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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92060542
Party	Defendant Natalie Niksa
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Signature	/Marina A. Lewis/
Date	03/10/2015
Attachments	Notice of Civil Complaint Filed.pdf(15460 bytes) 2015.02.13 Complaint La Saison, LLC et al v. Saison Dining Group.pdf(1634725 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Registration No. 4,393,247

Mark: LA SAISON

Published in the *Official Gazette* on: February 26, 2013

Saison Dining Group, LLC, Petitioner, v. Natalie Niksa, Respondent.	Cancellation No. 92/060,542 Interlocutory Attorney: Robert Coggins NOTICE OF CIVIL COMPLAINT FILED
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NOTICE OF CIVIL COMPLAINT FILED

Pursuant to the assigned Interlocutory Attorney’s request of today’s date, Respondent hereby submits a copy of the Complaint filed in U.S. District Court on February 13, 2015, 3:15-cv-00712-JCS *La Saison, LLC et al v. Saison Dining Group LLC*.

Dated: March 10, 2015

By: 

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CERTIFICATE OF SERVICE

I certify that on March 10, 2015, a true copy of the foregoing

NOTICE OF CIVIL COMPLAINT FILED

was sent via first class mail to:

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7 Attorneys for Plaintiffs
 La Saison, LLC, Askin, Inc. dba La Saison
 8 Napa Valley, and Natalie Niksa
 9

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION
 13

14 LA SAISON, LLC, ASKIN, INC. DBA LA
 SAISON NAPA VALLEY, and NATALIE
 15 NIKSA,

16 Plaintiffs,

17 v.

18 SAISON DINING GROUP LLC.,

19 Defendant.
 20

CASE NO.

**COMPLAINT FOR DECLARATORY
 JUDGMENT OF NON-
 INFRINGEMENT**

21 **COMPLAINT FOR DECLARATORY**
 22 **JUDGMENT OF NON-INFRINGEMENT**
 23

24 Plaintiffs La Saison, LLC, Askin, Inc. dba La Saison Napa Valley, and Natalie Niksa
 25 (collectively, “La Saison” or “Plaintiffs”) by their undersigned attorneys, allege as follows, upon
 26 actual knowledge with respect to themselves and their own acts, and upon information and belief as
 27 to all other matters:
 28

1 **NATURE OF THE ACTION**

2 1. This is an action for declaratory judgment seeking relief under the Federal
3 Declaratory Judgment Act, 28 U.S.C. §§ 2201 and 2202, and Fed. R. Civ. P. 57, finding that La
4 Saison has not infringed any of Defendant’s alleged trademark rights by using the mark LA SAISON
5 for its products and services.

6 **THE PARTIES**

7 2. La Saison, LLC is a California limited liability company with a principal place of
8 business at 748 California Boulevard, Napa, CA 94559.

9 3. Askin, Inc. dba La Saison Napa Valley is a California corporation with a principal
10 place of business at 748 California Boulevard, Napa, CA 94559.

11 4. Natalie Niksa is an individual citizen of the United States of America, with a mailing
12 address of Post Office 60, St. Helena, CA 94574.

13 5. Defendant Saison Dining Group LLC (“SDG” or “Defendant”) is a California limited
14 liability company with a principal place of business at 178 Townsend Street, San Francisco, CA
15 94107.

16 **JURISDICTION AND VENUE**

17 6. This Court has jurisdiction over the subject matter of this action pursuant to 15 U.S.C.
18 § 1121; 28 U.S.C. §§ 1331, 1338, and 1367; and under the Declaratory Judgment Act, 28 U.S.C.
19 §§ 2201 and 2202.

20 7. This Court has personal jurisdiction over SDG and venue is proper in this District
21 pursuant to 28 U.S.C. §§ 1391(b) and 1391(c) because SDG operates a restaurant in the city and
22 county of San Francisco and is therefore doing business in this District.

23 **INTRADISTRICT ASSIGNMENT**

24 8. Pursuant to Civil L.R. 3-2(c) and General Order No. 44, this case is properly assigned
25 to any division of this Court.

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27 ///

28 ///

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