

ESTTA Tracking number: **ESTTA880139**

Filing date: **02/28/2018**

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

Proceeding	92065671
Party	Plaintiff Solofill, LLC
Correspondence Address	J M (MARK) GILBRETH GILBRETH ROEBUCK PC PO BOX 2428 BELLAIRE, TX 77402-2428 UNITED STATES Email: jmark@gilbreth.org, jmark77001@gmail.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	Sandeep Seth
Filer's email	ss@sethlaw.com, alal@sethlaw.com
Signature	/Sandeep Seth/
Date	02/28/2018
Attachments	Exhibit 2 to Petitioner Notice of Reliance Initial Trial Period.pdf(1437690 bytes) Exhibit 3 to Petitioner Notice of Reliance Initial Trial Period.pdf(1134516 bytes) Exhibit 4 to Petitioner Notice of Reliance Initial Trial Period.pdf(797713 bytes) Exhibit 5 to Petitioner Notice of Reliance Initial Trial Period.pdf(743255 bytes) Exhibit 6 to Petitioner Notice of Reliance Initial Trial Period.pdf(649398 bytes) Exhibit 7 to Petitioner Notice of Reliance Initial Trial Period.pdf(1413451 bytes) Exhibit 8 to Petitioner Notice of Reliance Initial Trial Period.pdf(1493378 bytes) Exhibit 9 to Petitioner Notice of Reliance Initial Trial Period.pdf(1367722 bytes) Exhibit 10 to Petitioner Notice of Reliance Initial Trial Period.pdf(1449446 bytes) Exhibit 11 to Petitioner Notice of Reliance Initial Trial Period.pdf(1383214 bytes) Exhibit 12 to Petitioner Notice of Reliance Initial Trial Period.pdf(1363905 bytes) Exhibit 13 to Petitioner Notice of Reliance Initial Trial Period.pdf(1377497 bytes) Exhibit 14 REDACTED to Petitioner Notice of Reliance Initial Trial Period.pdf(680705 bytes) Exhibit 15 to Petitioner Notice of Reliance Initial Trial Period.pdf(1674834 bytes) Exhibit 16 to Petitioner Notice of Reliance Initial Trial Period.pdf(97895 bytes) Exhibit 17 to Petitioner Notice of Reliance Initial Trial Period.pdf(1403231 bytes) Exhibit 18 to Petitioner Notice of Reliance Initial Trial Period.pdf(1858808 bytes) Exhibit 19 to Petitioner Notice of Reliance Initial Trial Period.pdf(1903109 bytes) Exhibit 20 to Petitioner Notice of Reliance Initial Trial Period.pdf(1872450 bytes) Exhibit 21 REDACTED to Petitioner Notice of Reliance Initial Trial Period.pdf(24709 bytes)

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Mark: ECO FILL

ECO FILL

US Serial Number: 85499227

Application Filing Date: Dec. 19, 2011

US Registration Number: 4239190

Registration Date: Nov. 06, 2012

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: Nov. 06, 2012

Publication Date: May 22, 2012

Notice of Allowance Date: Jul. 17, 2012

Mark Information

Mark Literal Elements: ECO FILL

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: Reusable single serving coffee filter not of paper being part of an electric coffee maker

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 07, 2012

Use in Commerce: Sep. 07, 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: Rivera, Adrian

Owner Address: 14979 Lodosa Drive
Whittier, CALIFORNIA UNITED STATES 90605

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kenneth L. Green
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Docket Number: 141/021
Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: KENNETH L. GREEN
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Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 06, 2012	REGISTERED-PRINCIPAL REGISTER	
Oct. 05, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 04, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	77312
Oct. 04, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 12, 2012	STATEMENT OF USE PROCESSING COMPLETE	66530
Sep. 07, 2012	USE AMENDMENT FILED	66530
Sep. 12, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Sep. 07, 2012	TEAS STATEMENT OF USE RECEIVED	
Jul. 17, 2012	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 22, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 22, 2012	PUBLISHED FOR OPPOSITION	
May 02, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 17, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Apr. 17, 2012	ASSIGNED TO LIE	77312
Mar. 26, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 26, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 26, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 26, 2012	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 26, 2012	EXAMINERS AMENDMENT -WRITTEN	73703
Mar. 26, 2012	ASSIGNED TO EXAMINER	73703
Jan. 03, 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: Oct. 04, 2012

United States of America
United States Patent and Trademark Office

ECO FILL

Reg. No. 4,239,190

RIVERA, ADRIAN (UNITED STATES INDIVIDUAL)
14979 LODOSA DRIVE
WHITTIER, CA 90605

Registered Nov. 6, 2012

Int. Cl.: 11

FOR: REUSABLE SINGLE SERVING COFFEE FILTER NOT OF PAPER BEING PART OF AN ELECTRIC COFFEE MAKER, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

TRADEMARK

FIRST USE 9-7-2012; IN COMMERCE 9-7-2012.

PRINCIPAL REGISTER

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

SN 85-499,227, FILED 12-19-2011.

DORITT L. CARROLL, EXAMINING ATTORNEY



David J. Kyffers

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.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***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 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>.

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