANIA 15238

Chronology:

Filed: DEC 05, 2003 **Serial Number:** 78-336,763

Published For Opposition: OCT 11, 2005

Registered: MAY 09, 2006 Registration Number: 3,091,018

Ownership Details:

Registrant:

WEINERWERKS, L.L.C.

PENNSYLVANIA LIMITED LIABILITY CO.

147 DELTA DRIVE

PITTSBURGH, PENNSYLVANIA 15238

Design Phrase:

THE MARK CONSISTS OF THE WORDING "LULU'S" IN LARGE CURSIVE WRITING OVER THE DESIGN OF A HOT DOG CONTAINING THE WORDS "RED HOTS" IN LETTERING.

Filing Correspondent:

PETE A. FUSCALDO

LEECH TISHMAN FUSCALDO & LAMPL, LLC 30TH FLOOR CITIZENS BANK BUILDING

525 WILLIAM PENN PLACE PITTSBURGH PA 15219

ULU

US-75 Group: Four

LULU BELLE BOUTIQUE

Lulu Belle Boutique

Status: PUBLISHED

FILED AS USE APPLICATION
USE APPLICATION - CURRENT

USPTO Status: PUBLISHED FOR OPPOSITION

USPTO Status Date: JUL 24, 2007

Goods/Services:

International Class 25: WOMENS CLOTHING, NAMELY T-SHIRTS, JEANS, SWEATSHIRTS, SWEATPANTS, BATHING SUITS,

SLEEPWEAR, UNDERGARMENTS, JACKETS, COATS, DRESSES, SKIRTS, SHORTS, PANTS, SUITS, SWEATERS, BLOUSES, DRESS SHIRTS, NECKBANDS, WRISTBANDS, HEADBANDS, BELTS, HATS,

CAPS, SHOES AND STOCKINGS

International Class 35: RETAIL CLOTHING STORE SERVICES

First Used: NOV 01, 2005 (INTL. CL. 25)

In Commerce: NOV 01, 2005

First Used: NOV 01, 2005 (INTL. CL. 35)

In Commerce: NOV 01, 2005

Disclaimers:

BOUTIQUE

Last Reported Owner:

ENGSTROM, LISA M.

UNITED STATES INDIVIDUAL

725 SILVER STREET

LA JOLLA, CALIFORNIA 92037

Chronology:

Filed: FEB 01, 2006 **Serial Number:** 78-804,513

Published For Opposition: JUL 24, 2007

Ownership Details:

Applicant:

ENGSTROM, LISA M.

UNITED STATES INDIVIDUAL

725 SILVER STREET

LA JOLLA, CALIFORNIA 92037

Portrait Permission:

THE NAME "LULU BELLE" IS NOT THE NAME OF A LIVING INDIVIDUAL.

Filing Correspondent:

DON E. ERICKSON LAW OFFICE

7668 EL CAMINO REAL STE 104 #627 CARLSBAD, CA 92009-7932 ULU

ULU

US-76 Group: Four

LULU BRANDS

Status: **REGISTERED**

LuLu Brands

USPTO Status: REGISTERED USPTO Status Date: APR 26, 2005

Goods/Services:

International Class 42: PRODUCT DEVELOPMENT

First Used: JAN 04, 2004 (INTL. CL. 42)

In Commerce: JAN 04, 2004

Disclaimers:

"BRANDS"

Last Reported Owner:

LULU BRANDS LLC

DELAWARE LIMITED LIABILITY CO.

108 HAYWOOD ROAD

WILMINGTON, DELAWARE 19807

Chronology:

Filed: APR 06, 2004 **Serial Number:** 78-397,270

Published For Opposition: FEB 01, 2005

Registered: APR 26, 2005 Registration Number: 2,943,904

Ownership Details:

Registrant:

LULU BRANDS LLC

DELAWARE LIMITED LIABILITY CO.

108 HAYWOOD ROAD

WILMINGTON, DELAWARE 19807

Filing Correspondent:

LULU BRANDS LLC 108 HAYWOOD ROAD WILMINGTON, DE 19807

US-77 Group: Four



LULU'S TENNESSE TREATS & WARRENTON LTD.

Status: **REGISTERED**

AMENDED TO USE APPLICATION

USPTO Status: REGISTERED USPTO Status Date: JUL 29, 2003

Goods/Services:

International Class 30: GOURMET BAKERY GOODS, CAKES,

COOKIES AND PUDDINGS

First Used: AUG 01, 1999 (INTL. CL. 30)

In Commerce: SEP 01, 1999

Disclaimers:

"TENNESSEE TREATS" AND "LTD."

Last Reported Owner:

LULU'S TENNESSEE TREATS, LLC

TENNESSEE LIMITED LIABILITY COMPANY

1 BUCHI COURT

NASHVILLE, TENNESSEE 37204

Chronology:

Filed: FEB 28, 2001 **Serial Number:** 78-050,613

Published For Opposition: JUN 25, 2002

Registered: JUL 29, 2003 **Registration Number: 2,744,868**

Ownership Details:

Registrant:

LULU'S TENNESSEE TREATS, LLC

TENNESSEE LIMITED LIABILITY COMPANY

1 BUCHI COURT

NASHVILLE, TENNESSEE 37204

Portrait Permission:

THE NAME SOUGHT TO BE REGISTERED BY APPLICANT DOES

NOT IDENTIFY ANY LIVING INDIVIDUAL.

Filing Correspondent:

MARY L HALEY-HAMLIN

1 BUCHI COURT

NASHVILLE TN 37204

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 6 of 162

US-78

ULU

Group: Four

CLUB LULU

CLUB LULU

Status: REGISTERED

> **USPTO Status: REGISTERED** USPTO Status Date: FEB 17, 2004

Goods/Services:

International Class 30: SANDWICHES First Used: AUG 01, 2001 (INTL. CL. 30)

In Commerce: AUG 01, 2001

Disclaimers:

"CLUB"

Last Reported Owner:

JIMMY JOHN'S ENTERPRISES, LLC DELAWARE LIMITED LIABILITY COMPANY

2212 FOX DRIVE

CHAMPAIGN, ILLINOIS 61820

We Have Located Other Marks With This Owner

CLUB LULU USPTO Page 380 **CLUB LULU** Common Law Page 1057 **CLUB LULU** Common Law Page 1058

Chronology:

Serial Number: 76-495,830 **Filed:** MAR 10, 2003

Published For Opposition: NOV 25, 2003

Registered: FEB 17, 2004 **Registration Number:** 2,814,731

Ownership Details:

Registrant:

JIMMY JOHN'S ENTERPRISES, INC.

ILLINOIS CORPORATION 600 TOLLGATE ROAD ELGIN, ILLINOIS 60123

Search: 140820211 USPTO Page: 171 **Analyst: ANN ARNOLD**

ULU

Assignee

WELLS FARGO BANK, NATIONAL ASSOCIATION, AS ADMINISTRATIVE **AGENT**

UNITED STATES NATIONAL **BANKING ASSOCIATION** 5938 PRIESTLY DRIVE, SUITE 200 CARLSBAD, CALIFORNIA, 92008

Assignor

JJBC, LLC

DELAWARE LIMITED LIABILITY

COMPANY

Signed: JAN 02, 2007

Assignor

JIMMY JOHN'S BUYING GROUP,

DELAWARE LIMITED LIABILITY

COMPANY

Signed: JAN 02, 2007

Assignor

JIMMY JOHN'S ENTERPRISES, LLC DELAWARE LIMITED LIABILITY

COMPANY

Signed: JAN 02, 2007

Assignor

JIMMY JOHN'S FRANCHISE, LLC **DELAWARE LIMITED LIABILITY**

COMPANY

Signed: JAN 02, 2007

Brief: TRADEMARK COLLATERAL

SECURITY AND PLEDGE

AGREEMENT

Recorded: JAN 11, 2007 Reel/Frame: 3459/0652 Correspondent: PAULA MAZZEO 150 FEDERAL STREET

BINGHAM MCCUTCHEN LLP

BOSTON, MA 02110

Assignee

JIMMY JOHN'S ENTERPRISES, LLC DELAWARE LIMITED LIABILITY COMPANY 2212 FOX DRIVE CHAMPAIGN, ILLINOIS, 61820

Brief: MERGER EFFECTIVE

12042006

Recorded: JAN 10, 2007 Reel/Frame: 3458/0379 Correspondent: MARK I. FELDMAN P.O. BOX 64807 DLA PIPER US LLP CHICAGO, IL 60664-0807

Filing Correspondent:

DEAN GOURNIS MARK I. FELDMAN PIPER RUDNICK LLP P.O. BOX 64807 CHICAGO IL 60664-0807

Assignor

JIMMY JOHN'S ENTERPRISES, INC. ILLINOIS CORPORATION

ULU

Signed: DEC 04, 2006

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 9 of 162

ULU

US-79 Group: Four

LULU'S

LULU'S

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JUL 04, 2006

Goods/Services:

International Class 30: FLAVORED AND SWEETENED GELATIN

DESSERTS, FLAN, PUDDINGS AND CANDY First Used: FEB 11, 1996 (INTL. CL. 30)

In Commerce: FEB 11, 1996

Last Reported Owner:

SOBRINO, MARIA DE LOURDES UNITED STATES INDIVIDUAL

1440 S. ST. COLLEGE

SUITE 5-F

ANAHEIM, CALIFORNIA 92806

Chronology:

Filed: NOV 23, 2004 Serial Number: 78-522,204

Published For Opposition: APR 11, 2006

Registered: JUL 04, 2006 Registration Number: 3,111,311

Ownership Details:

Registrant:

SOBRINO, MARIA DE LOURDES UNITED STATES INDIVIDUAL 1440 S. ST. COLLEGE

1440 S. ST. COLLEC

SUITE 5-F

ANAHEIM, CALIFORNIA 92806

Other U.S. Registrations: 2,329,891

Filing Correspondent:

THOMAS A. ZEIGLER

ADORNO YOSS ALVARADO & SMITH

SUITE 200

1 MACARTHUR PLACE

SANTA ANA CA 92707

US-80 Group: Four

ULU



LULU'S DOG TREATS

Status: PENDING

INTENT TO USE

FILED AS USE APPLICATION **COLOR DRAWING - CURRENT**

USPTO Status: APPROVAL FOR PUBLICATION

USPTO Status Date: AUG 02, 2007

Goods/Services:

International Class 31: CONSUMABLE PET CHEWS; DOG BISCUITS; DOG FOOD; DOG TREATS; PET FOOD; PET TREATS

First Used: SEP 20, 2006 (INTL. CL. 31)

In Commerce: SEP 20, 2006

Disclaimers:

"DOG TREATS"

Last Reported Owner:

NGUYEN, HOANG HAI UNITED STATES INDIVIDUAL 10222 S.E. 186TH STREET RENTON, WASHINGTON 98055

Chronology:

Filed: AUG 25, 2006 Serial Number: 78-960,568

Ownership Details:

Applicant:

NGUYEN, HOANG HAI UNITED STATES INDIVIDUAL 10222 S.E. 186TH STREET RENTON, WASHINGTON 98055

Claims:

THE COLOR(S) RED, BLUE, BLACK, YELLOW, CREAM AND WHITE IS/ARE CLAIMED AS A FEATURE OF THE MARK.

Design Phrase:

THE MARK CONSISTS OF THE LITERAL ELEMENTS "LULU'S DOG TREATS" WITH ASSOCIATED DESIGN ELEMENTS. THE DESIGN IS A FANCIFUL IMAGE OF A DOG HOLDING A BONE IN ITS MOUTH. AND FIVE TRIANGULAR SHAPED DESIGNS APPEAR ABOVE THE DOG'S HEAD. THE DOG'S COAT APPEARS IN THE COLOR RED, HIS EYES AND NOSE APPEAR IN THE COLORS WHITE AND BLACK, AND HIS EYEBROWS APPEAR IN THE COLOR BLACK. THE BONE APPEARS IN THE COLOR YELLOW. THE TRIANGULAR SHAPES APPEAR IN THE COLOR BLUE. THE LITERAL ELEMENT APPEARS

BELOW THE DOG DESIGN WITH THE TERM "LULU'S" APPEARING IN THE COLOR RED, BORDERED BY BLACK, AND SHADOWED BY WHITE, AND THE LITERAL ELEMENTS "DOG TREATS" APPEARING IN THE COLOR BLACK. THE MARK IS BORDERED BY A RECTANGULAR CARRIER WITH RUFFLED EDGES APPEARING IN THE COLOR BLACK AND THE BACKGROUND APPEARS IN THE COLOR CREAM.

ULU

Filing Correspondent:

JOSEPH I. HOCHMAN HOCHMAN LEGAL GROUP, PLLC 25739 SE 34TH ST SAMMAMISH, WA 98075-9157

US-81 Group: Four



LULU'S LEMONADE

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: MAR 25, 2003

Goods/Services:

International Class 32: LEMONADE, AND SYRUP FOR MAKING

LEMONADE

First Used: FEB 12, 2001 (INTL. CL. 32)

In Commerce: FEB 12, 2001

Disclaimers:

"LEMONADE"

Last Reported Owner:

GATEWAY FOODS, INC. FLORIDA CORPORATION 480 KINGS BRIDGE ROAD CARROLLTON, GEORGIA 30117

Chronology:

Filed: MAR 20, 2001 **Serial Number:** 76-226,620

Published For Opposition: APR 02, 2002

Registered: MAR 25, 2003 Registration Number: 2,701,139

Ownership Details:

Registrant:

GATEWAY FOODS, INC. FLORIDA CORPORATION 480 KINGS BRIDGE ROAD CARROLLTON, GEORGIA 30117

Filing Correspondent:

JOHN G CAROLLO
GATEWAY FOODS INC
480 KINGSBRIDGE RD
CARROLLTON GA 30117-2174

US-82 Group: Four

LULU B.

Status: **PUBLISHED**

USE APPLICATION - CURRENT

LULU B.

USPTO Status: SU - STATEMENT OF USE ACCEPTED - APPROVED

FOR REGISTRATION

USPTO Status Date: AUG 05, 2007

Goods/Services:

International Class 33: WINES

First Used: AUG 01, 2005 (INTL. CL. 33)

In Commerce: AUG 01, 2005

Last Reported Owner:

JEAN-CLAUDE BOISSET WINES, USA, INC.

CALIFORNIA CORPORATION

2320 MARINSHIP WAY

SUITE 140

SAUSALITO, CALIFORNIA 94965

We Have Located Other Marks With This Owner

ZULU ESTATE USPTO Page 665

Chronology:

Filed: FEB 22, 2005 **Serial Number:** 78-572,165

Published For Opposition: NOV 14, 2006

Ownership Details:

Applicant:

JEAN-CLAUDE BOISSET WINES, USA, INC.

CALIFORNIA CORPORATION

2320 MARINSHIP WAY

SUITE 140

SAUSALITO, CALIFORNIA 94965

Portrait Permission:

THE MARK "LULU B." DOES NOT IDENTIFY ANY PARTICULAR

INDIVIDUAL LIVING OR DECEASED.

Filing Correspondent:

ANNE HIARING, ESQ.

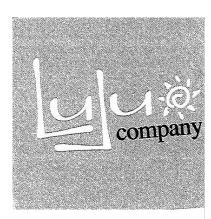
LAW OFFICE OF ANNE HIARING

19 BROOKMONT CIR

SAN ANSELMO, CA 94960-1412

US-83

Group: Four



LULU COMPANY

Status: PENDING

> FILED AS USE APPLICATION **USE APPLICATION - CURRENT**

USPTO Status: APPROVAL FOR PUBLICATION

USPTO Status Date: AUG 26, 2007

Goods/Services:

International Class 35: RETAIL SHOPS FEATURING INFANT, TODDLER, AND CHILDREN'S CLOTHING, DECOTRATIVE ITEMS, JEWELRY, PHOTO ALBUMS, HAIR BOWS, AND OTHER CHILD

ACCESSORIES

First Used: NOV 01, 2004 (INTL. CL. 35)

In Commerce: JAN 29, 2005

Disclaimers:

"COMPANY"

Last Reported Owner:

THE LULU COMPANY, INC. ALABAMA CORPORATION 152 GREENLAWN DRIVE NE MERIDIANVILLE, ALABAMA 35759

Chronology:

Filed: AUG 18, 2005 **Serial Number:** 78-695,569

Ownership Details:

Applicant:

THE LULU COMPANY, INC. ALABAMA CORPORATION 152 GREENLAWN DRIVE NE MERIDIANVILLE, ALABAMA 35759

Design Phrase:

THE MARK CONSISTS OF THE WORD "LULU" IN STYLIZED FONT HAVING A BACKWARDS SECOND "L" ADJACENT AN ABSTRACT SYMBOL OF A SUN AND THE WORD COMPANY IN STYLIZED FONT POSITIONED UNDERNEATH THE SECOND "U" AND THE SUN.

Filing Correspondent:

ANN I. DENNEN LANIER FORD SHAVER & PAYNE, P.C. 200 WEST SIDE SQUARE, SUITE 5000 **HUNTSVILLE AL 35801**

Page 15 of 162

US-84 Group: Four

ULU

LULU GUINNESS

LULU GUINNESS



Worldwide Filings = 14

REGISTERED Status:

> **USPTO Status: REGISTERED** USPTO Status Date: SEP 19, 2006

Goods/Services:

International Class 35: RETAIL STORE SERVICES, RETAIL MAIL ORDER SERVICES AND ON-LINE RETAIL STORE SERVICES FEATURING CLOTHING AND FASHION ACCESSORIES

First Used: 1995 (INTL. CL. 35) In Commerce: APR 09, 2001

Last Reported Owner:

LULU GUINNESS LIMITED UNITED KINGDOM COMPANY 159-165 GREAT PORTLAND STREET 5TH FLOOR, TENNYSON HOUSE LONDON W1N 5FT, UNITED KINGDOM

We Have Located Other Marks With This Owner

LULU GUINNESS USPTO Page 90 **USPTO LULU GUINNESS** Page 215 MISS LULU **USPTO** Page 232

Chronology:

Filed: JUL 12, 2001 **Serial Number: 76-284,213**

Published For Opposition: SEP 20, 2005

Registered: SEP 19, 2006 Registration Number: 3,145,799

Ownership Details:

Registrant:

LULU GUINNESS LIMITED UNITED KINGDOM COMPANY 159-165 GREAT PORTLAND STREET 5TH FLOOR, TENNYSON HOUSE LONDON W1N 5FT, UNITED KINGDOM

Portrait Permission:

THE NAME "LULU GUINNESS" IDENTIFIES A LIVING INDIVIDUAL

WHOSE CONSENT IS OF RECORD.

Filing Correspondent:

STEPHEN A. GOLDSMITH

LADAS & PARRY 26 WEST 61ST STREET NEW YORK NY 10023-7604 ULU

Domestic Representative: LADAS & PARRY

US-85

ULU

Group: Four

LULU BELLS TREASURES

Lulu Bells Treasures

Status: REGISTERED

> **USPTO Status: REGISTERED** USPTO Status Date: JUL 18, 2006

Goods/Services:

International Class 35: ONLINE RETAIL SERVICES FEATURING

JEWELRY

First Used: DEC 30, 2003 (INTL. CL. 35)

In Commerce: DEC 30, 2003

Last Reported Owner:

LULU BELLS TREASURES, INC. NEW YORK CORPORATION

P.O. BOX 1541

PORT WASHINGTON, NEW YORK 11050

Chronology:

Filed: AUG 07, 2005 Serial Number: 78-687,321

Published For Opposition: APR 25, 2006

Registered: JUL 18, 2006 **Registration Number: 3,117,207**

Ownership Details:

Registrant:

LULU BELLS TREASURES, INC. **NEW YORK CORPORATION**

P.O. BOX 1541

PORT WASHINGTON, NEW YORK 11050

Portrait Permission:

THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN THE MARK DOES NOT IDENTIFY A PARTICULAR LIVING INDIVIDUAL.

Filing Correspondent:

LULU BELLS TREASURES, INC.

PO BOX 1541

PORT WASHINGTON, NY 11050-7541

Search: 140820211 **USPTO Page: 182 Analyst: ANN ARNOLD**

US-86 Group: Four

LUCY BUFFETT'S LULU'S



Status: REGISTERED

> **USPTO Status: REGISTERED** USPTO Status Date: JAN 31, 2006

Goods/Services:

International Class 35: RETAIL STORE SERVICES FEATURING A WIDE ARRAY OF MERCHANDISE IN THE NATURE OF NOVELTY ITEMS, SOUVENIRS, CLOTHING, HEADWEAR, BOOKS, BEVERAGEWARE, AND PRINTED MATERIALS; AND ONLINE RETAIL STORE SERVICES FEATURING A WIDE ARRAY OF MERCHANDISE IN THE NATURE OF NOVELTY ITEMS, SOUVENIRS, CLOTHING, HEADWEAR, BOOKS, BEVERAGEWARE, AND PRINTED MATERIALS

First Used: NOV 01, 2004 (INTL. CL. 35)

In Commerce: NOV 01, 2004

Last Reported Owner:

LULU'S LANDING, INC. ALABAMA CORPORATION 200 EAST 25TH AVENUE GULF SHORES, ALABAMA 36542

We Have Located Other Marks With This Owner

LUCY BUFFETT'S LULU'S USPTO Page 185 LUCY BUFFETT'S LULU'S **USPTO** Page 202 LUCY BUFFETT'S LULU'S **USPTO** Page 214

Chronology:

Serial Number: 78-564,797 Filed: FEB 10, 2005

Published For Opposition: NOV 08, 2005

Registered: JAN 31, 2006 Registration Number: 3,055,016

Ownership Details:

Registrant:

LULU'S LANDING, INC. ALABAMA CORPORATION 200 EAST 25TH AVENUE

GULF SHORES, ALABAMA 36542

Portrait Permission:

THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN THE MARK IDENTIFIES LUCY BUFFETT, WHOSE CONSENT(S) TO REGISTER IS SUBMITTED.

Filing Correspondent:

ROBERT A. ROSENBLOUM,

GREENBERG TRAURIG, LLP 3290 NORTHSIDE PKWY NW STE 400 ATLANTA, GA 30327-2268 ULU

US-87 Group: Four



LUCY BUFFETT'S LULU'S

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JAN 31, 2006

Goods/Services:

International Class 35: RETAIL STORE SERVICES FEATURING A WIDE ARRAY OF MERCHANDISE IN THE NATURE OF NOVELTY ITEMS, SOUVENIRS, CLOTHING, HEADWEAR, BOOKS, BEVERAGEWARE, AND PRINTED MATERIALS; AND ONLINE RETAIL STORE SERVICES FEATURING A WIDE ARRAY OF MERCHANDISE IN THE NATURE OF NOVELTY ITEMS, SOUVENIRS, CLOTHING, HEADWEAR, BOOKS, BEVERAGEWARE, AND PRINTED MATERIALS

First Used: NOV 01, 2004 (INTL. CL. 35)

In Commerce: NOV 01, 2004

Last Reported Owner:

LULU'S LANDING, INC.
ALABAMA CORPORATION
200 EAST 25TH AVENUE
GULF SHORES, ALABAMA 36542

We Have Located Other Marks With This Owner

LUCY BUFFETT'S LULU'SUSPTOPage 183LUCY BUFFETT'S LULU'SUSPTOPage 202LUCY BUFFETT'S LULU'SUSPTOPage 214

Chronology:

Filed: FEB 10, 2005 **Serial Number:** 78-564,876

Published For Opposition: NOV 08, 2005

Registered: JAN 31, 2006 Registration Number: 3,055,023

Ownership Details:

Registrant:

LULU'S LANDING, INC.
ALABAMA CORPORATION
200 EAST 25TH AVENUE
GULF SHORES, ALABAMA 36542

Portrait Permission:

THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN THE MARK IDENTIFIES LUCY BUFFETT, WHOSE CONSENT(S) TO REGISTER IS SUBMITTED.

Filing Correspondent:

ROBERT A. ROSENBLOUM,

GREENBERG TRAURIG, LLP 3290 NORTHSIDE PKWY NW STE 400 ATLANTA, GA 30327-2268 ULU

US-88

ULU

Group: Four

LULU GIRL

LULU GIRL

Status: PENDING

INTENT TO USE

USPTO Status: NON-FINAL ACTION - MAILED

USPTO Status Date: MAY 07, 2007

Goods/Services:

International Class 35: RETAIL STORE SERVICES FEATURING

FASHION ACCESSORIES

Last Reported Owner:

GLAZER, KAREN

UNITED STATES INDIVIDUAL 1299 FAIRFIELD BEACH ROAD FAIRFIELD, CONNECTICUT 06430

GLAZER, WILLIAM

UNITED STATES INDIVIDUAL 1299 FAIRFIELD BEACH ROAD FAIRFIELD, CONNECTICUT 06430

Chronology:

Filed: JAN 08, 2002 **Serial Number:** 78-101,419

Ownership Details:

Applicant:

GLAZER, KAREN
UNITED STATES INDIVIDUAL
1299 FAIRFIELD BEACH ROAD

FAIRFIELD, CONNECTICUT 06430

GLAZER, WILLIAM

UNITED STATES INDIVIDUAL 1299 FAIRFIELD BEACH ROAD

FAIRFIELD, CONNECTICUT 06430

Filing Correspondent:

CHRISTOPHER J. DAY

LAW OFFICE OF CHRISTOPHER DAY

301 EAST BETHANY HOME ROAD, SUITE A-213

PHOENIX AZ 85012

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 23 of 162

ULU

US-89 Group: Four

LULU'S HOUSE

LULU'S HOUSE

Status: PENDING

INTENT TO USE

USPTO Status: NON-FINAL ACTION - MAILED

USPTO Status Date: JUN 19, 2007

Goods/Services:

International Class 41: ENTERTAINMENT SERVICES

Last Reported Owner:

SCRIPPS NETWORKS, LLC.

DELAWARE LIMITED LIABILITY CO. 9721 SHERRILL BOULEVARD KNOXVILLE, TENNESSEE 37932

Chronology:

Filed: FEB 28, 2007 **Serial Number:** 77-118,617

Ownership Details:

Applicant:

SCRIPPS NETWORKS, LLC.
DELAWARE LIMITED LIABILITY CO.
9721 SHERRILL BOULEVARD
KNOXVILLE, TENNESSEE 37932

Filing Correspondent:

WILLARD A. STANBACK

SCRIPPS NETWORKS, LLC. (IN-HOUSE COUNSEL

1180 AVENUE OF THE AMERICAS NEW YORK, NY 10036-8401

ULU

US-90 Group: Four

THE LITTLE LULU SHOW

THE LITTLE LULU SHOW

Status: REGISTERED

USPTO Status: SECTION 8 & 15 - ACCEPTED AND

ACKNOWLEDGED

USPTO Status Date: APR 25, 2006

Goods/Services:

International Class 41: ENTERTAINMENT, NAMELY A CONTINUING ANIMATED SHOW DISTRIBUTED OVER TELEVISION, SATELLITE

AND VIDEO MEDIA

First Used: OCT 1995 (INTL. CL. 41)

In Commerce: OCT 1995

Disclaimers:

"SHOW"

Last Reported Owner:

CLASSIC MEDIA, INC.

DELAWARE CORPORATION

435 HUDSON ST. 2ND FLOOR

NEW YORK, NEW YORK 10014

We Have Located Other Marks With This Owner

<u>LITTLE LULU</u>	USPTO	Page 111
LITTLE LULU	USPTO	Page 269
LITTLE LULU	USPTO	Page 280
LITTLE LULU	USPTO	Page 325
LITTLE LULU	Common Law	Page 1059

Chronology:

Filed: JUN 02, 1998 **Serial Number:** 75-495,008

Published For Opposition: SEP 14, 1999

Registered: DEC 07, 1999 Registration Number: 2,297,686
Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK. APR 25, 2006

Ownership Details:

Registrant:

GOLDEN BOOKS PUBLISHING COMPANY, INC.

DELAWARE CORPORATION

888 SEVENTH AVENUE

NEW YORK, NEW YORK 10106

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

HARVEY ENTERTAINMENT, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

UPA INDUSTRIES
CALIFORNIA CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

GOLD KEY HOME VIDEO, INC. DELAWARE CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

HARVEY ASSETS COMPANY LLC DELAWARE LIMITED LIABILITY COMPANY 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA PRODUCTIONS OF AMERICA CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignor

JPMORGAN CHASE BANK, NATIONAL ASSOCIATION NEW YORK NATIONAL BANKING ASSOCIATION **ULU**

Signed: JAN 11, 2007

ULU

Assignee

UPARIO MUSIC CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA MUSIC COMPANY
CALIFORNIA CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA.COM, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA MUSIC, INC. NEW YORK CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA PICTURES, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA PRODUCTIONS, INC. NEW YORK CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

LITTLE LOTTA MUSIC, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

PTB PRODUCTIONS, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Brief: RELEASE BY SECURED

PARTY

Recorded: JAN 30, 2007 Reel/Frame: 3471/0195 Correspondent:

SIDLEY AUSTIN LLP 555 W. FIFTH STREET

ATTN: KIM BERNSTEIN, LEGAL

ASSISTANT

LOS ANGELES, CA 90013

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 1619 BROADWAY

NEW YORK, NEW YORK, 10019

Brief: TERMINATION OF

TRADEMARK SECURITY INTEREST

Recorded: OCT 16, 2002 **Reel/Frame:** 2599/0948

Assignor

HSBC BANK USA

DELAWARE CORPORATION

Signed: SEP 26, 2002

Correspondent:

MORGAN LEWIS & BOCKIUS LLP SCOTT H. JAFFEE 101 PARK AVENUE NEW YORK, NY 10178

Assignee

JP MORGAN CHASE BANK
NEW YORK CORPORATION
GARRETT VERDONE
1166 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK

Assignor

CLASSIC MEDIA INC.
DELAWARE CORPORATION
Signed: AUG 26, 2002

ULU

Assignor

HARVEY ENTERTAINMENT, INC. CORPORATION

Signed: AUG 23, 2002

Assignor

UPA INDUSTRIES CORPORATION

Signed: AUG 23, 2002

Assignor

GOLD KEY HOME VIDEO, INC.

CORPORATION

Signed: AUG 23, 2002

Assignor

HARVEY ASSETS COMPANY LLC CORPORATION

Signed: AUG 23, 2002

Assignor

UPA PRODUCTIONS OF AMERICA

CORPORATION

Signed: AUG 23, 2002

Assignor

UPARIO MUSIC CORPORATION

Signed: AUG 23, 2002

Assignor

UPA MUSIC COMPANY CORPORATION

ULU

Signed: AUG 23, 2002

Brief: SECURITY AGREEMENT Recorded: SEP 03, 2002 Reel/Frame: 2576/0929 Correspondent:

MORGAN, LEWIS & BOLKIUS LLP

SCOTT JAFFEE 101 PARK AVE NEW YORK, NY 10178

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 888 SEVENTH AVENUE NEW YORK, NEW YORK, 10106

Brief: RELEASE BY SECURED

PARTY

Recorded: OCT 29, 2001 Reel/Frame: 2412/0888

Correspondent:

GB HOLDINGS LIQUIDATION, INC.

CYNTHIA ARMSTRONG C/O RANDOM HOUSE, INC. 888 SEVENTH AVENUE, 40TH

FLOOR

NEW YORK, NEW YORK 10106

Assignor

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE CORPORATION Signed: AUG 24, 2001

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
435 HUDSON ST.
2ND FLOOR
NEW YORK, NEW YORK, 10014

Assignor

GOLDEN BOOKS FAMILY ENTERTAINMENT, INC. CORPORATION

Signed: AUG 27, 2001

Assignor

GOLDON BOOKS PUBLISHING COMPANY, INC. CORPORATION Signed: AUG 27, 2001 **ULU**

Assignor

GOLDEN BOOKS HOME VIDEO, INC. CORPORATION Signed: AUG 27, 2001

Assignor

LRM ACQUISITION CORP. CORPORATION Signed: AUG 27, 2001

Assignor

Assignor

SHARI LEWIS ENTERPRISES, INC. CORPORATION
Signed: AUG 27, 2001

SLE PRODUCTIONS, INC. CORPORATION
Signed: AUG 27, 2001

Brief: ASSIGNS THE ENTIRE

INTEREST

Case 5:07-cv-00347-D

Recorded: DEC 03, 2001
Reel/Frame: 2406/0580
Correspondent:
CLASSIC MEDIA, INC.
SONJA KEITH, ESQ.
435 HUDSON ST.
2ND FLOOR

NEW YORK, NY 10014

Assignee

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE NEW YORK CORPORATION 1211 AVENUE OF THE AMERICAS NEW YORK, NEW YORK, 10036

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION Signed: JAN 26, 2000

Brief: RE-RECORD TO CORRECT THE BRIEF FROM ASSIGNMENT TO COLLATERAL ASSIGNMENT, PREVIOULSY RECORDED ON REEL 002017 FRAME 0595, ASSIGNOR CONFIRMS THE ASSIGNMENT OF

THE ENTIRE INTEREST.
Recorded: SEP 14, 2000
Reel/Frame: 2176/0463
Correspondent:

KAYE SCHOLER FIERMAN HAYS &
HANDLER LLP
KAREN NIELSEN, ESQ.
425 PARK AVENUE
NEW YORK, NEW YORK 10022-3598

Assignee

HSBC BANK USA
NEW YORK AS COLLATERAL
AGENT
140 BROADWAY
12TH FLOOR, CORPORATE TRUST
SERVICES
NEW YORK, NEW YORK,
10005-1180

Brief: SECURITY AGREEMENT Recorded: JUL 10, 2000 Reel/Frame: 2163/0004 Correspondent: RANDALL C. BROWN 1700 PACIFIC SUITE 4100 DALLAS, TX 75201

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION Signed: JAN 25, 2000

Assignee

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE NEW YORK CORPORATION 1211 AVENUE OF THE AMERICAS NEW YORK, NEW YORK, 10036

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION Signed: JAN 26, 2000

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: JAN 31, 2000 Reel/Frame: 2017/0595 Correspondent:

KAYE SCHOLER FIERMAN HAYS &

HANDLER LLP

KAREN NIELSEN, ESQ. 425 PARK AVENUE

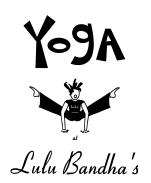
NEW YORK, NEW YORK 10022-3598

Other U.S. Registrations: 958,607; 959,441; 962,620; 0990189 AND OTHERS Filing Correspondent:

ULU

SONJA KEITH
CLASSIC MEDIA, INC.
6TH FLOOR
860 BROADWAY
NEW YORK, NY 10003

US-91 Group: Four



YOGA AT LULU BANDHA'S

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JAN 24, 2006

Goods/Services:

International Class 41: YOGA INSTRUCTION

First Used: MAR 2001 (INTL. CL. 41)

In Commerce: MAY 2001

Disclaimers:

"YOGA"

Last Reported Owner:

RYDER, ERIC

UNITED STATES INDIVIDUAL

453 EAST OJAI AVE

LULU BANDHA'S

OJAI, CALIFORNIA 93023

RYDER, KIRA

UNITED STATES INDIVIDUAL

453 EAST OJAI AVE LULU BANDHA'S

OJAI, CALIFORNIA 93023

Chronology:

Filed: OCT 21, 2002 **Serial Number:** 76-460,047

Published For Opposition: NOV 01, 2005

Registered: JAN 24, 2006 **Registration Number:** 3,047,292

Ownership Details:

Registrant:

RYDER, ERIC

UNITED STATES INDIVIDUAL

453 EAST OJAI AVE LULU BANDHA'S

OJAI, CALIFORNIA 93023

RYDER, KIRA

UNITED STATES INDIVIDUAL

453 EAST OJAI AVE LULU BANDHA'S

OJAI, CALIFORNIA 93023

Portrait Permission:

THE NAME LULU BANDHA DOES NOT IDENTIFY A LIVING INDIVIDUAL.

ULU

Filing Correspondent:

KIRA AND ERIC RYDER LULU BANDHA'S 306 EAST MATILIJA ST. OJAI CA 93023

ULU

US-92 Group: Four

THE ADVENTURES OF TINTIN AND LULU

THE ADVENTURES OF TINTIN AND LULU

Status: PUBLISHED

INTENT TO USE

USPTO Status: PUBLISHED FOR OPPOSITION

USPTO Status Date: JUL 31, 2007

Goods/Services:

International Class 41: ENTERTAINMENT IN THE NATURE OF ON-GOING TELEVISION PROGRAMS IN THE FIELD OF TRAVEL; ON-LINE JOURNALS, NAMELY, BLOGS FEATURING TRAVEL; ENTERTAINMENT SERVICES NAMELY PROVIDING A WEBSITE FEATURING, PHOTOGRAPHIC, AUDIO, VIDEO AND PROSE PRESENTATIONS FEATURING TRAVEL INFORMATION AND PRESENTATIONS

Last Reported Owner:

ZILKHA, BETTINA
UNITED STATES INDIVIDUAL
50 EAST 79TH STREET
NEW YORK, NEW YORK 10022

COX, JUDY GORDON UNITED STATES INDIVIDUAL 151 EAST 58TH STREET 33F NEW YORK, NEW YORK 10022

Chronology:

Filed: MAR 14, 2007 **Serial Number:** 77-130,979

Published For Opposition: JUL 31, 2007

Ownership Details:

Applicant:

ZILKHA, BETTINA
UNITED STATES INDIVIDUAL
50 EAST 79TH STREET
NEW YORK, NEW YORK 10022

COX, JUDY GORDON
UNITED STATES INDIVIDUAL
151 EAST 58TH STREET

33F

NEW YORK, NEW YORK 10022

Filing Correspondent:

SCOTT W. KELLEY

KELLY LOWRY & KELLEY, LLP 6320 CANOGA AVE STE 1650 WOODLAND HILLS, CA 91367-7704 ULU

US-93 Group: Four



LUCY BUFFETT'S LULU'S

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JAN 31, 2006

Goods/Services:

International Class 43: RESTAURANT AND BAR SERVICES

First Used: OCT 30, 2004 (INTL. CL. 43)

In Commerce: OCT 30, 2004

Last Reported Owner:

LULU'S LANDING, INC.
ALABAMA CORPORATION
200 EAST 25TH AVENUE
GULF SHORES, ALABAMA 36542

We Have Located Other Marks With This Owner

LUCY BUFFETT'S LULU'SUSPTOPage 183LUCY BUFFETT'S LULU'SUSPTOPage 185LUCY BUFFETT'S LULU'SUSPTOPage 214

Chronology:

Filed: FEB 10, 2005 **Serial Number:** 78-564,972

Published For Opposition: NOV 08, 2005

Registered: JAN 31, 2006 Registration Number: 3,055,029

Ownership Details:

Registrant:

LULU'S LANDING, INC.
ALABAMA CORPORATION
200 EAST 25TH AVENUE
GULF SHORES, ALABAMA 36542

Portrait Permission:

THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN THE MARK IDENTIFIES LUCY BUFFETT, WHOSE CONSENT(S) TO REGISTER IS SUBMITTED.

Filing Correspondent:

ROBERT A. ROSENBLOUM, GREENBERG TRAURIG, LLP 3290 NORTHSIDE PKWY NW STE 400

ATLANTA, GA 30327-2268

US-94 Group: Four

LULU DK LULU DK

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JAN 13, 2004

Goods/Services:

International Class 42: INTERIOR DESIGN AND DECORATIVE CONSULTATION; INTERIOR DECORATING AND DESIGN SERVICE;

TEXTILES DESIGN SERVICES FOR WALL COVERING,

 ${\tt UPHOLSTERY, TABLE\ AND\ BED\ LINENS,\ WEARING\ APPAREL,\ BAGS}$

AND FABRICS; WALL COVERINGS, UPHOLSTERY, WEARING APPAREL, BAG AND FABRIC DESIGN SERVICES; CONSULTATION

IN CONNECTION THEREWITH

First Used: MAR 01, 1996 (INTL. CL. 42)

In Commerce: MAR 01, 1996

Last Reported Owner:

LULU DK LLC

DELAWARE CORPORATION 136 EAST 64TH STREET, SUITE 2E NEW YORK, NEW YORK 10021

We Have Located Other Marks With This Owner

 LULU DK
 USPTO
 Page 145

 LULU DK
 USPTO
 Page 322

Chronology:

Filed: AUG 15, 2002 **Serial Number:** 78-154,461

Published For Opposition: OCT 21, 2003

Registered: JAN 13, 2004 Registration Number: 2,804,760

Ownership Details:

Registrant:

LULU DK LLC

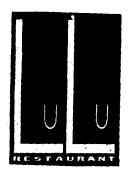
DELAWARE CORPORATION 136 EAST 64TH STREET, SUITE 2E NEW YORK, NEW YORK 10021

Filing Correspondent:

SUSAN C. SHIN

GOODWIN PROCTER LLP 599 LEXINGTON AVENUE NEW YORK NY 10022

US-95 Group: Four



LULU RESTAURANT

Status: **RENEWED**

USPTO Status: REGISTERED AND RENEWED

USPTO Status Date: MAR 15, 2006

Goods/Services:

International Class 42: RESTAURANTS First Used: JAN 01, 1993 (INTL. CL. 42)

In Commerce: JAN 01, 1993

Disclaimers:

"RESTAURANT"

Last Reported Owner:

OUTLAST TECHNOLOGIES, INC. COLORADO CORPORATION 6235 LOOKOUT ROAD

BOULDER, COLORADO 80301

Chronology:

Filed: MAR 30, 1995 **Serial Number:** 74-653,854

Published For Opposition: NOV 21, 1995

Registered: FEB 13, 1996 **Registration Number: 1,956,382** Affidavit Section: REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC.

9 GRANTED MAR 15, 2006

REGISTERED - SEC. 15 ACKNOWLEDGED

JAN 15, 2002

REGISTERED - SEC. 8 (6-YR) ACCEPTED

SEP 19, 2001

Last Renewed: FEB 13, 2006

Ownership Details:

Registrant:

RESTAURANT LULU INC. CALIFORNIA CORPORATION

816 FOLSOM

SAN FRANCISCO, CALIFORNIA 94107

Assignee

OUTLAST TECHNOLOGIES, INC. COLORADO CORPORATION

BOULDER, COLORADO, 80301

Brief: CHANGE OF NAME

6235 LOOKOUT ROAD

Assignor

GATEWAY TECHNOLOGIES, INC. **COLORADO CORPORATION**

Signed: JUN 20, 1997

Recorded: JUN 18, 1998 Reel/Frame: 1743/0802 Correspondent:

SCOTT S. HAVLICK, ESQ. 1050 WALNUT STREET SUITE 500 BOULDER, CO 80302

Filing Correspondent:

ROWENA S. WU RESTAURANT LULU, INC. 816 FOLSOM STREET SAN FRANCISCO, CA 94107

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 41 of 162

US-96

ULU

Group: Four

LULU STUDIO

LULU STUDIO

Status: PENDING

INTENT TO USE

USPTO Status: NEW APPLICATION - RECORD INITIALIZED NOT

ASSIGNED TO EXAMINER

USPTO Status Date: AUG 21, 2007

Goods/Services:

International Class 42: COMPUTER SERVICES, NAMELY, NON-DO WNLOADABLE SOFTWARE APPLICATIONS USED FOR DESKTOP

PUBLISHING

Last Reported Owner:

LULU ENTERPRISES, INC. DELAWARE CORPORATION 860 AVIATION PARKWAY

SUITE 300

MORRISVILLE, NORTH CAROLINA 27560

We Have Located Other Marks With This Owner

<u>LULU.COM</u>	USPTO	Page 43
LULU	USPTO	Page 46
LULU	USPTO	Page 49
LULU	USPTO	Page 65
LULU PRESS	USPTO	Page 250
LULU TECH CIRCUS	USPTO	Page 254

Chronology:

Filed: AUG 17, 2007 **Serial Number:** 77-257,646

Ownership Details:

Applicant:

LULU ENTERPRISES, INC.
DELAWARE CORPORATION
860 AVIATION PARKWAY

SUITE 300

MORRISVILLE, NORTH CAROLINA 27560

Filing Correspondent:

DOUGLAS W. KENYON HUNTON & WILLIAMS LLP

PO BOX 109

RALEIGH, NC 27602-0109

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007

Page 42 of 162

ULU

US-97 Group: Four

LULU STUDIOS

Lulu Studios

Status: **PENDING**

INTENT TO USE

USPTO Status: NEW APPLICATION - RECORD INITIALIZED NOT

ASSIGNED TO EXAMINER

USPTO Status Date: AUG 23, 2007

Goods/Services:

International Class 42: (BASED ON INTENT TO USE) GRAPHIC

DESIGN SERVICES

Last Reported Owner:

MOORE, LEAH N

Composed Of: LEAH N MOORE

SOUTH CAROLINA SOLE PROPRIETORSHIP 151 AUGUSTA PLANTATION DRIVE APT. S MYRTLE BEACH, SOUTH CAROLINA 29579

Chronology:

Filed: AUG 20, 2007 **Serial Number: 77-260.014**

Ownership Details:

Applicant:

MOORE, LEAH N

Composed Of: LEAH N MOORE

SOUTH CAROLINA SOLE PROPRIETORSHIP 151 AUGUSTA PLANTATION DRIVE APT. S MYRTLE BEACH, SOUTH CAROLINA 29579

Filing Correspondent:

MOORE, LEAH N

151 AUGUSTA PLANTATION DR UNIT S MYRTLE BEACH, SC 29579-6444

US-98 Group: Four



LULU'S NEW ORLEANS CAFE

Status: **RENEWED**

AMENDED TO USE APPLICATION

USPTO Status: REGISTERED AND RENEWED

USPTO Status Date: MAR 15, 2003

Goods/Services:

International Class 42: RESTAURANT AND COCKTAIL LOUNGE

SERVICES

First Used: OCT 18, 1991 (INTL. CL. 42)

In Commerce: OCT 18, 1991

Disclaimers:

"NEW ORLEANS CAFE"

Last Reported Owner:

BLACKIE'S HOUSE OF BEEF, INC.

DISTRICT OF COLUMBIA CORPORATION 1217 TWENTY-SECOND STREET, N.W.

WASHINGTON, DISTRICT OF COLUMBIA 20037

We Have Located Other Marks With This Owner

LULU'S CLUB MARDI GRAS USPTO Page 212

Chronology:

Filed: JAN 27, 1992 **Serial Number:** 74-240,396

Published For Opposition: SEP 15, 1992

Registered: DEC 08, 1992 **Registration Number:** 1,738,810 Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK. FEB 26, 1999

Last Renewed: DEC 08, 2002

Ownership Details:

New Registered Owner:

BLACKIE'S HOUSE OF BEEF, INC.

DISTRICT OF COLUMBIA CORPORATION

1217 22ND ST., N.W.

WASHINGTON, DISTRICT OF COLUMBIA 20037

Assignee

BLACKIE'S HOUSE OF BEEF, INC. DISTRICT OF COLUMBIA CORPORATION 1217 TWENTY-SECOND STREET, N.W.

WASHINGTON, DISTRICT OF COLUMBIA, 20037

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: DEC 10, 1999 Reel/Frame: 2012/0042 Correspondent:

SHOEMAKER AND MATTARE, LTD.

KEVIN G. SMITH, ESQ. 2001 JEFFERSON DAVIS HWY. 1203 CRYSTAL PLAZA BLDG. 1 ARLINGTON, VIRGINIA 22202

Filing Correspondent:

KEVIN G SMITH SUGHRUE MION, PLLC 2100 PENNSYLVANIA AVE., N.W. WASHINGTON, DC 20037-3213

Assignor

AUGER, GREGORY U.
UNITED STATES INDIVIDUAL
Signed: NOV 26, 1999

ULU

US-99 Group: Four



LULU KING'S

Status: PENDING

FILED AS USE APPLICATION
USE APPLICATION - CURRENT

USPTO Status: NON-FINAL ACTION - MAILED

USPTO Status Date: JUN 25, 2007

Goods/Services:

International Class 43: RESTAURANT SERVICES

First Used: FEB 2006 (INTL. CL. 43)

In Commerce: FEB 2006

Last Reported Owner:

KING'S SEAFOOD COMPANY, LLC DELAWARE LIMITED LIABILITY CO. 3185 AIRWAY AVENUE, SUITE H COSTA MESA, CALIFORNIA 92626

Chronology:

Filed: JUN 23, 2006 **Serial Number:** 78-916,097

Ownership Details:

Applicant:

KING'S SEAFOOD COMPANY, LLC DELAWARE LIMITED LIABILITY CO. 3185 AIRWAY AVENUE, SUITE H COSTA MESA, CALIFORNIA 92626

Assignee

KING'S SEAFOOD COMPANY, LLC DELAWARE LIMITED LIABILITY

COMPANY

3185 AIRWAY AVENUE, SUITE H COSTA MESA, CALIFORNIA, 92626

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: OCT 30, 2006 **Reel/Frame:** 3418/0176

Correspondent:

FULWIDER PATTON LLP 200 OCEANGATE, SUITE 1550 LONG BEACH, CA 90802

Design Phrase:

Assignor

UNIVERSITY RESTAURANT GROUP,

NC.

CALIFORNIA CORPORATION

Signed: APR 28, 2006

THE MARK CONSISTS OF A STYLIZED MERMAID IN A SEATED POSITION WEARING A CROWN. BELOW THE MERMAID IS A BANNER CONTAINING THE WORD LULU AND BELOW THE BANNER THE WORD KING'S APPEARS BETWEEN TWO STARS.

ULU

Other U.S. Registrations: 1,986,290; 2,138,464; 2611344 AND OTHERS Filing Correspondent:

JESSIE K. REIDER, CALIFORNIA BAR NO. 237,113 JESSIE K. REIDER, CALIFORNIA BAR NO. 237 FULWIDER PATTON LLP 200 OCEANGATE STE 1550 LONG BEACH, CA 90802-4363

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 47 of 162

US-100

ULU

Group: Four

LULU'S CLUB MARDI GRAS

LULU'S CLUB MARDI GRAS

Status: REGISTERED

> **USPTO Status: REGISTERED** USPTO Status Date: OCT 07, 2003

Goods/Services:

International Class 43: RESTAURANT AND COCKTAIL LOUNGE

SERVICES

First Used: DEC 31, 1998 (INTL. CL. 43)

In Commerce: DEC 31, 1998

Last Reported Owner:

BLACKIE'S HOUSE OF BEEF, INC.

DISTRICT OF COLUMBIA CORPORATION

1217 22ND STREET, N.W.

WASHINGTON, DISTRICT OF COLUMBIA 20037

We Have Located Other Marks With This Owner

LULU'S NEW ORLEANS CAFE USPTO Page 208

Chronology:

Filed: DEC 18, 2002 **Serial Number:** 76-476,564

Published For Opposition: JUL 15, 2003

Registered: OCT 07, 2003 Registration Number: 2,771,467

Ownership Details:

Registrant:

BLACKIE'S HOUSE OF BEEF, INC.

DISTRICT OF COLUMBIA CORPORATION

1217 22ND STREET, N.W.

WASHINGTON, DISTRICT OF COLUMBIA 20037

Other U.S. Registrations: 1,738,810

Filing Correspondent:

KEVIN G. SMITH

SUGHRUE MION PLLC

2100 PENNSYLVANIA AVE NW

WASHINGTON DC 20037-3202

US-101 Group: Four



LULU PETITE GASTRONOMIC DELIGHT



Worldwide Filings = 1

Status: **REGISTERED**

> **USPTO Status: REGISTERED** USPTO Status Date: JUL 13, 2004

Goods/Services:

International Class 43: CAFES

First Used: JUL 16, 2003 (INTL. CL. 43)

In Commerce: JUL 16, 2003

Disclaimers:

"GASTRONOMIC DELIGHT"

Last Reported Owner:

LULU PETITE INC.

CALIFORNIA CORPORATION 826 FOLSOM STREET, SUITE 2

SAN FRANCISCO, CALIFORNIA 94107

Chronology:

Filed: FEB 17, 2003 **Serial Number:** 78-215,771

Published For Opposition: NOV 04, 2003

Registered: JUL 13, 2004 **Registration Number: 2,863,757**

Ownership Details:

Registrant:

LULU PETITE INC.

CALIFORNIA CORPORATION 826 FOLSOM STREET, SUITE 2

SAN FRANCISCO, CALIFORNIA 94107

Filing Correspondent:

LULU PETITE INC.

826 FOLSOM STREET SUITE 2 SAN FRANCISCO CA USA 94107

US-102 Group: Four

ULU

LUCY BUFFETT'S LULU'S



Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JAN 31, 2006

Goods/Services:

International Class 43: RESTAURANT AND BAR SERVICES

First Used: OCT 30, 2004 (INTL. CL. 43)

In Commerce: OCT 30, 2004

Last Reported Owner:

LULU'S LANDING, INC.
ALABAMA CORPORATION
200 EAST 25TH AVENUE

GULF SHORES, ALABAMA 36542

We Have Located Other Marks With This Owner

LUCY BUFFETT'S LULU'SUSPTOPage 183LUCY BUFFETT'S LULU'SUSPTOPage 185LUCY BUFFETT'S LULU'SUSPTOPage 202

Chronology:

Filed: FEB 10, 2005 **Serial Number:** 78-565,011

Published For Opposition: NOV 08, 2005

Registered: JAN 31, 2006 Registration Number: 3,055,035

Ownership Details:

Registrant:

LULU'S LANDING, INC.
ALABAMA CORPORATION
200 EAST 25TH AVENUE

GULF SHORES, ALABAMA 36542

Portrait Permission:

THE NAME LUCY BUFFET IDENTIFIES A LIVING INDIVIDUAL WHOSE CONSENT IS OF RECORD.

Filing Correspondent:

ROBERT A. ROSENBLOUM, ESQ.

ROBERT A. ROSENBLOU; GREENBERG TRAURIG

SUITE 400; 3290 NORTHSIDE PARKWAY

ATLANTA; GA - GEORGIA

30327

XPX - NOT PROVIDED

US-103 Group: Four

LULU GUINNESS

LULU GUINNESS



Worldwide Filings = 14

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JUL 20, 2004

Goods/Services:

International Class 27: CARPETS AND RUGS

First Used: NOV 2002 (INTL. CL. 27)

In Commerce: NOV 2002

Last Reported Owner:

LULU GUINNESS LIMITED
UNITED KINGDOM COMPANY
159-165 GREAT PORTLAND STREET
5TH FLOOR, TENNYSON HOUSE
LONDON, UNITED KINGDOM W1N 5FT

We Have Located Other Marks With This Owner

LULU GUINNESSUSPTOPage 90LULU GUINNESSUSPTOPage 180MISS LULUUSPTOPage 232

Chronology:

Filed: JAN 15, 2003 **Serial Number:** 78-203,406

Published For Opposition: APR 27, 2004

Registered: JUL 20, 2004 **Registration Number:** 2,864,891

Ownership Details:

Registrant:

LULU GUINNESS LIMITED
UNITED KINGDOM COMPANY
159-165 GREAT PORTLAND STREET
5TH FLOOR, TENNYSON HOUSE
LONDON, UNITED KINGDOM W1N 5FT

Portrait Permission:

THE NAME "LULU GUINNESS" IN THE MARK IDENTIFIES A LIVING INDIVIDUAL WHOSE CONSENT IS OF RECORD.

Filing Correspondent:

IAN JAY KAUFMAN LADAS & PARRY 26 WEST 61ST STREET

NEW YORK NY USA 10023

ULU

Domestic Representative: LADAS & PARRY

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 52 of 162

US-104 Group: Four

ULU

LULU BEARS LULU BEARS

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JAN 15, 2002

Goods/Services:

International Class 28: STUFFED TEDDY BEARS

First Used: 1990 (INTL. CL. 28)

In Commerce: 1990

Disclaimers:

"BEARS"

Last Reported Owner:

BOWEN, PHILLIS L.

UNITED STATES INDIVIDUAL

8404 CASPIAN DRIVE AUSTIN, TEXAS 78749

Chronology:

Filed: NOV 08, 2000 **Serial Number:** 76-161,656

Published For Opposition: OCT 23, 2001

Registered: JAN 15, 2002 Registration Number: 2,529,596

Ownership Details:

Registrant:

BOWEN, PHILLIS L.

UNITED STATES INDIVIDUAL

8404 CASPIAN DRIVE AUSTIN, TEXAS 78749

Filing Correspondent:

BRUCE A JOHNSON

DAVIS & JOHNSON LLP

PO BOX 90698

AUSTIN TX 78709-0698

Case 5:07-cv-00347-D Document 50

Document 50-4 Filed 10/09/2007

US-105 Group: Four

LULU'S

LULU'S

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: NOV 14, 2006

Goods/Services:

International Class 28: SURFBOARDS First Used: JUN 12, 2005 (INTL. CL. 28)

In Commerce: JUN 12, 2005

Last Reported Owner:

MORENO, JOSEPH E.
UNITED STATES INDIVIDUAL

C/O KOEING & ASSOCIATES

P.O. BOX 1140

SANTA BARBARA, CALIFORNIA 93067

Chronology:

Filed: JUL 06, 2005 **Serial Number:** 78-664,997

Published For Opposition: MAR 21, 2006

Registered: NOV 14, 2006 Registration Number: 3,172,497

Ownership Details:

Registrant:

MORENO, JOSEPH E.

UNITED STATES INDIVIDUAL C/O KOEING & ASSOCIATES

P.O. BOX 1140

SANTA BARBARA, CALIFORNIA 93067

Filing Correspondent:

KURT KOENIG

KOENIG & ASSOCIATES

P.O. BOX 1140

SUMMERLAND CA 93067-1140

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 54 of 162

ULU

US-106 Group: Four

LITTLE LEAPS LEARNING FRIEND LULU

LITTLE LEAPS LEARNING FRIEND LULU

Status: PUBLISHED

INTENT TO USE

USPTO Status: NOTICE OF ALLOWANCE - ISSUED

USPTO Status Date: MAY 22, 2007

Goods/Services:

International Class 28: PLUSH TOYS

Last Reported Owner:

LEAPFROG ENTERPRISES, INC. DELAWARE CORPORATION

6401 HOLLIS STREET

SUITE 100

EMERYVILLE, CALIFORNIA 94608

We Have Located Other Marks With This Owner

<u>LULU THE LETTER-SPINNING</u> USPTO Page 99

SPIDER

Chronology:

Filed: APR 04, 2006 **Serial Number:** 78-853,798

Published For Opposition: FEB 27, 2007

Ownership Details:

Applicant:

LEAPFROG ENTERPRISES, INC. DELAWARE CORPORATION

6401 HOLLIS STREET

SUITE 100

EMERYVILLE, CALIFORNIA 94608

Portrait Permission:

THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN

THE MARK DOES NOT IDENTIFY A PARTICULAR LIVING

INDIVIDUAL.

Other U.S. Registrations: 2,671,162

Filing Correspondent:

ANNA SILVA

LEAPFROG ENTERPRISES, INC. 6401 HOLLIS STREET, SUITE 100

EMERYVILLE CA 94608

US-107 Group: Four

LULU'S DESSERT

LULU'S DESSERT

Status: REGISTERED

USPTO Status: SECTION 8 & 15 - ACCEPTED AND

ACKNOWLEDGED

USPTO Status Date: SEP 07, 2006

Goods/Services:

International Class 30: FLAVORED, SWEETENED GELATIN

DESSERTS, FLAN, PUDDING, TAPIOCA First Used: JUL 1982 (INTL. CL. 30)

In Commerce: JUL 1982

Disclaimers:

"DESSERT"

Last Reported Owner:

LULU'S DESSERT CORP. 4383 EXCHANGE AVE.

VERNON, CALIFORNIA 90058

We Have Located Other Marks With This Owner

LULU'S DESSERT Common Law Page 1055
LULU'S DESSERT Common Law Page 1055

Chronology:

Filed: JUN 08, 1999 **Serial Number:** 75-724,102

Published For Opposition: DEC 21, 1999

Registered: MAR 14, 2000 Registration Number: 2,329,891
Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK. SEP 07, 2006

Ownership Details:

Registrant:

MEXICO & WESTSIDE CONNECTIONS, INC.

CALIFORNIA CORPORATION

5452 OCEANUS DRIVE

HUNTINGTON BEACH, CALIFORNIA 92649

Assignee Assignor

LULU'S DESSERT CORP. MEXICO & WESTSIDE CONNEC 4383 EXCHANGE AVE. TIONS, INC. CORPORATION

VERNON, CALIFORNIA, 90058 Signed: MAY 28, 2001

Brief: CHANGE OF NAME

Recorded: JUL 18, 2001 Reel/Frame: 2334/0460 Correspondent:

MARIA DE LOURDES SOBRINO

4383 EXCHANGE AVE. VERNON, CA 90058

Portrait Permission:

"LULU" IS THE NICKNAME OF A LIVING INDIVIDUAL WHOSE CONSENT IS OF RECORD.

ULU

Filing Correspondent:

THOMAS A. ZEIGLER
ADORNO, YOSS, ALVARADO & SMITH
SUITE 1200
4 PARK PLAZA
IRVINE, CA 92614

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007

ULU

US-108 Group: Four

LULU BEAR

LULU BEAR

Status: **PENDING**

INTENT TO USE

USPTO Status: NON-FINAL ACTION - MAILED

USPTO Status Date: MAY 14, 2007

Goods/Services:

International Class 30: BREAD, RUSKS, SWEET OR SAVORY BISCUITS, WAFERS, WAFFLES, CAKES, PASTRIES, ALL THESE PRODUCTS BEING PLAIN, COATED, FILLED OR FLAVORED; SWEET OR SALTED APPETIZERS CONSISTING PRIMARILY OF BREAD, BISCUIT OR PASTRY DOUGH; CONFECTIONARY PRODUCTS NAMELY PASTRY, CANDY, CHOCOLATE, CONFECTIONARY CHIPS FOR BAKING, CRYSTAL SUGAR PIECES, FRUIT JELLIES, PEANUT BUTTER CONFECTIONARY CHIPS, CONFECTIONARY ICES,

NAMELY FROZEN YOGURT

Last Reported Owner:

GENERALE BISCUIT

FRANCE SOCIETE ANONYME

3 RUE SAARINEN, BATIMENT SAARINEN

RUNGIS, FRANCE 94150

Chronology:

Filed: FEB 14, 2007 **Serial Number:** 77-107,499

Ownership Details:

Applicant:

GENERALE BISCUIT

FRANCE SOCIETE ANONYME

3 RUE SAARINEN, BATIMENT SAARINEN

RUNGIS, FRANCE 94150

Filing Correspondent:

PERLA M. KUHN

HUGHES HUBBARD & REED LLP

1 BATTERY PARK PLZ

NEW YORK, NY 10004-1405

Domestic Representative: PERLA M. KUHN

US-109 Group: Four

TAILA DK | FAITA DK

TTAB

Status: REGISTERED

USPTO Status: REGISTERED USPTO Status Date: JUN 17, 2003

Goods/Services:

International Class 24: FABRIC, NAMELY, COTTON FABRIC AND

COTTON AND LINEN-BLEND FABRICS First Used: OCT 23, 1999 (INTL. CL. 24)

In Commerce: OCT 23, 1999

Last Reported Owner:

LULU D.K. LLC

DELAWARE CORPORATION 136 EAST 64TH STREET, SUITE 2E NEW YORK, NEW YORK 10021

Chronology:

Filed: AUG 31, 2000 **Serial Number:** 76-120,403

Published For Opposition: JUN 04, 2002

Registered: JUN 17, 2003 Registration Number: 2,726,333

Trademark Trials and Appeal Board (TTAB) Information:

TTAB

Extension of Time to Oppose Number: 76120403 Extension of Time to Oppose Filed: AUG 22, 2002

Outcome: TERMINATED AUG 22, 2002

Potential Opposer: Applicant: LULU GUINNESS LIMITED AND LULU D.K. LLC

LULU GUINNESS USA, INC

Mark: LULU DK

Serial Number: 76-120,403

Correspondent: Correspondent: IAN JAY KAUFMAN SUSAN C. SHIN

LADAS & PARRY BROWN RAYSMAN MILLSTEIN

26 WEST 61ST STREET FELDER ET AL
NEW YORK, NY 10023 900 THIRD AVENUE

NEW YORK NEW YO, RK 10022

TTAB Entry: #11 TERMINATED, APR 01, 2003

TTAB Entry: #10 REQUEST TO EXT. TIME TO OPPOSE GRANTED TO (DUE

DATE), DEC 16, 2002

Ownership Details:

Registrant:

LULU D.K. LLC
DELAWARE CORPORATION
136 EAST 64TH STREET, SUITE 2E
NEW YORK, NEW YORK 10021

Filing Correspondent:

SUSAN C. SHIN MONICA B. RICHMAN THELEN REID BROWN RAYSMAN & STEINER LLP 875 THIRD AVENUE NEW YORK NY 10022 ULU

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 60 of 162

US-110 Group: Four

ULU

THE THE ULULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: DEC 03, 1992

Goods/Services:

International Class 25: CLOTHING; NAMELY, T-SHIRTS,

SWEATSHIRTS, SWEATPANTS AND JACKETS

Last Reported Owner:

BEMUS, BARTON D.

UNITED STATES INDIVIDUAL 9736 WALLINGFORD AVENUE NO. SEATTLE, WASHINGTON 98103

Chronology:

Filed: MAR 22, 1991 **Serial Number:** 74-150,084

Published For Opposition: DEC 10, 1991

Abandoned: DEC 03, 1992

Ownership Details:

Applicant:

BEMUS, BARTON D.

UNITED STATES INDIVIDUAL 9736 WALLINGFORD AVENUE NO. SEATTLE, WASHINGTON 98103

Filing Correspondent:

 $\hbox{H. ALBERT RICHARDSON, JR.}\\$

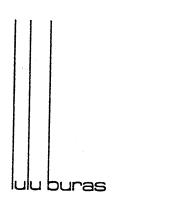
H. ALBERT RICHARDSON

BLACK LOWE & GRAHAM

701 FIFTH AVENUE, SUITE 4800

SEATTLE WA 98104

US-111 Group: Four



LULU BURAS

Status: **CANCELLED** Cancellation Section: 8

> **USPTO Status: CANCELLED - SECTION 8** USPTO Status Date: SEP 24, 1991

Goods/Services:

International Class 3: COSMETICS, SKIN CARE PRODUCTS, AND PERSONAL CARE PRODUCTS-NAMELY, SHAMPOO, ROLL-ON DEODORANT, PEELING CREAM, BEAUTY PEEL OFF MASK, PARFUM DE TOILETTE, COLLAGEN PREPARATIONS, BALANCING GEL, SKIN CLEANSER, COSMETIC AND MAKE-UP BRUSHES, AND COSMETIC CASES

First Used: JUN 01, 1971 (INTL. CL. 3)

In Commerce: JAN 01, 1973

Last Reported Owner:

L'OREAL

FRANCE CORPORATION

41, RUE MARTRE

92117 CLICHY CEDEX, FRANCE

Chronology:

Filed: NOV 03, 1983 **Serial Number:** 73-451,134

Published For Opposition: JAN 29, 1985

Registered: APR 09, 1985 Registration Number: 1,329,164

Cancelled: NOV 05, 1991

Ownership Details:

Registrant:

LULU BURAS, INC.

LOUISIANA CORPORATION

2231 BANKS ST.

NEW ORLEANS, LOUISIANA 70119

Assignee Assignor

L'OREAL LULU BURAS, INC.

FRANCE CORPORATION LOUISIANA CORPORATION 41, RUE MARTRE 2231 BANKS STREET

92117 CLICHY CEDEX, FRANCE NEW ORLEANS, LOUISIANA

Signed: NOV 03, 1986

Brief: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Recorded: JAN 22, 1988

Reel/Frame: 0590/0884 Correspondent:

BRUMBAUGH, GRAVES, DONOHUE

& RAYMOND

30 ROCKEFELLER PLAZA NEW YORK, NY 10112

Portrait Permission:

THE NAME "LULU BURAS" IS THE NAME OF A LIVING INDIVIDUAL, WHOSE CONSENT IS OF RECORD.

ULU

Filing Correspondent:

MICHAEL C. ELMER FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER 1775 K ST., NW. WASHINGTON DC 20006

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 63 of 162

US-112

ULU

Group: Four

LULU HORNBAKER

LULU HORNBAKER

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-EXPRESS USPTO Status Date: NOV 30, 2006

Goods/Services:

International Class 3: COSMETICS AND SKIN CARE PRODUCTS. NAMELY, FOUNDATION, CONCEALER, MASCARA, EYE SHADOW, EYE AND/OR BROW LINERS, LIPSTICK, LIP LINER, LIP BALM, FACE POWDER, BRONZER, BLUSHER, MASCARA REMOVER, COVER STICK, LOOSE POWDER, PRESSED POWDER, LIP COLOR, LIP GLOSS, MOISTURIZERS, MAKE-UP REMOVER; NON-MEDICATED BODY POWDER; SKIN SOAPS; BATH GEL, BATH OILS, BATH SALTS, BATH BEADS, AND EFFERVESCING BATH PREPARATIONS; BODY MASSAGE OILS, BODY BUTTER, AND FRAGRANCE SPRAYS FOR THE BODY; NON-MEDICATED SKIN CARE PREPARATIONS, NAMELY, LOTIONS, CREAMS, CLEANSERS, MILKS, GELS, SCRUBS, MASKS AND TONERS; PERSONAL DEODORANTS; SUN-TANNING PREPARATIONS, SUNSCREEN OILS AND LOTIONS; SHAVING PREPARATIONS; DENTIFRICES; PERFUMES, EAU DE TOILETTE, ESSENTIAL OILS FOR PERSONAL USE, PERFUME OILS; FOOT SPRAYS; PEDICURE SOAKS, AND PEDICURE SCRUBS; PUMICE STONE, COTTON STICKS, COTTON SWABS AND WOOL SWABS FOR NON-MEDICAL PURPOSES ALL FOR USE ON THE BODY; FRAGRANCE ROOM SPRAYS, POTPOURRI, INCENSE, SCENTED ROOM FRAGRANCES, AND SACHETS; POWDERED COSMETIC TISSUES; TISSUES IMPREGNATED WITH COSMETIC LOTIONS; HAIR CARE PREPARATIONS, NAMELY, HAIR SHAMPOOS, HAIR CONDITIONERS, HAIR SPRAY, HAIR MOUSSE, HAIR GELS, HAIR RELAXERS, HAIR COLORING PREPARATIONS, HAIR COLORANTS, HAIR COLOR, HAIR TINT, HAIR DYE, AND HAIR LIGHTENERS; KITS AND GIFT SETS COMPRISED PRIMARILY OF NON-MEDICATED SKIN AND/OR HAIR CARE PREPARATIONS; HAIR REMOVAL PRODUCTS, DEPILATORIES AND WAXES; NON-MEDICATED PRE-M OISTENED COSMETIC TOWELETTES FOR HYGIENIC USE; NAIL CARE PREPARATIONS; PRODUCTS USED IN APPLYING, SCULPTING AND REMOVING ARTIFICIAL FINGERNAILS, NAMELY, APPLICATION BRUSHES, NAIL FILES, NAIL CLIPPERS, AND NAIL BUFFER BLOCKS: ARTIFICIAL FINGERNAILS AND PRODUCTS USED IN APPLYING, SCULPTING, AND REMOVING ARTIFICIAL FINGERNAILS, NAMELY, NAIL TIPS, ACRYLIC LIQUID AND POWDER, PREPARATION PRIMER, ADHESIVE GLUE, APPLICATION GEL, GEL

HARDENER, SILK WRAPS, LIQUID SEALER, LIQUID NAIL REMOVER, NAIL POLISH REMOVER AND LIQUID FINISHING **BLENDER**

ULU

Last Reported Owner:

BETTYBEAUTY, INC. DELAWARE CORPORATION C/O VOGEL & COMPANY 685 POST ROAD DARIEN, CONNECTICUT 06820

Chronology:

Filed: APR 08, 2005 **Serial Number:** 78-605,240

Abandoned: NOV 29, 2006

Ownership Details:

Applicant:

BETTYBEAUTY, INC. DELAWARE CORPORATION 685 POST ROAD C/O VOGEL & COMPANY DARIEN, CONNECTICUT 06820

Assignee

Assignor BETTYBEAUTY, INC. LULU HORNBAKER, INC. DELAWARE CORPORATION DELAWARE CORPORATION C/O VOGEL & COMPANY 685 POST **Signed:** JUN 14, 2006 ROAD

DARIEN, CONNECTICUT, 06820

Brief: CHANGE OF NAME Recorded: AUG 14, 2006 Reel/Frame: 3368/0471 **Correspondent:** ROBERT L. POWLEY

417 CANAL STREET - 4TH FLOOR

NEW YORK, NY 10013

Portrait Permission:

"THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN THE MARK DOES NOT IDENTIFY A PARTICULAR LIVING INDIVIDUAL."

Filing Correspondent:

ROBERT L. POWLEY POWLEY & GIBSON, P.C. 304 HUDSON STREET, 2ND FLOOR

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 65 of 162

ULU

NEW YOK NY 10013

US-113 Group: Four

LULU'S TANNING CO.

LULU'S TANNING CO.

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: SEP 19, 2004

Goods/Services:

International Class 3: TANNING PRODUCTS, NAMELY

SELF-TANNING LOTIONS, SELF-TANNING LIQUIDS, BODY SCRUBS,

MOISTURIZERS, TAN ACCELERATING LOTIONS, TAN

ACCELERATING LIQUIDS, LIP BALM

Last Reported Owner:

PERFORMANCE BRANDS, INC. FLORIDA CORPORATION 959 SHOTGUN ROAD SUNRISE, FLORIDA 33326

Chronology:

Filed: JUL 24, 2003 **Serial Number:** 78-278,570

Abandoned: SEP 19, 2004

Ownership Details:

Applicant:

PERFORMANCE BRANDS, INC. FLORIDA CORPORATION 959 SHOTGUN ROAD SUNRISE, FLORIDA 33326

Filing Correspondent:

ROBERT M. SCHWARTZ, ESQ.

RUDEN MCCLOSKY SMITH SCHUSTER & RUSSELL

SUITE 1500

200 EAST BROWARD BLVD. FORT LAUDERDALE FL 33301

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 67 of 162

US-114 Group: Four

ULU

MISS LULU

MISS LULU

Status: ABANDONED

SECTION 44 (D) INTENT TO USE

44(D) APPLICATION - CURRENT

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: JAN 03, 2007

Goods/Services:

International Class 3: PERFUMES; COLOGNES, FRAGRANCES, NAMELY, EAU DE TOILETTE, AFTERSHAVE LOTIONS, AFTERSHAVE GELS, SKIN SOAP, TALCUM POWDER, BUBBLE BATH, BATH GEL, SHOWER GEL, BODY SCRUB; ANTI-PERSPIRANTS AND DEODORANTS; NON-MEDICATED SKIN CARE PREPARATIONS, NAMELY, BATH AND BODY OILS, SKIN CREAMS, SKIN LOTIONS AND SKIN GELS; COSMETICS, NAMELY, MAKE-UP, LIPSTICK, BLUSH, FOUNDATION, MASCARA, EYE LINER, LIP LINER; NON-MEDICATED HAIR CARE PREPARATIONS; NAIL CARE PREPARATIONS; PREPARATIONS FOR USE IN TANNING AND SUN PROTECTION; AROMATHERAPY CREAMS, LOTIONS AND OILS; ESSENTIAL OILS FOR PERSONAL USE, INCENSE, POMADES FOR THE LIPS AND HAIR, POTPOURRI

International Class 8: TABLEWARE, NAMELY, KNIVES, FORKS AND SPOONS

International Class 18: LEATHER AND IMITATION LEATHER SOLD IN BULK; HANDBAGS, SHOULDERBAGS, WALLETS, CARD CASES, NAMELY, CREDIT CARD CASES BUSINESS CARD CASES, CALLING CARD CASES, PURSES; LUGGAGE, BRIEFCASE-TYPE PORTFO LIOS, TRUNKS AND TRAVELLING BAGS; SUITCASES, TOTE BAGS, VALISES, VANITY CASES SOLD EMPTY; BRIEFCASES, DOCUMENT BAGS AND CASES, ATTACHE CASES; KEY CASES; LEATHER KEY FOBS; CASES FOR TOILETRY OR COSMETIC ARTICLES SOLD EMPTY

International Class 20: PHOTOGRAPH FRAMES; PICTURE FRAMES; FURNITURE MIRRORS, HAND-HELD MIRRORS, PLAQUES; JEWELRY BOXES NOT OF METAL; CUSHIONS, FITTED FABRIC FURNITURE CUSHION COVERS

International Class 21: DINNERWARE, BEVERAGE GLASSWARE; DISHES; OBJECTS D'ART, FIGURINES, SCULPTURES, STATUES AND ORNAMENTS NOT INCLUDING CHRISTMAS-TREE ORNAMENTS MADE OF CHINA, CRYSTAL, EARTHENWARE, GLASS, PORCELAIN OR TERRA COTTA; NON-METAL DECORATIVE TRINKET BOXES; HOUSEHOLD UTENSILS, NAMELY, WHISKS, TURNERS, KITCHEN LADLES, MIXING SPOONS, BASTING SPOONS, BASTING

BRUSHES, SLOTTED SPOONS, BOTTLE OPENERS, CORKSCREWS, SPOON RESTS, POT CLEANING BRUSHES, TEA CADDIES, POT AND PAN SCRAPERS, ROLLING PINS, VEGETABLE MASHERS AND SPATULAS; CONTAINERS FOR HOUSEHOLD OR KITCHEN USE NOT OF PRECIOUS METAL; VASES; CANDLESTICKS AND CANDLEHO LDERS NOT OF PRECIOUS METAL; HAIR BRUSHES AND HAIR COMBS

International Class 25: CLOTHING, NAMELY, SHIRTS, SUITS, JOGGING SUITS, PANTS, SHORTS, RAIN WEAR, SKIRTS, BLOUSES, DRESSES, T-SHIRTS, SUSPENDERS, SWEATERS, JACKETS, COATS, TIES, ROBES, SCARVES, SWIM WEAR; UNDERCLOTHING, NAMELY, UNDERWEAR, UNDERPANTS, BRAS, CORSETS, CAMISOLES AND PETTICOATS; NIGHTWEAR, NAMELY, PAJAMAS, NIGHTDRESSES AND NEGLIGEES; FOOTWEAR, NAMELY, HOSIERY, SOCKS AND SHOES; SWIMWEAR; HEADWEAR; CLOTHING BELTS

Last Reported Owner:

LULU GUINNESS LIMITED

UNITED KINGDOM LIMITED COMPANY

TENNYSON HOUSE 159-165 GREAT PORTLAND STREET

5TH FLOOR

LONDON W1N 5FT, UNITED KINGDOM

We Have Located Other Marks With This Owner

LULU GUINNESSUSPTOPage 90LULU GUINNESSUSPTOPage 180LULU GUINNESSUSPTOPage 215

Chronology:

Filed: JUL 24, 2000 **Serial Number:** 76-096,342

Abandoned: DEC 07, 2006

Ownership Details:

Applicant:

LULU GUINNESS LIMITED
UNITED KINGDOM LIMITED COMPANY
TENNYSON HOUSE 159-165 GREAT PORTLAND STREET
5TH FLOOR
LONDON W1N 5FT, UNITED KINGDOM

Non-U.S. Application Claimed: 2,220,818 Non-U.S. Application Date: JAN 29, 2000

Non-U.S. Application Country: UNITED KINGDOM

Portrait Permission:

THE NAME "LULU" IN THE MARK IDENTIFIES A PARTICULAR

LIVING INDIVIDUAL BUT THAT THERE IS NO PARTICULAR LIVING INDIVIDUAL HAVING THE NAME "MISS LULU".

ULU

Filing Correspondent:

IAN JAY KAUFMAN LADAS & PARRY 26 W 61ST ST NEW YORK NY 10023

Domestic Representative: LADAS & PARRY

US-115 Group: Four

LULU LOTION

LULU LOTION

Status: EXPIRED

USPTO Status: EXPIRED

USPTO Status Date: AUG 25, 1985

Goods/Services:

International Class 5: DERMATOLOGICAL LOTION.

First Used: 1953 (US.CL. 18)

In Commerce: 1953

Last Reported Owner:

DRUG SERVICE, INC., FRESNO, CALIF.

Chronology:

Filed: JUL 06, 1964 **Serial Number:** 72-197,097

Published For Opposition: MAR 09, 1965

Registered: MAY 25, 1965 Registration Number: 789,918

Ownership Details:

Registrant:

DRUG SERVICE, INC., FRESNO, CALIF.

Assignee Assignor

SHERATON LABORATORIES DRUG SERVICE, INC.

CALIFORNIA CORPORATION CALIFORNIA CORPORATION

1400 COLEMAN AVE. 1400 COLEMAN AVE.

SANTA CLARA, CALIFORNIA

SANTA CLARA, CALIFORNIA

Acknowledge: SEP 04, 1970

Brief: MEMORANDUM OF ORAL ASSIGNMENT MADE MAR. 6, 1966, ASSIGNOR HEREBY ASSIGNS THE ENTIRE INTEREST IN SAID MARK

AND THE GOOD WILL. **Recorded:** OCT 09, 1970 **Reel/Frame:** 0198/0257

Correspondent:

HUEBNER & WORREL

BRIX BLDG.

1221 FULTON MALL FRESNO, CA 93721

Assignee

DRUG SERVICE, INC.
CALIFORNIA CORPORATION
2526 EAST HEDGES
FRESNO, CALIFORNIA

Brief: ASSIGNS, AS OF JUNE, 1963, ALL INTEREST, AND THE GOOD

WILL.

Recorded: SEP 15, 1964 Reel/Frame: 0117/0265 Correspondent: HUEBNER & WORREL EQUITABLE BLDG.

FRESNO, CA 93721

Claims:

APPLICANT DISCLAIMS THE WORD "LOTION" APART FROM THE MARK AS SHOWN.

Assignor

HAMLIN, EDWIN M.

Acknowledge: SEP 07, 1964

ULU

US-116 Group: Four

LULU'S PEEPS

LULU'S PEEPS

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: MAY 06, 2004

Goods/Services:

International Class 5: ADHESIVE BANDAGES

Last Reported Owner:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

LULU GREEN	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: NOV 09, 2000 **Serial Number:** 78-034,456

Published For Opposition: AUG 13, 2002

Abandoned: MAY 06, 2004

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC.
DELAWARE CORPORATION

1515 BROADWAY NEW YORK, NEW YORK 10036 **ULU**

Filing Correspondent:

SELENE H. COSTELLO MTV NETWORKS VIACOM INTERNATIONAL INC 1515 BROADWAY FL 34 NEW YORK NY 10036-8901

ULU

US-117 Group: Four

LULU GREEN

LULU GREEN

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: JUN 05, 2003

Goods/Services:

International Class 6: METAL KEY CHAINS

Last Reported Owner:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

LULU GREEN	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: DEC 27, 2000 **Serial Number:** 78-040,735

Published For Opposition: MAR 12, 2002

Abandoned: JUN 05, 2003

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY NEW YORK, NEW YORK 10036

Portrait Permission:

THE MARK DOES NOT IDENTIFY THE NAME OF A LIVING INDIVIDUAL.

ULU

Filing Correspondent:

SELENE H. COSTELLO C/O A ARIES TABIGUE 1515 BROADWAY 34TH FLOOR NEW YORK NEW YORK 10036

ULU

US-118 Group: Four

LULU'S PEEPS

LULU'S PEEPS

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: NOV 29, 2003

Goods/Services:

International Class 6: METAL KEY CHAINS

Last Reported Owner:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

LULU GREEN	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: NOV 09, 2000 **Serial Number:** 78-034,470

Published For Opposition: MAR 05, 2002

Abandoned: NOV 29, 2003

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC.
DELAWARE CORPORATION

1515 BROADWAY NEW YORK, NEW YORK 10036 **ULU**

Filing Correspondent:

SELENE H. COSTELLO MTV NETWORKS VIACOM INTERNATIONAL INC 1515 BROADWAY FL 34 NEW YORK NY 10036-8901

US-119 Group: Four

ULU

LULU GREEN

LULU GREEN

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: DEC 05, 2003

Goods/Services:

International Class 9: VIDEO GAME MACHINES FOR USE WITH TELEVISION, AUDIO OUTPUT GAME MACHINES FOR USE WITH TELEVISION, VIDEO GAME CARTRIDGES, VIDEO GAMES RECORDED ON CD-ROM FOR USE IN FREESTANDING VIDEO GAME MACHINES; AND COMPUTER PRODUCTS, NAMELY, GAME CARTRIDGES FOR COMPUTER VIDEO GAMES AND VIDEO OUTPUT GAME MACHINES AND INSTRUCTIONAL MATERIALS SOLD AS A UNIT, COMPUTER GAME CASSETTES, COMPUTER GAME TAPES AND MANUALS SOLD AS A UNIT; THEATRICAL OR MUSICAL SOUND RECORDINGS; THEATRICAL OR MUSICAL VIDEO RECORDINGS, LASER DISCS AND DIGITAL VIDEO DISCS/DIGITAL VERSATILE DISCS FEATURING ANIMATION; SUNGLASSES

Last Reported Owner:

VIACOM INTERNATIONAL INC.
DELAWARE CORPORATION
1515 BROADWAY
NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

LULU GREEN	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: DEC 27, 2000 **Serial Number:** 78-040,741

ULU

Published For Opposition: MAR 12, 2002

Abandoned: DEC 05, 2003

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION 1515 BROADWAY

NEW YORK, NEW YORK 10036

Portrait Permission:

THE MARK DOES NOT IDENTIFY THE NAME OF A LIVING INDIVIDUAL.

Filing Correspondent:

SELENE H. COSTELLO VIACOM INTERNATIONAL INC 1515 BROADWAY FL 34 NEW YORK NY 10036-8901

US-120 Group: Four



LULU'S WORLD

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: DEC 19, 2002

Goods/Services:

International Class 11: SHADES, NAMELY FOR LAMPS
International Class 16: PAPER BAGS; CARDBOARD BOXES,
NAMELY FOR GIFTS AND TRINKETS; CHALK BOARDS; PAPER

NAPKINS; STATIONERY; AND WRAPPING PAPER

International Class 20: MIRRORS; PICTURE FRAMES; PILLOWS

International Class 28: CHRISTMAS TREE ORNAMENTS

Last Reported Owner:

GOLD LEAF DESIGN GROUP, INC.

ILLINOIS CORPORATION 337 NORTH OAKLEY CHICAGO, ILLINOIS 60612

Chronology:

Filed: FEB 27, 2001 **Serial Number:** 76-216,191

Published For Opposition: MAR 26, 2002

Abandoned: DEC 19, 2002

Ownership Details:

Applicant:

GOLD LEAF DESIGN GROUP, INC.

ILLINOIS CORPORATION 337 NORTH OAKLEY CHICAGO, ILLINOIS 60612

Portrait Permission:

THE NAME AND PORTRAIT SHOWN IN THE MARK DOES NOT

IDENTIFY A PARTICULAR LIVING INDIVIDUAL.

Filing Correspondent:

DONALD GOTTESMAN

P.O. BOX 64753

CHICAGO IL 60664-0753

US-121 Group: Four

LULU LUV

Status: **ABANDONED**

INTENT TO USE



USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: AUG 22, 2006

Goods/Services:

International Class 9: EYEGLASSES, EYEGLASS FRAMES,

SUNGLASSES, SUNGLASS FRAMES

International Class 14: COSTUME JEWELRY AND WATCHES International Class 18: WALLETS, BUSINESS CARD CASES, POCKET ORGANIZERS, HANDBAGS, PURSES, BACKPACKS, LUGGAGE, TOTE BAGS, COSMETIC BAGS SOLD EMPTY

International Class 25: CLOTHING, NAMELY, JEANS, PANTS, TOPS, SKIRTS, SHORTS, JACKETS, COATS, SWEATERS, SHIRTS, AND

FOOTWEAR

Last Reported Owner:

MUDD (USA) LLC

DELAWARE LIMITED LIABILITY CO. 1407 BROADWAY - SUITE 2004 NEW YORK, NEW YORK 10018

We Have Located Other Marks With This Owner

LULU LUV USPTO Page 153 LUV, LULU **USPTO** Page 157 LUV, LULU USPTO Page 248

Chronology:

Serial Number: 78-543,989 Filed: JAN 07, 2005

Published For Opposition: NOV 29, 2005

Abandoned: AUG 22, 2006

Ownership Details:

Applicant:

MUDD (USA) LLC

DELAWARE LIMITED LIABILITY CO. 1407 BROADWAY - SUITE 2004 NEW YORK, NEW YORK 10018

Filing Correspondent:

GARY H. FECHTER

MCCARTER & ENGLISH, LLP

27TH FLOOR 245 PARK AVENUE

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 82 of 162

NEW YORK, NY 10167-0001

ULU

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007

US-122 Group: Four

LUV, LULU

Status: **ABANDONED**

INTENT TO USE

LUV, LULU

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: SEP 08, 2006

Goods/Services:

International Class 9: EYEGLASSES, EYEGLASS FRAMES,

SUNGLASSES, SUNGLASS FRAMES

International Class 14: COSTUME JEWELRY AND WATCHES International Class 18: WALLETS, BUSINESS CARD CASES, CALLING CARD CASES AND CREDIT CARD CASES, CARRYING CASES, NAMELY, POCKET ORGANIZERS, HANDBAGS, PURSES, BACKPACKS, LUGGAGE, TOTE BAGS, COSMETIC BAGS SOLD

EMPTY

International Class 25: CLOTHING, NAMELY, JEANS, PANTS, TOPS, SKIRTS, SHORTS, JACKETS, COATS, SWEATERS, SHIRTS, AND

FOOTWEAR

Last Reported Owner:

MUDD (USA) LLC

DELAWARE LIMITED LIABILITY CO. 1407 BROADWAY - SUITE 2004 NEW YORK, NEW YORK 10018

We Have Located Other Marks With This Owner

LULU LUV USPTO Page 153 LUV, LULU **USPTO** Page 157 **LULU LUV** USPTO Page 246

Chronology:

Filed: JAN 11, 2005 **Serial Number:** 78-545,587

Published For Opposition: DEC 13, 2005

Abandoned: SEP 08, 2006

Ownership Details:

Applicant:

MUDD (USA) LLC

DELAWARE LIMITED LIABILITY CO. 1407 BROADWAY - SUITE 2004 NEW YORK, NEW YORK 10018

Portrait Permission:

THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN

THE MARK DOES NOT IDENTIFY A PARTICULAR LIVING INDIVIDUAL.

ULU

Filing Correspondent:

GARY H. FECHTER
MCCARTER & ENGLISH, LLP
27TH FLOOR
245 PARK AVENUE
NEW YORK, NY 10167-0001

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 85 of 162

US-123 Group: Four

ULU

LULU PRESS

LULU PRESS

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-AFTER PUBLICATION

USPTO Status Date: AUG 15, 2005

Goods/Services:

International Class 9: COMPUTER PROGRAMS FOR USE IN DATABASE MANAGEMENT; COMPUTER PROGRAMS USED TO FACILITATE INTERACTIVE COMMUNICATION AND COLLABO RATION; COMPUTER PROGRAMS USED TO FACILITATE FINANCIAL AND BUSINESS TRANSACTIONS IN ELECTRONIC COMMERCE: COMPUTER PROGRAMS USED TO FACILITATE DESKTOP. ELECTRONIC, AND ON-LINE PUBLISHING; COMPUTER PROGRAMS FOR ORGANIZING, DIRECTING, AND CONTROLLING COMMUNIC ATION, INFORMATION, TASKS, AND INTERACTION BETWEEN USERS, NAMELY CHAT SOFTWARE, ELECTRONIC MAIL SOFTWARE, INTERNET TELEPHONY SOFTWARE, MESSAGING SOFTWARE, SOFTWARE FOR FACILITATING THE AUTHORING OF AUDIO, VISUAL, AND MULTIMEDIA PUBLICATIONS, AND WEB INTERACTION SOFTWARE; PRERECORDED AUDIO AND AUDIOVISUAL TAPES, CASSETTES, COMPACT DISKS, AND THE LIKE ELECTRONIC AND OPTICAL MEDIA. AND COMPUTER SOFTWARE FOR EDUCATION AND ENTERTAINMENT FEATURING--TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS AND WORKS OF FICTION AND NONFICTION IN THE FIELDS OF COMMUNICATION, COMPUTER SCIENCE, EDUCATION, SCIENCE, AND TECHNOLOGY; AND WEB SITE DEVELOPMENT **COMPUTER PROGRAMS**

International Class 16: BOOKS FEATURING FICTION AND NONFICTION IN THE FIELDS OF COMMUNICATION, COMPUTER SCIENCE, ELECTRONICS, ROBOTICS, AND TECHNOLOGY; BOOKS FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS; NOTEBOOKS; AND PENCILS International Class 35: ADMINISTRATION OF A DISCOUNT PROGRAM ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS ON GOODS AND SERVICES; ADVERTISING AND MARKETING SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ARRANGING, CONDUCTING AND PROMOTING BUSINESS AND CONSUMER CONFERENCES, BUSINESS AND CONSUMER CONVENTIONS, BUSINESS AND CONSUMER EXHIBITIONS, AND TRADE SHOWS, IN THE FIELDS OF

ULU

THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; BUSINESS CONSULTATION SERVICES: CONTESTS AND INCENTIVE AWARD PROGRAMS TO PROMOTE THE SALE OF GOODS AND SERVICES OF OTHERS; PROMOTING THE SALE OF GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF ON-LINE PROMOTIONAL MATERIAL AND PROMOTIONAL CONTESTS: PROVIDING CONSUMER INFORMATION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; AND PROVIDING INFORMATION IN THE FIELDS OF BUSINESS AND COMMERCE International Class 41: EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS IN THE FIELDS OF THE ARTS, EDUCATION, ENTERTAINMENT AND LITERATURE: ARRANGING AND CONDUCTING EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS IN THE FIELDS OF THE ARTS, COMMUNICATION, EDUCATION, ENTERTAINMENT, GENERAL INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; AWARDS PROGRAMS FOR BUSINESSES AND INDIVIDUALS WHO HAVE MADE SIGNIFICANT CONTRIBUTIONS IN OR TO THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; BOOK PUBLISHING SERVICES AND ELECTRONIC PUBLISHING SERVICES. NAMELY. PUBLICATION OF TEXT AND GRAPHIC WORKS OF OTHERS ON CD-ROMS, ELECTRONIC MEDIA, OPTICAL MEDIA, AND IN PRINT, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS, AND WORKS OF FICTION AND NONFICTION IN THE FIELDS OF COMMUNICATION, COMPUTER SCIENCE, ELECTRONICS, ROBOTICS, AND TECHNOLOGY; ENTERTAINMENT IN THE NATURE OF AUDIO, VISUAL, AND MULTIMEDIA PERFORM ANCES, MOTION PICTURE PERFORMANCES, AND NEWS AND VARIETY SHOWS; ENTERTAINMENT IN THE NATURE OF COMPETITIONS IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, GENERAL KNOWLEDGE, LITERATURE, SCIENCE, AND TECHNOLOGY; ENTERTAINMENT IN THE NATURE OF PRERECORDED AUDIO AND AUDIOVISUAL AND MULTIMEDIA MESSAGES AND PROGRAMS ON A VARIETY OF EDUCATIONAL AND INSTRUCTIONAL TOPICS DELIVERED BY COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY,

PROVIDING AUDIO, VISUAL, AND MULTIMEDIA PROGRAMS AND ON-LINE ANNOUNCEMENTS, ARTICLES, BOOKS, BROCHURES, MESSAGES, PERIODICALS, AND STORIES, ON A VARIETY OF EDUCATIONAL AND INSTRUCTIONAL TOPICS VIA COMPUTER. COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ELECTRONIC AND VIDEO GAMES FOR PLAYING ON SITE, AND PROVIDING ON-LINE ELECTRONIC AND VIDEO GAMES; AND ENTERTAINMENT SERVICES, NAMELY, PROVIDING EDUCATIONAL AND MOTIVATIONAL SPEAKERS

Disclaimers:

"PRESS"

Last Reported Owner:

LULU ENTERPRISES, INC. DELAWARE CORPORATION 2019 FAIRVIEW ROAD RALEIGH, NORTH CAROLINA 27608

We Have Located Other Marks With This Owner

<u>LULU.COM</u>	USPTO	Page 43
LULU	USPTO	Page 46
LULU	USPTO	Page 49
LULU	USPTO	Page 65
LULU STUDIO	USPTO	Page 206
LULU TECH CIRCUS	USPTO	Page 254

Chronology:

Filed: AUG 16, 2002 **Serial Number:** 78-155,140

Published For Opposition: NOV 18, 2003

Abandoned: AUG 11, 2005

Ownership Details:

Applicant:

LULU ENTERPRISES, INC. DELAWARE CORPORATION 2019 FAIRVIEW ROAD

RALEIGH, NORTH CAROLINA 27608

Filing Correspondent:

DOUGLAS W. KENYON, ESQ. **HUNTON & WILLIAMS LLP** POST OFFICE BOX 109

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 88 of 162

ULU

RALEIGH NC 27602

US-124 Group: Four

ULU

u.....

LULU TECH CIRCUS

LULU TECH CIRCUS

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: FEB 11, 2005

Goods/Services:

International Class 9: PRERECORDED AUDIO AND AUDIOVISUAL TAPES, CASSETTES, COMPACT DISKS, AND THE LIKE ELECTRONIC AND OPTICAL MEDIA, AND COMPUTER SOFTWARE, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS AND WORKS OF FICTION AND NONFICTION ON A VARIETY OF TOPICS; ELECTRONIC AND VIDEO GAME PROGRAMS; SOFTWARE FOR USE BY ACTUAL AND PROSPECTIVE ATTENDEES AND ORGANIZERS OF CONFERENCES, CONVENTIONS, EXHIBITIONS, AND TRADE SHOWS FEATURING INFORMATION CONCERNING SUCH EVENTS AND CONCERNING RELATED PRODUCTS AND SERVICES

International Class 16: BOOKS FEATURING FICTION AND NONFICTION ON A VARIETY OF TOPICS; NEWSPAPERS AND PERIODICALS IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, LITERATURE, SCIENCE, AND TECHNOLOGY; NOTEBOOKS; AND PENCILS

International Class 35: ADMINISTRATION OF A DISCOUNT PROGRAM ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS ON GOODS AND SERVICES; ADVERTISING AND MARKETING SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ARRANGING, CONDUCTING AND PROMOTING BUSINESS AND CONSUMER CONFERENCES. BUSINESS AND CONSUMER CONVENTIONS, BUSINESS AND CONSUMER EXHIBITIONS, AND TRADE SHOWS, IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, BUSINESS AND CONSUMER INFORMATION SERVICES, AND TECHN OLOGY: BUSINESS CONSULTATION SERVICES: CONTESTS AND INCENTIVE AWARD PROGRAMS TO PROMOTE THE SALE OF GOODS AND SERVICES OF OTHERS; ON-LINE AUCTION SERVICES; PROMOTING THE SALE OF GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF ON-LINE PROMOTIONAL MATERIAL AND PROMOTIONAL CONTESTS: PROVIDING CONSUMER INFORMATION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES,

ULU

Case 5:07-cv-00347-D

LITERATURE, SCIENCE, AND TECHNOLOGY; AND PROVIDING INFORMATION IN THE FIELDS OF BUSINESS AND COMMERCE International Class 41: EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS IN THE FIELDS OF THE ARTS, EDUCATION, ENTERTAINMENT AND LITERATURE; ARRANGING AND CONDUCTING EDUCATIONAL AND ENTERTAINMENT EVENTS IN THE NATURE OF CONFERENCES, CONVENTIONS, AND EXHIBITIONS IN THE FIELDS OF THE ARTS, COMMUNICATION, EDUCATION, ENTERTAINMENT, GENERAL INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; AWARDS PROGRAMS FOR BUSINESSES AND INDIVIDUALS WHO HAVE MADE SIGNIFICANT CONTRIBUTIONS IN OR TO THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY; BOOK PUBLISHING SERVICES AND ELECTRONIC PUBLISHING SERVICES, NAMELY, PUBLICATION OF TEXT AND GRAPHIC WORKS OF OTHERS ON CD-ROMS, ELECTRONIC MEDIA, OPTICAL MEDIA, AND IN PRINT, FEATURING TUTORIAL AND INSTRUCTIONAL MATERIALS ON A VARIETY OF TOPICS, AND WORKS OF FICTION AND NONFICTION IN THE FIELDS OF THE ARTS, BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, ENTERTAINMENT, INFORMATION SERVICES, LITERATURE, SCIENCE, AND TECHNOLOGY: ENTERTAINMENT IN THE NATURE OF AUDIO, VISUAL, AND MULTIMEDIA PERFORMANCES, MOTION PICTURE PERFORM ANCES, AND NEWS AND VARIETY SHOWS; ENTERTAINMENT IN THE NATURE OF COMPETITIONS IN THE FIELDS OF THE ARTS. BUSINESS AND COMMERCE, COMMUNICATION, EDUCATION, GENERAL KNOWLEDGE, LITERATURE, SCIENCE, AND TECHNO LOGY; ENTERTAINMENT IN THE NATURE OF PRERECORDED AUDIO AND AUDIOVISUAL MESSAGES AND PROGRAMS ON THE SUBJECTS OF THE ARTS, ENTERTAINMENT, AND LITERATURE DELIVERED BY COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING AUDIO, VISUAL, AND MULTIMEDIA PROGRAMS AND ON-LINE ANNOUNCEMENTS, ARTICLES, BOOKS, BROCHURES, MESSAGES, PERIODICALS, AND STORIES, ON A VARIETY OF EDUCATIONAL AND INSTRUCTIONAL TOPICS, AND IN THE FIELDS OF THE ARTS, EDUCATION, ENTERTAINMENT, AND LITERATURE VIA COMPUTER, COMMUNICATION NETWORKS, ELECTRONIC NETWORKS, ON-LINE WEB SITES, TELEPHONE, OR WIRELESS NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ELECTRONIC AND VIDEO GAMES FOR PLAYING ON SITE, AND

PROVIDING ON-LINE ELECTRONIC AND VIDEO GAMES; AND ENTERTAINMENT SERVICES, NAMELY, PROVIDING EDUCATIONAL AND MOTIVATIONAL SPEAKERS

ULU

Disclaimers:

"TECH"

Last Reported Owner:

LULU ENTERPRISES, INC.

DELAWARE CORPORATION

2019 FAIRVIEW ROAD

RALEIGH, NORTH CAROLINA 27608

We Have Located Other Marks With This Owner

<u>LULU.COM</u>	USPTO	Page 43
<u>LULU</u>	USPTO	Page 46
LULU	USPTO	Page 49
LULU	USPTO	Page 65
LULU STUDIO	USPTO	Page 206
LULU PRESS	USPTO	Page 250

Chronology:

Filed: AUG 16, 2002 **Serial Number:** 78-155,141

Published For Opposition: NOV 18, 2003

Abandoned: FEB 11, 2005

Ownership Details:

Applicant:

LULU ENTERPRISES, INC. DELAWARE CORPORATION 2019 FAIRVIEW ROAD

RALEIGH, NORTH CAROLINA 27608

Filing Correspondent:

DOUGLAS W. KENYON, ESQ. HUNTON & WILLIAMS LLP POST OFFICE BOX 109 RALEIGH NC 27602

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 92 of 162

US-125 Group: Four

ULU

LULU VALENTINE

LULU VALENTINE

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: MAR 08, 2003

Goods/Services:

International Class 28: COIN-OPERATED ARCADE AND VIDEO GAMES; HAND-HELD UNITS FOR PLAYING VIDEO GAMES; TOY

ACTION FIGURES AND ACTION FIGURE ACCESSORIES

Last Reported Owner:

MIDWAY HOME ENTERTAINMENT INC.

DELAWARE CORPORATION 3401 N. CALIFORNIA AVENUE CHICAGO, ILLINOIS 60618

Chronology:

Filed: MAY 18, 1999 **Serial Number:** 75-708,575

Published For Opposition: DEC 14, 1999

Abandoned: MAR 08, 2003

Ownership Details:

Applicant:

MIDWAY HOME ENTERTAINMENT INC.

DELAWARE CORPORATION 3401 N. CALIFORNIA AVENUE CHICAGO, ILLINOIS 60618

Portrait Permission:

THE NAME SHOWN IN THE MARK DOES NOT IDENTIFY A PARTICULAR LIVING INDIVIDUAL.

Filing Correspondent:

MICHAEL J. BURKE MIDWAY GAMES INC. 2704 W. ROSCOE CHICAGO, IL 60618

ULU

US-126 Group: Four

TINA AND LULU

TINA AND LULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: NOV 14, 2004

Goods/Services:

International Class 9: PRE-RECORDED VIDEO TAPES, AUDIO TAPES, CD-ROMS AND COMPUTER SOFTWARE FEATURING ACTION, DRAMA, COMEDY AND GENERAL INTEREST; MOTION PICTURE FILMS FEATURING ACTION, DRAMA, COMEDY AND GENERAL INTEREST

International Class 41: ENTERTAINMENT SERVICES, NAMELY, PROVIDING A WEBSITE FEATURING ENTERTAINMENT CONTENT FOR CHILDREN AND FAMILIES, ACTION, COMEDY, DRAMA AND GENERAL INTEREST INFORMATION VIA A GLOBAL COMPUTER NETWORK; PRODUCTION AND DISTRIBUTION OF MOTION PICTURES, PROGRAMMING FOR TELEVISION, PROGRAMMING ON A GLOBAL COMPUTER NETWORK; TELEVISION ENTERTAINMENT IN THE NATURE OF AN ON-GOING PROGRAM IN THE FIELD OF CHILDREN, FAMILY, GENERAL INTEREST, ACTION, COMEDY OR DRAMA

International Class 42: COMPUTER CONSULTATION, WEBSITE DEVELOPMENT, AND PRODUCT DEVELOPMENT SERVICES FOR OTHERS WITHIN THE FIELD OF ELECTRONIC COMMERCE

Last Reported Owner:

ZENIMAX MEDIA INC.
DELAWARE CORPORATION
1370 PICCARD DRIVE
ROCKVILLE, MARYLAND 20850

We Have Located Other Marks With This Owner

TINA AND LULU USPTO Page 101

Chronology:

Filed: NOV 01, 2000 **Serial Number:** 76-157,239

Published For Opposition: AUG 21, 2001

Abandoned: NOV 14, 2004

Ownership Details:

Applicant:

ZENIMAX MEDIA INC.
DELAWARE CORPORATION

1370 PICCARD DRIVE ROCKVILLE, MARYLAND 20850 **ULU**

Filing Correspondent:

CYNTHIA K. NICHOLSON
ANN K. FORD, ESQ.
PIPER RUDNICK LLP
1200 NINETEENTH STREET, NW
WASHINGTON DC 20036-2412

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 95 of 162

US-127 Group: Four

ULU

HOT LULU'S HOT LULU'S

Status: CANCELLED Cancellation Section: 8

USPTO Status: CANCELLED - SECTION 8

USPTO Status Date: NOV 15, 2003

Goods/Services:

International Class 10: MICROWAVABLE HEATING PADS FOR TOPICAL APPLICATION OF HEAT TO HUMAN BODY PARTS AND TO

ANIMALS

First Used: DEC 01, 1994 (INTL. CL. 10)

In Commerce: MAR 01, 1995

Disclaimers:

"HOT"

Last Reported Owner:

JORDAN, LUANNE

UNITED STATES INDIVIDUAL

P.O. BOX 1733

DAVIS, CALIFORNIA 95617

Chronology:

Filed: MAR 18, 1996 **Serial Number:** 75-074,512

Published For Opposition: NOV 19, 1996

Registered: FEB 11, 1997 Registration Number: 2,037,142

Cancelled: DEC 30, 2003

Ownership Details:

Registrant:

JORDAN, LUANNE

UNITED STATES INDIVIDUAL

P.O. BOX 1733

DAVIS, CALIFORNIA 95617

Filing Correspondent:

WILLIAM S. BERNHEIM

BERNHEIM, GUTIERREZ, LEVIN & MCCREADY

255 N. LINCOLN STREET

DIXON, CA 95620

ULU

US-128 Group: Four

LULU GREEN

LULU GREEN

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: MAY 29, 2004

Goods/Services:

International Class 14: JEWELRY, NAMELY, NECKLACES,

EARRINGS, RINGS, AND BRACELETS; WATCHES

Last Reported Owner:

VIACOM INTERNATIONAL INC.

DELAWARE CORPORATION

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

<u>LULU GREEN</u>	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: DEC 27, 2000 **Serial Number:** 78-040,744

Published For Opposition: MAR 05, 2002

Abandoned: MAY 29, 2004

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC.

DELAWARE CORPORATION 1515 BROADWAY NEW YORK, NEW YORK 10036

Portrait Permission:

THE MARK DOES NOT IDENTIFY THE NAME OF A LIVING INDIVIDUAL

ULU

Filing Correspondent:

SELENE H. COSTELLO MTV NETWORKS 1515 BROADWAY 34TH FLOOR NEW YORK NEW YORK 10036

ULU

US-129 Group: Four

LULU'S PEEPS

LULU'S PEEPS

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: MAY 01, 2003

Goods/Services:

International Class 14: JEWELRY

Last Reported Owner:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

LULU GREEN	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: NOV 09, 2000 **Serial Number:** 78-034,473

Published For Opposition: AUG 07, 2001

Abandoned: MAY 01, 2003

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY NEW YORK, NEW YORK 10036 **ULU**

Filing Correspondent:

DANIEL CHUNG
A. ARIES TABIGUE
VIACOM INTERNATIONAL INC
1515 BROADWAY FL 51
NEW YORK NY 10036-8901

US-130 Group: Four



HONEY BY JEMMA LULU

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: JAN 23, 2007

Goods/Services:

International Class 14: FINE JEWELRY

Last Reported Owner:

WU, REGINA A.

NEW YORK CORPORATION

50 KING ST.

SUITE 6A

NY, NEW YORK 10014

We Have Located Other Marks With This Owner

JEMMA LULU **USPTO** Page 103

Chronology:

Filed: DEC 07, 2004 **Serial Number:** 78-528,655

Abandoned: DEC 28, 2006

Date Revived/Reinstated: JUN 24, 2006

Ownership Details:

Applicant:

WU, REGINA A.

NEW YORK CORPORATION

50 KING ST.

SUITE 6A

NY, NEW YORK 10014

Claims:

THE COLOR(S) SHADES OF GREEN AND YELLOW IS/ARE CLAIMED

AS A FEATURE OF THE MARK.

Design Phrase:

THE MARK CONSISTS OF STYLIZED FONT IN THE WORD "HONEY" WITH 4 OF THE SAME FLOATING SHAPES IN DIFFERENT SIZES ALONG WITH 2 STYLIZED STARS, WITH "BY JEMMA LULU" UNDER-

NEATH THE DESIGN. .

Filing Correspondent:

WU, REGINA A.

JEMMA LULU JEWELRY DESIGN, INC.

50 KING ST APT 6A

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 101 of 162

NEW YORK, NY 10014-4955

Search: 140820211 Analyst: ANN ARNOLD USPTO Page: 266

ULU

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 102 of 162

US-131 Group: Four

ULU

LUCKY LULU

LUCKY LULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: MAY 02, 2000

Goods/Services:

International Class 14: BEADED NECKLACES, BRACELETS,

WAISTLETS AND CUFF LINKS

International Class 25: BELTS AND HAND BAGS

Last Reported Owner:

REEVES, LUCY

UNITED STATES INDIVIDUAL 11693 SAN VICENTE BLVD., # 173 LOS ANGELES, CALIFORNIA 90049

Chronology:

Filed: JUN 30, 1999 **Serial Number:** 75-739,897

Abandoned: MAY 02, 2000

Ownership Details:

Applicant:

REEVES, LUCY

UNITED STATES INDIVIDUAL 11693 SAN VICENTE BLVD., # 173 LOS ANGELES, CALIFORNIA 90049

Filing Correspondent:

IRA M. SIEGEL

LAW OFFICES OF IRA M. SIEGEL 433 NO. CAMDEN DRIVE, SUITE 970 BEVERLY HILLS, CALIFORNIA 90210

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 103 of 162

110 120

ULU

US-132 Group: Four

LULU IGLOO

LULU IGLOO

Status: CANCELLED Cancellation Section: 8

USPTO Status: CANCELLED - SECTION 8
USPTO Status Date: AUG 09, 1993

Goods/Services:

International Class 16: POSTERS
First Used: MAR 28, 1986 (INTL. CL. 16)

In Commerce: MAY 12, 1986

Last Reported Owner:

COLLECTOR ART SHOWCASE, LTD.

ILLINOIS CORPORATION 2080 STONINGTON AVENUE

HOFFMAN ESTATES, ILLINOIS 60195

Chronology:

Filed: JUN 19, 1986 **Serial Number:** 73-605,210

Published For Opposition: NOV 11, 1986

Registered: FEB 03, 1987 Registration Number: 1,427,445

Cancelled: SEP 21, 1993

Ownership Details:

Registrant:

COLLECTOR ART SHOWCASE, LTD.
ILLINOIS CORPORATION
2080 STONINGTON AVENUE
HOFFMAN ESTATES, ILLINOIS 60195

Filing Correspondent:

LAWRENCE J. BASSUK
WALLENSTEIN, WAGNER, HATTIS, ET AL
100 SOUTH WACKER DRIVE
21ST FLOOR
CHICAGO, ILLINOIS 60606

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 104 of 162

US-133 Group: Four

ULU

LITTLE LULU

LITTLE LULU

Status: EXPIRED

USPTO Status: EXPIRED

USPTO Status Date: FEB 14, 2004

Goods/Services:

International Class 16:

(U.S. CL. 38) COMIC MAGAZINES First Used: MAY 15, 1945 (US.CL. 38)

In Commerce: MAY 15, 1945

Last Reported Owner:

CLASSIC MEDIA, INC.

DELAWARE CORPORATION

435 HUDSON ST. 2ND FLOOR

NEW YORK, NEW YORK 10014

We Have Located Other Marks With This Owner

<u>LITTLE LULU</u>	USPTO	Page 111
THE LITTLE LULU SHOW	USPTO	Page 189
LITTLE LULU	USPTO	Page 280
LITTLE LULU	USPTO	Page 325
LITTLE LULU	Common Law	Page 1059

Chronology:

Filed: MAR 27, 1972 **Serial Number:** 72-419,687

Published For Opposition: FEB 20, 1973

Registered: MAY 08, 1973 Registration Number: 958,607

Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK. SEP 11, 1978

Renewed: MAY 08, 1993

Ownership Details:

Registrant:

WESTERN PUBLISHING COMPANY, INC.

WISCONSIN CORPORATION

1220 MOUND AVE.

RACINE, WISCONSIN 53404

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

HARVEY ENTERTAINMENT, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

UPA INDUSTRIES
CALIFORNIA CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

GOLD KEY HOME VIDEO, INC. DELAWARE CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

HARVEY ASSETS COMPANY LLC DELAWARE LIMITED LIABILITY COMPANY 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA PRODUCTIONS OF AMERICA CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignor

JPMORGAN CHASE BANK, NATIONAL ASSOCIATION NEW YORK NATIONAL BANKING ASSOCIATION ULU

Signed: JAN 11, 2007

Assignee

UPARIO MUSIC CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA MUSIC COMPANY CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA.COM, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA MUSIC, INC. NEW YORK CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA PICTURES, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA PRODUCTIONS, INC. NEW YORK CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

LITTLE LOTTA MUSIC, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

PTB PRODUCTIONS, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Brief: RELEASE BY SECURED

PARTY

Recorded: JAN 30, 2007 **Reel/Frame:** 3471/0195

Correspondent: SIDLEY AUSTIN LLP 555 W. FIFTH STREET

ATTN: KIM BERNSTEIN, LEGAL

ASSISTANT

LOS ANGELES, CA 90013

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 1619 BROADWAY

NEW YORK, NEW YORK, 10019

Brief: TERMINATION OF

TRADEMARK SECURITY INTEREST

Recorded: OCT 16, 2002 **Reel/Frame:** 2599/0948

Assignor

HSBC BANK USA

DELAWARE CORPORATION

Signed: SEP 26, 2002

Correspondent:

MORGAN LEWIS & BOCKIUS LLP SCOTT H. JAFFEE 101 PARK AVENUE NEW YORK, NY 10178

Assignee

JP MORGAN CHASE BANK
NEW YORK CORPORATION
GARRETT VERDONE
1166 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK

Assignor

CLASSIC MEDIA INC.
DELAWARE CORPORATION
Signed: AUG 26, 2002

ULU

Assignor

HARVEY ENTERTAINMENT, INC. CORPORATION
Signed: AUG 23, 2002

Assignor

UPA INDUSTRIES CORPORATION **Signed:** AUG 23, 2002

Assignor

GOLD KEY HOME VIDEO, INC. CORPORATION
Signed: AUG 23, 2002

Assignor

HARVEY ASSETS COMPANY LLC CORPORATION Signed: AUG 23, 2002

Assignor

UPA PRODUCTIONS OF AMERICA CORPORATION Signed: AUG 23, 2002

Assignor

UPARIO MUSIC CORPORATION Signed: AUG 23, 2002

Assignor

UPA MUSIC COMPANY CORPORATION

Signed: AUG 23, 2002

Brief: SECURITY AGREEMENT Recorded: SEP 03, 2002 Reel/Frame: 2576/0929 Correspondent:

MORGAN, LEWIS & BOLKIUS LLP

SCOTT JAFFEE 101 PARK AVE NEW YORK, NY 10178

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 888 SEVENTH AVENUE NEW YORK, NEW YORK, 10106

Brief: RELEASE BY SECURED

PARTY

Recorded: OCT 29, 2001 Reel/Frame: 2412/0888

Correspondent:

GB HOLDINGS LIQUIDATION, INC.

CYNTHIA ARMSTRONG C/O RANDOM HOUSE, INC. 888 SEVENTH AVENUE, 40TH

FLOOR

NEW YORK, NEW YORK 10106

Assignor

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE CORPORATION Signed: AUG 24, 2001

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
435 HUDSON ST.
2ND FLOOR
NEW YORK, NEW YORK, 10014

Assignor

GOLDEN BOOKS FAMILY ENTERTAINMENT, INC. CORPORATION

Signed: AUG 27, 2001

Assignor

GOLDON BOOKS PUBLISHING COMPANY, INC. CORPORATION Signed: AUG 27, 2001

Assignor

GOLDEN BOOKS HOME VIDEO, INC. CORPORATION Signed: AUG 27, 2001

Assignor

LRM ACQUISITION CORP. **CORPORATION** Signed: AUG 27, 2001

Assignor

SHARI LEWIS ENTERPRISES, INC. **CORPORATION** Signed: AUG 27, 2001

Assignor

SLE PRODUCTIONS, INC. **CORPORATION** Signed: AUG 27, 2001

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: DEC 03, 2001 Reel/Frame: 2406/0580 **Correspondent:** CLASSIC MEDIA, INC. SONJA KEITH, ESQ. 435 HUDSON ST. 2ND FLOOR

NEW YORK, NY 10014

Assignee

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE **NEW YORK CORPORATION** 1211 AVENUE OF THE AMERICAS NEW YORK, NEW YORK, 10036

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. **DELAWARE CORPORATION** Signed: JAN 26, 2000

Brief: RE-RECORD TO CORRECT THE BRIEF FROM ASSIGNMENT TO COLLATERAL ASSIGNMENT, PREVIOULSY RECORDED ON REEL 002017 FRAME 0595, ASSIGNOR CONFIRMS THE ASSIGNMENT OF

THE ENTIRE INTEREST. Recorded: SEP 14, 2000 **Reel/Frame:** 2176/0463 **Correspondent:**

KAYE SCHOLER FIERMAN HAYS & HANDLER LLP KAREN NIELSEN, ESQ. **425 PARK AVENUE**

NEW YORK, NEW YORK 10022-3598

Assignee

HSBC BANK USA NEW YORK AS COLLATERAL AGENT 140 BROADWAY 12TH FLOOR, CORPORATE TRUST **SERVICES** NEW YORK, NEW YORK, 10005-1180

Brief: SECURITY AGREEMENT Recorded: JUL 10, 2000 Reel/Frame: 2163/0004 **Correspondent:** RANDALL C. BROWN 1700 PACIFIC **SUITE 4100** DALLAS, TX 75201

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. **DELAWARE CORPORATION** Signed: JAN 25, 2000

Assignee

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE **NEW YORK CORPORATION** 1211 AVENUE OF THE AMERICAS NEW YORK, NEW YORK, 10036

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. **DELAWARE CORPORATION** Signed: JAN 26, 2000

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: JAN 31, 2000 **Reel/Frame:** 2017/0595

Correspondent:

KAYE SCHOLER FIERMAN HAYS &

HANDLER LLP

KAREN NIELSEN, ESQ. 425 PARK AVENUE

NEW YORK, NEW YORK 10022-3598

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 1220 MOUND AVENUE RACINE, WISCONSIN, 53404

Brief: CHANGE OF NAME Recorded: AUG 29, 1996 Reel/Frame: 1543/0139

Correspondent:

GOLDEN BOOKS PUBLISHING

COMPANY, INC. MARY L. WINBURN

C/O DAWN M. YOUNG, LAW DEPT.

MAIL #30

1220 MOUND AVENUE RACINE, WI 53404

Assignee

WESTERN PUBLISHING COMPANY,

INC.

DELAWARE CORPORATION

1220 MOUND AVE.

RACINE, WISCONSIN, 53404

Brief: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Recorded: OCT 12, 1983 **Reel/Frame:** 0453/0029

Assignor

WESTERN PUBLISHING COMPANY,

ULU

INC

DELAWARE CORPORATION

Signed: MAY 08, 1996

Assignor

MATTEL INC.

DELAWARE CORPORATION 5150 ROSECRANS AVE. HAWTHORNE, CALIFORNIA **Acknowledge:** OCT 04, 1983

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

MATTEL, INC.

WESTERN PUBLISHING COMPANY,

ULU

DELAWARE CORPORATION

INC. (MERGED INTO)

WISCONSIN CORPORATION

Signed: DEC 30, 1982

Brief: MERGER EFFECTIVE IN

DELAWARE, 19790615 Recorded: APR 25, 1983 Reel/Frame: 0439/0442

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Correspondent:

Assignee

Assignor

WESTERN PUBLISHING COMPANY,

INC.

WPC PUBLISHING, INC. Signed: DEC 05, 1980

Brief: CHANGE OF NAME 19790615

Recorded: APR 25, 1983 **Reel/Frame:** 0439/0439 **Correspondent:**

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

WESTERN PUBLISHING COMPANY, INC.

WPC, INC. (CHANGED TO) Signed: NOV 19, 1979

Assignor

WPC PUBLISHING, INC. (CHANGED TO)

ULU

Brief: CERTIFICATE BY THE SECRETARY OF STATE OF DELAWARE SHOWING CHANGES OF NAME ON APRIL 9, 1979 AND JUNE 15, 1979 RESPECTIVELY Recorded: NOV 28, 1979 Reel/Frame: 0359/0864 Correspondent:

WESTERN PUBLISHING CO. INC.

1220 MOUND AVE. RACINE, WI 53404

Filing Correspondent:

1220 MOUND AVENUE RACINE, WI 53404

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 115 of 162

US-134 Group: Four

ULU

LITTLE LULU

LITTLE LULU

Status: EXPIRED

USPTO Status: EXPIRED

USPTO Status Date: FEB 28, 2004

Goods/Services:

International Class 16:

(U.S. CL. 38) COLORING BOOKS, AND DOLL CUT-OUT BOOKS

First Used: 1944 (US.CL. 38)

In Commerce: 1944

Last Reported Owner:

CLASSIC MEDIA, INC.

DELAWARE CORPORATION

435 HUDSON ST. 2ND FLOOR

NEW YORK, NEW YORK 10014

We Have Located Other Marks With This Owner

<u>LITTLE LULU</u>	USPTO	Page 111
THE LITTLE LULU SHOW	USPTO	Page 189
LITTLE LULU	USPTO	Page 269
LITTLE LULU	USPTO	Page 325
LITTLE LULU	Common Law	Page 1059

Chronology:

Filed: APR 05, 1972 **Serial Number:** 72-420,496

Published For Opposition: MAR 06, 1973

Registered: MAY 22, 1973 Registration Number: 959,441

Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK. SEP 11, 1978

Renewed: MAY 22, 1993

Ownership Details:

Registrant:

WESTERN PUBLISHING COMPANY, INC.

WISCONSIN CORPORATION

1220 MOUND AVE.

RACINE, WISCONSIN 53404

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

HARVEY ENTERTAINMENT, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

UPA INDUSTRIES
CALIFORNIA CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

GOLD KEY HOME VIDEO, INC. DELAWARE CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

HARVEY ASSETS COMPANY LLC DELAWARE LIMITED LIABILITY COMPANY 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA PRODUCTIONS OF AMERICA CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignor

JPMORGAN CHASE BANK, NATIONAL ASSOCIATION NEW YORK NATIONAL BANKING ASSOCIATION **ULU**

Signed: JAN 11, 2007

ULU

Assignee

UPARIO MUSIC CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA MUSIC COMPANY
CALIFORNIA CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA.COM, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA MUSIC, INC. NEW YORK CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA PICTURES, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

ULU

Assignee

CLASSIC MEDIA PRODUCTIONS, INC. NEW YORK CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

LITTLE LOTTA MUSIC, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

PTB PRODUCTIONS, INC.
NEW YORK CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Brief: RELEASE BY SECURED

PARTY

Recorded: JAN 30, 2007 **Reel/Frame:** 3471/0195

Correspondent: SIDLEY AUSTIN LLP 555 W. FIFTH STREET

ATTN: KIM BERNSTEIN, LEGAL

ASSISTANT

LOS ANGELES, CA 90013

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 1619 BROADWAY

NEW YORK, NEW YORK, 10019

Brief: TERMINATION OF

TRADEMARK SECURITY INTEREST

Recorded: OCT 16, 2002 **Reel/Frame:** 2599/0948

Assignor

HSBC BANK USA

DELAWARE CORPORATION

Signed: SEP 26, 2002

Correspondent:

MORGAN LEWIS & BOCKIUS LLP SCOTT H. JAFFEE 101 PARK AVENUE NEW YORK, NY 10178

Assignee

JP MORGAN CHASE BANK
NEW YORK CORPORATION
GARRETT VERDONE
1166 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK

Assignor

CLASSIC MEDIA INC.
DELAWARE CORPORATION
Signed: AUG 26, 2002

ULU

Assignor

HARVEY ENTERTAINMENT, INC. CORPORATION
Signed: AUG 23, 2002

Assignor

UPA INDUSTRIES CORPORATION **Signed:** AUG 23, 2002

Assignor

GOLD KEY HOME VIDEO, INC. CORPORATION
Signed: AUG 23, 2002

Assignor

HARVEY ASSETS COMPANY LLC CORPORATION Signed: AUG 23, 2002

Assignor

UPA PRODUCTIONS OF AMERICA CORPORATION
Signed: AUG 23, 2002

Assignor

UPARIO MUSIC CORPORATION Signed: AUG 23, 2002

Assignor

UPA MUSIC COMPANY CORPORATION

Signed: AUG 23, 2002

Brief: SECURITY AGREEMENT Recorded: SEP 03, 2002 Reel/Frame: 2576/0929 Correspondent:

MORGAN, LEWIS & BOLKIUS LLP

SCOTT JAFFEE 101 PARK AVE NEW YORK, NY 10178

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 888 SEVENTH AVENUE NEW YORK, NEW YORK, 10106

Brief: RELEASE BY SECURED

PARTY

Recorded: OCT 29, 2001 **Reel/Frame:** 2412/0888

Correspondent:

GB HOLDINGS LIQUIDATION, INC.

CYNTHIA ARMSTRONG C/O RANDOM HOUSE, INC. 888 SEVENTH AVENUE, 40TH

FLOOR

NEW YORK, NEW YORK 10106

Assignor

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE CORPORATION

Signed: AUG 24, 2001

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
435 HUDSON ST.
2ND FLOOR
NEW YORK, NEW YORK, 10014

Assignor

GOLDEN BOOKS FAMILY ENTERTAINMENT, INC. CORPORATION

Signed: AUG 27, 2001

Assignor

GOLDON BOOKS PUBLISHING COMPANY, INC. CORPORATION Signed: AUG 27, 2001 ULU

Assignor

GOLDEN BOOKS HOME VIDEO, INC. CORPORATION Signed: AUG 27, 2001

Assignor

LRM ACQUISITION CORP. CORPORATION Signed: AUG 27, 2001

Assignor

SHARI LEWIS ENTERPRISES, INC. CORPORATION
Signed: AUG 27, 2001

Assignor

SLE PRODUCTIONS, INC. CORPORATION
Signed: AUG 27, 2001

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: DEC 03, 2001
Reel/Frame: 2406/0580
Correspondent:
CLASSIC MEDIA, INC.
SONJA KEITH, ESQ.
435 HUDSON ST.
2ND FLOOR
NEW YORK, NY 10014

Assignee

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE NEW YORK CORPORATION 1211 AVENUE OF THE AMERICAS NEW YORK, NEW YORK, 10036

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION Signed: JAN 26, 2000

Brief: RE-RECORD TO CORRECT THE BRIEF FROM ASSIGNMENT TO COLLATERAL ASSIGNMENT, PREVIOULSY RECORDED ON REEL 002017 FRAME 0595, ASSIGNOR CONFIRMS THE ASSIGNMENT OF

THE ENTIRE INTEREST. Recorded: SEP 14, 2000 **Reel/Frame:** 2176/0463 **Correspondent:**

KAYE SCHOLER FIERMAN HAYS &

HANDLER LLP

KAREN NIELSEN, ESQ. **425 PARK AVENUE**

NEW YORK, NEW YORK 10022-3598

Assignee

HSBC BANK USA NEW YORK AS COLLATERAL AGENT 140 BROADWAY 12TH FLOOR, CORPORATE TRUST **SERVICES** NEW YORK, NEW YORK, 10005-1180

Brief: SECURITY AGREEMENT Recorded: JUL 10, 2000 Reel/Frame: 2163/0004 **Correspondent:** RANDALL C. BROWN 1700 PACIFIC **SUITE 4100** DALLAS, TX 75201

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. **DELAWARE CORPORATION** Signed: JAN 25, 2000

Assignee

CIT GROUP/BUSINESS CREDIT, INC., AS AGENT, THE **NEW YORK CORPORATION** 1211 AVENUE OF THE AMERICAS NEW YORK, NEW YORK, 10036

Assignor

GOLDEN BOOKS PUBLISHING COMPANY, INC. **DELAWARE CORPORATION** Signed: JAN 26, 2000

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: JAN 31, 2000 **Reel/Frame:** 2017/0595

Correspondent:

KAYE SCHOLER FIERMAN HAYS &

HANDLER LLP

KAREN NIELSEN, ESQ. 425 PARK AVENUE

NEW YORK, NEW YORK 10022-3598

Assignee

GOLDEN BOOKS PUBLISHING COMPANY, INC. DELAWARE CORPORATION 1220 MOUND AVENUE

RACINE, WISCONSIN, 53404

Brief: CHANGE OF NAME Recorded: AUG 29, 1996 Reel/Frame: 1543/0139

Correspondent:

GOLDEN BOOKS PUBLISHING

COMPANY, INC. MARY L. WINBURN

C/O DAWN M. YOUNG, LAW DEPT.

MAIL #30

1220 MOUND AVENUE RACINE, WI 53404

Assignee

WESTERN PUBLISHING COMPANY,

INC.

DELAWARE CORPORATION

1220 MOUND AVE.

RACINE, WISCONSIN, 53404

Brief: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Recorded: OCT 12, 1983 **Reel/Frame:** 0453/0029

Assignor

WESTERN PUBLISHING COMPANY,

ULU

INC

DELAWARE CORPORATION

Signed: MAY 08, 1996

Assignor

MATTEL INC.

DELAWARE CORPORATION 5150 ROSECRANS AVE. HAWTHORNE, CALIFORNIA **Acknowledge:** OCT 04, 1983

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

MATTEL, INC.

WESTERN PUBLISHING COMPANY,

ULU

DELAWARE CORPORATION

INC. (MERGED INTO)

WISCONSIN CORPORATION Signed: DEC 30, 1982

Brief: MERGER EFFECTIVE IN

DELAWARE, 19790615 Recorded: APR 25, 1983 Reel/Frame: 0439/0442

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

WESTERN PUBLISHING COMPANY,

INC.

WPC PUBLISHING, INC. Signed: DEC 05, 1980

Brief: CHANGE OF NAME 19790615

Recorded: APR 25, 1983 **Reel/Frame:** 0439/0439

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

WESTERN PUBLISHING COMPANY,

INC.

WPC, INC. (CHANGED TO) Signed: NOV 19, 1979

Assignor

WPC PUBLISHING, INC. (CHANGED TO)

ULU

Brief: CERTIFICATE BY THE
SECRETARY OF STATE OF
DELAWARE SHOWING CHANGES
OF NAME ON APRIL 9, 1979 AND
JUNE 15, 1979 RESPECTIVELY
Recorded: NOV 28, 1979
Reel/Frame: 0359/0864
Correspondent:

WESTERN PUBLISHING CO. INC.

1220 MOUND AVE. RACINE, WI 53404

Filing Correspondent:

BRUCE A. BERNBERG WESTERN PUBLISHING COMPANY, INC. 1220 MOUND AVENUE RACINE, WI 53404

US-135 Group: Four

LULU AT THE CHATEAU

Lulu at the Chateau

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: JAN 05, 2007

Goods/Services:

International Class 16: PAPER GOODS AND PRINTED MATTER, NAMELY, CHILDREN'S BOOKS, STATIONERY, CALENDARS AND

NOTEBOOKS

International Class 41: EDUCATION AND ENTERTAINMENT SERVICES, NAMELY PRODUCTION OF FEATURE FILMS AND

TELEVISION SERIES

Last Reported Owner:

THOMAS, DANA

UNITED STATES INDIVIDUAL 2144 CARTWRIGHT PLACE RESTON, VIRGINIA 20191

Chronology:

Serial Number: 78-676,220 Filed: JUL 22, 2005

Published For Opposition: APR 11, 2006

Abandoned: JAN 05, 2007

Ownership Details:

Applicant:

THOMAS, DANA

UNITED STATES INDIVIDUAL 2144 CARTWRIGHT PLACE RESTON, VIRGINIA 20191

Filing Correspondent:

THOMAS, DANA 2144 CARTWRIGHT PL RESTON, VA 20191-1906

Search: 140820211 USPTO Page: 291 **Analyst: ANN ARNOLD**

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 127 of 162

US-136 Group: Four

ULU

DIAMOND LULU

DIAMOND LULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: NOV 18, 2005

Goods/Services:

International Class 18: LUGGAGE, COIN PURSES, BOOK BAGS, BACKPACKS, PURSES, COSMETIC BAGS SOLD EMPTY, WALLETS, HANDBAGS, NONE OF THE ABOVE INCLUDE DIAMONDS, FAUX

DIAMONDS OR RHINESTONES

Last Reported Owner:

ROTSTEIN, GALI

UNITED STATES INDIVIDUAL 16347 ROYAL HILLS DRIVE ENCINO, CALIFORNIA 91436

We Have Located Other Marks With This Owner

<u>DIAMOND LULU</u> USPTO Page 308

Chronology:

Filed: OCT 07, 2003 **Serial Number:** 78-310,270

Published For Opposition: FEB 22, 2005

Abandoned: NOV 18, 2005

Ownership Details:

Applicant:

ROTSTEIN, GALI

UNITED STATES INDIVIDUAL 16347 ROYAL HILLS DRIVE ENCINO, CALIFORNIA 91436

Portrait Permission:

THE NAME LULU DOES NOT IDENTIFY A LIVING INDIVIDUAL.

Filing Correspondent:

H. MICHAEL BRUCKER

L/O OF H. MICHAEL BRUCKER 5855 DOYLE STREET, SUITE 110

EMERYVILLE, CA 94608

US-137

ULU

Group: Four

LULU GREEN

LULU GREEN

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: FEB 14, 2004

Goods/Services:

International Class 20: PICTURE FRAMES

Last Reported Owner:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

LULU GREEN	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: DEC 27, 2000 **Serial Number:** 78-040,754

Published For Opposition: MAY 21, 2002

Abandoned: FEB 14, 2004

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC.
DELAWARE CORPORATION

1515 BROADWAY NEW YORK, NEW YORK 10036

Portrait Permission:

THE NAME "LULU GREEN" DOES NOT IDENTIFY A LIVING INDIVIDUAL.

ULU

Filing Correspondent:

SELENE H. COSTELLO
VIACOM INTERNATIONAL INC.
C/O A ARIES TABIGUE
1515 BROADWAY 51ST FL
NEW YORK NY 10036

US-138

ULU

Group: Four

LULU GREEN

LULU GREEN

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: FEB 14, 2004

Goods/Services:

International Class 21: MUGS

Last Reported Owner:

VIACOM INTERNATIONAL INC. **DELAWARE CORPORATION**

1515 BROADWAY

NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

<u>LULU GREEN</u>	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 301
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: DEC 27, 2000 **Serial Number:** 78-040,761

Published For Opposition: MAY 21, 2002

Abandoned: FEB 14, 2004

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC. **DELAWARE CORPORATION**

1515 BROADWAY NEW YORK, NEW YORK 10036

Portrait Permission:

THE NAME "LULU GREEN" DOES NOT IDENTIFY A LIVING INDIVIDUAL.

ULU

Filing Correspondent:

SELENE H. COSTELLO
VIACOM INTERNATIONAL INC.
C/O A ARIES TABIGUE
1515 BROADWAY 51ST FLOOR
NEW YORK NY 10036

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 132 of 162

ULU

US-139 Group: Four

LULU BLUE

LULU BLUE

Status: **ABANDONED**

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: AUG 07, 2006

Goods/Services:

International Class 25: T-SHIRTS; SHORTS; SKIRTS; UNDERWEAR; PANTIES; SWEATSHIRTS; SWEATPANTS; JEANS; HATS; CAPS

First Used: OCT 30, 2002 (INTL. CL. 25)

In Commerce: APR 30, 2003

Last Reported Owner:

LULU BLUE, LLC

CALIFORNIA COMPANY 367 MILLER AVENUE

MILL VALLEY, CALIFORNIA 94941

We Have Located Other Marks With This Owner

LULU BLUE USPTO Page 298

Chronology:

Filed: MAY 31, 2005 **Serial Number:** 76-639,700

Abandoned: JUL 11, 2006

Ownership Details:

Applicant:

LULU BLUE, LLC

CALIFORNIA COMPANY 367 MILLER AVENUE

MILL VALLEY, CALIFORNIA 94941

Filing Correspondent:

THOMAS W. COOK

P.O. BOX 1989

SAUSALITO, CALIFORNIA 94965

US-140 Group: Four



LULU BLUE

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: AUG 07, 2006

Goods/Services:

International Class 25: BATHROBES; BATHING SUITS; BOAS; BOTTOMS; BOXER SHORTS; BRAS; CAMISOLES; CLOTHING BELTS; CLOTHING CAPS; CLOTHING JERSEYS; CLOTHING TOPS; DUNGAREES; FOOTWEAR; FOOTWEAR THONGS; GLOVES; HALTER TOPS; HATS; JEANS; KNIT SHIRTS; LINGERIE; LOUNGEWEAR; MITTENS; NIGHT GOWNS; PAJAMAS; PANTIES; PANTS; SWEATPANTS; UNDERPANTS; PONCHOS; SANDALS; SCARVES; SHIRTS; SWEATSHIRTS; T-SHIRTS; UNDERSHIRTS; SHOES; SHORTS; SWEATSHORTS; SLEEPWEAR; SLIPPERS; SNEAKERS; SOCKS; SKIRTS; MINISKIRTS; TANK TOPS; TIGHTS; UNDERCLOTHES; UNDERWEAR; UNDERWEAR BRIEFS

Last Reported Owner:

LULU BLUE, LLC CALIFORNIA COMPANY 367 MILLER AVENUE MILL VALLEY, CALIFORNIA 94941

We Have Located Other Marks With This Owner

LULU BLUE USPTO Page 297

Chronology:

Serial Number: 76-639,701 Filed: MAY 31, 2005

Abandoned: JUL 11, 2006

Ownership Details:

Applicant:

LULU BLUE, LLC CALIFORNIA COMPANY 367 MILLER AVENUE MILL VALLEY, CALIFORNIA 94941

Filing Correspondent:

THOMAS W. COOK P.O. BOX 1989

SAUSALITO, CALIFORNIA 94965

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 134 of 162

US-141 Group: Four

ULU

LULU BRAVO

LULU BRAVO

Status: ABANDONED

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: JUL 28, 1988

Goods/Services:

International Class 25: CLOTHING, NAMELY WOMEN'S SWEATERS

First Used: NOV 20, 1986 (INTL. CL. 25)

In Commerce: NOV 20, 1986

Last Reported Owner:

IOSSA, INC.

NEW YORK CORPORATION 512 SEVENTH AVENUE

NEW YORK, NEW YORK 10018

Chronology:

Filed: MAY 22, 1987 **Serial Number:** 73-662,610

Abandoned: JUL 28, 1988

Ownership Details:

Applicant:

IOSSA, INC.

NEW YORK CORPORATION 512 SEVENTH AVENUE

NEW YORK, NEW YORK 10018

Filing Correspondent:

CHARLES KLEINBAUM, ESQ.

#94

229 WEST 78TH ST. NEW YORK, NY 10024

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 135 of 162

ULU

US-142 Group: Four

LULU COUTURE

Lulu Couture

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: OCT 26, 2006

Goods/Services:

International Class 25: MEN AND WOMEN, BABY AND KID'S CLOTHING, NAMELY SPORTS SUITS, DRESSES, PANTS, JEANS, SHIRTS, T-SHIRTS, JACKETS AND SWEATERS, GLOVES, SCARFS, HATS, CAPS, UNDERWEAR;; MEN AND WOMEN, BABY AND KID'S CLOTHING, NAMELY SPORTS SUITS, DRESSES, PANTS, JEANS, SHIRTS, JACKETS AND SWEATERS, GLOVES, SCARFS, HATS,

CAPS, UNDERWEAR **Last Reported Owner:**

ELIE AKIBA

UNITED STATES INDIVIDUAL 777 NW 72ND AVENUE SUITE # 2P4 MIAMI, FLORIDA 33126

Chronology:

Filed: SEP 01, 2005 **Serial Number:** 78-704,995

Abandoned: OCT 01, 2006

Ownership Details:

Applicant:

ELIE AKIBA

UNITED STATES INDIVIDUAL 777 NW 72ND AVENUE SUITE # 2P4

MIAMI, FLORIDA 33126

Filing Correspondent:

ELIE AKIBA

777 NW 72ND AVE STE 2P4 MIAMI, FL 33126-3009

Search: 140820211 **USPTO Page: 300 Analyst: ANN ARNOLD**

ULU

US-143 Group: Four

LULU GREEN

LULU GREEN

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: MAR 04, 2003

Goods/Services:

International Class 25: BATHING SUITS, BATHROBES,
BEACHWEAR, BELTS, CLOTHING BELTS, SHORTS, JACKETS,
COATS, SOCKS, FOOTWEAR, SLIPPERS, BANDANAS, SWEATERS,
HALLOWEEN COSTUMES, DRESSES, GLOVES, GYM SHORTS, EAR
MUFFS, NECKWEAR, PAJAMAS, PANTS, SHIRTS, SKI WEAR,
SLACKS, SUN VISORS, SUSPENDERS, TURTLENECKS, UNDERCLO
THES, UNDERWEAR, VESTS, WARM-UP SUITS, HEADWEAR, HEAD
BANDS

Last Reported Owner:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION 1515 BROADWAY NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

<u>LULU GREEN</u>	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU'S PEEPS	USPTO	Page 304
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: DEC 27, 2000 **Serial Number:** 78-040,765

Published For Opposition: JUN 11, 2002

Abandoned: MAR 04, 2003

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC. DELAWARE CORPORATION 1515 BROADWAY NEW YORK, NEW YORK 10036

Portrait Permission:

THE MARK DOES NOT IDENTIFY THE NAME OF A LIVING INDIVIDUAL.

ULU

Filing Correspondent:

SELENE H. CASTELLO
MTV NETWORKS
VIACOM INTERNATIONAL INC.
1515 BROADWAY 34TH FLOOR
NEW YORK NEW YORK 10036

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 138 of 162

US-144 Group: Four

ULU

LULU SECRET

LULU SECRET

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: AUG 26, 2003

Goods/Services:

International Class 25: MEN'S AND WOMEN'S UNDERWEAR

Last Reported Owner:

FORMOSA SUNSHINE, INC. CALIFORNIA CORPORATION 1536 N. KNOWLES AVE

LOS ANGELES, CALIFORNIA 90063

Chronology:

Filed: MAY 08, 2002 **Serial Number:** 76-409,818

Published For Opposition: DEC 03, 2002

Abandoned: AUG 26, 2003

Ownership Details:

Applicant:

FORMOSA SUNSHINE, INC.
CALIFORNIA CORPORATION
1536 N. KNOWLES AVE

LOS ANGELES, CALIFORNIA 90063

Filing Correspondent:

GLORIA CHUANG

FORMOSA SUNSHINE INC. 1536 N. KNOWLES AVE LOS ANGELES CA 90063

ULU

US-145 Group: Four

LULU'S PEEPS

LULU'S PEEPS

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: NOV 14, 2003

Goods/Services:

International Class 25: BATHING SUITS, BATHROBES,
BEACHWEAR, CLOTHING BELTS, SHORTS, JACKETS, COATS,
SOCKS, FOOTWEAR, BANDANAS, SWEATERS, HALLOWEEN
COSTUMES, DRESSES, GLOVES, GYM SHORTS, EAR MUFFS,
NECKWEAR, PAJAMAS, PANTS, SHIRTS, SKI WEAR, SLACKS, SUN
VISORS, SUSPENDERS, TURTLENECKS, UNDERCLOTHES, VESTS,
WARM-UP SUITS, HEADWEAR

Last Reported Owner:

VIACOM INTERNATIONAL INC.
DELAWARE CORPORATION
1515 BROADWAY
NEW YORK, NEW YORK 10036

We Have Located Other Marks With This Owner

<u>LULU GREEN</u>	USPTO	Page 104
LULU'S PEEPS	USPTO	Page 109
LULU GREEN	USPTO	Page 129
LULU'S PEEPS	USPTO	Page 237
LULU GREEN	USPTO	Page 239
LULU'S PEEPS	USPTO	Page 241
LULU GREEN	USPTO	Page 243
LULU GREEN	USPTO	Page 261
LULU'S PEEPS	USPTO	Page 263
LULU GREEN	USPTO	Page 293
LULU GREEN	USPTO	Page 295
LULU GREEN	USPTO	Page 301
LULU GREEN	USPTO	Page 342
LULU'S PEEPS	USPTO	Page 388

Chronology:

Filed: NOV 09, 2000 **Serial Number:** 78-034,493

Published For Opposition: AUG 21, 2001

Abandoned: NOV 14, 2003

Ownership Details:

Applicant:

VIACOM INTERNATIONAL INC.
DELAWARE CORPORATION
1515 BROADWAY
NEW YORK, NEW YORK 10036

ULU

Filing Correspondent:

DANIEL CHUNG
A. ARIES TABIGUE
VIACOM INTERNATIONAL INC.
1515 BROADWAY FL 51
NEW YORK NY 10036

US-146 Group: Four



BABY LULU



Worldwide Filings = 10

Status: CANCELLED **Cancellation Section: 8**

AMENDED TO USE APPLICATION

USPTO Status: CANCELLED - SECTION 8

USPTO Status Date: APR 20, 2002

Goods/Services:

International Class 25: CLOTHING; NAMELY, OVERALLS, PANTS,

SHORTS, SHIRTS, TEE-SHIRTS, VESTS, HATS, DRESSES,

BLOOMERS, PANTIES AND HEADBANDS First Used: SEP 24, 1992 (INTL. CL. 25)

In Commerce: OCT 20, 1992

Last Reported Owner:

SMITH, JR., R. LELAND B. UNITED STATES INDIVIDUAL 7210 DOMINION CIRCLE

CITY OF COMMERCE, CALIFORNIA 90040

Chronology:

Filed: MAR 17, 1994 **Serial Number:** 74-501,400

Published For Opposition: JAN 17, 1995

Registered: APR 11, 1995 Registration Number: 1,888,560

Cancelled: JUN 04, 2002

Ownership Details:

Registrant:

BABY LULU, INC.

CALIFORNIA CORPORATION 2140 E. 7TH PLACE, D-103

LOS ANGELES, CALIFORNIA 90021

Assignee

Assignor

SMITH, JR., R. LELAND B. BABY LULU, INC.

UNITED STATES INDIVIDUAL **CALIFORNIA CORPORATION** 7210 DOMINION CIRCLE **Signed:** FEB 26, 2001

CITY OF COMMERCE, CALIFORNIA,

90040

Search: 140820211 **USPTO Page: 306 Analyst: ANN ARNOLD**

Assignee

MURPHY, ERIN L.
UNITED STATES INDIVIDUAL
7210 DOMINION CIRCLE
CITY OF COMMERCE, CALIFORNIA,
90040

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: MAR 02, 2001 **Reel/Frame:** 2255/0318

Correspondent:

FULBRIGHT & JAWORSKI L.L.P.

TERRI L. SALE

865 SOUTH FIGUEROA STREET

29TH FLOOR

LOS ANGELES, CA 90017

Lining Stippling:

THE LINING AND STIPPLING ON THE DRAWING PAGE IS A FEATURE OF THE MARK AND IS NOT INTENDED TO INDICATE COLOR.

ULU

Filing Correspondent:

MICHAEL WIPPLER 4215 GLENCOE AVE., 2ND. FLOOR MARINA DEL REY, CA 90292

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 143 of 162

US-147 Group: Four

ULU

DIAMOND LULU

DIAMOND LULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: NOV 25, 2005

Goods/Services:

International Class 25: LEATHER JACKETS, SKIRTS, SLEEPWEAR, SWEATERS, SHOES, COATS, PANTS, BATH ROBES, BELTS, BOOTS, DRESSES, SHORTS, SHIRTS, HATS, SCARVES, NONE OF THE ABOVE INCLUDE DIAMONDS, FAUX DIAMONDS OR RHINESTONES

Last Reported Owner:

ROTSTEIN, GALI

UNITED STATES INDIVIDUAL 16347 ROYAL HILLS DRIVE ENCINO, CALIFORNIA 91436

We Have Located Other Marks With This Owner

<u>DIAMOND LULU</u> USPTO Page 292

Chronology:

Filed: OCT 07, 2003 **Serial Number:** 78-310,278

Published For Opposition: MAR 01, 2005

Abandoned: NOV 25, 2005

Ownership Details:

Applicant:

ROTSTEIN, GALI

UNITED STATES INDIVIDUAL 16347 ROYAL HILLS DRIVE ENCINO, CALIFORNIA 91436

Portrait Permission:

THE NAME LULU DOES NOT IDENTIFY A LIVING INDIVIDUAL.

Filing Correspondent:

H. MICHAEL BRUCKER

L/O OF H. MICHAEL BRUCKER 5855 DOYLE STREET, SUITE 110

EMERYVILLE, CA 94608

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 144 of 162

US-148 Group: Four

ULU

OPHELIA & LULU

OPHELIA & LULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: SEP 09, 2001

Goods/Services:

International Class 25: MEN'S, WOMEN'S AND CHILDREN'S

APPAREL,

Last Reported Owner:

B. LUCID, LTD.

TEXAS CORPORATION HOUSTON, TEXAS

Chronology:

Filed: APR 20, 2000 **Serial Number:** 76-030,664

Abandoned: SEP 09, 2001

Ownership Details:

Applicant:

B. LUCID, LTD.

TEXAS CORPORATION

HOUSTON, TEXAS

Filing Correspondent:

JAMES E. BRADLEY

BRACEWELL & PATTERSON

P.O. BOX 61389

HOUSTON, TEXAS 77208-1389

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 145 of 162

US-149 Group: Four

ULU

TRIXIE & LULU

TRIXIE & LULU

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: JUL 15, 2003

Goods/Services:

International Class 25: CLOTHING, NAMELY, JEANS, DENIM JEANS, OVERALLS, COVERALLS, JUMPERS, JUMP SUITS, TROUSERS, SLACKS, PANTS, CYCLE PANTS, SHORTS, BOXER SHORTS, SHIRTS, T-SHIRTS, UNDER SHIRTS, NIGHT SHIRTS, RUGBY SHIRTS, JERSEYS, UNIFORMS, ATHLETIC UNIFORMS, POLO SHIRTS, TOPS, CROP TOPS, TANK TOPS, HALTER TOPS, SWEAT SHIRTS, SWEAT SHORTS, SWEAT PANTS, WARM-UP SUITS, JOGGING SUITS, BLOUSES, SKIRTS, DRESSES, SWEATERS, VESTS, FLEECE VESTS, PULLOVERS, FLEECE PULLOVERS, SNOW SUITS, PARKAS, ANORAKS, PONCHOS, JACKETS, DINNER JACKETS, SPORTS JACKETS, GOLF AND SKI JACKETS, REVERSIBLE JACKETS, COATS, BLAZERS, SUITS, TURTLENECKS, SWIMWEAR, BEACHWEAR, CAPS, BERETS, HATS, HEADBANDS, WRIST BANDS, HEADWEAR, EAR MUFFS, APRONS, SCARVES, BANDANAS, BELTS, SUSPENDERS, NECKWEAR, NECKTIES, TIES, BOW TIES, CLOTH BIBS, CLOTH DIAPERS, BOOTIES, INFANTWEAR, UNDERWEAR, BRIEFS, SWIM AND BATHING TRUNKS, BRAS, SPORTS BRAS, SINGLETS, SOCKS, LOUNGEWEAR, ROBES, BATHROBES, PAJAMAS, SLEEPWEAR, NIGHT GOWNS, LINGERIE, CAMISOLES, SLIPS, STOCKINGS, BODY STOCKINGS, PANTYHOSE, HOSIERY, KNIT HOSIERY, LEG WARMERS, BODYSUITS, LEGGINGS, TIGHTS, LEOTARDS, UNITARDS, GLOVES, MITTENS, WRIST BANDS, FOOTWEAR, SHOES, SNEAKERS, BOOTS, GALOSHES, SANDALS, ZORI, SLIPPERS AND RAINWEAR

Last Reported Owner:

BEN ELIAS INDUSTRIES CORPORATION NEW YORK CORPORATION 1400 BROADWAY NEW YORK, NEW YORK 10018

We Have Located Other Marks With This Owner

TRIXIE + LULU USPTO Page 160

Chronology:

Filed: OCT 18, 2001 **Serial Number:** 76-327,559

Published For Opposition: OCT 22, 2002

Abandoned: JUL 15, 2003

Ownership Details:

Applicant:

BEN ELIAS INDUSTRIES CORPORATION **NEW YORK CORPORATION** 1400 BROADWAY NEW YORK, NEW YORK 10018

Assignee

BEN ELIAS INDUSTRIES **CORPORATION NEW YORK CORPORATION** 1400 BROADWAY

NEW YORK, NEW YORK, 10018

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: MAY 06, 2004 Reel/Frame: 2848/0262 **Correspondent:**

GOTTLIEB, RACKMAN & REISMAN,

P.C.

AMY B. GOLDSMITH, ESQ. 270 MADISON AVENUE

8TH FLOOR

NEW YORK, NY 10016

Assignee

GARICK SALES CORP. **NEW YORK CORPORATION** 1441 BROADWAY, 34TH FLOOR NEW YORK, NEW YORK, 10018

Brief: ASSIGNS THE ENTIRE

INTEREST

Recorded: MAR 11, 2003 Reel/Frame: 2690/0845

Assignor

GARICK SALES CORP. **NEW YORK CORPORATION** Signed: APR 13, 2004

Assignor

EASY SWEATERS LLC **NEW YORK LIMITED LIABILITY COMPANY**

Signed: MAR 04, 2003

Search: 140820211 USPTO Page: 311 **Analyst: ANN ARNOLD**

Correspondent:

PRYOR CASHMAN SHERMAN & FLYNN LLP TERESA A. LEE, ESQ. 410 PARK AVENUE, 10TH FLOOR NEW YORK, NY 10022

Filing Correspondent:

TERESA A. LEE
PRYOR CASHMAN SHERMAN & FLYNN LLP
410 PARK AVENUE
NEW YORK NY 10022-4441

ULU

US-150 Group: Four



MAX AND LULU

Status: CANCELLED Cancellation Section: 8

USPTO Status: CANCELLED - SECTION 8

USPTO Status Date: JUN 26, 1984

Goods/Services:

International Class 25: WOMEN'S CLOTHING-NAMELY, DRESSES, SKIRTS, SHORTS, BLOUSES, JACKETS, PANTS, HALTERS, SHIRTS,

PLAYSUITS AND JUMPSUITS First Used: MAY 1975 (INTL. CL. 25)

In Commerce: MAY 1975

Last Reported Owner:

DOROTHY AND PAUL SCHOELEN, INC.

CALIFORNIA CORPORATION

1318 S. OLIVE ST. LOS ANGELES, CALIF. 90015

Chronology:

Filed: JUL 01, 1977 **Serial Number:** 73-132,565

Published For Opposition: NOV 08, 1977

Registered: JAN 31, 1978 **Registration Number: 1,084,082**

Cancelled: JUN 26, 1984

Ownership Details:

Registrant:

DOROTHY AND PAUL SCHOELEN, INC.

LOS ANGELES, CALIFORNIA

Lining Stippling:

THE DRAWING IS LINED FOR THE COLOR RED.

Claims:

IT IS HEREBY CERTIFIED THAT THE ABOVE IDENTIFIED REGISTRATION IS IN ERROR REQUIRING CORRECTION AS FOLLOWS: #IN THE STATEMENT, COLUMN 002, LINE 002, "MAX AND LULA" SHOULD BE DELETED AND "MAX AND LULU" SHOULD BE INSERTED. #THE SAID REGISTRATION SHOULD READ AS CORRECTED ABOVE.

Design Phrase:

THE MARK CONSISTS OF THE WORDS "MAX AND LULA" AND THE REPRESENTATION OF A WOMAN HOLDING A CAT.

Filing Correspondent:

?

US-151 Group: Four



THE AFRO PUFF GIRLS! LULU JOYCE VIOLET LOVE PEACE SOUL

Status: **ABANDONED**

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: MAR 11, 2006

Goods/Services:

International Class 25: T-SHIRTS First Used: JAN 01, 2004 (INTL. CL. 25)

In Commerce: JAN 01, 2004

Last Reported Owner:

DURANT, ADDYE

UNITED STATES INDIVIDUAL

1308 SPRUCE STREET

PHILADELPHIA, PENNSYLVANIA 19107

Chronology:

Serial Number: 78-416,341 **Filed:** MAY 11, 2004

Abandoned: FEB 14, 2006

Ownership Details:

Applicant:

DURANT, ADDYE

UNITED STATES INDIVIDUAL

1308 SPRUCE STREET

PHILADELPHIA, PENNSYLVANIA 19107

Claims:

THE COLOR(S) BLUE, BEIGE, BROWN, ORANGE, RED, YELLOW, LIGHT BROWN, PINK, PURPLE, WHITE, DARK BROWN IS/ARE CLAIMED AS A FEATURE OF THE MARK.

Design Phrase:

THE MARK CONSISTS OF THREE BROWN-SKINNED CHARACTER HEADS WITH THEIR NAMES IN WHITE LETTERS BELOW, OVER "THE AFRO PUFF GIRLS!" LOGO IN YELLOW FADING INTO RED. THIS DESIGN IS SUPERIMPOSED ON A BLUE STAR SHAPED BACKGROUND CONTAINED WITHIN A BEIGE OVAL. THE WORDS "LOVE. PEACE. SOUL" APPEAR AT THE BOTTOM OF THE BEIGE OVAL, AND BENEATH THE THREE WORDS ARE A HEART SYMBOL, A PEACE SYMBOL, AND ANOTHER SYMBOL RESEMBLING A PAINTBRUSH. THE COLOR BROWN APPEARS ON THE THREE CHARACTERS' FACES. THE COLOR WHITE APPEARS IN THE NAMES LULU, JOYCE AND VIOLET, THE COLOR WHITE ALSO APPEARS ON THE CENTER AND OUTER PARTS OF THE CHARAC TERS' EYES, AND THE TEETH OF THE CHARACTER NAMED

ULU

JOYCE, THE COLOR YELLOW APPEARS IN THE UPPER PORTION OF THE WORDING THE AFRO PUFF, THE CENTER OF THE BUTTERFLY BARRETTE SHOWN IN LULU'S HAIR, AND THE BALL SHAPED PONYTAIL HOLDER SHOWN IN VIOLET'S HAIR. THE COLOR RED IS SHOWN IN THE LOWER PORTION OF THE WORDING THE AFRO PUFF AND THE COLOR RED IS ALSO SHOWN IN THE WORDING GIRLS. THE COLOR ORANGE IS SHOWN IN THE BUTTERFLY BARRETTE SHOWN IN LULU'S HAIR AND IN THE CENTER OF THE WORDING THE AFRO PUFF. THE COLOR BLUE IS SHOWN IN THE STAR SHAPED BACKGROUND. THE COLOR LIGHT BROWN IS SHOWN IN THE WORDING LOVE, PEACE, SOUL. THE COLOR LIGHT BROWN IS ALSO SHOWN IN THE HEART, PEACE SYMBOL AND THE DESIGN RESEMBLING A PAINTBRUSH. THE COLOR BLACK IS SHOWN IN THE OUTLINE OF THE BLUE STAR, THE CHARACTERS' HAIR, THE PUPIL OF THE CHARACTERS' EYES, IN THE CHARACTERS' EYELASHES, OUTLINE OF THEIR FACES, NOSE, MOUTH AND TEETH. THE COLOR PURPLE IS SHOWN IN THE CHARACTER VIOLET'S BALL SHAPED PONY TAIL HOLDER. THE COLOR BEIGE IS SHOWN ON THE OVAL DESIGN IN THE BACKGROUND. THE COLORS BLUE, BEIGE, BROWN, ORANGE, RED, YELLOW, LIGHT BROWN, PINK, PURPLE, WHITE, DARK BROWN ARE CLAIMED AS A DISTINCTIVE FEATURE OF THE MARK. THE MARK CONSISTS OF THREE BROWN-SKINNED CHARACTER HEADS WITH THEIR NAMES IN WHITE LETTERS BELOW, OVER "THE AFRO PUFF GIRLS!" LOGO IN YELLOW FADING INTO RED. THIS DESIGN IS SUPERIMPOSED ON A BLUE STAR SHAPED BACKGROUND CONTAINED WITHIN A BEIGE OVAL. THE WORDS "LOVE. PEACE. SOUL" APPEAR AT THE BOTTOM OF THE BEIGE OVAL, AND BENEATH THE THREE WORDS ARE A HEART SYMBOL, A PEACE SYMBOL, AND ANOTHER SYMBOL RESEMBLING A PAINTBRUSH. THE COLOR BROWN APPEARS ON THE THREE CHARACTERS FACES. THE COLOR WHITE APPEARS IN THE NAMES LULU, JOYCE AND VIOLET. THE COLOR WHITE ALSO APPEARS ON THE CENTER AND OUTER PARTS OF THE CHARACTERS EYES, AND THE TEETH OF THE CHARACTER NAMED JOYCE. THE COLOR YELLOW APPEARS IN THE UPPER PORTION OF THE WORDING THE AFRO PUFF, THE CENTER OF THE BUTTERFLY BARRETTE SHOWN IN LULUS HAIR, AND THE BALL SHAPED PONYTAIL HOLDER SHOWN IN VIOLETS HAIR. THE COLOR RED IS SHOWN IN THE LOWER PORTION OF THE WORDING THE AFRO PUFF AND THE COLOR RED IS ALSO SHOWN IN THE WORDING GIRL. THE COLOR ORANGE IS SHOWN IN THE BUTTERFLY BARRETTE SHOWN IN LULUS HAIR AND IN THE CENTER OF THE WORDING THE AFRO PUFF. THE COLOR BLUE IS SHOWN IN THE STAR SHAPED BACKGROUND. THE COLOR LIGHT BROWN IS SHOWN IN THE WORDING LOVE, PEACE,

SOUL. THE COLOR LIGHT BROWN IS ALSO SHOWN IN THE HEART, PEACE SYMBOL AND THE DESIGN RESEMBLING A PAINTBRUSH. THE COLOR BLACK IS SHOWN IN THE OUTLINE OF THE BLUE STAR, THE CHARACTERS HAIR, THE PUPIL OF THE CHARACTERS EYES, IN THE CHARACTERS EYELASHES, OUTLINE OF THEIR FACES, NOSE, MOUTH AND TEETH. THE COLOR PURPLE IS SHOWN IN THE CHARACTER VIOLETS BALL SHAPED PONY TAIL HOLDER. THE COLOR BEIGE IS SHOWN ON THE OVAL DESIGN IN THE BACKGROUND.

ULU

Filing Correspondent:

SCOTT A. COHEN, ESQ.
SCOTT A. COHEN, ESQUIRE
SUITE 300
1800 JFK BLVD.
PHILADELPHIA PA 19103

US-152 Group: Four



LULU'S FASHION LOUNGE

Status: **ABANDONED**

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: JUL 20, 2005

Goods/Services:

International Class 25: SHIRTS; PANTS; BELTS; SLEEPWEAR;

UNDERWEAR

International Class 35: RETAIL CLOTHING STORES

First Used: AUG 31, 1996 (INTL. CL. 25)

In Commerce: AUG 31, 1996

First Used: AUG 31, 1996 (INTL. CL. 35)

In Commerce: AUG 31, 1996

Last Reported Owner:

COLLEEN L. CANNON AND DEBRA A. CANNON, A CALIFORNIA

GENERAL PARTNERSHIP

Composed Of: COLLEEN L. CANNON, A CITIZEN OF THE UNITED STATES; DEBRA A. CANNON, A CITIZEN OF THE UNITED STATES

CALIFORNIA PARTNERSHIP

212 MAIN STREET

CHICO, CALIFORNIA 95928

Chronology:

Serial Number: 78-423.284 Filed: MAY 21, 2004

Abandoned: JUN 23, 2005

Ownership Details:

Applicant:

COLLEEN L. CANNON AND DEBRA A. CANNON, A CALIFORNIA

GENERAL PARTNERSHIP

Composed Of: COLLEEN L. CANNON, A CITIZEN OF THE UNITED

STATES; DEBRA A. CANNON, A CITIZEN OF THE UNITED STATES

CALIFORNIA PARTNERSHIP

212 MAIN STREET

CHICO, CALIFORNIA 95928

Design Phrase:

THE MARK CONSISTS OF THE WORD "LULU'S" IN CURSIVE WRITING, WITH A STAR IN PLACE OF THE APOSTROPHE, WITHIN A DOUBLE OVAL, AND THE WORDS "FASHION LOUNGE" IN BLOCK

LETTERING BENEATH THE OVALS.

Filing Correspondent:

LISA L. NIXON

DOWNEY BRAND LLP

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 153 of 162

555 CAPITOL MALL, 10TH FLOOR SACRAMENTO, CA 95814 ULU

US-153 Group: Four



LITTLE LULU

Status: EXPIRED

USPTO Status: EXPIRED

USPTO Status Date: FEB 13, 1995

Goods/Services:

International Class 26: SEW-ON APPLIQUES INTENDED FOR APPLI

CATION TO CHILDREN'S GARMENTS First Used: DEC 04, 1972 (US.CL. 40)

In Commerce: DEC 04, 1972

Last Reported Owner:

MATTEL, INC.

DELAWARE CORPORATION

We Have Located Other Marks With This Owner

<u>LITTLE LULU</u> USPTO Page 336

Chronology:

Filed: JAN 08, 1973 **Serial Number:** 72-445,369

Published For Opposition: FEB 12, 1974

Registered: MAY 07, 1974 Registration Number: 983,395
Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK.

Ownership Details:

Registrant:

WESTERN PUBLISHING COMPANY, INC.

WISCONSIN CORPORATION

1220 MOUND AVE.

RACINE, WISCONSIN 53404

Assignee

Assignor

WESTERN PUBLISHING COMPANY,

INC.

MATTEL INC.

DELAWARE CORPORATION

DELAWARE CORPORA

1220 MOUND AVE.

5150 ROSECRANS AVE. HAWTHORNE, CALIFORNIA

DELAWARE CORPORATION

RACINE, WISCONSIN, 53404

Acknowledge: OCT 04, 1983

Brief: ASSIGNS THE ENTIRE
INTEREST AND THE GOODWILL
Percentage OCT 12, 1093

Recorded: OCT 12, 1983 **Reel/Frame:** 0453/0029

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

MATTEL, INC.

WESTERN PUBLISHING COMPANY,

ULU

DELAWARE CORPORATION

INC. (MERGED INTO)

WISCONSIN CORPORATION

Signed: DEC 30, 1982

Brief: MERGER EFFECTIVE IN

DELAWARE, 19790615 **Recorded:** APR 25, 1983 **Reel/Frame:** 0439/0442

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

WESTERN PUBLISHING COMPANY,

INC.

WPC PUBLISHING, INC. **Signed:** DEC 05, 1980

Brief: CHANGE OF NAME 19790615

Recorded: APR 25, 1983 Reel/Frame: 0439/0439

Correspondent:

WESTERN PUBLISHING COMPANY,

INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

Assignor

WESTERN PUBLISHING COMPANY,

INC.

WPC, INC. (CHANGED TO) **Signed:** NOV 19, 1979

Assignor

WPC PUBLISHING, INC. (CHANGED TO)

ULU

Brief: CERTIFICATE BY THE SECRETARY OF STATE OF DELAWARE SHOWING CHANGES OF NAME ON APRIL 9, 1979 AND JUNE 15, 1979 RESPECTIVELY Recorded: NOV 28, 1979 Reel/Frame: 0359/0864 Correspondent:

WESTERN PUBLISHING CO. INC.

1220 MOUND AVE. RACINE, WI 53404

Assignee

WESTERN PUBLISHING COMPANY, INC.

Assignor WPC, INC.

Acknowledge: NOV 19, 1979

Assignor

WPC PUBLISHING, INC. **Acknowledge:** NOV 19, 1979

Brief: CERTIFICATE BY THE SECRETARY OF STATE OF DELAWARE SHOWING CHANGES OF NAME ON APRIL 9 1979 RESPE CTIVELY

Recorded: NOV 28, 1979 Reel/Frame: 0359/F864

Correspondent:

WESTERN PUBLISHING CO. INC.

1220 MOUND AVE. RACINE, WIS. 53404

Other U.S. Registrations: 958,607; 959,441; 962,620

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 157 of 162

US-154 Group: Four

ULU

TAILTA DK FOR FOR PRINTERS FOR THE PRINTERS FOR FOR THE PRINTERS FOR THE P

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: JUN 17, 2004

Goods/Services:

International Class 27: WALLPAPER, WALL COVERINGS MADE OF FABRIC, TEXTILES, PLASTIC, VINYL AND ACRYLIC, CARPETS, BATH AND DOOR MATS MADE OF FABRIC, TEXTILES, REEDS,

STRAW, FIBERS, ACRYLIC AND RUBBER

Last Reported Owner:

LULU DK LLC

DELAWARE CORPORATION

SUITE 2E

136 EAST 64TH STREET

NEW YORK, NEW YORK 10021

We Have Located Other Marks With This Owner

 LULU DK
 USPTO
 Page 145

 LULU DK
 USPTO
 Page 203

Chronology:

Filed: JUL 31, 2002 **Serial Number:** 78-149,234

Published For Opposition: SEP 23, 2003

Abandoned: JUN 17, 2004

Ownership Details:

Applicant:

LULU DK LLC

DELAWARE CORPORATION

SUITE 2E

136 EAST 64TH STREET

NEW YORK, NEW YORK 10021

Filing Correspondent:

SUSAN C. SHIN

BROWN RAYSMAN MILLSTEIN FELDER & STEINER

900 THIRD AVENUE NEW YORK NY 10022

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 158 of 162

ULU

US-155 Group: Four

LULU LADYBUG

LULU LADYBUG

Status: **ABANDONED**

INTENT TO USE

USPTO Status: ABANDONED-FAILURE TO RESPOND

USPTO Status Date: APR 09, 2001

Goods/Services:

International Class 28: TOYS, NAMELY DOLLS

Last Reported Owner:

THE BRASS KEY, INC.

WASHINGTON CORPORATION 815 SOUTH 336TH STREET

FEDERAL WAY, WASHINGTON 98003

Chronology:

Filed: OCT 16, 1998 **Serial Number:** 75-571,545

Abandoned: APR 09, 2001

Ownership Details:

Applicant:

THE BRASS KEY, INC.

WASHINGTON CORPORATION 815 SOUTH 336TH STREET

FEDERAL WAY, WASHINGTON 98003

Filing Correspondent:

VALERIE DU LANEY

MILLER NASH WIENER HAGER & CARLSEN

4400 TWO UNION SQ

601 UNION ST

SEATTLE WA 98101-2352

Case 5:07-cv-00347-D Document 50-4 Filed 10/09/2007 Page 159 of 162

ULU

US-156 Group: Four

LULU SHELDON

LULU SHELDON

Status: ABANDONED

INTENT TO USE

USPTO Status: ABANDONED-NO STATEMENT OF USE FILED

USPTO Status Date: DEC 15, 1994

Goods/Services:

International Class 28: TURTLE SHAPED TOY DOLL

Last Reported Owner:

JSCO TOYS, INC.

MISSOURI CORPORATION

2008 MARCONI

ST. LOUIS, MISSOURI 63110

Chronology:

Filed: SEP 10, 1993 **Serial Number:** 74-435,376

Published For Opposition: MAR 22, 1994

Abandoned: DEC 15, 1994

Ownership Details:

Applicant:

JSCO TOYS, INC.

MISSOURI CORPORATION

2008 MARCONI

ST. LOUIS, MISSOURI 63110

Filing Correspondent:

PHILIP B. POLSTER

POLSTER, LIEDER, WOODRUFF & LUCCHESI 763 SOUTH NEW BALLAS ROAD, SUITE 160

ST. LOUIS, MO 63141

US-157

ULU

Group: Four

LITTLE LULU

LITTLE LULU

Status: **EXPIRED**

USPTO Status: EXPIRED

USPTO Status Date: APR 10, 2004

Goods/Services:

International Class 28:

(U.S. CL. 22) BOXED PAPER DOLLS COMPRISING TWO

DIMENSIONAL CARDBOARD DOLL, DOLL STAND, AND PRESS-OUT

PRINTED PAPER DOLL CLOTHES, SOLD AS UNITS

First Used: SEP 07, 1972 (US.CL. 22)

In Commerce: SEP 07, 1972

Last Reported Owner:

CLASSIC MEDIA, INC.

DELAWARE CORPORATION

435 HUDSON ST.

2ND FLOOR

NEW YORK, NEW YORK 10014

We Have Located Other Marks With This Owner

<u>LITTLE LULU</u>	USPTO	Page 111
THE LITTLE LULU SHOW	USPTO	Page 189
LITTLE LULU	USPTO	Page 269
LITTLE LULU	USPTO	Page 280
LITTLE LULU	Common Law	Page 1059

Chronology:

Filed: SEP 18, 1972 **Serial Number:** 72-436,008

Published For Opposition: MAR 06, 1973

Registered: JUL 03, 1973 **Registration Number: 962,620** Affidavit Section: REGISTERED - SEC. 8 (6-YR) ACCEPTED &

SEC. 15 ACK. APR 02, 1979

Renewed: JUL 03, 1993

Ownership Details:

Registrant:

WESTERN PUBLISHING COMPANY, INC.

DELAWARE CORPORATION

1220 MOUND AVENUE

RACINE, WISCONSIN 53404

Assignee

CLASSIC MEDIA, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

HARVEY ENTERTAINMENT, INC.
DELAWARE CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

UPA INDUSTRIES
CALIFORNIA CORPORATION
6TH FLOOR
860 BROADWAY
NEW YORK, NEW YORK, 10003

Assignee

GOLD KEY HOME VIDEO, INC. DELAWARE CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

HARVEY ASSETS COMPANY LLC DELAWARE LIMITED LIABILITY COMPANY 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA PRODUCTIONS OF AMERICA CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignor

JPMORGAN CHASE BANK, NATIONAL ASSOCIATION NEW YORK NATIONAL BANKING ASSOCIATION **ULU**

Signed: JAN 11, 2007

Assignee

UPARIO MUSIC CALIFORNIA CORPORATION 6TH FLOOR 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

UPA MUSIC COMPANY CALIFORNIA CORPORATION **6TH FLOOR** 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA, INC. **NEW YORK CORPORATION 6TH FLOOR** 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

BIG IDEA.COM, INC. **DELAWARE CORPORATION 6TH FLOOR** 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA MUSIC, INC. **NEW YORK CORPORATION 6TH FLOOR** 860 BROADWAY NEW YORK, NEW YORK, 10003

Assignee

CLASSIC MEDIA PICTURES, INC. **DELAWARE CORPORATION 6TH FLOOR** 860 BROADWAY NEW YORK, NEW YORK, 10003