

DAYTON — 1259447

Application number

1259447

Registration number

TMA792915

Type(s)

Word

Category

Trademark

CIPO status

REGISTERED

Filed

2005-05-31

Registered

2011-03-15

Registration Expiry Date

2026-03-15

Current owner

The Dayton Boots Company
Ltd. 2250 East Hastings Street
Vancouver BRITISH COLUMBIA
V5L1V4

Agent

PAULA CLANCY (CLANCY
PROFESSIONAL CORPORATION)
28 Deakin Street Suite 201
Ottawa ONTARIO K2E8B7

Registrant

DAYTON BOOT CO.
ENTERPRISES LTD. 2890 West
41st Avenue Vancouver
BRITISH COLUMBIA V6N3C9

Applicant

DAYTON BOOT CO.
ENTERPRISES LTD. 2890 West
41st Avenue Vancouver
BRITISH COLUMBIA V6N3C9

OLD OWNER

Hutchingame Growth Capital
Corporation 14 Chesley Street
Ottawa ONTARIO K1S3C2

OLD OWNER

Hutchingame Growth Capital
Corporation 551 Riverdale
Avenue Unit 12 Ottawa
ONTARIO K1S1S3

OLD OWNER

RED CAT LTD. 100 Pall Mall
London, SW1Y 5NQ UNITED
KINGDOM

Index headings

DAYTON

Goods

(1) Footwear, namely work boots and dress shoes.
(2) Footwear, namely motorcycle boots.
(3) Clothing, namely leather jackets, golf shirts, t-shirts, nylon shells and baseball hats.
(4) Eyewear, namely: sunglasses, eyeglasses, eyeglass frames, non-illuminated signs; knives, knife sheaths, key fobs, key chains, key rings, license plate holders; motorcycle clothing, namely: motorcycle riding suits, bandannas, protective helmets, leather clothing, namely: jackets, vests, pants; clothing, namely: denims, sweaters, pants, rain suits, shirts, sweatshirts, sweat pants, tank tops, coats, rain coats, vests, shorts, coveralls, skirts, jeans, halter tops, jackets, jerseys, nightgowns, night shirts, pyjamas, underwear; clothing accessories, namely: belts, chaps, gloves, mitts, socks, belt buckles, suspenders, scarves, wrist bands; bags and luggage, namely: purses, wallets, trunks and travelling bags, backpacks, duffel bags, motorcycle saddlebags, pouches; headware, namely: head bands, hats, knit hats, rain hats, caps, beanie caps; parts of footwear, namely: boot tips, sole plates, heel guards, decorative boot straps, boot chains, shoe buckles, shoe ornaments; money clips; playing cards.

Classification data**Disclaimer**

The classification data is provided for information and searching purposes only. CIPO does not warrant the accuracy of the classes assigned to the trademark. This data has no legal value of any kind.

6 - Common metals
8 - Hand tools
9 - Electrical, scientific and teaching apparatus and software
12 - Vehicles
14 - Precious and semi-precious metals, and jewellery
16 - Paper and printed goods
18 - Leather and artificial leather goods
25 - Clothing, footwear, headgear
26 - Sewing and decorative items including slide fasteners
28 - Games, toys and playthings, sporting articles

Claims

Used in CANADA since at least as early as 1947 on goods (1)
Used in CANADA since at least as early as 1967 on goods (2)
Used in CANADA since at least as early as 1988 on goods (3)
Declaration of Use filed November 24, 2010 on goods (4)

Records (known also as Footnotes)

Owner Address Change / Changement d'adresse du propriétaire
DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2016-05-09
COMMENTS / COMMENTAIRES: Voir Preuve au dossier/See evidence on File No. 1259447

CHANGE IN TITLE / CHANGEMENT EN TITRE: TYPE OF CHANGE /
GENRE DE CHANGEMENT: Assignment / Cession DATE REGISTERED /
DATE DE L'ENREGISTREMENT: 2016-05-30 DATE OF CHANGE / DATE
DE CHANGEMENT: 2012-05-04 COMMENTS / COMMENTAIRES:
FROM: DAYTON BOOT CO. ENTERPRISES LTD. TO: RED CAT LTD. Voir
Preuve au dossier/See evidence on File No. 1259447

CHANGE IN TITLE / CHANGEMENT EN TITRE: TYPE OF CHANGE /
GENRE DE CHANGEMENT: Assignment / Cession DATE REGISTERED /
DATE DE L'ENREGISTREMENT: 2016-08-17 DATE OF CHANGE / DATE
DE CHANGEMENT: 2016-03-23 COMMENTS / COMMENTAIRES:
FROM: RED CAT LTD. TO: Hutchingame Growth Capital Corporation
Voir Preuve au dossier/See evidence on File No. 1259447

Owner Address Change / Changement d'adresse du propriétaire

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2017-11-01
 COMMENTS / COMMENTAIRES: Voir Preuve au dossier/See evidence on File No. 1259447

CHANGE IN TITLE / CHANGEMENT EN TITRE: TYPE OF CHANGE / GENRE DE CHANGEMENT: Other (Title) / Autre (titre) DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2019-04-02 DATE OF CHANGE / DATE DE CHANGEMENT: 2018-03-20 COMMENTS / COMMENTAIRES: FROM: Hutchingame Growth Capital Corporation TO: DAYTON BOOT CO. ENTERPRISES LTD. To show the proper name of the owner as per the Court Order dated March 20, 2018 (Docket: T-1031-16) which set aside the two assignments recorded in 2016. Voir Preuve au dossier/See evidence on File No. 1259447

Court Order / Ordonnance de la Cour DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2019-06-13 DATE OF CHANGE / DATE DE CHANGEMENT: 2019-05-15 COMMENTS / COMMENTAIRES: The ownership of this trademark and the validity of these transfers are in dispute. See Supreme Court of British Columbia files numbered B-170382 and S-1711772, Federal Court file numbered T-1031-16 and Federal Court of Appeal file numbered A-115-18. La propriété à l'égard de cette marque de commerce et la validité de ces transferts font présentement l'objet d'un débat juridique devant les tribunaux. Voir les dossiers de la Cour suprême de Colombie-Britannique numérotés B-170382 et S-1711772, de la Cour fédérale numéroté T-1031-16 et de la Cour d'appel fédérale numéroté A-115-18.

CHANGE IN TITLE / CHANGEMENT EN TITRE: TYPE OF CHANGE / GENRE DE CHANGEMENT: Remove Assignment - Transfer / Supprimer l'affectation - transfert DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2019-07-15 DATE OF CHANGE / DATE DE CHANGEMENT: 2019-05-16 COMMENTS / COMMENTAIRES: FROM: DAYTON BOOT CO. ENTERPRISES LTD. TO: Hutchingame Growth Capital Corporation Appeal allowed and Federal Court decision quashed. See A-115-18.

CHANGE IN TITLE / CHANGEMENT EN TITRE: TYPE OF CHANGE / GENRE DE CHANGEMENT: Assignment / Cession DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2019-09-16 DATE OF CHANGE / DATE DE CHANGEMENT: 2018-05-31 COMMENTS / COMMENTAIRES: FROM: Hutchingame Growth Capital Corporation TO: The Dayton Boots Company Ltd. Voir Preuve au dossier/See evidence on File No. 1259447

Action History

Action	Action date	Due date	Comments
Filed	2005-05-31		
Created	2005-06-01		
Formalized	2005-06-01		
Search Recorded	2005-11-28		
Examiner'S First Report	2005-11-28	2006-03-28	
Approved	2006-03-31		
Advertised	2006-05-03		Vol.53 Issue 2688
Allowed	2006-07-21		
Allowance Notice Sent	2006-07-21	2008-05-31	
Extension Of Time	2008-06-17	2008-11-30	Request Letter Date: 2008/05/29
Extension Of Time	2008-12-08	2009-05-30	Request Letter Date: 2008/11/19
Extension Of Time	2009-06-08	2009-11-30	Request Letter Date: 2009/05/29
Extension Of Time	2009-12-09	2010-05-30	Request Letter Date: 2009/11/30

Extension Of Time	2010-06-08	2010-11-30	Request Letter Date: 2010/05/31
Correspondence Created	2010-12-30	2011-02-28	
Registered	2011-03-15	2026-03-15	
Rep For Service Changed	2016-05-09		From: 4082 To: 5793 / Voir Preuve au dossier/See evidence on File No. 1259447
Amendment To Registration	2016-05-09		Owner Address Change / Voir Preuve au dossier/See evidence on File No. 1259447
Rep For Service Changed	2016-05-30		From: 5793 To: 8035 / Voir Preuve au dossier/See evidence on File No. 1259447
Change Of Title Registered	2016-05-30		Assignment / Voir Preuve au dossier/See evidence on File No. 1259447
Correspondence Created	2016-06-28		
Change Of Title Registered	2016-08-17		Assignment / Voir Preuve au dossier/See evidence on File No. 1259447
Rep For Service Changed	2016-09-21		From: 8035 To: / Voir Preuve au dossier/See evidence on File No. 1259447
Change Of Title Registered	2016-09-21		Assignment / Voir Preuve au dossier/See evidence on File No. 1259447
Rep For Service Changed	2017-07-18		From: To: 14062 / Voir Preuve au dossier/See evidence on File No. 1259447
Amendment To Registration	2017-11-01		Owner Address Change / Voir Preuve au dossier/See evidence on File No. 1259447
Rep For Service Changed	2019-04-02		From: 14062 To: 5793 / Voir Preuve au dossier/See evidence on File No. 1259447
Change Of Title Registered	2019-04-02		Other (Title) / Voir Preuve au dossier/See evidence on File No. 1259447
Agent Changed	2019-07-15		From: 5793 To: 14062 / Voir Preuve au dossier/See evidence on File No. 1259447
Assignment - Transfer Removed	2019-07-15		Remove Assignment - Transfer
Agent Changed	2019-07-15		From: 14062 To: 12912
Agent Changed	2019-09-16		From: 12912 To: 14062 / Voir Preuve au dossier/See evidence on File No. 1259447
Change Of Title Registered	2019-09-16		Assignment / Voir Preuve au dossier/See evidence on File No. 1259447