

EXHIBIT D

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

Reg. No. 2,274,101

United States Patent and Trademark Office

Registered Aug. 31, 1999

**TRADEMARK
PRINCIPAL REGISTER**

TULIP

**E-TEC MARINE PRODUCTS, INC. (FLORIDA
CORPORATION)
7555 GARDEN ROAD
RIVIERA BEACH, FL 33404**

**FIRST USE 2-0-1992; IN COMMERCE
2-0-1992.**

SER. NO. 75-489,730, FILED 5-22-1998.

**FOR: FISHING ROD HOLDER, IN CLASS 28
(U.S. CLS. 22, 23, 38 AND 50).**

ANIL V. GEORGE, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2019-06-19 15:47:59 EDT

Mark: TULIP

US Serial Number: 75489730

Application Filing Date: May 22, 1998

US Registration Number: 2274101

Registration Date: Aug. 31, 1999

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Sep. 17, 2009

Publication Date: Jun. 08, 1999

Mark Information

Mark Literal Elements: TULIP

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

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: FISHING ROD HOLDER

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 1992

Use in Commerce: Feb. 1992

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: AMERICAN BUILDERS & CONTRACTORS SUPPLY CO., INC.

DBA, AKA, Formerly: DBA TOWN AND COUNTRY INDUSTRIES

Owner Address: ONE ABC PARKWAY
BELOIT, WISCONSIN 53511
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: MICHAEL A SLAVIN

Docket Number: 1629.004

Attorney Primary Email Address: ustrademarks@m spatents.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: MICHAEL A SLAVIN
McHale & Slavin, P.A.
2855 PGA Boulevard
Palm Beach Gardens, FLORIDA 33410
UNITED STATES

Phone: 561-625-6575

Fax: 561-625-6572

Correspondent e-mail: ustrademarks@m spatents.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 31, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Nov. 23, 2016	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Apr. 24, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Dec. 12, 2012	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 17, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68335
Sep. 17, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 21, 2009	ASSIGNED TO PARALEGAL	68335
Aug. 19, 2009	TEAS SECTION 8 & 9 RECEIVED	
Aug. 18, 2006	CASE FILE IN TICRS	
Sep. 22, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 26, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 26, 2005	PAPER RECEIVED	
Aug. 07, 2003	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 31, 1999	REGISTERED-PRINCIPAL REGISTER	
Jun. 08, 1999	PUBLISHED FOR OPPOSITION	
May 07, 1999	NOTICE OF PUBLICATION	
Feb. 22, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 29, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 09, 1998	NON-FINAL ACTION MAILED	
Nov. 25, 1998	ASSIGNED TO EXAMINER	72148

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Aug. 31, 2009

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 17, 2009

Assignment Abstract Of Title Information

Summary

Total Assignments: 4

Registrant: E-Tec Marine Products, Inc.

Assignment 1 of 4

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [4912/0453](#)

Pages: 4

Date Recorded: Dec. 04, 2012

Supporting Documents: [assignment-tm-4912-0453.pdf](#)

Assignor

Name: [E-TEC MARINE PRODUCTS, INC.](#)

Execution Date: Dec. 01, 2012

Legal Entity Type: CORPORATION

State or Country: FLORIDA
Where Organized:

Assignee

Name: [AMERICAN BUILDERS & CONTRACTORS SUPPLY CO., INC.](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Address: ONE ABC PARKWAY
BELOIT, WISCONSIN 53511

DBA, AKA, TA, Formerly: DBA TOWN AND COUNTRY INDUSTRIES

Correspondent

Correspondent Name: TODD BURKETT

Correspondent Address: 200 RANDOLPH AVE.
STE 200
HUNTSVILLE, AL 35801

Domestic Representative - Not Found

Assignment 2 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [5007/0805](#)

Pages: 12

Date Recorded: Apr. 16, 2013

Supporting Documents: [assignment-tm-5007-0805.pdf](#)

Assignor

Name: [AMERICAN BUILDERS & CONTRACTORS SUPPLY CO., INC.](#)

Execution Date: Apr. 16, 2013

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Name: [AMCRAFT BUILDING PRODUCTS CO., INC.](#)

Execution Date: Apr. 16, 2013

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Name: [MULE-HIDE PRODUCTS CO., INC.](#)

Execution Date: Apr. 16, 2013

Legal Entity Type: CORPORATION

State or Country: TEXAS
Where Organized:

Assignee

Name: [DEUTSCHE BANK TRUST COMPANY AMERICAS, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Address: 60 WALL STREET
NEW YORK, NEW YORK 10005

Correspondent

Correspondent Name: ELAINE CARRERA, LEGAL ASSISTANT

Correspondent Address: 80 PINE STREET
CAHILL GORDON & REINDEL LLP
NEW YORK, NY 10005

Domestic Representative - Not Found

Assignment 3 of 4

Conveyance: TRADEMARK SECURITY AGREEMENT

Reel/Frame: [5007/0855](#)

Pages: 11

Date Recorded: Apr. 16, 2013

Supporting Documents: [assignment-tm-5007-0855.pdf](#)

Assignor

Name: [AMERICAN BUILDERS & CONTRACTORS
SUPPLY CO., INC.](#)

Execution Date: Apr. 16, 2013

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [AMCRAFT BUILDING PRODUCTS CO., INC.](#)

Execution Date: Apr. 16, 2013

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Name: [MULEHIDE PRODUCTS CO., INC.](#)

Execution Date: Apr. 16, 2013

Legal Entity Type: CORPORATION

State or Country Where Organized: TEXAS

Assignee

Name: [BANK OF AMERICA, N.A.](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 135 S. LASALLE STREET
4TH FLOOR, MAIL CODE IL4-135-04-25
CHICAGO, ILLINOIS 60603

Correspondent

Correspondent Name: SKADDEN ARPS SLATE MEAGHER & FLOM LLP

Correspondent Address: FOUR TIMES SQUARE
ATTN: JOHN DEMING, ESQ.
NEW YORK, NY 10036

Domestic Representative - Not Found

Assignment 4 of 4

Conveyance: NOTICE OF SUCCESSION OF AGENCY

Reel/Frame: [5919/0770](#)

Pages: 9

Date Recorded: Nov. 04, 2016

Supporting Documents: [assignment-tm-5919-0770.pdf](#)

Assignor

Name: [DEUTSCHE BANK TRUST COMPANY
AMERICAS, AS ADMINISTRATIVE AGENT](#)

Execution Date: Oct. 31, 2016

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Assignee

Name: [DEUTSCHE BANK AG NEW YORK BRANCH, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Address: 60 WALL STREET, 2ND FLOOR
NEW YORK, NEW YORK 10005

Correspondent

Correspondent Name: KELLY WALSH, MCDERMOTT WILL & EMERY LLP

Correspondent Address: 227 W. MONROE STREET, SUITE 4400
CHICAGO, IL 60606

Domestic Representative - Not Found

United States of America

United States Patent and Trademark Office

TULIP

Reg. No. 3,913,374

Registered Feb. 1, 2011

Int. Cls.: 2, 16 and 28

TRADEMARK

PRINCIPAL REGISTER

DUNCAN ENTERPRISES (CALIFORNIA CORPORATION)
5673 E. SHIELDS
FRESNO, CA 93727

FOR: PAINT FOR FABRICS; PAINT FOR CRAFTS; FABRIC DYE, IN CLASS 2 (U.S. CLS. 6, 11 AND 16).

FIRST USE 4-1-1991; IN COMMERCE 4-1-1999.

FOR: IRON ON TRANSFERS AND STENCILS; SPONGE PAINT APPLICATORS; FELT MARKING PENS; PAINT APPLICATORS; PAINT BRUSHES; SPONGE PAINT BRUSHES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 11-1-1999; IN COMMERCE 11-1-1999.

FOR: HOBBY CRAFT DYEING KITS; TIE DYE KITS; SPRAY DYE KITS; HEMP DYE KITS; BATIK DYE KITS; TIE DYE KITS FOR GROUPS; SPRAY DYE KITS FOR GROUPS; ALL COMPRISED PRIMARILY OF DYES, COLOR FIXERS, LATEX GLOVES AND RUBBER BANDS, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 8-1-2008; IN COMMERCE 8-1-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,436,880, 2,475,771 AND OTHERS.

SER. NO. 85-013,083, FILED 4-13-2010.

TINA MAI, EXAMINING ATTORNEY



David J. Kyffers

Director of the United States Patent and Trademark Office

Generated on: This page was generated by TSDR on 2019-06-19 15:51:44 EDT

Mark: TULIP

TULIP

US Serial Number: 85013083

Application Filing Date: Apr. 13, 2010

US Registration Number: 3913374

Registration Date: Feb. 01, 2011

Register: Principal

Mark Type: Trademark

Status: A Section 8 declaration has been accepted.

Status Date: Jun. 27, 2016

Publication Date: Nov. 16, 2010

Mark Information

Mark Literal Elements: TULIP

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

International Registration Number: 1161183

International Application(s) /Registration(s) Based on this Property: A0034280/1161183

Claimed Ownership of US Registrations: 2436880, 2458179, 2475771 and others

Goods and Services

Note:

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

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

For: Paint for fabrics; paint for crafts; fabric dye

International Class(es): 002 - Primary Class

U.S Class(es): 006, 011, 016

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 01, 1991

Use in Commerce: Apr. 01, 1999

For: Iron on transfers and stencils; sponge paint applicators; felt marking pens; paint applicators; paint brushes; sponge paint brushes

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 01, 1999

Use in Commerce: Nov. 01, 1999

For: Hobby craft dyeing kits; Tie dye Kits; spray dye kits; hemp dye kits; batik dye kits; tie dye kits for groups; spray dye kits for groups; all comprised primarily of dyes, color fixers, latex gloves and rubber bands

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 2008

Use in Commerce: Aug. 01, 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: DUNCAN ENTERPRISES

Owner Address: 5673 E. SHIELDS
FRESNO, CALIFORNIA 93727
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Attorney/Correspondence Information

Attorney of Record - None
Correspondent

Correspondent Name/Address: JOSH WOLVERTON
DUNCAN ENTERPRISES
5673 E. SHIELDS
FRESNO, CALIFORNIA 93727
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 27, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Jun. 27, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED	76874
Jun. 27, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Jun. 15, 2016	TEAS SECTION 8 RECEIVED	
Jun. 15, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 01, 2016	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Nov. 07, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 01, 2011	REGISTERED-PRINCIPAL REGISTER	
Nov. 16, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 16, 2010	PUBLISHED FOR OPPOSITION	
Oct. 09, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	69712
Oct. 08, 2010	ASSIGNED TO LIE	69712
Sep. 24, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 22, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 21, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 21, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	

Sep. 06, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 06, 2010	NON-FINAL ACTION E-MAILED	6325
Sep. 06, 2010	NON-FINAL ACTION WRITTEN	83173
Aug. 31, 2010	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Aug. 19, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 18, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 17, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 17, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 21, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2010	NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2010	NON-FINAL ACTION WRITTEN	83173
Jul. 21, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2010	NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2010	NON-FINAL ACTION WRITTEN	83173
Jul. 13, 2010	ASSIGNED TO EXAMINER	83173
Apr. 19, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 16, 2010	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 108

Date in Location: Jun. 27, 2016

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91197902](#)

Filing Date: Dec 19, 2010

Status: Terminated

Status Date: May 03, 2011

Interlocutory Attorney: MICHAEL B ADLIN

Defendant

Name: Felicia Ferrara

Correspondent Address: FARLEY I WEISS
WEISS & MOY PC
4204 N BROWN AVENUE
SCOTTSDALE AZ , 85251-3914
UNITED STATES

Correspondent e-mail: fweiss@weissiplaw.com, kfouts@weissiplaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
	Cancelled - Section 8	85079283	4158349

Plaintiff(s)

Name: Duncan Enterprises

Correspondent Address: TRACY A AGRALL
TRACY A AGRALL ATTORNEY AT LAW
PO BOX 530806
HENDERSON NV , 89053

UNITED STATES

Correspondent e-mail: tagrall@agrall-law.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TULIP	REGISTERED AND RENEWED	76099490	2475771
TULIP BABY COUTURE	Cancelled - Section 8	77122126	3389611
TULIP FABRIC MARKERS	Section 8 - Accepted	77691214	3815379
TULIP FABRIC SPARKLE SPRAY	Cancelled - Section 8	76250300	2653661
TULIP FABRIC SPRAY 'N GLOW	Cancelled - Section 8	76425465	2801160
TULIP GLOW IN THE DARK	REGISTERED AND RENEWED	75691757	2456091
TULIP MATTE	REGISTERED AND RENEWED	75692068	2458179
TULIP PAINT SPONGES	REGISTERED AND RENEWED	75919899	2436880
TULIP SOFT	REGISTERED AND RENEWED	76351356	2767739
TULIP	Section 8 - Accepted	85013083	3913374
TULIP RAINBOW TIE-DYE KIT	Cancelled - Section 8	85013096	3896737
TULIP LIQUID DYE	Cancelled - Section 8	85087107	4046434
TULIP BODY ART	Cancelled - Section 8	85133601	3995235
TULIP GLITTER	Section 8 - Accepted	85135495	3928746
TULIP SWEET SHOPPE	Abandoned - No Statement Of Use Filed	85146805	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 19, 2010	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 19, 2010	Jan 28, 2011
3	PENDING, INSTITUTED	Dec 19, 2010	
4	STIPULATION FOR AN EXTENSION OF TIME	Jan 27, 2011	
5	EXTENSION OF TIME GRANTED	Jan 27, 2011	
6	STIPULATION FOR AN EXTENSION OF TIME	Mar 29, 2011	
7	EXTENSION OF TIME GRANTED	Mar 29, 2011	
8	WITHDRAWAL OF OPPOSITION	Apr 28, 2011	
9	BD'S DECISION: DISMISSED W/ PREJUDICE	May 03, 2011	
10	TERMINATED	May 03, 2011	

United States of America

United States Patent and Trademark Office

TULIP ONE-STEP

Reg. No. 3,974,735

Registered June 7, 2011

Int. Cls.: 2 and 28

TRADEMARK

PRINCIPAL REGISTER

DUNCAN ENTERPRISES (CALIFORNIA CORPORATION), DBA ILOVETOCREATE
5673 E. SHIELDS AVE.
FRESNO, CA 93727

FOR: PERMANENT FABRIC DYE, SPECIFICALLY FOR DYING CLOTHING, FABRICS AND TEXTILES, IN CLASS 2 (U.S. CLS. 6, 11 AND 16).

FIRST USE 3-25-2010; IN COMMERCE 3-25-2010.

FOR: HOBBY CRAFT KITS FOR TIE-DYE COMPRISED PRIMARILY OF DYES, MIXING BOTTLES, COLOR FIXERS, LATEX GLOVES AND RUBBER BANDS, SPECIFICALLY FOR DYING CLOTHING, FABRICS AND TEXTILES, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 3-25-2010; IN COMMERCE 3-25-2010.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,458,179, 2,653,661 AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ONE-STEP", APART FROM THE MARK AS SHOWN.

SER. NO. 85-221,234, FILED 1-19-2011.

STEVEN PEREZ, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

Generated on: This page was generated by TSDR on 2019-06-19 15:53:23 EDT

Mark: TULIP ONE-STEP

TULIP ONE-STEP

US Serial Number: 85221234

Application Filing Date: Jan. 19, 2011

US Registration Number: 3974735

Registration Date: Jun. 07, 2011

Register: Principal

Mark Type: Trademark

Status: A Section 8 declaration has been accepted.

Status Date: Jul. 06, 2016

Publication Date: Mar. 22, 2011

Mark Information

Mark Literal Elements: TULIP ONE-STEP

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: "ONE-STEP"

Related Properties Information

International Registration Number: 1161492

International Application(s) /Registration(s) Based on this Property: A0034371/1161492

Claimed Ownership of US Registrations: 2458179, 2475771, 2653661 and others

Goods and Services

Note:

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

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

For: Permanent fabric dye, specifically for dyeing clothing, fabrics and textiles

International Class(es): 002 - Primary Class

U.S Class(es): 006, 011, 016

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 25, 2010

Use in Commerce: Mar. 25, 2010

For: Hobby craft kits for tie-dye comprised primarily of dyes, mixing bottles, color fixers, latex gloves and rubber bands, specifically for dyeing clothing, fabrics and textiles

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 25, 2010

Use in Commerce: Mar. 25, 2010

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: DUNCAN ENTERPRISES

DBA, AKA, Formerly: DBA iLoveToCreate

Owner Address: 5673 E. Shields Ave.
Fresno, CALIFORNIA 93727
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: JOSH WOLVERTON
DUNCAN ENTERPRISES
5673 E. SHIELDS AVE.
FRESNO, CALIFORNIA 93727
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 06, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Jul. 06, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED	76874
Jul. 06, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Jun. 23, 2016	TEAS SECTION 8 RECEIVED	
Jun. 23, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 07, 2016	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Jun. 07, 2011	REGISTERED-PRINCIPAL REGISTER	
Mar. 22, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 22, 2011	PUBLISHED FOR OPPOSITION	
Feb. 16, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Feb. 11, 2011	ASSIGNED TO LIE	68171
Feb. 07, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 07, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 07, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 07, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 06, 2011	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Feb. 06, 2011	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Feb. 06, 2011	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	74301
Jan. 29, 2011	ASSIGNED TO EXAMINER	74301
Jan. 25, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 22, 2011	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 101

Date in Location: Jul. 06, 2016

United States of America

United States Patent and Trademark Office

Tulip One-Step Mini Tie-Dye Kit

Reg. No. 4,926,687

DUNCAN ENTERPRISES, INC. (CALIFORNIA CORPORATION), DBA ILOVETOCREATE
5673 E. SHIELDS AVE

Registered Mar. 29, 2016

FRESNO, CA 93727

Int. Cl.: 28

FOR: HOBBY CRAFT KIT FOR MAKING TIE-DYE PROJECTS COMPRISING DYES, MIXING BOTTLES, COLOR FIXERS, LATEX GLOVES, AND RUBBER BANDS , IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

TRADEMARK

FIRST USE 5-1-2015; IN COMMERCE 5-1-2015.

PRINCIPAL REGISTER

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 3,974,735, 4,034,224, AND 4,095,526.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ONE-STEP MINI TIE-DYE KIT", APART FROM THE MARK AS SHOWN.

SER. NO. 86-723,336, FILED 8-13-2015.

LINDA LAVACHE, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

Generated on: This page was generated by TSDR on 2019-06-19 15:55:48 EDT

Mark: TULIP ONE-STEP MINI TIE-DYE KIT

Tulip One-Step Mini
Tie-Dye Kit

US Serial Number: 86723336

Application Filing Date: Aug. 13, 2015

US Registration Number: 4926687

Registration Date: Mar. 29, 2016

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Mar. 29, 2016

Publication Date: Jan. 12, 2016

Mark Information

Mark Literal Elements: TULIP ONE-STEP MINI TIE-DYE KIT

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: "ONE-STEP MINI TIE-DYE KIT"

Related Properties Information

Claimed Ownership of US Registrations: 3974735, 4034224, 4095526

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: Hobby craft kit for making tie-dye projects comprising dyes, mixing bottles, color fixers, latex gloves, and rubber bands

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 2015

Use in Commerce: May 01, 2015

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

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: Duncan Enterprises, Inc.

DBA, AKA, Formerly: DBA iLoveToCreate

Owner Address: 5673 E. Shields Ave
Fresno, CALIFORNIA UNITED STATES 93727

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Heather N. Phillips

Docket Number: Mini Kit

Attorney Primary Email Address: phillips.heather.n@gmail.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: HEATHER N. PHILLIPS
30732 Roaring River Dr
Coarsegold, CALIFORNIA UNITED STATES 93614-9641

Phone: 559-676-7160

Correspondent e-mail: phillips.heather.n@gmail.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 29, 2016	REGISTERED-PRINCIPAL REGISTER	
Jan. 12, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 12, 2016	PUBLISHED FOR OPPOSITION	
Dec. 24, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 30, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 30, 2015	ASSIGNED TO EXAMINER	82105
Aug. 18, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 17, 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: Mar. 29, 2016

United States of America

United States Patent and Trademark Office

TULIP WIND SPINNER

Reg. No. 5,582,544

Registered Oct. 09, 2018

Int. Cl.: 28

Trademark

Supplemental Register

Melville Direct, LLC (DELAWARE LIMITED LIABILITY COMPANY)
230 Mary Avenue
Greendale, INDIANA 47025

CLASS 28: Decorative wind spinners

FIRST USE 9-30-2014; IN COMMERCE 9-30-2014

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

No claim is made to the exclusive right to use the following apart from the mark as shown:
"WIND SPINNER"

SER. NO. 87-797,451, FILED P.R. 02-14-2018; AM. S.R. 08-22-2018



Andrei Iancu

Director of the United States
Patent and Trademark Office

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

Generated on: This page was generated by TSDR on 2019-06-19 15:57:03 EDT

Mark: TULIP WIND SPINNER

TULIP WIND SPINNER

US Serial Number: 87797451

Application Filing Date: Feb. 14, 2018

US Registration Number: 5582544

Registration Date: Oct. 09, 2018

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Supplemental

Mark Type: Trademark

Amended to Principal Register: No

Date Amended to Current Register: Aug. 22, 2018

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

Status Date: Oct. 09, 2018

Mark Information

Mark Literal Elements: TULIP WIND SPINNER

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: "WIND SPINNER"

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: Decorative wind spinners

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 30, 2014

Use in Commerce: Sep. 30, 2014

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: Melville Direct, LLC

Owner Address: 230 Mary Avenue

Greendale, INDIANA 47025
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country: DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Zick Rubin

Attorney Primary Email Address: zrubin@rubinulrich.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: ZICK RUBIN
Archstone Law Group P.C.
57 Wells Avenue
Suite One
Newton, MASSACHUSETTS 02459
UNITED STATES

Phone: 781-314-0115

Fax: 781-314-0101

Correspondent e-mail: bulrich@archstonelaw.com zrubin@archstonelaw.com
lyee@archstonelaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 04, 2019	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 09, 2018	REGISTERED-SUPPLEMENTAL REGISTER	
Sep. 05, 2018	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Aug. 29, 2018	APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER	
Aug. 22, 2018	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 22, 2018	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 22, 2018	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 05, 2018	COMBINED EXAMINER'S AMENDMENT/PRIORITY ACTION ENTERED	68171
Jun. 05, 2018	ASSIGNED TO LIE	68171
Jun. 05, 2018	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Jun. 05, 2018	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Jun. 05, 2018	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	93666
May 30, 2018	ASSIGNED TO EXAMINER	93666
Feb. 23, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 17, 2018	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: Oct. 09, 2018