ESTTA Tracking number: **ESTTA739907**

Filing date: **04/13/2016**

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

Proceeding	91212540
Party	Plaintiff Glory Yau-Huai Tsai
Correspondence Address	GLORY YAU-HUAI TSAI 1512 MAPLEGROVE ST WEST COVINA, CA 91792 UNITED STATES gloryhouse@glorynews.net, glory_tsai@verizon.net
Submission	Other Motions/Papers
Filer's Name	GLORY YAU-HUAI TSAI
Filer's e-mail	glorytsai@okglory.com, gloryhouse@glorynews.net
Signature	/GLORY YAU-HUAI TSAI/
Date	04/13/2016
Attachments	Opposer's Motion, Declaration, Evidences-Certificate of Serv.pdf(1612974 bytes) Opposer's Reply Brief.pdf(2058927 bytes)

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

GLORY YAU-HUAI TSAI Sole owner of the trademark **GLORY HOUSE®** **GLORY HOUSE®** Registration Number **1879695** Opposer, vs **BJK Glory House Catering Co., LLC** **Jo Ann Goin, Owner of** **BJK Glory House Catering Co., LLC** Applicant.	**OPPOSER'S MOTION TO REOPEN TIME for OPPOSER TO FILE A REPLY BRIEF TO OPPOSER'S NOTICE OF OPPOSITION;** **NEW FACTS and EVIDENCES,** **New Exhibits: -24, 25, 26, inclusive** **AND DECLARATION OF OPPOSER GLORY YAU-HUAI TSAI IN SUPPORT OF MOTION TO REOPEN TIME TO FILE OPPOSER'S REPLY BRIEF IN SUPPORT OF OPPOSER'S NOTICE OF OPPOSITION** Opposition No. **91212540** **Service Mark** Application **Re: Serial No. 85-789420** Mark: GLORY HOUSE **Filing Date:** November 28, 2012

United States Patent and Trademark Office
The COMMISSIONER for TRADEMARKS
Attn: **Trademark Trial and Appeal Board**
P.O. Box 1451
Alexandria, Virginia 22313-1451

OPPOSER'S MOTION TO REOPEN TIME for OPPOSER TO FILE A REPLY BRIEF IN SUPPORT OF OPPOSER'S NOTICE OF OPPOSITION; NEW FACTS and EVIDENCES, and DECLARATION OF GLORY YAU-HUAI TSAI

To the Honorable Trademark Trial and Appeal Board,
To BJK Glory House Catering Co., LLC and THEIR ATTORNEYS OF RECORD:

Opposer, in response to a court order mailed on April 07, 2016, and **in accordance with Trademark Rule 509.01(b) hereby files Opposer's Motion to Reopen Time for Opposer to file a Reply Brief in support of Opposer's Notice of Opposition**

1. On **August 03, 2015** and **November 16, 2015**, opposer Glory Yau-Huai Tsai submitted a "Testimony and Deposition Executed by Plaintiff Glory Yau-Huai Tsai"

(in entries #31 and #33) which included exhibits, opposer's testimonies, and "CONCLUSION". In the title of those documents, the opposer did not type the words "opposer's brief in support of notice of opposition".

2. At that time, opposer Glory Yau-Huai Tsai in good faith believed that opposer Glory Yau-Huai Tsai's testimonies, all evidences offered in opposer's testimonies, and the **"CONCLUSION" were part of and similar to opposer's "BRIEF"**.

3. Opposer also believes that more evidences would show up due to **the confusion caused by defendant Jo Ann Goin's representation of herself as the trademark owner of opposer Glory Yau-Huai Tsai's registered "GLORY HOUSE" trademark.** Defendant Jo Ann Goin identified herself as the trademark "GLORY HOUSE" owner.

4. Opposer Glory Yau-Huai Tsai believed that the discovery is still ongoing.

5. This motion is made in good faith. Opposer Glory Yau-Huai Tsai pray that the honorable judges accept to reopen the time for opposer Glory Yau-Huai Tsai to file a brief and also accept opposer's DECLARATION, some NEW FACTS and NEW EVIDENCES, AND opposer's" REPLY BRIEF" which opposer Glory Yau-Huai Tsai files herein.

Dated: April 13, 2016

Respectfully submitted,
/GLORY YAU-HUAI TSAI/

GLORY YAU-HUAI TSAI
/GLORY YAU-HUAI TSAI/
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www.gloryhousepublishing.net

(in entries #31 and #33) which included exhibits, opposer's testimonies, and "CONCLUSION". In the title of those documents, the opposer did not type the words "opposer's brief in support of notice of opposition".

2. At that time, opposer Glory Yau-Huai Tsai in good faith believed that opposer Glory Yau-Huai Tsai's testimonies, all evidences offered in opposer's testimonies, and the **"CONCLUSION" were part of and similar to opposer's "BRIEF"**.

3. Opposer also believes that more evidences would show up due to **the confusion caused by defendant Jo Ann Goin's representation of herself as the trademark owner of opposer Glory Yau-Huai Tsai's registered "GLORY HOUSE" trademark.** Defendant Jo Ann Goin identified herself as the trademark "GLORY HOUSE" owner.

4. Opposer Glory Yau-Huai Tsai believed that the discovery is still ongoing.

5. This motion is made in good faith. Opposer Glory Yau-Huai Tsai pray that the honorable judges accept to reopen the time for opposer Glory Yau-Huai Tsai to file a brief and also accept opposer's DECLARATION, some NEW FACTS and NEW EVIDENCES, AND opposer's" REPLY BRIEF" which opposer Glory Yau-Huai Tsai files herein.

Dated: April 13, 2016

Respectfully submitted,
/GLORY YAU-HUAI TSAI/

GLORY YAU-HUAI TSAI
/GLORY YAU-HUAI TSAI/ April 13 2016
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DECLARATION OF OPPOSER GLORY YAU-HUAI TSAI IN SUPPORT OF MOTION TO REOPEN TIME TO FILE OPPOSER'S REPLY BRIEF TO OPPOSER'S NOTICE OF OPPOSITION

I, Glory Yau-Huai Tsai, am over the age of 21 and am competent to make this declaration. I am the opposer in the preceding and I have direct knowledge of the matters discussed herein and declare the following:

1. On **August 03, 2015** and **November 16, 2015**, opposer Glory Yau-Huai Tsai submitted opposer's "Testimony and Deposition Executed by Plaintiff Glory Yau-Huai Tsai" (in entries #29 and #31), which included exhibits, opposer's testimonies, and a "CONCLUSION". In the title of those documents, the opposer did not use any words like, "opposer's brief in support of notice of opposition"

At that time, opposer Glory Yau-Huai Tsai in good faith believed that opposer's testimonies, all evidences offered in opposer's testimonies, and the **"CONCLUSION" were part of and similar to opposer's "BRIEF"**.

2. I also believe that more evidences would show up due to the **confusion caused by defendant Jo Ann Goin's representation of herself** as **the trademark owner of opposer Glory Yau-Huai Tsai's registered "GLORY HOUSE" trademark.**

3. **There is solely one "GLORY HOUSE" trademark registered in the record. As a result of Jo Ann Goin's representation against opposer Glory Yau-Huai Tsai, the public believes that the owner of "GLORY HOUSE" trademark is a FEMALE; opposer Glory Yau-Huai Tsai's name (First name: Glory, Last name: Tsai) is wrongly marked and known as a FEMALE name.**

Opposer Glory Yau-Huai Tsai believed that the discovery is still on going. Opposer Glory Yau-Huai Tsai and the family of Glory Yau-Huai Tsai will never give up this case. The defendant's infringement and false representation against opposer caused serious damages not only to opposer's constitutional civil rights and financial loss, but also damages to opposer and opposer's family reputations, identity, social relationships and social life.

NEW FACTS AND EVIDENCES ATTACHED HEREIN

Exhibit-24, Exhibit-25, Exhibit-26

4. Attached herein **Exhibit-24 is a screenshot of a web page from www.spokeo.com.**

Opposer Glory Yau-Huai Tsai's **name** was repeatedly and continuously colored and attacked to be a "FEMALE" by **www. spokeo.com** and many other medial websites.

5 Exhibits-25 is 3- screenshots photos showing opposer's email address **glory_tsai@verizon.net locked** by either VERIZON or FRONTIER. This incident caused opposer serious headaches even until now.

6. Opposer Glory Yau-Huai Tsai had no way to log in or open opposer Glory Yau-Huai Tsai's email **glory_tsai@verizon.net.**

I did call **Verizon** and **Frontier** many times and spent many hours. I was treated as a football. The telephone calls were repeatedly transferred from one place to another place, and many times, the telephone calls were transferred by Frontier to Philippians.

7. For some reason, opposer believes that the telephone company and their people **confusingly misjudge against** opposer Glory Yau-Huai Tsai's (First name: **GLORY**, Last name: **TSAI**) identity. Since **public records mark opposer "Glory Tsai" as a female, opposer cannot do anything about what society think.** They justified "**Glory Tsai** as a FEMALE" but **opposer's voice is a MALE**.
Until now, I still cannot open my e-mail to access all the emails which are already in the inbox of **glory_tsai@verizon.net.**

8. **Exhibit-26** is a webpage which Opposer Glory Yau-Huai Tsai posted on opposer's **"GLORY HOUSE"-RN 1879695** websites, **www.glory-house.com**, since 2001.

9. Defendant Jo Ann Goin represents herself (FEMALE) as the trademark owner of opposer's registered trademark "GLORY HOUSE". Defendant Jo Ann Goin and her associated groups charged against opposer Glory Yau-Huai Tsai's 1-page

webpage; charging that the opposer's "GLORY HOUSE" webpage is causing confusion against defendant's "GLORY HOUSE" business ownership.

10. Opposer's webpage (only 1-page) was suddenly taken down, disappeared, and deleted without any notice from the hosting company -Godaddy.com, because the top of opposer's webpage had the words "GLORY HOUSE". (Attached Exhibit-26)

11. Defendant Jo Ann Goin on her website furthermore posted an announcement to the public, asking the public to report "FRAUD" (anyone who use the business name "GLORY HOUSE") to them.

12. As the result of defendant's "Report FRAUD to GLORY HOUSE" website opposer Glory Yau-Huai Tsai (First name: GLORY, Last name: TSAI) was suspected and opposer's "GLORY HOUSE" business continued to drop.

13. Now, defendant Jo Ann Goin and her associated groups infringe opposer Glory Yau-Huai Tsai's registered trademark name "GLORY HOUSE" (RN 1879695) by intending to register as their own.

14. Defendant Jo Ann Goin and her attorneys allege that there is no confusion; isn't it a lie?

15. Defendant Jo Ann Goin announce to the public, asking the public to report "FRAUD" to them, because a same business name caused the confusion of the ownership against defendant's business.

16. Defendant Jo Ann Goin infringe opposer's registered trademark name "GLORY HOUSE", intending to register the name "GLORY HOUSE" for her own, and her attorney allege that there is no confusion.

17. Isn't Jo Ann Goin committing "fraud"?

18. If this kind of fraud can be accepted, then anybody can steal any registered trademark name to do different businesses.

19. Can the people take the "Google" name to register <u>as a different business</u> and then announce saying, "Google is a trademark of Google Printing." "Google is a trademark of Google restaurant."
or "Google is a trademark of Google Shoes"
or "Google is a trademark of Google Candy" - - -.

<u>EXHIBITS 10 TO EXHIBITS 23, INCLUSIVE, WHICH ARE FILED ATTACHED TO OPPOSER'S TESTIMONY AND DEPOSITION (Entries: #31 and #33)</u>

20. Exhibit-11 is a true copy of Opposer Glory Yau-Huai Tsai's "GLORY HOUSE" business Seller's Permit which was issued in August 1975.
1975 was forty-one years ago. Now, it is 2016.

In the early 1970s, there were no high dpi copy machines.

This copy is the true copy I found in my old documents. I could not find the original.

21. Exhibit-12 is a true copy of a membership book cover.
It was one of Glory Yau-Huai Tsai's "GLORY HOUSE" printing service products in **1978**.
These printed products clearly show Glory Yau-Huai Tsai's business name "GLORY HOUSE" and Glory Yau-Huai Tsai's "GLORY HOUSE" mark.

22. Exhibit-13 is a true copy of a concert event program (cover page) which I, Glory Yau-Huai Tsai printed and donated to
"**Suzuki Music Association of California/Los Angeles Branch**" in **1993**. These printed concert event programs clearly show Glory Yau-Huai Tsai's "GLORY HOUSE" business name and Glory Yau-Huai Tsai's "GLORY HOUSE" mark.
They also show Glory Yau-Huai Tsai's short name **"GLORY TSAI."**

23. **Exhibit-14** is a true copy of a concert event program (cover page) which I, Glory Yau-Huai Tsai printed and donated to "**Suzuki Music Association of California/Los Angeles Branch**" in **1994**. These printed concert event programs clearly show Glory Yau-Huai Tsai's "GLORY HOUSE" business name and Glory Yau-Huai Tsai's "GLORY HOUSE" mark.
They also show Glory Yau-Huai Tsai's short name **"GLORY TSAI."**

24 **Exhibit-15 is** a true copy of a screenshot of "Whois" report from **www.networksolutions.com**. This "Whois" report clearly show "VistaPrint Technologies, Ltd" **as the registrant of www.gloryhouseproductions.com.**

25. **Exhibit-16 is** a true copy of the print out of "Whois" report from **www.networksolutions.com.** This "Whois" report clearly show **"VistaPrint Technologies, Ltd**" **as the registrant of www.gloryhouseproductions.com.**

26. **Exhibit-17** is a screenshot of a web page**"www.gloryhouseproductions.com"** which show an address located at **"4100 The woods, San Jose, CA 95123".**

In about August 2010 "**VistaPrint Technologies, Ltd**" and their associated groups **infringed opposer Glory Yau-Huai Tsai's Trademark name "GLORY HOUSE".**

VistaPrint Technologies Ltd. together with their associated group on August 29, 2010 registered a domain name "**www.gloryhouseproductions.com**" using an address located at **"4100 The woods, San Jose, CA 95123"** which was shown on the **www.gloryhouseproductions.com** site to advertise and collect money from people.

Approximately one year later, VistaPrint Technologies, Ltd's associated group "gloryhouseproductions.com" disappeared. They disappeared and left all kinds of junk upon Opposer Glory Yau-Huai Tsai's personal reputation and Plaintiff **Glory Yau-Huai Tsai's "GLORY HOUSE**" business reputation.

"**VistaPrint Technologies Ltd**." in some ways caused **www.manta.com**, "**www.dandb.com**", and some other media websites **to switch "gloryhouseproductions.com"** to attach to Opposer Glory Yau-Huai Tsai's "GLORY HOUSE" business.

www.manta.com, "**www.dandb.com**", and some other media websites post false information claiming Opposer Glory Yau-Huai Tsai as **a principal of video, motion picture producer and distributor** with **malicious intent of driving** Opposer's Glory Yau-Huai Tsai's publishing and printing business out of the market, **to wipe out** Opposer Glory Yau-Huai Tsai's GLORY HOUSE trademark ownership and **to switch** Oppose Glory Yau-Huai Tsai's GLORY HOUSE trademark ownership **to some other** people **like Jo Ann Goin,** a person who claim **herself** as the owner of the trademark of GLORY HOUSE.

27. Exhibit-18 is a screeshot of a web page from www.manta.com.

www.manta.com continuously posts false information on their website claiming that opposer Glory Yau-Huai Tsai's trademark GLORY HOUSE's publishing and printing business is a business that produces videos and motion pictures, and is an Urban Films Distributor.

These false information not only seriously damage Plaintiff Glory Yau-Huai Tsai's personal reputation but also damage Plaintiff Glory Yau-Huai Tsai's GLORY HOUSE publishing and printing business and mislead the public to not believe plaintiff GLORY YAU-HUAI TSAI's ownership of the trademark GLORY HOUSE® and Glory Yau-Huai Tsai's publishing and printing business.

In the public eye, it also causes the ownership of the trademark GLORY HOUSE to incorrectly and confusingly switch to a different person like defendant Jo Ann Goin and her BJK Glory House Catering, LLC.

28. **Exhibit-19** is a screenshot of a web page from **www.consumerreviewdirectory.com. "www.consumerreviewdirectory.com"** used opposer Glory Yau-Huai Tsai's short name "Glory Tsai" to post and spread many ridiculous information on their website claiming Opposer Glory Yau-Huai Tsai (Glory Tsai) as a person who is in the Hotels and Motels business, with **25** other Businesses in **West Covina**.

Who is the owner behind www.consumerreviewdirectory.com?

These false information not only seriously damage Plaintiff Glory Yau-Huai Tsai's personal reputation but also damage Plaintiff Glory Yau-Huai Tsai's GLORY HOUSE publishing and printing business and mislead the public to not believe plaintiff GLORY YAU-HUAI TSAI's ownership of the trademark GLORY HOUSE® and Glory Yau-Huai Tsai's publishing and printing business.

In the public eye, it also causes the ownership of the trademark GLORY HOUSE to incorrectly and confusingly switch to a different person like defendant Jo Ann Goin and her BJK Glory House Catering, LLC.

29. **Exhibit-20** is a screenshot of a web page from "**www.instantcheckmate.com**" "**www.instantcheckmate.com**" not only sells Opposer Glory Yau-Huai Tsai's personal information, including date of birth and other important information, but also sells *incorrect* information under opposer Glory Yau-Huai Tsai's short name "Glory Tsai" for **$1.00.**

www.instantcheckmate.com calls it "**Shock information**" "**Shock! Shock! When you see it, you will be shocked**" **"www.instantcheckmate.com** and their group" has malicious intent to damage Opposer Glory Yau-Huai Tsai's personal identity and announces to the world that Opposer Glory Yau-Huai Tsai's reputation is worth **$1.00.**

30. **Exhibit-21** is a true copy of a print out page from "**www.dandb.com**" **Dun & Bradstreet Credibility Corp.** continuously posts false information on their **www.dandb.com** website claiming that opposer Glory Yau-Huai Tsai's trademark GLORY HOUSE's publishing and printing business is a business that produces videos and motion pictures, and is an Urban Films Distributor.

Furthermore, '**Dun & Bradstreet Credibility Corp."** claim that opposer Glory Yau-Huai Tsai's trademark GLORY HOUSE's business since 2010 provides Motion Picture and Tape Distribution from WEST COVINA and has an estimated annual revenue of $110,000.00.

These false information not only seriously damage Plaintiff Glory Yau-Huai Tsai's personal reputation but also seriously damage opposer Glory Yau-Huai Tsai's business and mislead the public to not believe plaintiff Glory Yau-Huai Tsai's's ownership of the trademark "GLORY HOUSE®".

In the public eye, it seriously causes Opposer Glory Yau-Huai Tsai's business ownership of the trademark GLORY HOUSE to incorrectly and confusingly switch to a different person like defendant Jo Ann Goin and her BJK Glory House Catering, LLC.

31. **Exhibit-22 is the "REQUESTS FOR ANSWERING THE QUESTIONS TO APPLICANT JO ANN GOIN" which was served to defendant's attorney on July 28, 2015 via certified mail (7003 1680 0000 7657 2350) with a return receipt requested. Defendant Jo Ann Goin did not return any answer.**
This Exhibit-22 contain 7 pages plus Exhibit-10 (one page).

32. **Exhibit-10** is an email which defendant Jo Ann Goin sent to opposer on December 18, 2012. Defendant Jo Ann Goin on her website identified herself as a trademark owner of "GLORY HOUSE"; and denied opposer **Glory Yau-Huai Tsai's ownership of registered "GLORY HOUSE" trademark.**

33. **Exhibit-23 is a screenshot of a web page from** www.pipl.com. www.pipl.com continuously posted **a male's face image** which **www.pipl.com** allegedly found from outside of the United States, from somewhere in the world saying that person can be attached to an address located at El Monte, California, USA.
More than twenty years ago, Plaintiff Glory Yau-Huai Tsai (Glory Tsai) had a printing facility located inside the city of El Monte, California.

The undersigned hereby declares and states that the facts set forth in this declaration are true; that all statements made herein of the undersigned's own knowledge are true; that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and the such willful false statements may jeopardize the validity of the application or any registration resulting therefrom.

Dated: April 13, 2016

Respectfully submitted,
/GLORY YAU-HUAI TSAI/

GLORY YAU-HUAI TSAI
/GLORY YAU-HUAI TSAI/
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33. **Exhibit-23 is a screenshot of a web page from** www.pipl.com.

www.pipl.com continuously posted **a male's face image** which **www.pipl.com** allegedly found from outside of the United States, from somewhere in the world saying that person can be attached to an address located at El Monte, California, USA.

More than twenty years ago, Plaintiff Glory Yau-Huai Tsai (Glory Tsai) had a printing facility located inside the city of El Monte, California.

The undersigned hereby declares and states that the facts set forth in this declaration are true; that all statements made herein of the undersigned's own knowledge are true; that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and the such willful false statements may jeopardize the validity of the application or any registration resulting therefrom.

Dated: April 13, 2016

Respectfully submitted,
/GLORY YAU-HUAI TSAI/

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/GLORY YAU-HUAI TSAI/ April 13 2016
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Exhibit-24 is a screenshot of a web page from www.spokeo.com.

Opposer Glory Yau-Huai Tsai's **name** was repeatedly and continuously colored and attacked to be a "FEMALE" by **www. spokeo.com** and many other medial websites.

Exhibit-24

GLORY YAU-HUAI TSAI
Sole owner of the trademark GLORY HOUSE®

Vs.

BJK Glory House Catering Co., LLC
Jo Ann Goin, Owner of
BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff**
Glory Yau-Huai Tsai

"GLORY YAU-HUAI TSAI" is attacked by SPOKEO without any reason by libeling him as a "Female".
SPOKEO is using their website to color "**GLORY YAU-HUAI TSAI**" as a "Female".
SPOKEO and all of their associated groups allege that **they found a "FEMALE – Glory Yau Tsai"** who has a **current address,**
"- (603) N. New Ave., Ste G, Monterey Park, CA 91755".

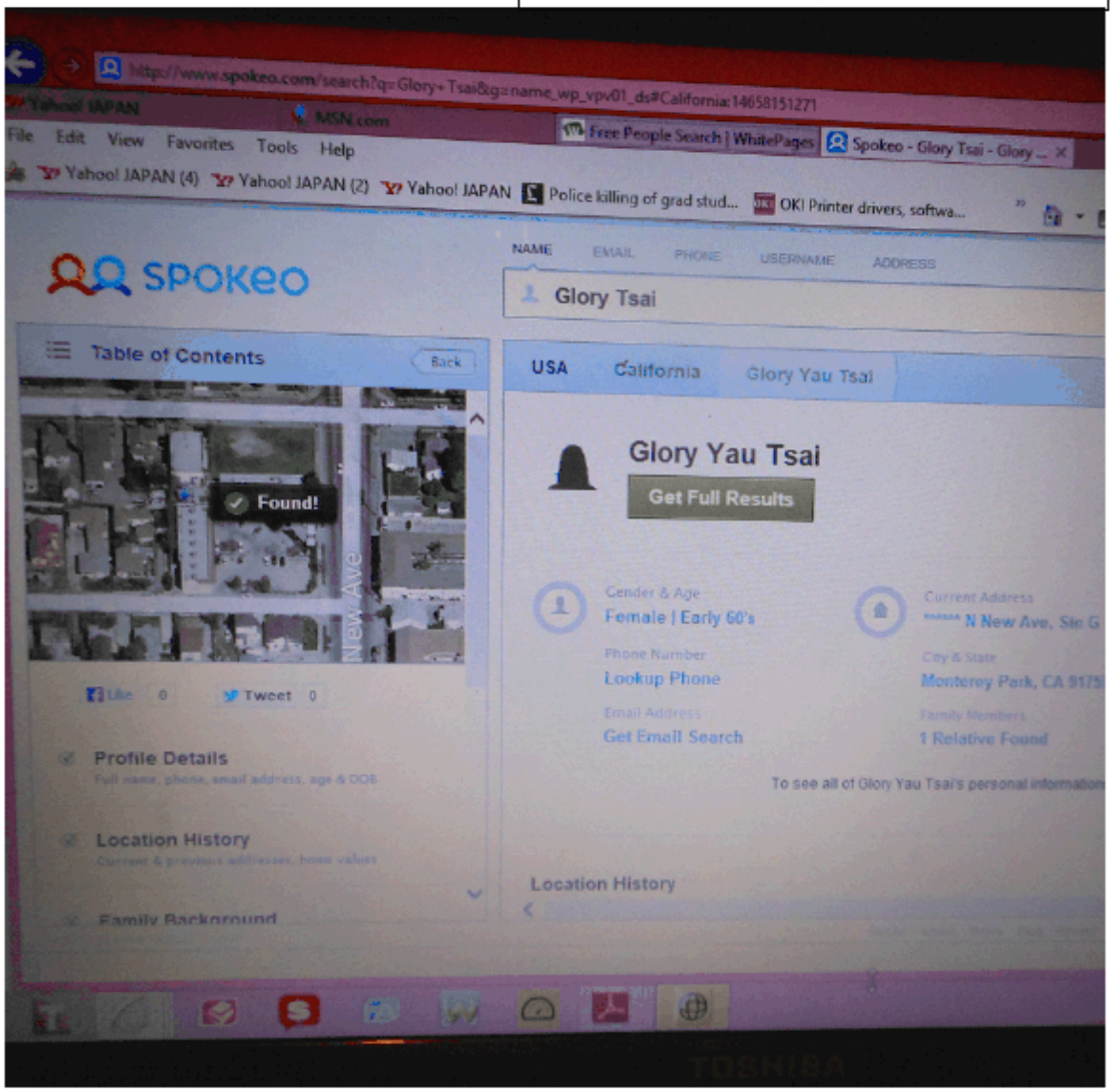


EXHIBIT-24

GLORY YAU-HUAI TSAI vs. BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff Glory Yau-Huai Tsai**

Exhibits-25 is 3- screenshots photos showing opposer's email address **glory_tsai@verizon.net locked** by either VERIZON or FRONTIER. This incident caused opposer serious headaches even until now.

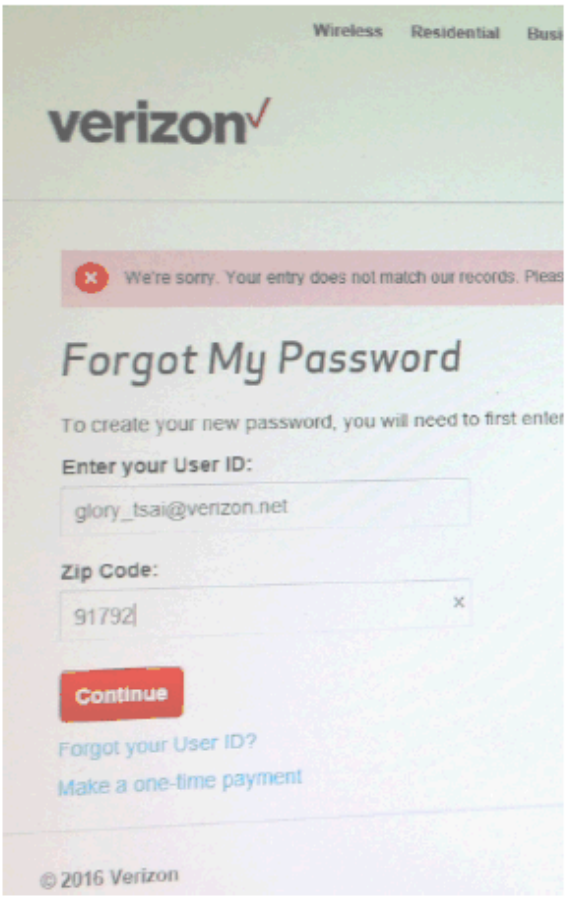
Opposer Glory Yau-Huai Tsai had no way to log in or open opposer Glory Yau-Huai Tsai's email **glory_tsai@verizon.net.**

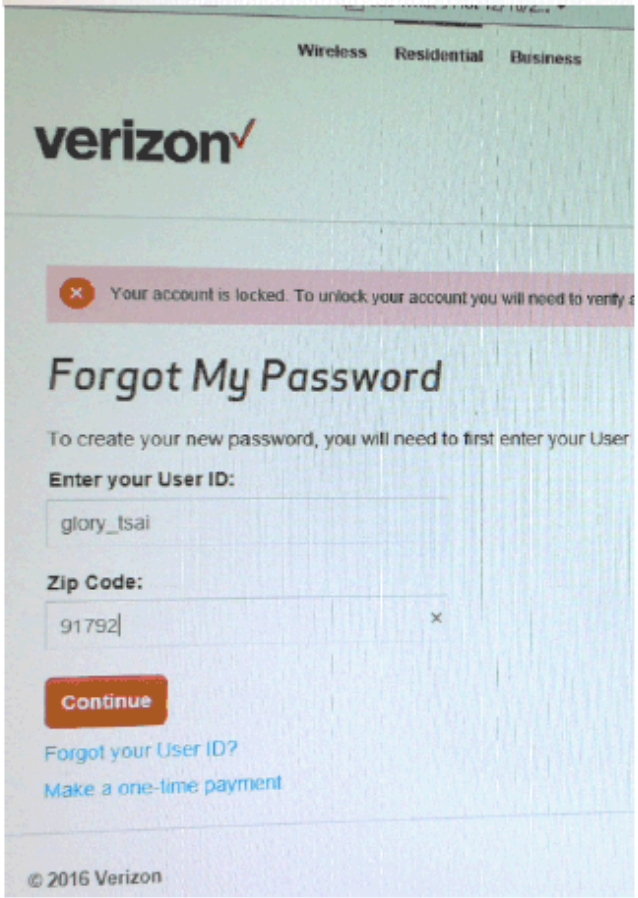
Exhibits-25

GLORY YAU-HUAI TSAI
Sole owner of the trademark GLORY HOUSE®

Vs.

BJK Glory House Catering Co., LLC
Jo Ann Goin, Owner of
BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff**
Glory Yau-Huai Tsai





GLORY YAU-HUAI TSAI vs. BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff** **Glory Yau-Huai Tsai** **Exhibit-25**

Exhibit-26 is a webpage which Opposer Glory Yau-Huai Tsai posted on opposer's **"GLORY HOUSE"-RN 1879695** websites, **www.glory-house.com**

Defendant Jo Ann Goin and her associated groups charged against opposer Glory Yau-Huai Tsai's 1-page webpage; charging that the opposer's "GLORY HOUSE" webpage is causing confusion against defendant's "GLORY HOUSE" business ownership.

This webpage (only 1-page) was suddenly taken down, disappeared, and deleted without any notice from the hosting company -Godaddy.com, because the top of opposer's webpage had the words "GLORY HOUSE".

Exhibit-26

GLORY YAU-HUAI TSAI
Sole owner of the trademark GLORY HOUSE®

Vs.

BJK Glory House Catering Co., LLC
Jo Ann Goin, Owner of
BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff**
Glory Yau-Huai Tsai

GLORY HOUSE

Home
God Loves Us
What We Believe
Ten Commandments
Trademark
Request for Weblink
Contact Us
About Us

The business name "**GLORY HOUSE**" is a federally-registered trademark and trade name. GLORY HOUSE and the OWNER of GLORY HOUSE, Mr. **GLORY TSAI** ***do not accept and refuse to accept any donation or any monetary offering.***

The sole proprietor, MR. **TSAI, GLORY Y. H.** is the current registered owner.

YOU ARE WELCOME TO VISIT OUR WEB SITES!
http://www.glory-house.com/
http://www.glorynews.net/

Do you believe?
Including me, we are the tourists on this mankind world.
Dust return back to the earth. But our soul and spirit shall return unto God who gave it.
Do you believe there is a spiritual world? And which part of said spiritual world you will belong to?

I do believe **Holy Spirit**, don't you?
I do believe there was and is a holy-spiritual person named **"JESUS CHRIST"** , don't you believe?
Do you know why *I open my heart and accept* **"JESUS CHRIST"** *as my Savior*?
FRIENDS! Let me tell you one thing, please, remember:
"Jesus, my Lord, please remember me when you come into Your kingdom."
Luke 23:39-43

FRIENDS, please remember these words.

FRIENDS, I, GLORY Y. H. TSAI always believe **Jesus Christ** never forget me and all of us; why don't we ask **Jesus Christ** to remember us?

FRIENDS, put these words: **"Jesus, my Lord, please remember me when you come into Your kingdom."** inside your heart. **Jesus Christ** must promise you something and change your life to him.

FRIENDS, if you **believe Jesus Christ as your Savior**, please tell your belief to your friends, from friends to friends, from your neighbor to neighbor, from streets to streets, --.

Thank you all visit our web sites. Our web sites are always under constructions, please visit us again.

MR. **GLORY TSAI**, Owner of **GLORY HOUSE**
1512 E. Maplegrove Street. Publisher
West Covina, California 91792 (626)917-0657

EXHIBIT-26

GLORY YAU-HUAI TSAI vs. BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff Glory Yau-Huai Tsai**

CERTIFICATE OF SERVICE

I, Glory Yau-Huai Tsai hereby certify that a true and correct copy of the foregoing

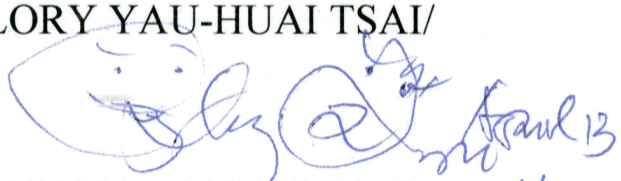
OPPOSER'S MOTION TO REOPEN TIME
for OPPOSER TO FILE A REPLY BRIEF
TO OPPOSER'S NOTICE OF OPPOSITION;

Exhibit - 24, Exhibit - 25, Exhibit – 26

DECLARATION OF OPPOSER GLORY YAU-HUAI TSAI
IN SUPPORT OF MOTION TO REOPEN TIME TO FILE
OPPOSER'S REPLY BRIEF TO OPPOSER'S NOTICE OF OPPOSITION
And
OPPOSER'S REPLY BRIEF IN SUPPORT OF
OPPOSER'S NOTICE OF OPPOSITION

SIGNED ON **April 13, 2016**, were served via first class mail, postage fully prepaid, upon applicant's attorney **Lisa R. Hemphill** Gardere Wynne Sewel, L.L.P. 3000 Thanksgiving Tower, 1601 Elm Street Dallas, Texas 75201-4761 on April 13, 2016.

/GLORY YAU-HUAI TSAI/



GLORY YAU-HUAI TSAI
Opposer in pro per
1512 E. MAPLEGROVE ST.
WEST COVINA, CALIFORNIA 91792
GLORY HOUSE®
(626) 917-6423, (800) OK-GLORY
www.glorynews.net, www.okglory.com

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

GLORY YAU-HUAI TSAI Sole owner of the trademark **GLORY HOUSE®** **GLORY HOUSE®** Registration Number **1879695** Opposer, vs **BJK Glory House Catering Co., LLC** **Jo Ann Goin, Owner of** **BJK Glory House Catering Co., LLC** Applicant.	**OPPOSER'S REPLY BRIEF IN SUPPORT OF OPPOSER'S NOTICE OF OPPOSITION** Opposition No. **91212540** **Service Mark** Application **Re: Serial No. 85-789420** Mark: GLORY HOUSE **Filing Date:** November 28, 2012

United States Patent and Trademark Office
The COMMISSIONER for TRADEMARKS
Attn: **Trademark Trial and Appeal Board**
P.O. Box 1451
Alexandria, Virginia 22313-1451

OPPOSER GLORY YAU-HUAI TSAI'S REPLY BRIEF IN SUPPORT OF OPPOSER'S NOTICE OF OPPOSITION

To the Honorable Trademark Trial and Appeal Board,
The Honorable Cheryl S. Goodman, Administrative Trademark Judge,
And, all Honorable Administrative Trademark Judges.
TO BJK Glory House Catering Co., LLC and THEIR ATTORNEYS OF RECORD:

Opposer, in response to a court order mailed on April 07, 2016, herein files Opposer's Reply Brief in support of Opposer's Notice of Opposition.

Opposer believes that there are many genuine issues of material facts that exist and opposer also believes that the evidences arising from those issues would appear through the time ongoing because the evidences that rise from "confusion" cannot be shown on the table in a short time. It is a source of a big headache.

1. On **August 03, 2015** and **November 16, 2015**, opposer Glory Yau-Huai Tsai submitted a "Testimony and Deposition Executed by Plaintiff Glory Yau-Huai Tsai"

(in entries #31 and #33) which included exhibits, opposer's testimonies, and "CONCLUSION". In the title of those documents, the opposer did not type the words "opposer's **brief** in support of notice of opposition".

2. At that time, opposer Glory Yau-Huai Tsai in good faith believed that opposer Glory Yau-Huai Tsai's testimonies, all evidences offered in opposer's testimonies, and the **"CONCLUSION" were part of and similar to opposer's "BRIEF"**.

3. Opposer also believes that more evidences would show up due to **the confusion caused by defendant Jo Ann Goin's representation of herself as the trademark owner of opposer Glory Yau-Huai Tsai's registered "GLORY HOUSE" trademark.** Defendant Jo Ann Goin identified herself as the trademark "GLORY HOUSE" owner.

4. Opposer Glory Yau-Huai Tsai believed that the discovery is still ongoing.

5. This motion is made in good faith. Opposer Glory Yau-Huai Tsai pray that the honorable judges accept to reopen the time for opposer Glory Yau-Huai Tsai to file a brief and also accept opposer's DECLARATION, some NEW FOUND FACTS and NEW EVIDENCES, AND opposer's" REPLY BRIEF" which opposer Glory Yau-Huai Tsai files herein.

PRIOR USE – Lanham Act Section 2(d) prohibits the registration of any ® that is confusingly similar to another ® that is in use and that has not been abandoned

In this case, opposer Glory Yau-Huai Tsai has priority of appropriation of the mark "GLORY HOUSE®"

6. 1975, forty-one (41) years ago, in August, opposer Glory Yau-Huai Tsai established his business "GLORY HOUSE" **(Exhibit-11)**

7. 1995, opposer Glory Yau-Huai Tsai's "GLORY HOUSE" trademark was registered (Registration Number 1879695),

8. 2005, opposer Glory Yau-Huai Tsai's "GLORY HOUSE®" trademark was first renewed. (Registration Number 1879695),

9. 2015, opposer Glory Yau-Huai Tsai's "GLORY HOUSE®" trademark was renewed a second time (Registration Number 1879695),

10. Opposer Glory Yau-Huai Tsai's "GLORY HOUSE®" **is an incontestable United States trademark registration 1879695.**

11. On November 28, 2012, defendant Jo Ann Goin infringed opposer's trademark name "GLORY HOUSE" with her application (Application No. 85-789420)

12. November 28, 2012 is **over seventeen (17) years after** opposer Glory Yau-Huai Tsai registered his "GLORY HOUSE".

13. Applicant Jo Ann Goin **in her declaration alleged that her business started on January 01, 2000. January 01, 2000 is almost twenty-five (25) years after opposer Glory Yau-Huai Tsai established his "GLORY HOUSE".**

PRIOR USE – Lanham Act Section 2(d) prohibits the registration of any ® that is confusingly similar to another ® that is in use and that has not been abandoned

14. Applicant's application Serial Number 85789420 should be refused, canceled and not registerable due to likelihood of confusion.

CONFUSION – EXISTS

15. Opposer filed a Notice of Opposition on September 12, 2013 because prior to that plaintiff Glory Yau-Huai Tsai found that somebody stole opposer's personal and business identity. At that time, opposer had no way to find out who and where those people existed.

Opposer Glory Yau-Huai Tsai did not owe any penny to defendant.

16. Indeed, applicant (defendant Jo Ann Goin) and her groups are trademark infringers

Defendant's attorneys use "Discovery Requests" to obtain opposer Glory Yau-Huai Tsai's "GLORY HOUSE" business information. After that, defendant Jo Ann Goin can turn that information over to anybody at anytime.

Defendant Jo Ann Goin (applicant) had planned to commit trademark infringement against opposer and opposer's registered trademark

17. Not only are Jo Ann Goin and her groups willfully committing trademark infringement against opposer's business trademark and business service trade name GLORY HOUSE, they are also stealing opposer's personal and business reputation, which opposer and opposer's family have honestly built for almost forty (40) years.

18. According to Texas, Irving County record, defendant Jo Ann Goin repeatedly changed her business name, and finally defendant Jo Ann Goin added opposer's "GLORY HOUSE®" trademark name to her business. Defendant Jo Ann Goin then identified herself as the trademark owner of opposer's registered trademark "GLORY HOUSE®"

19. Defendant Jo Ann Goin used the title of the trademark owner of opposer's registered trademark "GLORY HOUSE®" to gain her business and to gain the benefits from and to knock down other people who use the name "GLORY HOUSE---"

20. Defendant Jo Ann Goin identified herself as the trademark owner of Opposer's trademark name "GLORY HOUSE". Defendant announced to the public on her website, asking the public to report "FRAUD-(anybody who use "GLORY HOUSE") to them.

Opposer Glory Yau-Huai Tsai the owner of registered trademark "GLORY HOUSE®" was reported to the defendant as a person who committed Fraud using "their-applicant's" business name "GLORY HOUSE"
Opposer's 1-page webpage was suddenly taken down, disappeared and deleted without any notice from --

21. Exhibit-26 is a webpage which Opposer Glory Yau-Huai Tsai posted on opposer's **"GLORY HOUSE"-RN 1879695** websites, **www.glory-house.com**, since 2001.

GLORY YAU-HUAI TSAI
Sole owner of the trademark GLORY HOUSE®

Vs.

BJK Glory House Catering Co., LLC
Jo Ann Goin, Owner of
BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff**
Glory Yau-Huai Tsai

GLORY HOUSE

Home
God Loves Us
What We Believe
Ten Commandments
Trademark
Request for Weblink
Contact Us
About Us

The business name "**GLORY HOUSE**" is a federally-registered trademark and trade name.
GLORY HOUSE and the OWNER of GLORY HOUSE, Mr. **GLORY TSAI** ***do not accept and refuse to accept any donation or any monetary offering.***

The sole proprietor, MR. **TSAI, GLORY Y. H.** is the current registered owner.

YOU ARE WELCOME TO VISIT OUR WEB SITES!
http://www.glory-house.com/
http://www.glorynews.net/

Do you believe?
Including me, we are the tourists on this mankind world.
Dust return back to the earth. But our soul and spirit shall return unto God who gave it.
Do you believe there is a spiritual world? And which part of said spiritual world you will belong to?

I do believe **Holy Spirit**, don't you?
I do believe there was and is a holy-spiritual person named **"JESUS CHRIST"** , don't you believe?
Do you know why *I open my heart and accept* **"JESUS CHRIST"** *as my Savior*?
FRIENDS! Let me tell you one thing, please, remember:
"Jesus, my Lord, please remember me when you come into Your kingdom."
Luke 23:39-43

FRIENDS, please remember these words.

FRIENDS, I, GLORY Y. H. TSAI always believe **Jesus Christ** never forget me and all of us; why don't we ask **Jesus Christ** to remember us?

FRIENDS, put these words: **"Jesus, my Lord, please remember me when you come into Your kingdom."** inside your heart. **Jesus Christ** must promise you something and change your life to him.

FRIENDS, if you **believe Jesus Christ as your Savior**, please tell your belief to your friends, from friends to friends, from your neighbor to neighbor, from streets to streets, --.

Thank you all visit our web sites. Our web sites are always under constructions, please visit us again.

MR. **GLORY TSAI**, Owner of **GLORY HOUSE**
1512 E. Maplegrove Street. Publisher
West Covina, California 91792 (626)917-0657

EXHIBIT-26

GLORY YAU-HUAI TSAI vs. BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff Glory Yau-Huai Tsai**

22. Defendant Jo Ann Goin represents herself (FEMALE) as the trademark owner of opposer's registered trademark "GLORY HOUSE". Defendant Jo Ann Goin and her associated groups charged against opposer Glory Yau-Huai Tsai's 1-page webpage; charging that the opposer's "GLORY HOUSE" webpage is causing confusion against defendant's "GLORY HOUSE" business ownership.

23. Opposer's webpage (only 1-page) was suddenly taken down, disappeared, and deleted without any notice from the hosting company - Godaddy.com, because the top of opposer's webpage had the words "GLORY HOUSE". (Attached Exhibit-26)

24. Defendant Jo Ann Goin on her website furthermore posted an announcement to the public, asking the public to report "FRAUD" (anyone who use the business name "GLORY HOUSE") to them.

25. As a result of defendant's "Report FRAUD to GLORY HOUSE" website, opposer Glory Yau-Huai Tsai (First name: GLORY, Last name: TSAI) and opposer's "GLORY HOUSE" business was suspected as a criminal and opposer's business continued to drop.

26. Now, defendant Jo Ann Goin and her associated groups infringe opposer Glory Yau-Huai Tsai's registered trademark name "GLORY HOUSE" (RN 1879695) by intending to register as their own.

27. Defendant Jo Ann Goin and her attorneys allege that there is no confusion; isn't it a lie? Isn't it a lie?

28. Defendant Jo Ann Goin announce to the public, asking the public to report "FRAUD" to them, because a same business name caused the confusion of the ownership against defendant's business.

29. Defendant Jo Ann Goin infringe opposer's registered trademark name "GLORY HOUSE", intending to register the name "GLORY HOUSE" for her own, and her attorney allege that there is no confusion.

30. Isn't Jo Ann Goin committing "fraud"? or defendant's attorney commit lie.

30. Isn't Jo Ann Goin committing "fraud"? or defendant's attorney commit lie.

31. If this kind of fraud can be accepted, then anybody can steal any registered trademark name to do different businesses.

32. Then, the trademark law would become totally fail.

33. Can people take the "Google" name to register as a different business and then announce saying, "Google is a trademark of Google Printing." "Google is a trademark of Google restaurant."
or "Google is a trademark of Google Shoes"
or "Google is a trademark of Google Candy" - - -.

CONFUSION IS OCCURRING AMONG SOCIETY ANYWHERE AND ANYTIME AGAINST OPPOSER'S IDENTITY. IT SERIOUSLY DAMAGE THE OPPOSER'S SOCIAL ACTIVITIES AND SOCIAL LIFE.

34. Attached herein **Exhibit-24 is a screenshot of a web page from www.spokeo.com.**

35. Opposer Glory Yau-Huai Tsai's **name** was repeatedly and continuously colored and attacked to be a "FEMALE" by **www. spokeo.com** and many other media websites.

GLORY YAU-HUAI TSAI
Sole owner of the trademark GLORY HOUSE®
Vs.
BJK Glory House Catering Co., LLC
Jo Ann Goin, Owner of
BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff**
Glory Yau-Huai Tsai

"GLORY YAU-HUAI TSAI" is attacked by SPOKEO without any reason by libeling him as a "Female".
SPOKEO is using their website to color "**GLORY YAU-HUAI TSAI**" as a "Female".
SPOKEO and all of their associated groups allege that **they found a "FEMALE – Glory Yau Tsai"** who has a **current address**,
"- **(603) N. New Ave., Ste G, Monterey Park, CA 91755".**

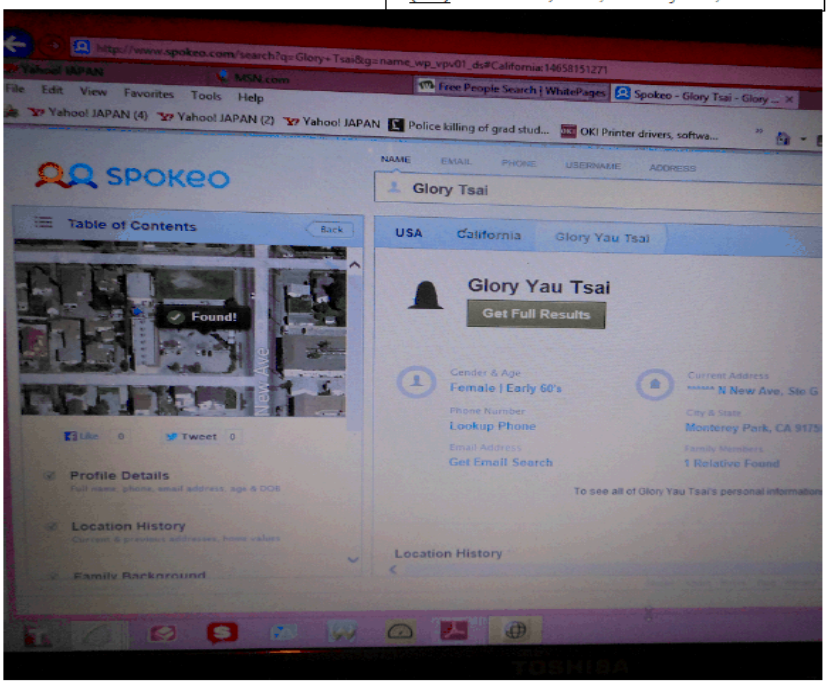


EXHIBIT-24

GLORY YAU-HUAI TSAI vs. BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff Glory Yau-Huai Tsai**

36 Opposer Glory Yau-Huai Tsai's constitutional civil rights of identity is confusingly marked as a FEMALE by the society and public, due to defendant Jo Ann Goin representing herself as the trademark "GLORY HOUSE" owner of Opposer's registered trademark "GLORY HOUSE"

37. Defendant Jo Ann Goin uses her position as a chairwoman of Irving Chamber of Commerce, TX to spread and to lead people into continuously believing that Jo Ann Goin and her business BJK Glory House Catering, Co., LLC are the real owners of the trademark GLORY HOUSE and that the "GLORY HOUSE" trademark belongs to her "BJK Glory House Catering Co., LLC"

38. There is solely one "GLORY HOUSE" trademark registered in the record. As a result of Jo Ann Goin's representation against opposer Glory Yau-Huai Tsai, the public believes that the owner of "GLORY HOUSE" trademark is a FEMALE;

opposer Glory Yau-Huai Tsai's name (First name: Glory, Last name: Tsai) is wrongly marked and known as a FEMALE name.

39. Defendants, Jo Ann Goin and her associated groups – BJK Glory House Catering Co., LLC **have not only created a serious Likelihood of Confusion** against opposer's **ownership** of opposer's trademark name "GLORY HOUSE" but also against opposer's personal identity.

40. Defendant's attorney in her "motion for summary judgment" alleged that "there is no likelihood of confusion".

41. Defendant's request for "motion for summary judgment" was denied.

42. Defendant's attorney knew so clearly by themselves that confusions occur anytime, anywhere, any moment, and will effect the society.

Applicant Jo Ann Goin and her attorney have never provided any evidence to prove that "GLORY HOUSE" and "GLORY HOUSE" are different.

43. In this case, actual confusion must occur between Opposer Glory Yau-Huai Tsai's GLORY HOUSE® service and applicant's services caused by the applicant's use of Opposer Glory Yau-Huai Tsai's trademark mark "GLORY HOUSE."

CONFUSION SERIOUSLY DAMAGE OPPOSER'S SOCIAL LIFE.

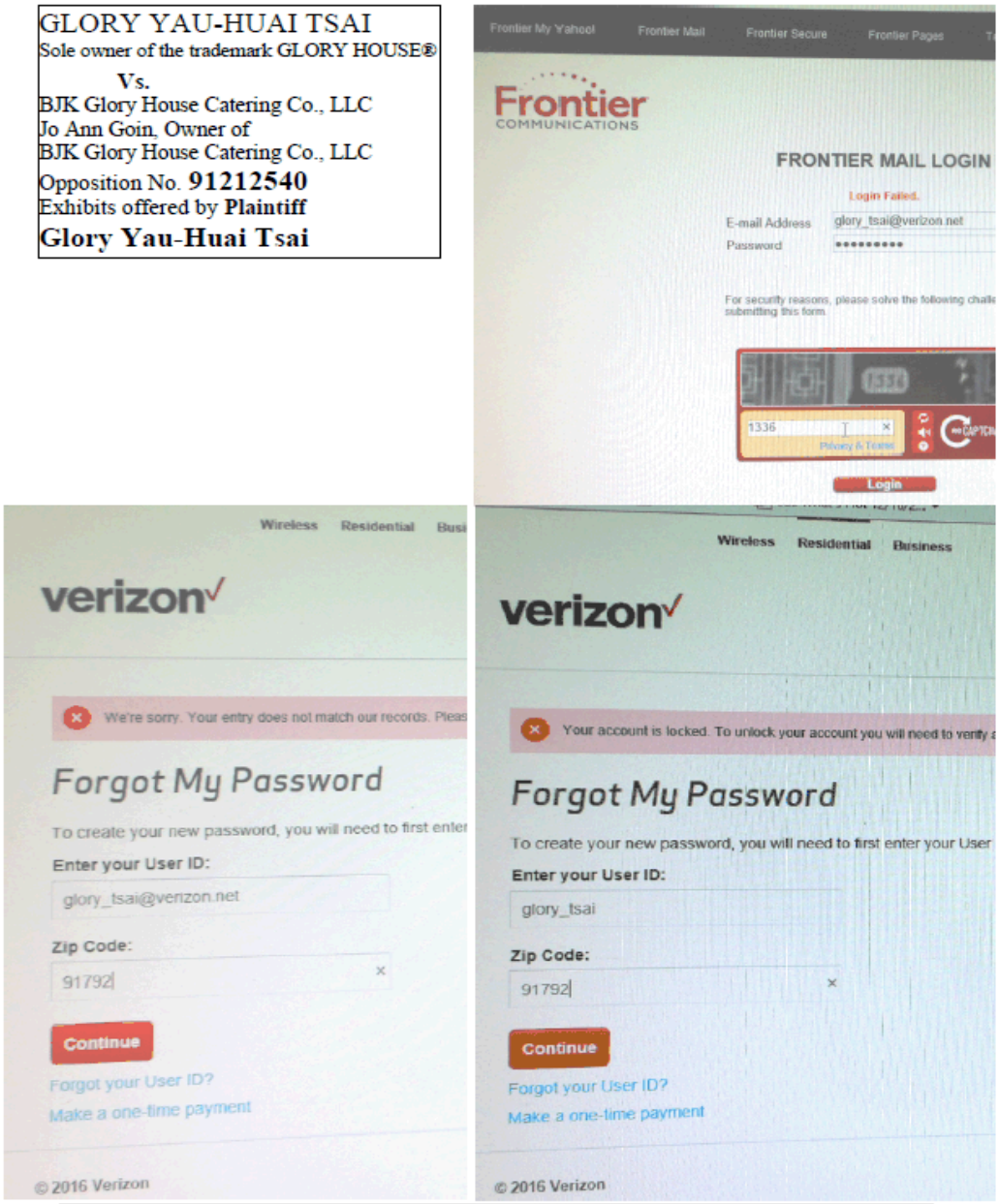
Opposer Glory Yau-Huai Tsai now is always suspected by even the utility or telephone companies when opposer communicates with them on the phone.

Those people always doubt against opposer, whether opposer is the right person to talk or not.

Ten years ago, this kind of situation did not happen however, during these ten years, it has gotten worse. When opposer gives others opposer's name and they hear opposer's voice, they refuse to talk because they incorrectly expect and assume that Glory Tsai is a female and not a male.

44. **<u>Exhibits-25</u> is 3- screenshots photos** showing opposer's email address **glory_tsai@verizon.net <u>locked</u>** either by VERIZON or FRONTIER. This incident occurred the end of March 2016. It has caused opposer serious headaches even until now.

GLORY YAU-HUAI TSAI
Sole owner of the trademark GLORY HOUSE®
Vs.
BJK Glory House Catering Co., LLC
Jo Ann Goin, Owner of
BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff**
Glory Yau-Huai Tsai



GLORY YAU-HUAI TSAI vs. BJK Glory House Catering Co., LLC
Opposition No. **91212540**
Exhibits offered by **Plaintiff Glory Yau-Huai Tsai** **Exhibit-25**

45. Opposer Glory Yau-Huai Tsai had and still has no way to log in or open opposer Glory Yau-Huai Tsai's email **glory_tsai@verizon.net.**

46. Opposer called **Verizon** and **Frontier** many times and spent many hours. Opposer was treated as a football. The telephone calls were repeatedly transferred from one place to another place, and many times, the telephone calls were transferred by Frontier to the Philippines.

47. For some reason, opposer believes that the telephone company and their people **confusingly misjudge against** opposer Glory Yau-Huai Tsai's (First name: **GLORY**, Last name: **TSAI**) identity. Since **public records mark opposer "Glory Tsai" as a female, opposer cannot do anything about what society think.** They justified "**Glory Tsai** as a FEMALE" but **opposer's voice is a MALE**.

48. Until now, I still cannot open my e-mail to access all the emails which are already in the inbox of **glory_tsai@verizon.net.**

49. **In this case, Opposition #91212540, it looks as if there is one defendant, Jo Ann Goin and her BJK Glory House Catering, LLC. However, many different parties seem to be involved behind defendant Jo Ann Goin and her intention to willfully infringe plaintiff Glory Yau-Huai Tsai's business and trademark name "GLORY HOUSE."**

50, Without any reason to opposer, opposer Glory Yau-Huai Tsai's personal reputation and opposer's GLORY HOUSE® publishing and printing business are attacked and defamed by many different media websites. **Those media website claim opposer Glory Yau-Huai Tsai's business to be a hotel and motel business, a business that produces videos and motion pictures, and is an Urban Films Distributor. (Exhibit-17, Exhibit-18, Exhibit-19, Exhibit-20, Exhibit-21)**

51. **Exhibit- 21** is a webpage which was posted by **"Dun & Bradstreet Credibility Corp" on www.dandb.com. "Dun & Bradstreet Credibility Corp."** continuously posted and spread false information on **www.dandb.com**, lies to the public and creates personal attacks against Opposer Glory Yau-Huai Tsai's honest reputation

claiming that Opposer Glory Yau-Huai Tsai has been providing Motion Picture and Tape Distribution from West Covina since 2010, having an estimated annual revenue of $110,000.00. **Dun & Bradstreet Credibility Corp.'s** false information against Opposer Glory Yau-Huai Tsai has even brought the IRS and California Franchise Tax Board to doubt Opposer Glory Yau-Huai Tsai's GLORY HOUSE business, sending Glory Yau-Huai Tsai an audit letter.

52. Where did those false information come from? Did those information spread from the "Chamber of Commerce"? Who did it?

53. All exhibits which opposer Glory Yau-Huai Tsai submit in this opposition prove that serious confusion among society against Opposer Glory Yau-Huai Tsai and opposer Glory Yau-Huai Tsai's GLORY HOUSE business occurred as a result of those who stole and falsely represented Opposer Glory Yau-Huai Tsai's personal identity and Opposer Glory Yau-Huai Tsai's trademark business name GLORY HOUSE.

54. **On July 28, 2015**, Opposer Glory Yau-Huai Tsai sent a certified mail (#7003 1680 0000 7657 2350) to defendant's attorney to request defendant to give some answers (**Exhibit-22 contains 7 pages** and **Exhibit-10 contains 1 page**, total 8 pages.).

55. **Defendant, did not return any answer.**

THE APPLICANT'S APPLICATION SHOULD BE REFUSED DUE TO LIKELIHOOD OF CONFUSION

Applicant's registration of the applied-for mark should be refused because of a **likelihood of confusion with the incontestable mark in U.S. Registration No. 1879695.** Trademark Act Section 2(d), 15 U.S.C. §1052(d); *see* TMEP §§1207.01 *et seq*. See the registration.

The applicant's mark in application **85/789,420** is GLORY HOUSE.

The registered **incontestable** mark **1,879,695** is GLORY HOUSE .

PRIOR USE – Lanham Act Section 2(d) prohibits the registration of any ® that is confusingly similar to another ® that is in use and that has not been abandoned.

Trademark Act Section 2(d) **bars registration of an applied-for mark that so resembles a registered mark** that it is likely that a potential consumer would be confused or mistaken or deceived as to the source of the goods and/or services of the applicant and registrant. *See* 15 U.S.C. §1052(d). The court in *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (C.C.P.A. 1973) listed the principal factors to be considered when determining whether there is a likelihood of confusion under Section 2(d). *See* TMEP §1207.01. However, not all of the factors are necessarily relevant or of equal weight, and **any one factor may be dominant in a given case**, depending upon the evidence of record. *In re Majestic Distilling Co.*, 315 F.3d 1311, 1315, 65 USPQ2d 1201, 1204 (Fed. Cir. 2003); *see In re E. I. du Pont*, 476 F.2d at 1361-62, 177 USPQ at 567.

Comparison of Marks

In a **likelihood of confusion determination**, the marks are compared for **similarities in their appearance, sound, meaning or connotation and commercial impression.** *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361, 177 USPQ 563, 567 (C.C.P.A. 1973); TMEP §1207.01(b). **Similarity in any one of these elements may be sufficient to find a likelihood of confusion.** *In re White Swan Ltd.*, 8 USPQ2d 1534, 1535 (TTAB 1988); *In re Lamson Oil Co.*, 6 USPQ2d 1041, 1043 (TTAB 1987); *see* TMEP §1207.01(b).

CONCLUSION

Right now, the applicant's mark and the Opposer Glory Yau-Huai Tsai's registered **incontestable** mark **are almost identical**. GLORY HOUSE and GLORY HOUSE **both look exactly the same, sound the same, have the same meaning and have the exact same spelling.**

The literal portion of the marks are <u>exactly the same</u>, the predominant portion of the trademark name is <u>exactly the same</u>, namely the <u>exact same words</u> "GLORY HOUSE."

For the reasons and exhibits provided above and also according to T.M.E.P. Section §1207 "Refusal on Basis of Likelihood of Confusion, Mistake or Deception", the trademark office should refuse and cancel registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d).

Opposer Glory Yau-Huai Tsai pray the honorable court to cancel defendant (applicant) Jo Ann Goin's application Serial Number 85-789420.

Dated: April 13, 2016

Respectfully submitted,

/GLORY YAU-HUAI TSAI/

GLORY YAU-HUAI TSAI
/GLORY YAU-HUAI TSAI/
1512 E. MAPLEGROVE ST.
WEST COVINA, CALIFORNIA 91792
GLORY HOUSE
(626) 917-6423, (800) OK-GLORY
www.glorynews.net, www.okglory.com

The literal portion of the marks are <u>exactly the same</u>, the predominant portion of the trademark name is <u>exactly the same</u>, namely the <u>exact same words</u> "GLORY HOUSE."

For the reasons and exhibits provided above and also according to T.M.E.P. Section §1207 "Refusal on Basis of Likelihood of Confusion, Mistake or Deception", the trademark office should refuse and cancel registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d).

Opposer Glory Yau-Huai Tsai pray the honorable court to cancel defendant (applicant) Jo Ann Goin's application Serial Number 85-789420.

Dated: April 13, 2016

Respectfully submitted,

/GLORY YAU-HUAI TSAI/

GLORY YAU-HUAI TSAI
/GLORY YAU-HUAI TSAI/ April 13 2016
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GLORY HOUSE
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