

5/17/04

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U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

2004 MAY 17 PM 3:21

102747267

FINANCE SECTION

To the Honorable Commissioner of Patents and Trademarks: Please retain the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Francisco Coll

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State  
 Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)  
Name: Inner Peace Movement  
Internal  
Address: P.O. Box 681757  
Street Address: 11025 Pomona Park  
City: San Antonio State: Texas Zip: 78249

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State \_\_\_\_\_  
 Other Non Profit Organization

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
 (Designations must be a separate document from assignment)  
 Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:  
 Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_

Execution Date: March 25, 2004

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)  
B. Trademark Registration No.(s)  
1,894,364; 1,801,163

Additional number(s) attached  Yes  No

6. Total number of applications and registrations involved: 2

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Ben J. Dreese  
Internal Address: P.O. Box 681757  
Street Address: 11025 Pomona Park  
City: San Antonio State: Texas Zip: 78249

7. Total fee (37 CFR 3.41).....\$ 65  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
  
(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Charisma Hampton      Charisma Hampton      May 4, 2004  
Name of Person Signing      Signature      Date

Total number of pages including cover sheet, attachments, and document: 24

05/18/2004 LNUELLER 00000032 1894364  
01 FC:8521 40.00 DP  
02 FC:8522 25.00 DP

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

TRADEMARK  
REEL: 002968 FRAME: 0677

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

ESTATE OF FRANCISCO COLL-MONGE,

By FRANCISCO D. COLL, Administrator

c/o Walter D. Ames, Esq.  
6718 Wemberly Way  
McLean, VA 22101

ALLEY COPYRIGHTS, INC.,

5103-5109 Connecticut Avenue, N.W.  
Washington, D.C. 20008

AMERICANA LEADERSHIP COLLEGE, INC.,

5103-5109 Connecticut Avenue, N.W.  
Washington, D.C. 20008

-and-

EMPLOYEE SERVICES PERSONNEL, INC.,

5103-5109 Connecticut Avenue, N.W.  
Washington, D.C. 20008

Plaintiffs,

v.

INNER PEACE MOVEMENT,

PEACE COMMUNITY CHURCH,

CHERIE BUCHANAN,

PATRICIA ALEXANDER,

PETER GEORGAS, and

JOHN DOES 1 TO 20,

Defendants.

CASE NUMBER 1:01CV00271

JUDGE: Paul L. Friedman

DECK TYPE: General Civil

DATE STAMP: 02/06/2001

Inc. (education, consulting, training). Francisco and Maria Coll also jointly owned about seven farm or seaside conference centers in Australia, the United States and Canada; a luxury condo-office in Paris; and the Australian company Americana Leadership College Pty. Ltd. in Sydney and Albury N.S.W. International and U.S. headquarters for both the non-profits and ALC Inc. was in Washington D.C. from 1972 until the present.

29. The corporations founded by Dr. Coll became financially as well as spiritually successful. In 1997-98 the Wayshowers Inc. and F. Coll owned corporations in the U.S. grossed between \$630,000 and \$900,000. This did not include personal investments and personal services that grossed \$125,000-200,000 each; nor all royalties and revenues from the Australian, New Zealand, UK, or Canadian companies and centers.

30. **TRADEMARKS.** Dr. Coll began registering trademarks in the 1970's and renewed and expanded his registrations in the early 1990's. Seventeen trademarks registered in the United States Patent and Trademark Office to Francisco Coll are listed in **Exhibit A** hereto. They include eight design or word & design marks and nine textual or word trademarks. They include INNER PEACE MOVEMENT® and the IPM Logo, as well as PEACE COMMUNITY CHURCH® and the Dove Logo. Pertinent to the current cause of action are each of the above plus LA FAMILIA NUESTRA®, LA PUERTA RICA®, and other marks. Each is registered in International Class 041 for educational services such as lectures, courses, seminars, and workshops. All of these registered marks are currently in use and not abandoned; and filings of Affidavits of Continued Use and Incontestability under Sections 8 and 15 of the Lanham Act have been timely filed.

31. Common law trademarks owned by plaintiffs are summarized in **Exhibit B**. These common law marks include the symbol-textual and textual marks for

# F. COLL/F.D. Coll Registered Trademarks

Serial Number	Reg Number	Trademark Identity	Name Of Owner	Reg Date	Date First Used
74/203348	1,708,820	FAMILY WORLD	F. COLL	8/18/92	11/1/80
74/180928	1,710,503	G.E.T. (LETTERS & EMBLEM)	F. COLL	8/25/92	12/31/77
74/180927	1,722,607	ASTRO-SOUL (WORDS & EMBLEM)	F. COLL	10/6/92	12/31/71
74/167097	1,727,508	PMM (WORDS & EMBLEM)	F. COLL	10/27/92	9/1/76
74/351992	<u>1,801,163</u>	<u>IPM (EMBLEM &amp; WORD)</u>	F. COLL	10/26/93	9/8/70
74/356099	1,806,494	PCC (DOVE & OLIVE BRANCH)	F. COLL	11/23/93	12/31/76
74/371118	1,806,517	ALC (STICKMAN ON WORLD)	F. COLL	11/23/93	9/8/70
74/379642	1,843,243	GATEWAY TO THE BUSINESS WORLD	F. COLL	7/5/94	8/21/79
74/443612	1,858,574	TIMES COMMUNICATOR LOGO	F. COLL	10/18/94	5/1/78
74/452521	1,864,011	AMERICANA LEADERSHIP COLLEGE	F. COLL	11/22/94	7/5/69
74/490712	1,880,596	TIMES COMMUNICATOR THE EXCITEMENT OF OUR TIMES	F. COLL	2/28/95	5/1/78
74/443808	1,886,362	ANGEL LOGO	F. COLL	3/28/95	11/10/91
74/452519	<u>1,894,364</u>	<u>INNER PEACE MOVEMENT</u>	F. COLL	5/16/95	6/24/64
74/517091	1,899,284	PEACE COMMUNITY CHURCH	F. COLL	6/13/95	10/11/65
74/492615	1,916,895	LA FAMILIA NUESTRA	F. COLL	9/5/95	5/1/78
75/168163	2,106,917	BE-LONG MEDIA, INC.	F. COLL	10/21/97	4/11/78
75/256497	2,163,686	LA PUERTA RICA (THE RICH DOOR)	F. COLL	6/9/98	2/3/97

1/29/01

EXHIBIT

A

TRADEMARK

REEL: 002968 FRAME: 0680

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

\_\_\_\_\_) )  
ESTATE OF FRANCISCO COLL-MONGE, )  
et al., )  
 )  
Plaintiffs, )  
 ) Civil Action No. 01-271 (EGS)  
v. )  
 )  
INNER PEACE MOVEMENT, et al., )  
 )  
Defendants. )  
\_\_\_\_\_) )

ORDER

\_\_\_\_\_) Upon consideration of the all the pending summary judgment motions, responses and replies thereto, it is by the Court hereby

**ORDERED** that Defendant Patricia Alexander's Motion for Summary Judgment and Defendant Peter Georgas's Motion for Summary Judgment are **DENIED**. Enforcing copyrights and trademarks does not infringe on either defendant's Constitutional Right to freedom of speech or the free exercise of religion. Religious works can be afforded copyright protection. See *United Christian Scientists v. First Church of Christ, Scientist*, 829 F.2d 1152, 1169 (D.C. Cir. 1987). Moreover, while employees and volunteers of non-profit organizations are usually immune from individual liability, that protection does not extend to the "willful misconduct of the employee . . . that resulted in an improper personal benefit of money, property, or service to the employee." D.C. St. § 29-301.113 - 14 (2003); and it is

**FURTHER ORDERED** that plaintiff's motion for partial summary judgment on the trademark count is **DENIED**. As noted in the August 28, 2002, Memorandum Opinion and Order of this Court, the Estate has not proved that the Dr. Coll intended to register the trademarks for his individual benefit. It is undisputed that Defendants Inner Peace Movement, Inc ("IPM") and Peace Community Church ("PCC") have been using the trademarks in question since 1964 and 1965, respectively. When Dr. Coll registered the trademarks in 1993, he signed the applications as "founder" and/or "president" of IPM and PCC. Represented Defs.' Mot. for Summ. J.: Trademark Application for Inner Peace Movement word mark and logo, Ex. 12, 14; Trademark Application for Peace Community Church word mark and logo, Ex. 13, 15; Section 8 Decl., Ex. 17. The Court finds Dr. Coll's decision to sign the trademark application in that way evidence of his intention to act in a representative capacity. See, e.g., *Inside Scoop, Inc. v. Curry*, 755 F.Supp. 426, 431 (D.D.C. 1989) (holding that signatures accompanied by the job title trustee "cannot be construed as anything other than as signatures made in a representative capacity").

Moreover, there has been no evidence that Dr. Coll used the IPM and PCC trademarks for his own pecuniary interest independent of the two organizations. In the applications Dr. Coll filed with the Patent and Trademark Office, he indicated the dates of first use of the trademarks as the founding years of IPM and PCC.

Represented Defs.' Mot. For Summ. J.: Trademark Application for

Inner Peace Movement word mark and logo, Ex. 12, 14; Trademark Application for Peace Community Church word mark and logo, Ex. 13, 15; Section 8 Decl., Ex. 17. Although Dr. Coll checked the box marked individual on the application, he swore under oath that he knew of no other group or person using the trademark in question.

*Id.* Because Dr. Coll clearly knew that IPM and PCC has been using the trademark for nearly thirty years, the Court must conclude that he intended to register the trademarks in his representative capacity and did not intend them for his individual benefit.

Finally, the "related company" doctrine is inapplicable here. 15 U.S.C. § 1055 (2003). Because the defendants are non-profit organizations with no owners and their actions are controlled solely by their Board of Directors, no one person has control over any actions of the defendants, much less control over the uses of the trademark. See e.g. Represented Defs.' Mot. for Summ. J.: Ex. 2 Francisco D. Coll (Tiger) Dep. Of Apr. 29, 2003 at 143; and it is

**FURTHER ORDERED** that plaintiff's Motion for Summary Judgment on Counts V and VII is **DENIED**. Copyright infringement requires (1) ownership of a valid copyright by the plaintiff and (2) copying of the protected elements by the defendants. See *Feist Publications, Inc. v. Rural Tel. Serv. Co.*, 499 U.S. 340, 361 (1991). Plaintiffs identified two instances where they claim that IPM and PCC infringed on their copyright: "Man and the Universe" and "521:Leadership of the Orientation Techniques." Pls.' Mot. for Summ. J. On Count V and VII at 10. Yet, plaintiffs did little more

than make an unsubstantiated claim that IPM and PCC copied the techniques. Conclusory and unsubstantiated allegations, standing alone, are insufficient for the purpose of satisfying a plaintiff's burden of showing the elements of copyright infringement. See *Celotex Corp. v. Catrett*, 477 U.S. 317, 322 (1986).

Further, plaintiffs have provided no factual basis to their claim that Defendants IPM or PCC diverted the contents of the 800 number or the Post Office Box. Moreover, plaintiffs have cited nothing to suggest that IPM and PCC ever exercised ownership, dominion, or control over the allegedly confiscated property. See *Gov't of Rwanda v. Rwanda Working Grp.*, 227 F. Supp. 2d 45, 62 (D.D.C. 2002); and it is

**FURTHER ORDERED** that Defendants Inner Peace Movement, Inc. and Peace Community Church's Motion for Summary Judgment is **GRANTED**. In order to prevail on a trademark claim, plaintiff must show that they own the mark. *Malarkey-Taylor Associates, Inc. v. Cellular Telecommunications Industry Ass'n*, 929 F. Supp. 473, 475 (D.D.C. 1996). There is no dispute as to sixty-three of the trademarks plaintiffs cited in their complaint. The claim of infringement on these trademarks is dismissed as a matter of law. As to the five remaining trademarks, plaintiffs are estopped from asserting an ownership interest because the Court finds, as stated previously, that Dr. Coll was acting in his representative capacity when he signed the trademark applications. Moreover, it is a well-settled principle that "there are no rights in a trademark alone and no



rights can be transferred apart from the business with which the mark has been associated." J. Thomas McCarthy, *Trademarks and Unfair Competition*, § 18:2 (4th ed.) (2003). Thus, the Court must find that Defendants IPM and PCC are entitled to summary judgment on the trademark infringement counts.

Because plaintiffs did not file an opposition to Defendant IPM and PCC's Motion for Summary Judgment on Counts III and IV of the Complaint, the Court will treat these Counts as conceded. LCvR 7.1(b).

With regard to Count V, copyright infringement requires (1) ownership of a valid copyright by the plaintiff and (2) copying of the protected elements by the defendants. See *Feist Publications, Inc. v. Rural Tel. Serv. Co.*, 499 U.S. 340, 361 (1991). While plaintiffs identified 1250 works in their complaint, they have done little to specify which of IPM and PCC's works they allege infringe.

Copying, for the purpose of copyright infringement, is any unauthorized use of a protected work. See *Country Kids 'N City Slicks v. Sheen*, 77 F.3d 1280, 1284 (10th Cir. 1996). A plaintiff may establish copying with direct evidence. See, e.g., *Nihon Keitzi Shimbun, Inc., v. Comline Business Data, Inc.*, 166 F.3d 65, 70 (2d Cir. 1998). Alternatively, a plaintiff may offer indirect evidence to support an inference of copying by showing the existence of access and substantial similarity between the allegedly infringed work and the allegedly infringing work. See

*Feist Publications, Inc. v. Rural Tel. Serv. Co.*, 499 U.S. 340, 361 (1991). Moreover, in addition to showing copying, plaintiff must be able to show that the copied elements are protected and that the taking was more than *de minimus*. *Id.* Here, plaintiffs have not provided the Court with specific comparisons between IPM and PCC's work and the work they claim has been infringed. The fact that IPM and PCC have continued to conduct lectures and create coursework on ideas akin to the ideas of Dr. Coll does not create a copyright violation. "In no case does copyright protection for an original work of authorship extend to any idea, procedure, process, system, method of operation, concept, principle, or discovery, regardless of the form in which it is described, explained, illustrated, or embodied in such work." 17 U.S.C. § 102(b) (2003). Thus, because plaintiffs have been unable, after exhaustive discovery, to illustrate specific examples of similarity between the allegedly infringed work and the allegedly infringing work, the Court must find that Defendants IPM and PCC are entitled to summary judgment on the copyright infringement claim.

As to Count VI, the claim involving misappropriation of trade secrets, the Court finds that this claim also fails as a matter of law. The evidence shows that several entities, including IPM and ICC, contributed information regarding names, addresses and course enrollment into the databases. (Lassiter Dep. at 212, 215, 221; Dresse Dep. at 321-22). Thus, because the database was not created exclusively by or for Dr. Coll, several entities can establish an

ownership interest in the database and the database fails to qualify as a trade secret. Defendants IPM and PCC are entitled to summary judgment as a matter of law with regard to Count VI.

To establish a conversion claim, Count VII, plaintiffs must prove "that the defendant participated in (1) an unlawful exercise, (2) of ownership, dominion, or control, (3) over the personal property of another, (4) in denial or repudiation of that person's rights thereto." *Gov't of Rwanda v. Rwanda Working Grp.*, 227 F. Supp. 2d 45, 62 (D.D.C. 2002). Because there is no evidence in the record that IPM or PCC exercised ownership, dominion, or control in the taking of any tangible materials, the Court is unwilling to find conversion in the taking of any tangible materials. (Conrad Dep. at 216-17; Dreese Dep. 93-94). Moreover, there is no evidence that IPM or PCC exercised ownership, dominion, or control of the tangible material after it was taken. When IPM learned in July 2000 that the materials stored in San Antonio by Alexander and Buchanan might contain property improperly taken from plaintiffs, IPM directed Alexander to return the property. (Dreese Dep. at 106; Inner Peace Movement Executive Board Resolution of Aug. 5, 2000; Letter from Ben Dresse to Patricia Alexander, May 18, 2001). Alexander verbally assured IPM that all the materials had been returned. *Id.* IPM subsequently learned on May 6, 2001, that some materials that remained in the San Antonio storage might belong to plaintiffs. *Id.* IPM directed Alexander to immediately return

all materials and to submit proof of completion to IPM. *Id.*

Thus, after exhaustive discovery, plaintiffs cannot point to any facts that suggest that IPM or PCC exerted dominion or control over any of plaintiffs' documents, and this claims fails as a matter of law.

Plaintiffs' claims regarding the conversion of copyrighted works, copyrightable materials, and databases also fail as a matter of law. These claims are preempted by the Copyright Act. *See Sturdza v. United Arab Emirates*, 281 F.3d 1287, 1304 (D.C. Cir. 2002). Moreover, with regard to databases, "[c]opyright protection extends only to those components of a work that are original to the author. . . . Others may copy the underlying facts from the publication, but not the precise words used to present them." *Id.* at 340, 348.

Finally, there is no basis in fact for plaintiffs' claim that IPM or PCC had any involvement in diverting the 800 telephone number or the Post Office Box; and it is

**FURTHER ORDERED** that Plaintiffs' Motion for Order of Final Judgment against Defendants Patricia Alexander and Cherie Buchanan is **DENIED**. Despite the Court's September 22, 2003 Order, nothing in the record before the Court demonstrates that Patricia Alexander received the Notice of Deposition; and it is

**FURTHER ORDERED** and **ADJUDGED** that the Clerk shall enter final judgment in favor of Defendants Inner Peace Movement and Peace Community Church.

Signed: Emmet G. Sullivan  
United States District Judge  
March 25, 2004

Notice to:

Richard S. Ugelow, Esquire  
c/o Glushko-Samuelson Intellectual Property Law Clinic  
American University Washington College of Law  
4801 Massachusetts Avenue, NW  
Washington, DC 20016

Walter Donald Ames, Esquire  
6718 Wemberly Way  
McLean, VA 22101

Robert B. Nealon, Esquire  
119 North Henry Street  
Alexandria, VA 22314

Peter Georgas  
11619 North 29th Avenue  
Phoenix, AZ 85029-4372

Patricia Alexander  
C/O G.P.O. Box 3883  
Sydney NSW 2001  
Australia

TRADEMARK/SERVICE MARK APPLICATION; PRINCIPAL REGISTER, WITH DECLARATION	MARK (Word(s) and/or Design) INNER PEACE MOVEMENT (WORDS)	CLASS NO. (If known) 41
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TO THE ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS:

APPLICANT'S NAME: DR. FRANCISCO COLL

APPLICANT'S BUSINESS ADDRESS: P.O. BOX 4900 WASHINGTON, DC 20008  
 (Display address exactly as it should appear on registration)

APPLICANT'S ENTITY TYPE: (Check one and supply requested information)

Individual - Citizen of (Country): UNITED STATES

Partnership - State where organized (Country, if appropriate):  
 Names and Citizenship (Country) of General Partners:

Corporation - State (Country, if appropriate) of Incorporation:

Other (Specify Nature of Entity and Domicile):

GOODS AND/OR SERVICES:

Applicant requests registration of the trademark/service mark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended) for the following goods/services (SPECIFIC GOODS AND/OR SERVICES MUST BE INSERTED HERE):  
 EDUCATIONAL SERVICES NAMELY, LECTURES, SEMINARS, WORKSHOPS IN THE FIELD OF SELF-IMPROVEMENT

BASIS FOR APPLICATION: (Check boxes which apply, but never both the first AND second boxes, and supply requested information related to each box checked)

Applicant is using the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(b), as amended.) Three specimens showing the mark as used in commerce are submitted with this application.  
 • Date of first use of the mark in commerce which the U.S. Congress may regulate (for example, interstate or between the U.S. and a foreign country): June 24, 1964  
 • Specify the type of commerce: INTERSTATE  
 (for example, interstate or between the U.S. and a specified foreign country)  
 • Date of first use anywhere (the same as or before use in commerce date): June 24, 1964  
 • Specify manner or mode of use of mark on or in connection with the goods/services:  
 BOOKS, TAPES, BROCHURES, PAMPHLETS, IN ADVERTISEMENTS  
 (for example, trademark is applied to labels, service mark is used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(b), as amended.)  
 • Specify intended manner or mode of use of mark on or in connection with the goods/services:  
 (for example, trademark will be applied to labels, service mark will be used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services, and asserts a claim of priority based upon a foreign application in accordance with 15 U.S.C. 1126(d), as amended.  
 • Country of foreign filing: \_\_\_\_\_ • Date of foreign filing: \_\_\_\_\_

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services and, accompanying this application, submits a certification or certified copy of a foreign registration in accordance with 15 U.S.C. 1126(e), as amended.  
 • Country of registration: \_\_\_\_\_ • Registration number: \_\_\_\_\_

NOTE: Declaration, on Reverse Side, MUST be Signed

**EXHIBIT**  
 12  
 1:01 CV 00271  
 (EGS)

DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

October 16, 1993  
DATE

*Dr. Francisco Coll*  
SIGNATURE

(202) 966-6676  
TELEPHONE NUMBER

DR. FRANCISCO COLL, FOUNDER  
PRINT OR TYPE NAME AND POSITION

INSTRUCTIONS AND INFORMATION FOR APPLICANT

TO RECEIVE A FILING DATE, THE APPLICATION MUST BE COMPLETED AND SIGNED BY THE APPLICANT AND SUBMITTED ALONG WITH:

- 1. The prescribed FEE (\$210.00) for each class of goods/services listed in the application;
- 2. A DRAWING PAGE displaying the mark in conformance with 37 CFR 2.52;
- 3. If the application is based on use of the mark in commerce, THREE (3) SPECIMENS (evidence) of the mark as used in commerce for each class of goods/services listed in the application. All three specimens may be in the nature of: (a) labels showing the mark which are placed on the goods; (b) photographs of the mark as it appears on the goods, (c) brochures or advertisements showing the mark as used in connection with the services.
- 4. An APPLICATION WITH DECLARATION (this form) - The application must be signed in order for the application to receive a filing date. Only the following person may sign the declaration, depending on the applicant's legal entity: (a) the individual applicant; (b) an officer of the corporate applicant; (c) one general partner of a partnership applicant; (d) all joint applicants.

SEND APPLICATION FORM, DRAWING PAGE, FEE, AND SPECIMENS (IF APPROPRIATE) TO:

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office, Box TRADEMARK  
Washington, D.C. 20231

Additional information concerning the requirements for filing an application is available in a booklet entitled Basic Facts About Trademarks, which may be obtained by writing to the above address or by calling: (703) 308-HELP.

This form is estimated to take an average of 1 hour to complete, including time required for reading and understanding instructions, gathering necessary information, recordkeeping, and actually providing the information. Any comments on this form, including the amount of time required to complete this form, should be sent to the Office of Management and Organization, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231, and to Paperwork Reduction Project 0631-0009, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503. Do NOT send completed forms to either of these addresses.



TRADEMARK/SERVICE MARK  
APPLICATION, PRINCIPAL  
REGISTER, WITH DECLARATION

MARK (Word(s) and/or Design)  
PEACE COMMUNITY CHURCH  
(WORDS ONLY)

CLASS NO.  
(If known) 41

PA

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS:

APPLICANT'S NAME: DR. FRANCISCO COLL

APPLICANT'S BUSINESS ADDRESS: P.O. BOX 4900  
WASHINGTON, DC 20008  
Address exactly as  
it will appear on registration

APPLICANT'S ENTITY TYPE: (Check one and supply requested information)

Individual - Citizen of (Country): UNITED STATES

Partnership - State where organized (Country, if appropriate):  
Names and Citizenship (Country) of General Partners:

Corporation - State (Country, if appropriate) of Incorporation:

Other (Specify Nature of Entity and Domicile):

GOODS AND/OR SERVICES:

Applicant requests registration of the trademark/service mark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended) for the following goods/services (SPECIFIC GOODS AND/OR SERVICES MUST BE INSERTED HERE):

EDUCATIONAL SERVICES NAMELY, COURSES, LECTURES AND RELATED PROGRAMS FOR TRAINING  
MINISTERS

BASIS FOR APPLICATION: (Check boxes which apply, but never both the first AND second boxes, and supply requested information indicated to each box checked.)

Applicant is using the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(a), as amended.) Three specimens showing the mark as used in commerce are submitted with this application.

•Date of first use of the mark in commerce which the U.S. Congress may regulate (for example, interstate or between the U.S. and a foreign country): OCTOBER 11, 1965  
•Specify the type of commerce: INTER-STATE

(for example, interstate or between the U.S. and a specified foreign country)

•Date of first use anywhere (the same as or before use in commerce date): OCTOBER 11, 1965  
•Specify manner or mode of use of mark on or in connection with the goods/services:

(for example, trademark is applied to labels, service mark is used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(b), as amended.)

•Specify intended manner or mode of use of mark on or in connection with the goods/services:

(for example, trademark will be applied to labels, service mark will be used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services, and asserts a claim of priority based upon a foreign application in accordance with 15 U.S.C. 1126(d), as amended.

• Country of foreign filing: \_\_\_\_\_ • Date of foreign filing: \_\_\_\_\_

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services, and, accompanying this application, submits a certification or certified copy of a foreign registration in accordance with 15 U.S.C. 1126(e), as amended.

• Country of registration: \_\_\_\_\_ • Registration number: \_\_\_\_\_

NOTE: Declaration, on Reverse Side, MUST be Signed

EXHIBIT

13  
1:01 CV 00271  
(EGS)

DECLARATION

3/

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

October 28, 1993

DATE

(202) 966-6676

TELEPHONE NUMBER

*Dr. Francisco Coll*

SIGNATURE

DR. FRANCISCO COLL, FOUNDER

PRINT OR TYPE NAME AND POSITION

INSTRUCTIONS AND INFORMATION FOR APPLICANT

TO RECEIVE A FILING DATE, THE APPLICATION MUST BE COMPLETED AND SIGNED BY THE APPLICANT AND SUBMITTED ALONG WITH:

1. The prescribed FEE (\$210.00) for each class of goods/services listed in the application;
2. A DRAWING PAGE displaying the mark in conformance with 37 CFR 2.52;
3. If the application is based on use of the mark in commerce, THREE (3) SPECIMENS (evidence) of the mark as used in commerce for each class of goods/services listed in the application. All three specimens may be in the nature of: (a) labels showing the mark which are placed on the goods; (b) photographs of the mark as it appears on the goods, (c) brochures or advertisements showing the mark as used in connection with the services.
4. An APPLICATION WITH DECLARATION (this form) - The application must be signed in order for the application to receive a filing date. Only the following person may sign the declaration, depending on the applicant's legal entity: (a) the individual applicant; (b) an officer of the corporate applicant; (c) one general partner of a partnership applicant; (d) all joint applicants.

SEND APPLICATION FORM, DRAWING PAGE, FEE, AND SPECIMENS (IF APPROPRIATE) TO:

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office, Box TRADEMARK  
Washington, D.C. 20231

Additional information concerning the requirements for filing an application is available in a booklet entitled Basic Facts About Trademarks, which may be obtained by writing to the above address or by calling: (703) 308-HELP.

This form is estimated to take an average of 1 hour to complete, including time required for reading and understanding instructions, gathering necessary information, recordkeeping, and actually providing the information. Any comments on this form, including the amount of time required to complete this form, should be sent to the Office of Management and Organization, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231, and to Paperwork Reduction Project 0651-0009, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503.

TRADEMARK

11/2 210-201 711

TRADEMARK/SERVICE MARK APPLICATION, PRINCIPAL REGISTER, WITH DECLARATION

MARK (Identify the mark) IPM MBLEM & WORD

CLASS NO. (if known) 41 7A 351992

TO THE ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS:

APPLICANT NAME: DR. FRANCISCO COLL C

APPLICANT BUSINESS ADDRESS: P.O. BOX 4900, WASHINGTON, DC 20008 10C

APPLICANT ENTITY: (Check one and supply requested information)

(Individual) - Citizenship: (Country) UNITED STATES USX

Partnership - Partnership Domicile: (State and Country) \_\_\_\_\_  
Names and Citizenship (Country) of General Partners: \_\_\_\_\_

Corporation - State (Country, if appropriate) of Incorporation: \_\_\_\_\_

Other: (Specify Nature of Entity and Domicile) \_\_\_\_\_

GOODS AND/OR SERVICES:

Applicant requests registration of the above-identified trademark/service mark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended.) for the following goods/services:

~~EDUCATIONAL SERVICES - NAMELY TRAINING OTHERS IN THE~~  
~~FIELD OF PERSONAL DEVELOPMENT~~ *Courses - classes*

BASIS FOR APPLICATION: (Check one or more, but NOT both the first AND second boxes, and supply requested information)

Applicant is using the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(a), as amended.) Three specimens showing the mark as used in commerce are submitted with this application.

- Date of first use of the mark anywhere: September 8, 1970
- Date of first use of the mark in commerce which the U.S. Congress may regulate: Sept. 8, 1970
- Specify the type of commerce: INTERSTATE COMMERCE  
(e.g., interstate, between the U.S. and a specified foreign country)
- Specify manner or mode of use of mark on or in connection with the goods/services: ON BROCHURES, BOOKS & TAPES  
(e.g., trademark is applied to labels, service mark is used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(b), as amended.)

- Specify intended manner or mode of use of mark on or in connection with the goods/services: \_\_\_\_\_  
(e.g., trademark will be applied to labels, service mark will be used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services, and asserts a claim of priority based upon a foreign application in accordance with 15 U.S.C. 1126(d), as amended.

- Country of foreign filing: \_\_\_\_\_ • Date of foreign filing: \_\_\_\_\_

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services and, accompanying this application, submits a certification or certified copy of a foreign registration in accordance with 15 U.S.C. 1126(e), as amended.

- Country of registration: \_\_\_\_\_ • Registration number: \_\_\_\_\_

Note: Declaration, on Reverse Side, MUST be Signed

PTO Form 1478 (REV. 9/89)  
OMB No. 06510009  
Exp. 5-31-91

U.S. DEPARTMENT OF COMMERCE

EXHIBIT  
14  
1:01 CV 00271  
(EGS)

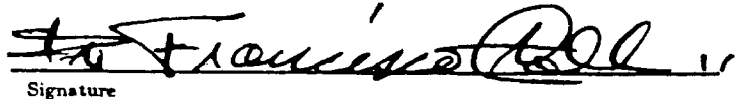
TRADEMARK  
REEL: 002968 FRAME: 0695

## DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

January 19, 1993

Date



Signature

(202) 966-6676

Telephone Number

DR. FRANCISCO COLL, FOUNDER & FOUNDER

Print or Type Name and Position

## INSTRUCTIONS AND INFORMATION FOR APPLICANT

To receive a filing date, the application must be completed and signed by the applicant and submitted along with:

1. The prescribed fee for each class of goods/services listed in the application;
2. A drawing of the mark in conformance with 37 CFR 2.52;
3. If the application is based on use of the mark in commerce, three (3) specimens (evidence) of the mark as used in commerce for each class of goods/services listed in the application. All three specimens may be the same and may be in the nature of: (a) labels showing the mark which are placed on the goods; (b) a photograph of the mark as it appears on the goods, (c) brochures or advertisements showing the mark as used in connection with the services.

Verification of the application - The application must be signed in order for the application to receive a filing date. Only the following person may sign the verification (Declaration) for the application, depending on the applicant's legal entity: (1) the individual applicant; (b) an officer of the corporate applicant; (c) one general partner of a partnership applicant; (d) all joint applicants.

Additional information concerning the requirements for filing an application are available in a booklet entitled **Basic Facts about Trademarks**, which may be obtained by writing:

**U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Washington, D.C. 20231**

**Or by calling: (703) 557-INFO**

This form is estimated to take 15 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form should be sent to the Office of Management and Organization, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington D.C., 20231, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503.

**TRADEMARK  
REEL: 002968 FRAME: 0696**

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TRADEMARK

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711

TRADEMARK/SERVICE MARK APPLICATION, PRINCIPAL REGISTER, WITH DECLARATION

MARK (Identify the mark) DOVE WITH OLIVE RANCH EMBLEM ONLY

CLASS NO. (if known) 41 7/356039

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS:

APPLICANT NAME: DR. FRANCISCO COLL

APPLICANT BUSINESS ADDRESS: P.O. BOX 4900, WASHINGTON, DC 20008

APPLICANT ENTITY: (Check one and supply requested information)

Individual - Citizenship: (Country) UNITED STATES

Partnership - Partnership Domicile: (State and Country) \_\_\_\_\_  
Names and Citizenship (Country) of General Partners: \_\_\_\_\_

Corporation - State (Country, if appropriate) of Incorporation: \_\_\_\_\_

Other: (Specify Nature of Entity and Domicile) \_\_\_\_\_

GOODS AND/OR SERVICES:

Applicant requests registration of the above-identified trademark/service mark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended.) for the following goods/services: EDUCATIONAL SERVICES IN THE NATURE OF COURSES, LECTURES AND RELATED PROGRAMS FOR TRAINING MINISTERS

BASIS FOR APPLICATION: (Check one or more, but NOT both the first AND second boxes, and supply requested information)

Applicant is using the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(a), as amended.) Three specimens showing the mark as used in commerce are submitted with this application.

- Date of first use of the mark anywhere: DECEMBER 31, 1976
- Date of first use of the mark in commerce which the U.S. Congress may regulate: DEC 31, 1976
- Specify the type of commerce: INTERSTATE

(e.g., interstate, between the U.S. and a specified foreign country)

- Specify manner or mode of use of mark on or in connection with the goods/services: USED ON LECTURE CHART, BOOKS, BROCHURES, IN ADVERTISING, LETTERHEAD

(e.g., trademark is applied to labels, service mark is used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services. (15 U.S.C. 1051(b), as amended.)

- Specify intended manner or mode of use of mark on or in connection with the goods/services: \_\_\_\_\_

(e.g., trademark will be applied to labels, service mark will be used in advertisements)

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services, and asserts a claim of priority based upon a foreign application in accordance with 15 U.S.C. 1126(d), as amended.

- Country of foreign filing: \_\_\_\_\_ • Date of foreign filing: \_\_\_\_\_

Applicant has a bona fide intention to use the mark in commerce on or in connection with the above identified goods/services and, accompanying this application, submits a certification or certified copy of a foreign registration in accordance with 15 U.S.C. 1126(e), as amended.

- Country of registration: \_\_\_\_\_ • Registration number: \_\_\_\_\_

Note: Declaration, on Reverse Side, MUST be Signed

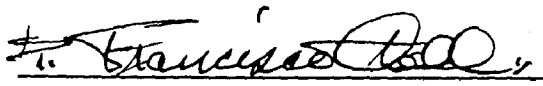
EXHIBIT  
15  
1:01 CV 00271  
(EGS)

### DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

January 27, 1993

Date



Signature

(202) 966-6676

Telephone Number

DR. FRANCISCO COLL, PRESIDENT & FOUNDER

Print or Type Name and Position

### INSTRUCTIONS AND INFORMATION FOR APPLICANT

To receive a filing date, the application must be completed and signed by the applicant and submitted along with:

1. The prescribed fee for each class of goods/services listed in the application;
2. A drawing of the mark in conformance with 37 CFR 2.52;
3. If the application is based on use of the mark in commerce, three (3) specimens (evidence) of the mark as used in commerce for each class of goods/services listed in the application. All three specimens may be the same and may be in the nature of: (a) labels showing the mark which are placed on the goods; (b) a photograph of the mark as it appears on the goods, (c) brochures or advertisements showing the mark as used in connection with the services.

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Patent and Trademark Office  
Washington, D.C. 20231

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# AMERICAN UNIVERSITY

W A S H I N G T O N , D C

CLINICAL PROGRAM

May 14, 2004

## By Facsimile and First Class Mail

Mail Stop Assignment Recordation Services  
Director of the U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RE:** Trademark Assignments for Registration No.'s 1,894,364 & 1,801,163

To the Trademark Examiner,

We are filing this trademark assignment on behalf of our client, the Inner Peace Movement ("IPM"), a nonprofit organization. On February 1, 2001, the Estate of Francisco Coll-Monge and others filed a complaint in the United States District Court for the District of Columbia against the Inner Peace Movement ("IPM"), and other defendants. At issue in the complaint was ownership of the trademarks: "Inner Peace Movement" and the "IPM Emblem & Word". Attached are extracts from the complaint and copies of the trademarks. (See Attachment 1, Complaint p.10, and Plaintiff's Attachment A).

On March 25, 2004, the Court granted the Motion for Summary Judgment filed by the Inner Peace Movement. The Court held that Francisco Coll-Monge registered the trademarks in a representative capacity on behalf of the Inner Peace Movement. (See Attachment 2, the March 25, 2004 Order, pages 2 -5 and exhibits 12-15). Accordingly, the Inner Peace Movement requests that these trademarks be assigned and re-registered in their name pursuant to the Court's March 25 judgment. . If you have any questions or concerns, please feel free to contact, Ben Dreese, President of the Inner Peace Movement, at (408) 629.2130 or via e-mail at [BenJD3@aol.com](mailto:BenJD3@aol.com).

Sincerely,

Charisma Hampton  
Marc Shaw  
Newton Mendys  
Student Attorneys  
Counsel for Inner Peace Movement

WASHINGTON COLLEGE OF LAW

4801 MASSACHUSETTS AVENUE, NW SUITE 417 WASHINGTON, DC 20016-8184 202-274-4140 FAX: 202-274-0659

**RECORDED: 05/17/2004**

**TRADEMARK  
REEL: 002968 FRAME: 0699**