

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM428077

| | | | |
|---|---|-----------------------|-------------------------------------|
| SUBMISSION TYPE: | RESUBMISSION | | |
| NATURE OF CONVEYANCE: | Correction of Erroneous Recordal against Reg. No. 1561781 at Reel/Frame 1618/0974 | | |
| RESUBMIT DOCUMENT ID: | 900404158 | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| St. Louis Cardinals, LLC | | 04/26/2017 | Limited Liability Company: MISSOURI |
| RECEIVING PARTY DATA | | | |
| Name: | St. Louis Cardinals, LLC | | |
| Street Address: | 700 Clark Street | | |
| City: | St. Louis | | |
| State/Country: | MISSOURI | | |
| Postal Code: | 63102 | | |
| Entity Type: | Limited Liability Company: MISSOURI | | |
| PROPERTY NUMBERS Total: 1 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 1561781 | | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | 2125750671 | | |
| <i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i> | | | |
| Phone: | 2127909200 | | |
| Email: | trademark@cjl.com | | |
| Correspondent Name: | Mary L. Kevlin | | |
| Address Line 1: | Cowan, Liebowitz & Latman, P.C. | | |
| Address Line 2: | 114 West 47th Street | | |
| Address Line 4: | New York, NEW YORK 10036 | | |
| NAME OF SUBMITTER: | Maryann E. Licciardi | | |
| SIGNATURE: | /Maryann E. Licciardi/ | | |
| DATE SIGNED: | 05/18/2017 | | |
| Total Attachments: 20 | | | |
| source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page1.tif | | | |
| source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover | | | |

sheet#page2.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page3.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page4.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page5.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page6.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page7.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page8.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page9.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page10.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page11.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page12.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page13.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page14.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page15.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page16.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page17.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page18.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page19.tif

source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781 Sequence 3 with cover sheet#page20.tif

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

_____X
In re: :
Registration of St. Louis Cardinals, LLC :
Reg. No. 1,561,781 :
Registered: October 24, 1989 :
For Mark: Cardinal and Bat Design :
_____X

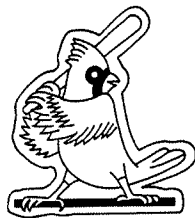
**CORRECTION OF
ERRONEOUS RECORDALS
MADE ON AUGUST 7, 1987 AT
REELS/FRAMES 1618/0908,
1618/0924 and 1618/0974**

United States Patent and Trademark Office
Assignment Recordation Branch
P.O. Box 1450
Alexandria, Virginia 22313

DECLARATION OF ETHAN G. ORLINSKY

ETHAN G. ORLINSKY, pursuant to 28 U.S.C. 1746, declares:

1. I am Corporate Secretary of Major League Baseball Properties, Inc. ("MLBP"), the agent for all of the MAJOR LEAGUE BASEBALL clubs, including St. Louis Cardinals, LLC (the "Registrant"), which is the owner of the ST. LOUIS CARDINALS MAJOR LEAGUE BASEBALL club (the "Club") and all of its U.S. trademarks and registrations, including, without limitation, the above-captioned registration (the "Registration") for the Cardinal and Bat



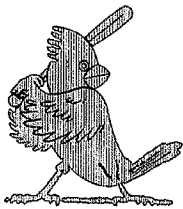
Design mark shown here:

(the "Registrant's Mark"). I make this declaration

to correct the erroneous recordal of security agreements (the "Security Agreements") filed by the now dissolved firm Jenkins & Gilchrist, P.C. on behalf of the National Bank of Canada on June 21, 1997 at the Assignment Recordation Branch of the United States Patent and Trademark

Office (“USPTO”) in connection with the above-captioned registration (the “Registration”). I make this declaration based upon personal knowledge and upon consultation of business records kept in the ordinary course of business.

2. In addition to the Registration, Registrant is the owner of numerous U.S. federal registrations for trademarks used in connection with the Club’s goods and services, including Registration Nos. 843,040 for the Registrant’s Mark lined for the color red shown here



(the “Red Cardinal and Bat Design Mark”)

3. On June 27, 1997, the now dissolved firm of Jenkins & Gilchrist, P.C. mistakenly recorded the Security Agreements at Reels/Frames 1618/0908, 1618/024 and 1618/0974 that erroneously listed the Registration. The clear mistake is revealed by the facts that: (i) the Club’s Red Cardinal and Bat Design Mark is not included as one would expect, (ii) the Assignors of the security interest is not the Club, which owned the Registration, but rather Old America Wholesale, Inc., Old America Store, Inc. and Old America Stores, Inc., respectively, and (iii) the other registrations included in the list are also OLD AMERICA marks and not marks of the Club. A copy of the TSDR record for Registration No. 2,073,120 for OLD AMERICA is attached hereto as Exhibit A. This shows that the same three Reel/Frame recordals that list the Registration are shown as Assignments 2, 3 and 4 in the record of the OLD AMERICA mark.

4. Further, it appears that the firm that filed the Security Agreements, erroneously included the Registration in the Security Agreements instead of U.S. Registration Number 1,562,781 for

OLD AMERICA STORES, the TSDR record of which is attached here as Exhibit B. It appears that a typographical error in the registration number was made as Registration No. 1,562,781 for OLD AMERICA STORES differed by only one digit from the Registration.

4. At no time did Registrant enter into the Security Agreements with the National Bank of Canada that were recorded in the USPTO.

5. Accordingly, Registrant requests that this correction to the Assignment records be recorded in order to reflect the true chain of title of the Registration.

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 registration, declares that the facts set forth in this declaration are true; that all statements made of his own knowledge are true; and that all statements made on information and belief are believed to be true.

Dated: New York, New York
April 26, 2017


Ethan G. Orlinsky

EXHIBIT A

Generated on: This page was generated by TSDR on 2017-04-28 10:46:00 EDT

Mark: OLD AMERICA CRAFTS FRAMES FLORAL DECOR



US Serial Number: 74712915

Application Filing Date: Aug. 09, 1995

US Registration Number: 2073120

Registration Date: Jun. 24, 1997

Register: Principal

Mark Type: Service Mark

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Mar. 27, 2004

Publication Date: Apr. 01, 1997

Date Cancelled: Mar. 27, 2004

Mark Information

Mark Literal Elements: OLD AMERICA CRAFTS FRAMES FLORAL DECOR

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Disclaimer: "CRAFTS FRAMES FLORAL DECOR"

Design Search 01.01.03 - Star - a single star with five points

Code(s): 01.01.10 - Stars, three or more; Three or more stars
26.11.02 - Rectangles (single line); Plain single line rectangles

Related Properties Information

Claimed Ownership of US Registrations: 1562781

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: retail store services featuring arts, crafts, pottery, baskets, candles, candle holders and home decorator accessories

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Jul. 27, 1995

Use in Commerce: Jul. 27, 1995

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: Old America Stores, Inc.

Owner Address: 811 N. Collins Freeway, Hwy. 75 North
P.O. Box 370
Howe, TEXAS 75459
UNITED STATES

Legal Entity Type: CORPORATION

State or Country TEXAS
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Anthony J. Casella

Correspondent

Correspondent ANTHONY J CASELLA
Name/Address: CASELLA & HESPOS
274 MADISON AVE
NEW YORK, NEW YORK 10016
UNITED STATES

Domestic Representative - Not Found

Prosecution History

| Date | Description | Proceeding Number |
|---------------|---------------------------------------|-------------------|
| Mar. 27, 2004 | CANCELLED SEC. 8 (6-YR) | |
| Jun. 24, 1997 | REGISTERED-PRINCIPAL REGISTER | |
| Apr. 01, 1997 | PUBLISHED FOR OPPOSITION | |
| Feb. 28, 1997 | NOTICE OF PUBLICATION | |
| Jan. 11, 1997 | APPROVED FOR PUB - PRINCIPAL REGISTER | |
| Mar. 26, 1996 | NON-FINAL ACTION MAILED | |
| Mar. 21, 1996 | ASSIGNED TO EXAMINER | 72145 |

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: FILE REPOSITORY (FRANCONIA)

Date in Location: Jun. 25, 1997

Assignment Abstract Of Title Information

Summary

Total Assignments: 11

Registrant: Old America Stores, Inc.

Assignment 1 of 11

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1489/0005

Pages: 3

Date Recorded: Jul. 29, 1996

Supporting Documents: No Supporting Documents Available

Assignor

Name: OLD AMERICA STORES, INC.

Execution Date: Sep. 12, 1995

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Assignee

Name: OLD AMERICA WHOLESALE, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE

Where Organized:

Address: HIGHWAY 75 NORTH
811 NORTH COLLINS FRWY.
HOWE, TEXAS 75459

Correspondent

Correspondent LIDDELL, SAPP, ZIVLEY, HILL & LABOON
Name:

Correspondent GINA E. BETTS
Address: 2200 ROSS AVENUE, SUITE 900
DALLAS, TEXAS 75201

Domestic Representative - Not Found

Assignment 2 of 11

Conveyance: SECURITY AGREEMENT

Reel/Frame: 1618/0908

Pages: 6

Date Recorded: Aug. 07, 1997

Supporting No Supporting Documents Available
Documents:

Name: OLD AMERICA WHOLESALE, INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Jun. 21, 1997

State or Country DELAWARE
Where Organized:

Assignee

Name: NATIONAL BANK OF CANADA

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found
Where Organized:

Address: 125 WEST 55TH STREET
NEW YORK, NEW YORK 10019

Correspondent

Correspondent JENKENS & GILCHRIST, P.C.
Name:

Correspondent P. WESTON MUSSELMAN, JR.
Address: 1445 ROSS AVENUE, SUITE 3200
DALLAS, TX 75202-2799

Domestic Representative - Not Found

Assignment 3 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: 1618/0924

Pages: 6

Date Recorded: Aug. 07, 1997

Supporting No Supporting Documents Available
Documents:

Name: OLD AMERICA STORE, INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Jun. 21, 1997

State or Country TEXAS
Where Organized:

Assignee

Name: NATIONAL BANK OF CANADA

Legal Entity Type: A CANADIAN BANKING ASSOCIATION

State or Country No Place Where Organized Found
Where Organized:

Address: 125 WEST 55TH STREET
NEW YORK, NEW YORK 10019

Correspondent

Correspondent JENKENS & GILCHRIST, P.C.
Name:

Correspondent P. WESTON MUSSELMAN, JR.
Address: 1445 ROSS AVENUE, STE. 3200
DALLAS, TEXAS 75202-2799

Domestic Representative - Not Found

Assignment 4 of 11

Conveyance: SECURITY AGREEMENT

Reel/Frame: 1618/0974

Pages: 6

Date Recorded: Aug. 07, 1997

Supporting Documents: No Supporting Documents Available

Name: OLD AMERICA STORES, INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Jun. 21, 1997

State or Country Where Organized: DELAWARE

Assignee

Name: NATIONAL BANK OF CANADA

Legal Entity Type: A CANADIAN BANKING ASSOCIATION

State or Country Where Organized: No Place Where Organized Found

Address: 125 WEST 55TH STREET
NEW YORK, NEW YORK 10019

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, STE. 3200
DALLAS, TEXAS 75202-2799

Domestic Representative - Not Found

Assignment 5 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: 1629/0047

Pages: 10

Date Recorded: Aug. 21, 1997

Supporting Documents: No Supporting Documents Available

Name: OLD AMERICA WHOLESALE INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Aug. 12, 1997

State or Country Where Organized: DELAWARE

Assignee

Name: GBFC, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 40 BROAD STREET
BOSTON, MASSACHUSETTS 02109

Correspondent

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 2001 JEFFERSON DAVIS HWY
SUITE 505
ARLINGTON, VA 22202

Domestic Representative - Not Found

Assignment 6 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: 1698/0223

Pages: 11

Date Recorded: Mar. 02, 1998

Supporting Documents: No Supporting Documents Available

Name: KOB, L.P.

Legal Entity Type: LIMITED PARTNERSHIP

Assignor

Execution Date: Jan. 21, 1998

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: BANKBOSTON RETAIL FINANCE INC.
Legal Entity Type: CORPORATION

Address: 40 BROAD STREET
BOSTON, MASSACHUSETTS 02109

State or Country DELAWARE
Where Organized:

Correspondent

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 2001 JEFFERSON DAVIS HIGHWAY
SUITE 505
ARLINGTON, VA 22202

Domestic Representative - Not Found

Assignment 7 of 11

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1698/0236

Pages: 7

Date Recorded: Mar. 02, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: OLD AMERICA STORES, INC.
Legal Entity Type: CORPORATION

Execution Date: Jan. 21, 1998

State or Country TEXAS
Where Organized:

Name: OLD AMERICA WHOLESALE, INC.
Legal Entity Type: CORPORATION

Execution Date: Jan. 21, 1998

State or Country TEXAS
Where Organized:

Name: OLD AMERICA STORE, INC.
Legal Entity Type: CORPORATION

Execution Date: Jan. 21, 1998

State or Country TEXAS
Where Organized:

Assignee

Name: KOB, LP
Legal Entity Type: LIMITED PARTNERSHIP

Address: 1109 ROBIN HOOD DRIVE
UNION CITY, TENNESSEE 38261

State or Country TENNESSEE
Where Organized:

Correspondent

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 2001 JEFFERSON DAVIS HIGHWAY, SUITE 505
ARLINGTON, VA 22202

Domestic Representative - Not Found

Assignment 8 of 11

Conveyance: SECURITY INTEREST

Reel/Frame: 1904/0845

Pages: 7

Date Recorded: May 28, 1999

Supporting Documents: assignment-tm-1904-0845.pdf

Assignor

Name: KOB, LP
Legal Entity Type: LIMITED PARTNERSHIP

Execution Date: Mar. 17, 1999

State or Country TENNESSEE
Where Organized:

Assignee

Name: NATIONAL BANK OF CANADA
Legal Entity Type: COMMERCIAL BANKING INSTITUTION

Address: 125 WEST 55TH STREET, 23RD FLOOR

State or Country CANADA
Where Organized:

NEW YORK, NEW YORK 10019

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, SUITE 3200
DALLAS, TX 75202-2799

Domestic Representative - Not Found

Assignment 9 of 11

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: 1904/0799

Pages: 3

Date Recorded: May 28, 1999

Supporting Documents: assignment-tm-1904-0799.pdf

Assignor

Name: GBFC, INC.

Execution Date: Mar. 19, 1999

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: OLD AMERICA WHOLESALE INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 811 N. COLLINS FREEWAY, HIGHWAY 75 NORTH
HOWE, TEXAS 75459

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, STE. 3200
DALLAS, TEXAS 75202-2799

Domestic Representative - Not Found

Assignment 10 of 11

Conveyance: RELEASE FROM TRADEMARK SECURITY AGREEMENT RECORDED AT REEL/FRAME 1698/0223

Reel/Frame: 1904/0835

Pages: 3

Date Recorded: May 28, 1999

Supporting Documents: assignment-tm-1904-0835.pdf

Assignor

Name: BANKBOSTON RETAIL FINANCE INC.

Execution Date: Mar. 19, 1999

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: KOB, LP

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: TENNESSEE

Address: 1109 ROBIN HOOD DRIVE
UNION CITY, TENNESSEE 38261

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, STE. 3200
DALLAS, TX 75202-2799

Domestic Representative - Not Found

Assignment 11 of 11

Conveyance: RELEASE FROM TRADEMARK SECURITY AGREEMENT RECORDED AT REEL 1904, FAME 0845.

Reel/Frame: 1977/0898

Pages: 3

Date Recorded: Oct. 18, 1999

Supporting Documents: assignment-tm-1977-0898.pdf

Name: NATIONAL BANK OF CANADA

Legal Entity Type: CANADIAN COMMERCIAL BANKING
INSTITUTION

Name: KOB, LP

Legal Entity Type: LIMITED PARTNERSHIP

Address: 1109 ROBIN HOOD DRIVE
UNION CITY, TENNESSEE 38261

Assignor

Execution Date: Sep. 29, 1999

State or Country No Place Where Organized Found
Where Organized:

Assignee

State or Country TENNESSEE
Where Organized:

Correspondent

Correspondent Name: JENKENS AND GILCHRIST, A PROFESSIONAL

Correspondent Address: MARGARET A, BOULWARE
1100 LOUISIANA STREET, SUITE 1800
HOUSTON, TEXAS 77002-5214

Domestic Representative - Not Found

EXHIBIT B

Generated on: This page was generated by TSDR on 2017-04-28 10:49:36 EDT

Mark: OLD AMERICA STORES



US Serial Number: 73779580

Application Filing Date: Feb. 09, 1989

US Registration Number: 1562781

Registration Date: Oct. 24, 1989

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



DEAD/REGISTRATION/Cancelled/Invalidated

The trademark application was registered, but subsequently it was cancelled or invalidated and removed from the registry.

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: May 29, 2010

Publication Date: Aug. 01, 1989

Date Cancelled: May 29, 2010

Mark Information

Mark Literal Elements: OLD AMERICA STORES

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Lining and Stippling Statement: THE LINING IS A FEATURE OF THE MARK AND DOES NOT INDICATE COLOR.

Disclaimer: "STORES"

Design Search Code(s): 19.05.25 - Boxes, cardboard (packing or storage); Cartons, packing or storage; Dumpster; Other large containers
19.07.01 - Basket; Baskets, bicycle; Sewing baskets; Baskets, picnic; Baskets, sewing; Picnic baskets
19.07.19 - Urns, unfilled; Vases, unfilled

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: RETAIL STORE SERVICES FEATURING ARTS, CRAFTS, POTTERY, BASKETS, CANDLES, CANDLE HOLDERS AND HOME DECORATOR ACCESSORIES

International Class(es): 042 - Primary Class

U.S Class(es): 101

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: 1982

Use in Commerce: 1982

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: OLD AMERICAN POTTERY COMPANY

Owner Address: 811 NORTH COLLINS FREEWAY
HWY. 75 NORTH, P.O. BOX 370
HOWE, TEXAS UNITED STATES 75459

Legal Entity Type: CORPORATION

State or Country: TEXAS
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: ANTHONY J. CASELLA

Correspondent

Correspondent: ANTHONY J CASELLA
Name/Address: CASELLA & HESPOS
274 MADISON AVE
NEW YORK, NEW YORK UNITED STATES 10016

Domestic Representative - Not Found

Prosecution History

| Date | Description | Proceeding Number |
|---------------|--|-------------------|
| May 29, 2010 | CANCELLED SEC. 8 (10-YR)/EXPIRED SECTION 9 | |
| Mar. 16, 2009 | CASE FILE IN TICRS | |
| Jan. 23, 1996 | REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK. | |
| May 15, 1995 | REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED | |
| Oct. 24, 1989 | REGISTERED-PRINCIPAL REGISTER | |
| Aug. 01, 1989 | PUBLISHED FOR OPPOSITION | |
| Jul. 20, 1989 | NOTICE OF PUBLICATION | |
| Jul. 04, 1989 | NOTICE OF PUBLICATION | |
| Jul. 03, 1989 | NOTICE OF PUBLICATION | |
| Jul. 02, 1989 | NOTICE OF PUBLICATION | |
| Apr. 27, 1989 | APPROVED FOR PUB - PRINCIPAL REGISTER | |
| Apr. 13, 1989 | EXAMINER'S AMENDMENT MAILED | |
| Apr. 12, 1989 | ASSIGNED TO EXAMINER | 60997 |

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: SCANNING ON DEMAND

Date in Location: Mar. 16, 2009

Assignment Abstract Of Title Information

Summary

Total Assignments: 10

Registrant: OLD AMERICAN POTTERY COMPANY

Assignment 1 of 10

Conveyance: SECURITY INTEREST

Reel/Frame: 0696/0229

Pages: 0

Date Recorded: Mar. 14, 1990

Supporting Documents: No Supporting Documents Available

Name: OLD AMERICAN POTTERY COMPANY

Legal Entity Type: CORPORATION

Assignor

Execution Date: Dec. 20, 1989

State or Country TEXAS
Where Organized:

Assignee

Name: SANWA BUSINESS CREDIT CORPORATION

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: ONE SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606

Correspondent

Correspondent Name:

Correspondent Address: No Correspondent Address Found

Domestic Representative - Not Found

Assignment 2 of 10

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1489/0005

Pages: 3

Date Recorded: Jul. 29, 1996

Supporting Documents: No Supporting Documents Available

Name: OLD AMERICA STORES, INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Sep. 12, 1995

State or Country No Place Where Organized Found
Where Organized:

Assignee

Name: OLD AMERICA WHOLESALE, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: HIGHWAY 75 NORTH
811 NORTH COLLINS FRWY.
HOWE, TEXAS 75459

Correspondent

Correspondent Name: LIDDELL, SAPP, ZIVLEY, HILL & LABOON

Correspondent Address: GINA E. BETTS
2200 ROSS AVENUE, SUITE 900
DALLAS, TEXAS 75201

Domestic Representative - Not Found

Assignment 3 of 10

Conveyance: ASSIGNMENT OF AN UNDIVIDED PART OF ASSIGNORS INTEREST

Reel/Frame: 1436/0785

Pages: 2

Date Recorded: Mar. 04, 1996

Supporting Documents: No Supporting Documents Available

Name: OLD AMERICAN POTTERY COMPANY

Legal Entity Type: CORPORATION

Assignor

Execution Date: Feb. 26, 1996

State or Country TEXAS
Where Organized:

Assignee

Name: OLD AMERICA STORES, INC.

Legal Entity Type: CORPORATION

State or Country TEXAS
Where Organized:

Address: 811 N. COLLINS FREEWAY, HWY. 75 NORTH
HOWE, TEXAS 75459

Correspondent

Correspondent Name: GERALD E. HESPOS

Correspondent Address: 274 MADISON AVENUE
SUITE 1703
NEW YORK, NY 10016

Domestic Representative - Not Found

Assignment 4 of 10

Conveyance: SECURITY INTEREST

Reel/Frame: 1629/0047

Pages: 10

Date Recorded: Aug. 21, 1997

Supporting Documents: No Supporting Documents Available

Assignor

Name: OLD AMERICA WHOLESALE INC.

Execution Date: Aug. 12, 1997

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Assignee

Name: GBFC, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 40 BROAD STREET
BOSTON, MASSACHUSETTS 02109

Correspondent

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 2001 JEFFERSON DAVIS HWY
SUITE 505
ARLINGTON, VA 22202

Domestic Representative - Not Found

Assignment 5 of 10

Conveyance: SECURITY INTEREST

Reel/Frame: 1698/0223

Pages: 11

Date Recorded: Mar. 02, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: KOB, L.P.

Execution Date: Jan. 21, 1998

Legal Entity Type: LIMITED PARTNERSHIP

State or Country No Place Where Organized Found
Where Organized:

Assignee

Name: BANKBOSTON RETAIL FINANCE INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 40 BROAD STREET
BOSTON, MASSACHUSETTS 02109

Correspondent

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 2001 JEFFERSON DAVIS HIGHWAY
SUITE 505
ARLINGTON, VA 22202

Domestic Representative - Not Found

Assignment 6 of 10

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1698/0236

Pages: 7

Date Recorded: Mar. 02, 1998

Supporting Documents: No Supporting Documents Available

Assignor

Name: OLD AMERICA STORES, INC.

Execution Date: Jan. 21, 1998

Legal Entity Type: CORPORATION

State or Country TEXAS
Where Organized:

Name: OLD AMERICA WHOLESALE, INC.

Execution Date: Jan. 21, 1998

Legal Entity Type: CORPORATION

State or Country TEXAS
Where Organized:

Name: OLD AMERICA STORE, INC.

Execution Date: Jan. 21, 1998

Legal Entity Type: CORPORATION

State or Country TEXAS
Where Organized:

Assignee

Name: KOB, LP

Legal Entity Type: LIMITED PARTNERSHIP

State or Country TENNESSEE
Where Organized:

Address: 1109 ROBIN HOOD DRIVE
UNION CITY, TENNESSEE 38261

Correspondent

Correspondent Name: CHRISTOPHER E. KONDRACKI

Correspondent Address: 2001 JEFFERSON DAVIS HIGHWAY, SUITE 505
ARLINGTON, VA 22202

Domestic Representative - Not Found

Assignment 7 of 10

Conveyance: SECURITY INTEREST

Reel/Frame: 1904/0845

Pages: 7

Date Recorded: May 28, 1999

Supporting Documents: assignment-tm-1904-0845.pdf

Assignor

Name: KOB, LP

Execution Date: Mar. 17, 1999

Legal Entity Type: LIMITED PARTNERSHIP

State or Country TENNESSEE
Where Organized:

Assignee

Name: NATIONAL BANK OF CANADA

Legal Entity Type: COMMERCIAL BANKING INSTITUTION

State or Country CANADA
Where Organized:

Address: 125 WEST 55TH STREET, 23RD FLOOR
NEW YORK, NEW YORK 10019

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, SUITE 3200
DALLAS, TX 75202-2799

Domestic Representative - Not Found

Assignment 8 of 10

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: 1904/0799

Pages: 3

Date Recorded: May 28, 1999

Supporting Documents: [assignment-tm-1904-0799.pdf](#)

Name: GBFC, INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Mar. 19, 1999

State or Country Where Organized: DELAWARE

Assignee

Name: OLD AMERICA WHOLESALE INC.

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 811 N. COLLINS FREEWAY, HIGHWAY 75 NORTH
HOWE, TEXAS 75459

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, STE. 3200
DALLAS, TEXAS 75202-2799

Domestic Representative - Not Found

Assignment 9 of 10

Conveyance: RELEASE FROM TRADEMARK SECURITY AGREEMENT RECORDED AT REEL/FRAME 1698/0223

Reel/Frame: 1904/0835

Pages: 3

Date Recorded: May 28, 1999

Supporting Documents: [assignment-tm-1904-0835.pdf](#)

Name: BANKBOSTON RETAIL FINANCE INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Mar. 19, 1999

State or Country Where Organized: DELAWARE

Assignee

Name: KOB, LP

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: TENNESSEE

Address: 1109 ROBIN HOOD DRIVE
UNION CITY, TENNESSEE 38261

Correspondent

Correspondent Name: JENKENS & GILCHRIST, P.C.

Correspondent Address: P. WESTON MUSSELMAN, JR.
1445 ROSS AVENUE, STE. 3200
DALLAS, TX 75202-2799

Domestic Representative - Not Found

Assignment 10 of 10

Conveyance: RELEASE FROM TRADEMARK SECURITY AGREEMENT RECORDED AT REEL 1904, FAME 0845.

Reel/Frame: 1977/0898

Pages: 3

Date Recorded: Oct. 18, 1999

Supporting Documents: [assignment-tm-1977-0898.pdf](#)

Name: NATIONAL BANK OF CANADA

Legal Entity Type: CANADIAN COMMERCIAL BANKING
INSTITUTION

Assignor

Execution Date: Sep. 29, 1999

State or Country Where Organized: No Place Where Organized Found

Assignee

Name: KOB, LP

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where Organized: TENNESSEE

Address: 1109 ROBIN HOOD DRIVE
UNION CITY, TENNESSEE 38261

Correspondent

Correspondent Name: JENKENS AND GILCHRIST, A PROFESSIONAL

Correspondent Address: MARGARET A. BOULWARE
1100 LOUISIANA STREET, SUITE 1800
HOUSTON, TEXAS 77002-5214

Domestic Representative - Not Found

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM425551

| | | | |
|---|---|-----------------------|-----------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | Correction of Erroneous Recordal of Security Agreement at Reel/Frame 1618/0974 against Reg. No. 1561781 | | |
| SEQUENCE: | 3 | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| Old America Wholesale, Inc. | | 06/21/1997 | Corporation: DELAWARE |
| RECEIVING PARTY DATA | | | |
| Name: | National Bank of Canada | | |
| Street Address: | 125 West 55th Street | | |
| City: | New York | | |
| State/Country: | NEW YORK | | |
| Postal Code: | 10019 | | |
| Entity Type: | Corporation: DELAWARE | | |
| PROPERTY NUMBERS Total: 1 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 1561781 | | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | 2125750671 | | |
| <i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i> | | | |
| Phone: | 2127909200 | | |
| Email: | trademark@cll.com | | |
| Correspondent Name: | Mary L. Kevlin | | |
| Address Line 1: | Cowan, Liebowitz & Latman, P.C. | | |
| Address Line 2: | 114 West 47th Street | | |
| Address Line 4: | New York, NEW YORK 10036 | | |
| NAME OF SUBMITTER: | Timothy J. Buckley | | |
| SIGNATURE: | /Timothy J. Buckley/ | | |
| DATE SIGNED: | 04/28/2017 | | |
| Total Attachments: 19 | | | |
| source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781#page1.tif | | | |
| source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781#page2.tif | | | |
| source=21307071 Correction of Erroneous Recordal for Cardinal & Bat Design 1561781#page3.tif | | | |

OP \$40.00 1561781