

Generated on: This page was generated by TSDR on 2019-03-04 09:50:16 EST

Mark: BE WELL RED

BE WELL RED

US Serial Number: 78638379

Application Filing Date: May 26, 2005

US Registration Number: 3269578

Registration Date: Jul. 24, 2007

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 04, 2017

Publication Date: Aug. 29, 2006

Notice of Allowance Date: Nov. 21, 2006

Mark Information

Mark Literal Elements: BE WELL RED

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "RED"

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Tea

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 20, 2006

Use in Commerce: Jan. 20, 2006

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: The Republic of Tea, Inc.

Owner Address: #5 Hamilton Landing, Suite 100
Novato, CALIFORNIA 94949
UNITED STATES

Legal Entity Type: CORPORATION

State or Country CALIFORNIA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Elizabeth J. Rest

Attorney Primary Email Address: elizabeth@crownlp.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Elizabeth J. Rest
Crown, LLP
155 Montgomery Street, Suite 1401
San Francisco, CALIFORNIA 94104
UNITED STATES

Phone: 415-932-6557

Correspondent e-mail: elizabeth@crownlp.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 04, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 04, 2017	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	71359
Jan. 04, 2017	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	71359
Jan. 03, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71359
Oct. 21, 2016	TEAS SECTION 8 & 9 RECEIVED	
Jul. 24, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Feb. 15, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 17, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 17, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Dec. 10, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 10, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 22, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 22, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Sep. 22, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Sep. 04, 2012	TEAS SECTION 8 & 15 RECEIVED	
Mar. 30, 2012	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 30, 2012	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 18, 2008	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Aug. 18, 2008	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 24, 2007	REGISTERED-PRINCIPAL REGISTER	
Jun. 21, 2007	LAW OFFICE REGISTRATION REVIEW COMPLETED	78288
Jun. 21, 2007	ASSIGNED TO LIE	78288
May 23, 2007	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 07, 2007	STATEMENT OF USE PROCESSING COMPLETE	66530
Feb. 07, 2007	USE AMENDMENT FILED	66530
Feb. 07, 2007	TEAS STATEMENT OF USE RECEIVED	
Nov. 21, 2006	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 29, 2006	PUBLISHED FOR OPPOSITION	
Aug. 09, 2006	NOTICE OF PUBLICATION	
Jul. 06, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Jun. 30, 2006	ASSIGNED TO LIE	77976
Jun. 23, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 20, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 16, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889

Jun. 16, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 20, 2005	NON-FINAL ACTION E-MAILED	6325
Dec. 20, 2005	NON-FINAL ACTION WRITTEN	76134
Dec. 19, 2005	ASSIGNED TO EXAMINER	76134
Jun. 06, 2005	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 24, 2017

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 04, 2017

Proceedings

Summary

Number of Proceedings: 4

Type of Proceeding: Opposition

Proceeding Number: [91223365](#)

Filing Date: Aug 18, 2015

Status: Terminated

Status Date: Mar 31, 2016

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Jose Gonzales

Correspondent Address: JONATHAN A HYMAN
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET 14TH FLOOR
IRVINE CA , 92614
UNITED STATES

Correspondent e-mail: efiling@knobbe.com , Jonathan.Hyman@knobbe.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
SIP & BE WELL	Abandoned - After Inter-Partes Decision	86576786	

Plaintiff(s)

Name: The Republic of Tea, Inc.

Correspondent Address: ELIZABETH J REST
OWEN SEITEL CROWN LLP
155 MONTGOMERY STREET, SUITE 1401
SAN FRANCISCO CA , 94104
UNITED STATES

Correspondent e-mail: elizabeth@crownlp.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL RED	REGISTERED AND RENEWED	78638379	3269578
BE WELL RED	Section 8 and 15 - Accepted and Acknowledged	85254299	4048352
SIP BY SIP RATHER THAN GULP BY GULP	REGISTERED AND RENEWED	75032196	2033658

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 18, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 18, 2015	Sep 27, 2015
3	PENDING, INSTITUTED	Aug 18, 2015	
4	CHANGE OF CORRESP ADDRESS	Sep 24, 2015	
5	D APPEARANCE / POWER OF ATTORNEY	Sep 28, 2015	
6	STIP FOR EXT	Sep 28, 2015	
7	EXTENSION OF TIME GRANTED	Sep 28, 2015	
8	ANSWER	Oct 27, 2015	
9	P APPEARANCE / POWER OF ATTORNEY	Dec 18, 2015	
10	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 18, 2015	
11	SUSPENDED	Dec 18, 2015	
12	P REQ TO W/DRAW AS ATTORNEY	Dec 21, 2015	
13	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 13, 2016	
14	SUSPENDED	Jan 13, 2016	
15	STIP TO SUSP PEND SETTL NEGOTIATIONS	Feb 12, 2016	
16	SUSPENDED	Feb 12, 2016	
17	W/DRAW OF APPLICATION	Mar 21, 2016	
18	BD DECISION: DISMISSED W/O PREJ	Mar 31, 2016	
19	TERMINATED	Mar 31, 2016	

Type of Proceeding: Opposition

Proceeding Number: [91198382](#)

Filing Date: Jan 26, 2011

Status: Terminated

Status Date: Jan 14, 2012

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Kusmi Tea

Correspondent Address: THOMAS J MANGO
CANTOR COLBURN LLP
20 CHURCH STREET, 22ND FLOOR
HARTFORD CT , 06103-3207
UNITED STATES

Correspondent e-mail: tmango@cantorcolburn.com , cwilkinson@cantorcolburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE COOL	SECTION 71 & 15-ACCEPTED AND ACKNOWLEDGED	79072740	4100627

Plaintiff(s)

Name: The Republic of Tea, Inc.

Correspondent Address: MICHELLE C BURKE
McDERMOTT WILL AND EMERY LLP
227 WEST MONROE STREET, SUITE 4400
CHICAGO IL , 60606-5096
UNITED STATES

Correspondent e-mail: lbalsan@mwe.com , mburke@mwe.com , cvicino@mwe.com , umattsson@mwe.com , jmikulina@mwe.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL RED	REGISTERED AND RENEWED	78638379	3269578
BE WELL GREEN	Abandoned - No Statement Of Use Filed	77863934	
BE ACTIVE	Section 8 and 15 - Accepted and Acknowledged	77715327	4172007

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 26, 2011	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 28, 2011	Mar 09, 2011
3	PENDING, INSTITUTED	Jan 28, 2011	
4	D'S APPEARANCE OF COUNSEL/POWER OF ATTORNEY	Mar 03, 2011	
5	D'S APPEARANCE OF COUNSEL/POWER OF ATTORNEY	Mar 03, 2011	
6	D'S APPEARANCE OF COUNSEL/POWER OF ATTORNEY	Mar 03, 2011	
7	CHANGE OF CORRESPONDENCE ADDRESS	Mar 03, 2011	
8	TRIAL DATES REMAIN AS SET	Mar 07, 2011	
9	ANSWER	Mar 09, 2011	
10	CHANGE OF CORRESPONDENCE ADDRESS	Mar 29, 2011	
11	BOARD'S ORDER	Jun 28, 2011	
12	CHANGE OF CORRESPONDENCE ADDRESS	Jul 26, 2011	
13	STIPULATION TO SUSPEND	Jul 26, 2011	
14	SUSPENDED	Aug 01, 2011	
15	STIPULATED REVISED ACR SCHEDULE	Sep 09, 2011	
16	PROCEEDINGS RESUMED	Sep 13, 2011	
17	STIPULATED MOTION TO SUSPEND PROCEEDINGS	Oct 21, 2011	
18	SUSPENDED	Oct 26, 2011	
19	P'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	Dec 23, 2011	
20	SUSPENDED	Dec 27, 2011	
21	WITHDRAWAL OF OPPOSITION	Jan 11, 2012	
22	BD'S DECISION: DISMISSED W/ PREJUDICE	Jan 14, 2012	
23	TERMINATED	Jan 14, 2012	

Type of Proceeding: Opposition

Proceeding Number: [91191143](#)

Filing Date: Jul 21, 2009

Status: Terminated

Status Date: Oct 30, 2009

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Biopolymer Engineering, Inc.

Correspondent Address: DEAN R. KARAU
FREDRIKSON & BYRON, P.A.
200 S 6TH ST STE 4000
MINNEAPOLIS MN , 55402-1425
UNITED STATES

Correspondent e-mail: ip@fredlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
WELLTEA	Abandoned - After Inter-Partes Decision	77531179	

Plaintiff(s)

Name: The Republic of Tea, Inc.

Correspondent Address: Laila S. Wolfgram
Stinson Morrison Hecker LLP
168 North Meramec Avenue, Suite 400
St. Louis MO , 63105
UNITED STATES

Correspondent e-mail: trademark.stl@stinson.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL RED	REGISTERED AND RENEWED	78638379	3269578
BE WELL GREEN	Abandoned - No Statement Of Use Filed	78638372	
GET WELLNESS	REGISTERED AND RENEWED	77351658	3596061

Prosecution History

Entry Number	History Text	Date	Due Date
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1	FILED AND FEE	Jul 21, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 21, 2009	Aug 30, 2009
3	PENDING, INSTITUTED	Jul 21, 2009	
4	NOTICE OF DEFAULT	Sep 15, 2009	
5	BOARD'S DECISION: SUSTAINED	Oct 30, 2009	
6	TERMINATED	Oct 30, 2009	

Type of Proceeding: Opposition

Proceeding Number: [91191102](#)

Filing Date: Jul 17, 2009

Status: Terminated

Status Date: Aug 07, 2009

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Douglas Green

Correspondent Address: DOUGLAS GREEN
166 2ND AVENUE, APT 10B
NEW YORK NY , 10003-5728
UNITED STATES

Correspondent e-mail: sharon@josiesnyc.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DRINK WELL, BE WELL	Abandoned - After Inter-Partes Decision	77216054	

Plaintiff(s)

Name: The Republic of Tea, Inc.

Correspondent Address: Laila S. Wolfgram
Stinson Morrison Hecker LLP
168 North Meramec Avenue, Suite 400
St. Louis MO , 63105
UNITED STATES

Correspondent e-mail: trademark.stl@stinson.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL RED	REGISTERED AND RENEWED	78638379	3269578
BE WELL GREEN	Abandoned - No Statement Of Use Filed	78638372	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 17, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 17, 2009	Aug 26, 2009
3	PENDING, INSTITUTED	Jul 17, 2009	
4	WITHDRAWAL OF APPLICATION	Aug 06, 2009	
5	BOARD'S DECISION: SUSTAINED	Aug 07, 2009	
6	TERMINATED	Aug 07, 2009	

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Mark: BE WELL

BE WELL

US Serial Number: 77218958

Application Filing Date: Jun. 29, 2007

US Registration Number: 3499846

Registration Date: Sep. 09, 2008

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jul. 11, 2018

Publication Date: Oct. 30, 2007

Notice of Allowance Date: Jan. 22, 2008

Mark Information

Mark Literal Elements: BE WELL

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Hotel and motel services

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 16, 2007

Use in Commerce: Dec. 16, 2007

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Wyndham Hotels and Resorts, LLC

Owner Address: 22 Sylvan Way
Parsippany, NEW JERSEY 07054
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan L. Crane

Docket Number: WHAR00107515

Attorney Primary Email Address: uspto.mail@wyndhamworldwide.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan L. Crane
Wyndham Hotels & Resorts, Inc.
22 Sylvan Way
Parsippany, NEW JERSEY 07054
UNITED STATES

Phone: 973-753-6455

Fax: 973-753-6620

Correspondent e-mail: uspto.mail@wyndham.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 14, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 11, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jul. 11, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	74704
Jul. 11, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	74704
Jun. 28, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	74704
Jun. 18, 2018	TEAS SECTION 8 & 9 RECEIVED	
Jun. 18, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 13, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 06, 2018	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Sep. 09, 2017	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Feb. 21, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb. 21, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Feb. 21, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	69471
Feb. 12, 2014	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 07, 2014	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
Feb. 05, 2014	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 15, 2014	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Nov. 13, 2013	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	69471
Nov. 13, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Oct. 28, 2013	TEAS SECTION 8 & 15 RECEIVED	
Oct. 28, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 26, 2012	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 30, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 19, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 09, 2008	REGISTERED-PRINCIPAL REGISTER	
Aug. 01, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	73296
Jul. 30, 2008	ASSIGNED TO LIE	73296
Jul. 29, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 25, 2008	STATEMENT OF USE PROCESSING COMPLETE	76569
Jul. 15, 2008	USE AMENDMENT FILED	76569
Jul. 25, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76569
Jul. 15, 2008	TEAS STATEMENT OF USE RECEIVED	
Apr. 04, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 22, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 30, 2007	PUBLISHED FOR OPPOSITION	
Oct. 10, 2007	NOTICE OF PUBLICATION	

Sep. 22, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	71373
Sep. 22, 2007	ASSIGNED TO LIE	71373
Aug. 17, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 17, 2007	ASSIGNED TO EXAMINER	68113
Jul. 03, 2007	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 09, 2018

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 11, 2018

Assignment Abstract Of Title Information

Summary

Total Assignments: 5

Registrant: Wyndham TM Corp.

Assignment 1 of 5

Conveyance: CHANGE OF NAME

Reel/Frame: [4921/0666](#)

Pages: 7

Date Recorded: Dec. 18, 2012

Supporting Documents: [assignment-tm-4921-0666.pdf](#)

Assignor

Name: [WHG TM CORP](#)

Execution Date: Oct. 25, 2012

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [WHG TM LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 10750 WEST CHARLESTON BLVD., SUITE 130
LAS VEGAS, NEVADA 89135

Correspondent

Correspondent Name: SUSAN L. CRANE

Correspondent Address: 22 SYLVAN WAY
WYNDHAM WORLDWIDE CORPORATION
PARSIPPANY, NJ 07054

Domestic Representative - Not Found

Assignment 2 of 5

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5185/0093](#)

Pages: 2

Date Recorded: Jan. 02, 2014

Supporting Documents: [assignment-tm-5185-0093.pdf](#)

Assignor

Name: [WHG TM, LLC](#)

Execution Date: Oct. 25, 2012

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Assignee**Name:** [WYNDHAM HOTEL GROUP, LLC](#)**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where Organized:** DELAWARE**Address:** 22 SYLVAN WAY
PARSIPPANY, NEW JERSEY 07054**Correspondent****Correspondent Name:** SONIA VALLE**Correspondent Address:** 22 SYLVAN WAY
PARSIPPANY, NJ 07054**Domestic Representative - Not Found****Assignment 3 of 5****Conveyance:** CORRECTIVE ASSIGNMENT TO CORRECT THE WHG TM LLC PREVIOUSLY RECORDED ON REEL 004921 FRAME 0666. ASSIGNOR(S) HEREBY CONFIRMS THE WYNDHAM TM LLC.**Reel/Frame:** [5198/0385](#)**Pages:** 7**Date Recorded:** Jan. 21, 2014**Supporting Documents:** [assignment-tm-5198-0385.pdf](#)**Assignor****Name:** [WYNDHAM TM CORP](#)**Execution Date:** Oct. 25, 2012**Legal Entity Type:** CORPORATION**State or Country Where Organized:** DELAWARE**Assignee****Name:** [WYNDHAM TM, LLC](#)**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where Organized:** DELAWARE**Address:** 22 SYLVAN WAY
PARSIPPANY, NEW JERSEY 07054**Correspondent****Correspondent Name:** SUSAN L. CRANE**Correspondent Address:** 22 SYLVAN WAY
PARSIPPANY, NJ 07054**Domestic Representative - Not Found****Assignment 4 of 5****Conveyance:** ASSIGNS THE ENTIRE INTEREST**Reel/Frame:** [5208/0291](#)**Pages:** 4**Date Recorded:** Feb. 04, 2014**Supporting Documents:** [assignment-tm-5208-0291.pdf](#)**Assignor****Name:** [WYNDHAM TM LLC](#)**Execution Date:** Oct. 25, 2012**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where Organized:** DELAWARE**DBA, AKA, TA, Formerly:** FORMERLY WYNDHAM TM CORP**Assignee****Name:** [WYNDHAM HOTELS AND RESORTS, LLC](#)**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where Organized:** DELAWARE**Address:** 22 SYLVAN WAY
PARSIPPANY, NEW JERSEY 07054**Correspondent****Correspondent Name:** SUSAN L. CRANE**Correspondent Address:** 22 SYLVAN WAY

Address: WYNDHAM WORLDWIDE CORPORATION
PARSIPPANY, NJ 07054

Domestic Representative - Not Found

Assignment 5 of 5

Conveyance: INTELLECTUAL PROPERTY SECURITY AGREEMENT

Reel/Frame: [6339/0682](#)

Pages: 36

Date Recorded: May 31, 2018

Supporting Documents: [assignment-tm-6339-0682.pdf](#)

Assignor

Name: [AMERICINN INTERNATIONAL, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY
Execution Date: May 30, 2018
State or Country Where Organized: MINNESOTA

Name: [BAYMONT FRANCHISE SYSTEMS, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [DAYS INNS WORLDWIDE, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [DOLCE INTERNATIONAL HOLDINGS, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [HOWARD JOHNSON INTERNATIONAL, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [RAMADA INTERNATIONAL, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [RAMADA WORLDWIDE INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [SUPER 8 WORLDWIDE, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: SOUTH DAKOTA

Name: [TMH WORLDWIDE, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [TRAVELODGE HOTELS, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [TRC FRANCHISOR, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [TRYP HOTELS WORLDWIDE, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [U.S. FRANCHISE SYSTEMS, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [WINGATE INNS INTERNATIONAL, INC.](#)
Legal Entity Type: CORPORATION
Execution Date: May 30, 2018
State or Country Where Organized: DELAWARE

Name: [WYNDHAM HOTEL GROUP, LLC](#) **Execution Date:** May 30, 2018
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** DELAWARE

Name: [WYNDHAM HOTELS AND RESORTS, LLC](#) **Execution Date:** May 30, 2018
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** DELAWARE

Name: [WYNDHAM REWARDS, INC.](#) **Execution Date:** May 30, 2018
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Name: [LA QUINTA WORLDWIDE, LLC](#) **Execution Date:** May 30, 2018
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** NEVADA

Name: [WELLESLEY FRANCHISING L.L.C.](#) **Execution Date:** May 30, 2018
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** DELAWARE

Assignee

Name: [BANK OF AMERICA, N.A., AS COLLATERAL AGENT](#)
Legal Entity Type: BANK **State or Country Where Organized:** NORTH CAROLINA

Address: 101 N TRYON ST.
C/O MAC LEGAL (NC1-001-05-45)
CHARLOTTE, NORTH CAROLINA 28255-0001

Correspondent

Correspondent Name: JAY DASILVA

Correspondent Address: 1025 VERMONT AVE NW, SUITE 1130
COGENCY GLOBAL INC.
WASHINGTON, DC 20005

Domestic Representative - Not Found

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Mark: BE WELL FED

be well fed

US Serial Number: 85891723

Application Filing Date: Apr. 01, 2013

US Registration Number: 4716991

Registration Date: Apr. 07, 2015

Register: Principal

Mark Type: Trademark

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

Status Date: Apr. 07, 2015

Publication Date: Aug. 06, 2013

Notice of Allowance Date: Oct. 01, 2013

Mark Information

Mark Literal Elements: BE WELL FED

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Protein dietary supplements

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2013

Use in Commerce: Mar. 19, 2013

For: Beef Jerky

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2013

Use in Commerce: Mar. 19, 2013

For: Cookie and protein bars

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2013

Use in Commerce: Mar. 19, 2013

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Welbourn, John
Owner Address: 331 Ford Street
 Watsonville, CALIFORNIA 95076
 UNITED STATES
Legal Entity Type: INDIVIDUAL **Citizenship:** UNITED STATES

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Philip A. Toomey
Attorney Primary Email Address: ptoomey@cjtlp.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: PHILIP A. TOOMEY
 CARICO JOHNSON TOOMEY
 841 APOLLO ST STE 450
 EL SEGUNDO, CALIFORNIA 90245-4722
 UNITED STATES
Phone: 310-545-0010 **Fax:** 310-546-5477
Correspondent e-mail: ptoomey@cjtlp.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 07, 2015	REGISTERED-PRINCIPAL REGISTER	
Mar. 03, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 28, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 24, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 23, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 23, 2015	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Jan. 15, 2015	NOTIFICATION OF SUBSEQUENT FINAL EMAILED	
Jan. 15, 2015	CONTINUATION OF FINAL REFUSAL E-MAILED	
Jan. 15, 2015	SU - ACTION CONTINUING FINAL - WRITTEN	76833
Dec. 17, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Dec. 17, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Dec. 12, 2014	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Aug. 27, 2014	NOTIFICATION OF FINAL REFUSAL EMAILED	
Aug. 27, 2014	FINAL REFUSAL E-MAILED	
Aug. 27, 2014	SU - FINAL REFUSAL - WRITTEN	76833
Aug. 12, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Aug. 12, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Aug. 04, 2014	ASSIGNED TO LIE	77976
Jul. 31, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 23, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
May 23, 2014	NON-FINAL ACTION E-MAILED	
May 23, 2014	SU - NON-FINAL ACTION - WRITTEN	76833
May 16, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	

May 16, 2014	NON-FINAL ACTION E-MAILED	
May 16, 2014	SU - NON-FINAL ACTION - WRITTEN	76833
Apr. 18, 2014	STATEMENT OF USE PROCESSING COMPLETE	69302
Mar. 26, 2014	USE AMENDMENT FILED	69302
Apr. 16, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
Mar. 26, 2014	TEAS STATEMENT OF USE RECEIVED	
Oct. 01, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 06, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 06, 2013	PUBLISHED FOR OPPOSITION	
Jul. 17, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 25, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 23, 2013	ASSIGNED TO EXAMINER	76833
Apr. 08, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 04, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 28, 2015

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Mark: BE WELL. DRINK LIVE

BE WELL. DRINK LIVE

US Serial Number: 85785808

Application Filing Date: Nov. 21, 2012

US Registration Number: 4769064

Registration Date: Jul. 07, 2015

Register: Principal

Mark Type: Trademark

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

Status Date: Jul. 07, 2015

Publication Date: Aug. 05, 2014

Notice of Allowance Date: Sep. 30, 2014

Mark Information

Mark Literal Elements: BE WELL. DRINK LIVE

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Beverages, namely, kombucha tea

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 01, 2012

Use in Commerce: Sep. 01, 2012

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: LIVE SODA LLC

Owner Address: 4020 SOUTH INDUSTRIAL DRIVE, SUITE 133
AUSTIN, TEXAS 78744
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: TEXAS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bentley Harris

Correspondent

Correspondent Name/Address: Catherine Bentley Harris
4020 South Industrial Drive, Suite 133
Austin, TEXAS 78744
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 27, 2017	REVIEW OF CORRESPONDENCE COMPLETE - POWER OF ATTORNEY ENTERED	47165
Oct. 26, 2017	TEAS WITHDRAWAL OF ATTORNEY RECEIVED-FIRM RETAINS	
May 10, 2017	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 07, 2015	REGISTERED-PRINCIPAL REGISTER	
Jun. 02, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Jun. 01, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 12, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
May 09, 2015	STATEMENT OF USE PROCESSING COMPLETE	66230
Mar. 30, 2015	USE AMENDMENT FILED	66230
May 09, 2015	EXTENSION 1 GRANTED	66230
Mar. 30, 2015	EXTENSION 1 FILED	66230
May 05, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Mar. 30, 2015	TEAS EXTENSION RECEIVED	
Mar. 30, 2015	TEAS STATEMENT OF USE RECEIVED	
Sep. 30, 2014	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 05, 2014	PUBLISHED FOR OPPOSITION	
Jul. 16, 2014	NOTICE OF PUBLICATION	
Jul. 01, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Jun. 24, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 24, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 23, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 24, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 23, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 23, 2014	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Jun. 23, 2014	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Apr. 18, 2014	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	66213
Apr. 15, 2014	ASSIGNED TO LIE	66213
Sep. 30, 2013	LETTER OF SUSPENSION MAILED	
Sep. 27, 2013	SUSPENSION LETTER WRITTEN	74671
Sep. 10, 2013	WITHDRAWAL OF ATTORNEY GRANTED	
Sep. 10, 2013	TEAS WITHDRAWAL OF ATTORNEY RECEIVED	
Sep. 10, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 10, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 06, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 06, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 06, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 15, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 15, 2013	NON-FINAL ACTION E-MAILED	6325
Mar. 15, 2013	NON-FINAL ACTION WRITTEN	74671
Mar. 14, 2013	ASSIGNED TO EXAMINER	74671
Dec. 01, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 01, 2015

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Ross, Trevor

Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [6051/0974](#)

Pages: 3

Date Recorded: May 08, 2017

Supporting Documents: [assignment-tm-6051-0974.pdf](#)

Assignor

Name: [ROSS, TREVOR](#)

Execution Date: May 05, 2017

Legal Entity Type: INDIVIDUAL

Citizenship: No Citizenship Found

Assignee

Name: [LIVE SODA LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: TEXAS

Address: 4020 SOUTH INDUSTRIAL DRIVE, SUITE 133
AUSTIN, TEXAS 78744

Correspondent

Correspondent Name: JOSHUA G. JONES

Correspondent Address: 301 CONGRESS AVE SUITE 1250
AUSTIN, TX 78701

Domestic Representative - Not Found

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Mark: BE WELL

BE WELL

US Serial Number: 86754274

Application Filing Date: Sep. 11, 2015

US Registration Number: 5000103

Registration Date: Jul. 12, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Jul. 12, 2016

Publication Date: Feb. 09, 2016

Notice of Allowance Date: Apr. 05, 2016

Mark Information

Mark Literal Elements: BE WELL

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3269578, 4048352

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: tea, herbal teas for non-medicinal purposes, tea-based beverages

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 2016

Use in Commerce: Apr. 2016

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: The Republic of Tea, Inc.

Owner Address: #5 Hamilton Landing, Suite 100
Novato, CALIFORNIA UNITED STATES 94949

Legal Entity Type: CORPORATION

State or Country CALIFORNIA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Elizabeth J. Rest

Attorney Primary elizabeth@crownlp.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Elizabeth J. Rest
Name/Address: Crown, LLP
155 Montgomery Street, Suite 1401
San Francisco, CALIFORNIA UNITED STATES 94104

Phone: 415-932-6557

Correspondent e- elizabeth@crownlp.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 12, 2016	REGISTERED-PRINCIPAL REGISTER	
Jun. 07, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 06, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 06, 2016	STATEMENT OF USE PROCESSING COMPLETE	70565
May 09, 2016	USE AMENDMENT FILED	70565
Jun. 02, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
May 09, 2016	TEAS STATEMENT OF USE RECEIVED	
Apr. 05, 2016	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 15, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 09, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 09, 2016	PUBLISHED FOR OPPOSITION	
Jan. 20, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 28, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 28, 2015	ASSIGNED TO EXAMINER	78199
Dec. 17, 2015	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 17, 2015	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 16, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 15, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 06, 2016

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Mark: BE WELL BITES

BE WELL BITES

US Serial Number: 86215063

Application Filing Date: Mar. 07, 2014

US Registration Number: 5181939

Registration Date: Apr. 11, 2017

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark, Service Mark

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

Status Date: Apr. 11, 2017

Publication Date: Mar. 10, 2015

Notice of Allowance Date: May 05, 2015

Mark Information

Mark Literal Elements: BE WELL BITES

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "BITES"

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Blanched nuts; Flavored nuts; Fruit-based organic food bars, also containing nuts, brown rice syrup, spices; Nut and seed-based snack bars; Nut- and dried fruit- based snack bars; Nut-based snack bars; Nut-based snack foods; Nut-based snack foods, namely, nut clusters; Organic nut and seed-based snack bars; Seasoned nuts; Snack mix consisting of dehydrated fruit and processed nuts; Snack mix consisting primarily of processed fruits, processed nuts and/or raisins; Snack mix consisting primarily of processed nuts, and also including dehydrated fruit, brown rice syrup, spices

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2013

Use in Commerce: Mar. 01, 2013

For: Direction of making radio or television programs; Distribution of radio programs for others; Editing of radio and television programmes; Educational and entertainment services, namely, a continuing program about Lifestyle and Wellness accessible by means of internet, internet radio, radio, television, satellite, audio, video, web-based applications, mobile phone applications, computer networks,; Educational and entertainment services, namely, a continuing program about Lifestyle and Wellness accessible by radio, television, satellite, audio, video and computer networks; Educational and entertainment services, namely, programs about plastic surgery services combining traditional western medicine practices with holistic therapies, accessible by radio, television, satellite, audio, video and computer networks; Entertainment and educational services, namely, the presentation of seminars, lectures, workshops and panel discussions, and ongoing television and radio talk shows all in the field of public interest concerning Lifestyle and Wellness; Entertainment and educational services, namely, the presentation of seminars, workshops and panel discussions, and ongoing television and radio shows all in the field of Lifestyle and Wellness; Entertainment services, namely, providing an ongoing radio program in the field of food; Entertainment services, namely, providing an ongoing radio program in the field of Health, Life and Wellness

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 19, 2014

Use in Commerce: Mar. 19, 2014

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: BE WELL CONNECTIONS

Owner Address: 6360 N. 48th Street
Paradise Valley, ARIZONA 85253
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: ARIZONA
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: Jamie Relei
31834 Hedge Lane
Laguna Beach, CALIFORNIA 92651
UNITED STATES

Correspondent e-mail: irelei@bewellconnections.com
carlalee5@msn.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 11, 2017	REGISTERED-PRINCIPAL REGISTER	
Mar. 04, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Mar. 03, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 02, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	68171
Mar. 02, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	68171
Feb. 27, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 27, 2017	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 27, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Aug. 27, 2016	NON-FINAL ACTION E-MAILED	
Aug. 27, 2016	SU - NON-FINAL ACTION - WRITTEN	90291
Aug. 24, 2016	STATEMENT OF USE PROCESSING COMPLETE	66154
May 05, 2016	USE AMENDMENT FILED	66154
Jun. 13, 2016	REVIEW OF CORRESPONDENCE COMPLETE	66154
May 05, 2016	TEAS STATEMENT OF USE RECEIVED	
May 03, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 03, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 30, 2016	TEAS WITHDRAWAL AS DOMESTIC REPRESENTATIVE RECEIVED	
Mar. 25, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 24, 2016	EXTENSION 1 GRANTED	66154
Nov. 05, 2015	EXTENSION 1 FILED	66154

Mar. 19, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Feb. 08, 2016	NOTICE OF REVIVAL - E-MAILED	
Feb. 06, 2016	EXTENSION RECEIVED WITH TEAS PETITION	
Feb. 06, 2016	PETITION TO REVIVE-GRANTED	88889
Feb. 06, 2016	TEAS PETITION TO REVIVE RECEIVED	
Feb. 06, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 07, 2015	ABANDONMENT NOTICE MAILED - NO USE STATEMENT FILED	
Dec. 07, 2015	ABANDONMENT - NO USE STATEMENT FILED	99999
May 05, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 10, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 10, 2015	PUBLISHED FOR OPPOSITION	
Feb. 18, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 02, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Feb. 02, 2015	ASSIGNED TO LIE	68171
Jan. 12, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 13, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 12, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 12, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 19, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 19, 2014	NON-FINAL ACTION E-MAILED	6325
Jun. 19, 2014	NON-FINAL ACTION WRITTEN	90291
Jun. 11, 2014	ASSIGNED TO EXAMINER	90291
Mar. 21, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 11, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 03, 2017

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Mark: BE WELL SMOOTHIE

BE WELL SMOOTHIE

US Serial Number: 87064663

Application Filing Date: Jun. 08, 2016

US Registration Number: 5420946

Registration Date: Mar. 13, 2018

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

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

Status Date: Mar. 13, 2018

Publication Date: Nov. 22, 2016

Mark Information

Mark Literal Elements: BE WELL SMOOTHIE

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "SMOOTHIE"

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Providing information in the nature of recipes for drinks

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: May 21, 2013

Use in Commerce: May 21, 2013

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: LeVeque, Kelly

Owner Address: 1925 Century Park East, Suite 2050
Los Angeles, CALIFORNIA 90067

UNITED STATES

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael Martin

Attorney Primary Email Address: mmartin@fpllaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: MICHAEL MARTIN
FISCHBACH PERLSTEIN LIEBERMAN & ALMOND
1925 CENTURY PARK EAST
SUITE 2050
LOS ANGELES, CALIFORNIA 90067
UNITED STATES

Phone: 3105561956

Fax: 3105564617

Correspondent e-mail: mmartin@fpllaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 13, 2018	REGISTERED-PRINCIPAL REGISTER	
Feb. 06, 2018	TTAB RELEASE CASE TO TRADEMARKS	233514
Feb. 06, 2018	OPPOSITION TERMINATED NO. 999999	233514
Feb. 06, 2018	OPPOSITION DISMISSED NO. 999999	233514
Feb. 06, 2018	OPPOSITION DISMISSED NO. 999999	233514
Mar. 21, 2017	OPPOSITION INSTITUTED NO. 999999	233514
Dec. 09, 2016	EXTENSION OF TIME TO OPPOSE RECEIVED	
Nov. 22, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 22, 2016	PUBLISHED FOR OPPOSITION	
Nov. 02, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 17, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Oct. 13, 2016	ASSIGNED TO LIE	66213
Sep. 27, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 27, 2016	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 27, 2016	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 27, 2016	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 27, 2016	EXAMINERS AMENDMENT -WRITTEN	88573
Sep. 19, 2016	ASSIGNED TO EXAMINER	88573
Jun. 15, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 11, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 13, 2018

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding [91233514](#)

Filing Date: Mar 21, 2017

Number: _____

Status: Terminated

Status Date: Feb 06, 2018

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: LeVeque, Kelly

Correspondent Address: MICHAEL MARTIN
FISCHBACH PERLSTEIN LIEBERMAN & ALMOND
1925 CENTURY PARK EAST, SUITE 2050
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: mmartin@fplaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL SMOOTHIE	Registered	87064663	5420946

Plaintiff(s)

Name: Be Well Health & Wellness LLC

Correspondent Address: J NOAH HAGEY
BRAUNHAGEY & BORDEN LLP
220 SANSOME STREET2ND FLOOR
SAN FRANCISCO CA , 94104-2711
UNITED STATES

Correspondent e-mail: tmadmin@braunhagey.com , shadow@braunhagey.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL	Section 8 - Accepted	77417319	3781744
BE WELL	Registered	87234709	5527356
BE WELL BY DR. FRANK LIPMAN	Registered	85330730	4476692
BE WELL BY DR. FRANK LIPMAN	Registered	85330709	4476691
BE WELL BY DR. FRANK LIPMAN	Section 8 and 15 - Accepted and Acknowledged	85328850	4207152

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2017	Apr 30, 2017
3	PENDING, INSTITUTED	Mar 21, 2017	
4	ANSWER	Apr 28, 2017	
5	P MOT TO AMEND PLEADING/AMENDED PLEADING	May 15, 2017	
6	TRIAL DATES REMAIN AS SET	May 22, 2017	
7	P APPEARANCE / POWER OF ATTORNEY	Nov 09, 2017	
8	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Nov 09, 2017	
9	SUSPENDED	Nov 09, 2017	
10	W/DRAW OF OPPOSITION	Jan 30, 2018	
11	BD DECISION: DISMISSED W/O PREJ	Feb 06, 2018	
12	BD DECISION: DISMISSED W/O PREJ	Feb 06, 2018	
13	TERMINATED	Feb 06, 2018	

Type of Proceeding: Extension of Time

Proceeding Number: [87064663](#)

Filing Date: Dec 09, 2016

Status: Terminated

Status Date: Mar 22, 2017

Interlocutory Attorney:

Defendant

Name: LeVeque, Kelly

Correspondent MICHAEL MARTIN
Address: FISCHBACH, PERLSTEIN, LIEBERMAN & ALMOND
1925 CENTURY PARK EAST, SUITE 2050
LOS ANGELES CA , 90067

Correspondent e-mail: mmartin@fplaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL SMOOTHIE	Registered	87064663	5420946

Potential Opposer(s)

Name: Be Well Health & Wellness LLC

Correspondent J. Noah Hagey
Address: BraunHagey & Borden LLP
220 Sansome Street2nd Floor
San Francisco CA , 94104-2711
UNITED STATES

Correspondent e-mail: tmadmin@braunhagey.com , shadow@braunhagey.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Dec 09, 2016	
2	EXTENSION OF TIME GRANTED	Dec 09, 2016	
3	INCOMING - EXT TIME TO OPPOSE FILED	Jan 18, 2017	
4	EXTENSION OF TIME GRANTED	Jan 18, 2017	

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Mark: BE WELL

BE WELL

US Serial Number: 87234709

Application Filing Date: Nov. 11, 2016

US Registration Number: 5527356

Registration Date: Jul. 31, 2018

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark, Service Mark

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

Status Date: Jul. 31, 2018

Publication Date: May 15, 2018

Mark Information

Mark Literal Elements: BE WELL

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3781744, 4476691, 4476692

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Dietary supplement drink mixes; Dietary supplemental drinks; Dietary supplemental drinks in the nature of vitamin and mineral beverages; Dietary supplements; Nutritional supplement shakes; Nutritional supplements; Powdered nutritional supplement drink mix; Powdered nutritional supplement drink mix and concentrate

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 2008

Use in Commerce: Apr. 2008

For: Shakes

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 2008

Use in Commerce: Apr. 2008

For: Computerized on-line retail store services in the field of health and wellness products; On-line retail store services featuring nutritional and dietary supplements

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class(es):**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Apr. 2008**Use in Commerce:** Apr. 2008

For: Consulting services in the field of health; Consulting services in the field of women's health; Consulting services in the fields of health and nutrition; Health assessment services; Health care services, namely, wellness programs; Health counseling; Holistic health services; Providing health information; Providing a website featuring information about health, wellness and nutrition; Providing a website featuring information concerning alternative health and healing; Wellness and health-related consulting services; Consulting in the field of health and wellness to bring about personal happiness; Counseling services in the fields of health, nutrition and lifestyle wellness; Internet-based health care information services; Providing a web site featuring information on health and nutrition; Providing information in the fields of health and wellness

International Class(es): 044 - Primary Class**U.S Class(es):** 100, 101**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Apr. 2008**Use in Commerce:** Apr. 2008

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Be Well Health & Wellness LLC

Owner Address: 5th Floor
32 West 22nd Street
New York, NEW YORK 10010
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Adam M. Cohen

Attorney Primary Email Address: trademark@kanekessler.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Adam M. Cohen
Kane Kessler, P.C.
666 Third Avenue
New York, NEW YORK 10017
UNITED STATES

Phone: 212-541-6222**Fax:** 212-245-3009

Correspondent e-mail: trademark@kanekessler.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 31, 2018	REGISTERED-PRINCIPAL REGISTER	
May 15, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 15, 2018	PUBLISHED FOR OPPOSITION	

Apr. 25, 2018	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 09, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 27, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 27, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 26, 2018	LIE CHECKED SUSP - TO ATTY FOR ACTION	68171
Mar. 26, 2018	ASSIGNED TO LIE	68171
Sep. 08, 2017	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Sep. 08, 2017	LETTER OF SUSPENSION E-MAILED	6332
Sep. 08, 2017	SUSPENSION LETTER WRITTEN	72146
Aug. 22, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 21, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 21, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 22, 2017	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 22, 2017	NON-FINAL ACTION E-MAILED	6325
Feb. 22, 2017	NON-FINAL ACTION WRITTEN	72146
Feb. 16, 2017	ASSIGNED TO EXAMINER	72146
Nov. 17, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 15, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: PUBLICATION AND ISSUE SECTION **Date in Location:** Jul. 31, 2018

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91235547](#) **Filing Date:** Jul 12, 2017

Status: Terminated **Status Date:** Feb 21, 2018

Interlocutory Attorney: MARY B MYLES

Defendant

Name: Siena Foods Pty Ltd

Correspondent Address: PAUL W REIDL
LAW OFFICE OF PAUL W REIDL
285 TROON WAY
HALF MOON BAY CA , 94019
UNITED STATES

Correspondent e-mail: paul@reidlflaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BEWELL	Abandoned - No Statement Of Use Filed	87212386	

Plaintiff(s)

Name: Be Well Health & Wellness LLC

Correspondent Address: J TOBIAS ROWE
BRAUNHAGEY & BORDEN LLP
220 SANSOME STREET, 2ND FLOOR
SAN FRANCISCO CA , 94104-2711
UNITED STATES

Correspondent e-mail: tmadmin@braunhagey.com , shadow@braunhagey.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL	Section 8 - Accepted	77417319	3781744
BE WELL	Registered	87234709	5527356
BE WELL BY DR. FRANK LIPMAN	Registered	85330730	4476692
BE WELL BY DR. FRANK LIPMAN	Registered	85330709	4476691
BE WELL BY DR. FRANK LIPMAN	Section 8 and 15 - Accepted and Acknowledged	85328850	4207152

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 12, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 12, 2017	Aug 21, 2017
3	PENDING, INSTITUTED	Jul 12, 2017	
4	ANSWER	Aug 17, 2017	
5	P MOT FOR EXT W/ CONSENT	Sep 20, 2017	
6	TRIAL DATES REMAIN AS SET	Sep 25, 2017	
7	W/DRAW OF OPPOSITION	Feb 21, 2018	
8	BD DECISION: DISMISSED W/O PREJ	Feb 21, 2018	
9	TERMINATED	Feb 21, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91233513](#)

Filing Date: Mar 21, 2017

Status: Terminated

Status Date: Feb 06, 2018

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Kelly LeVeque

Correspondent Address: MICHAEL MARTIN
FISCHBACH PERLSTEIN LIEBERMAN & ALMOND
1925 CENTURY PARK EAST, SUITE 2050
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: mmartin@fpplaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL BY KELLY	Registered	87064690	5420947

Plaintiff(s)

Name: Be Well Health & Wellness LLC

Correspondent Address: J NOAH HAGEY
BRAUNHAGEY & BORDEN LLP
220 SANSOME STREET, 2ND FLOOR
SAN FRANCISCO CA , 94104-2711
UNITED STATES

Correspondent e-mail: tmadmin@braunhagey.com , shadow@braunhagey.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL	Section 8 - Accepted	77417319	3781744
BE WELL	Registered	87234709	5527356
BE WELL BY DR. FRANK LIPMAN	Registered	85330730	4476692
BE WELL BY DR. FRANK LIPMAN	Registered	85330709	4476691
BE WELL BY DR. FRANK LIPMAN	Section 8 and 15 - Accepted and Acknowledged	85328850	4207152

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2017	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2017	Apr 30, 2017
3	PENDING, INSTITUTED	Mar 21, 2017	
4	ANSWER	Apr 28, 2017	
5	P MOT TO AMEND PLEADING/AMENDED PLEADING	May 15, 2017	
6	TRIAL DATES REMAIN AS SET	May 22, 2017	
7	P APPEARANCE / POWER OF ATTORNEY	Nov 09, 2017	
8	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 09, 2017	
9	SUSPENDED	Nov 09, 2017	
10	W/DRAW OF OPPOSITION	Jan 30, 2018	
11	BD DECISION: DISMISSED W/O PREJ	Feb 06, 2018	
12	TERMINATED	Feb 06, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91233514](#) **Filing Date:** Mar 21, 2017
Status: Terminated **Status Date:** Feb 06, 2018
Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: LeVeque, Kelly
Correspondent Address: MICHAEL MARTIN
FISCHBACH PERLSTEIN LIEBERMAN & ALMOND
1925 CENTURY PARK EAST, SUITE 2050
LOS ANGELES CA , 90067
UNITED STATES
Correspondent e-mail: mmartin@fpplaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL SMOOTHIE	Registered	87064663	5420946

Plaintiff(s)

Name: Be Well Health & Wellness LLC
Correspondent Address: J NOAH HAGEY
BRAUNHAGEY & BORDEN LLP
220 SANSOME STREET2ND FLOOR
SAN FRANCISCO CA , 94104-2711
UNITED STATES
Correspondent e-mail: tmadmin@braunhagey.com , shadow@braunhagey.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BE WELL	Section 8 - Accepted	77417319	3781744
BE WELL	Registered	87234709	5527356
BE WELL BY DR. FRANK LIPMAN	Registered	85330730	4476692
BE WELL BY DR. FRANK LIPMAN	Registered	85330709	4476691
BE WELL BY DR. FRANK LIPMAN	Section 8 and 15 - Accepted and Acknowledged	85328850	4207152

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2017	Apr 30, 2017
3	PENDING, INSTITUTED	Mar 21, 2017	
4	ANSWER	Apr 28, 2017	
5	P MOT TO AMEND PLEADING/AMENDED PLEADING	May 15, 2017	
6	TRIAL DATES REMAIN AS SET	May 22, 2017	
7	P APPEARANCE / POWER OF ATTORNEY	Nov 09, 2017	
8	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 09, 2017	
9	SUSPENDED	Nov 09, 2017	

10	W/DRAW OF OPPOSITION	Jan 30, 2018
11	BD DECISION: DISMISSED W/O PREJ	Feb 06, 2018
12	BD DECISION: DISMISSED W/O PREJ	Feb 06, 2018
13	TERMINATED	Feb 06, 2018