

ESTTA Tracking number: **ESTTA590157**

Filing date: **03/01/2014**

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
Submission	Other Motions/Papers
Filer's Name	GLORY YAU-HUAI TSAI
Filer's e-mail	gloryhouse@glorynews.net, glory_tsai@verizon.net
Signature	/GLORY YAU-HUAI TSAI/
Date	03/01/2014
Attachments	Filed on February 18, 2014-Opposition Number 91212540.pdf(2661560 bytes)

GLORY TSAI

From: <US_Postal_Service@usps.com>
To: <glory_tsai@verizon.net>; <gloryhouse@glorynews.net>; <glory@glory-house.com>
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Product Description	Sales Receipt Sale Unit Qty Price	Final Price
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ALEXANDRIA VA 22313 Zone-8 \$19.99
 Priority Mail Express 2-Day
 Flat Rate Env
 6.70 oz.
 USPS Tracking #: EG906972701US
 Scheduled Delivery Day: Thu 02/20/14
 12:00PM - Money Back Guarantee
 Includes \$100 insurance

Signature Required
 Return Ropt (Green Card) \$2.70
 Issue PVI: \$22.69
 Total: \$22.69

Paid by: Cash \$23.00
 Change Due: -\$0.31

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Opposer Information

GLORY YAU-HUAI TSAI

(First name: GLORY, Middle initial: Y. Last name: TSAI)

Sole owner of Federally Registered Trademark

GLORY HOUSE® Business Since 1975



Federal Trademark Registration Number 1879695

Publishing – Printing, Business Service Established in the year of 1975

Owner address: 1512 E. Maplegrove Street, West Covina, California 91792

(626) 917-0657, 1-(800) 654-5679, 1-(800) OK-GLORY

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

GLORY YAU-HUAI TSAI

(First name: GLORY, Middle initial: Y. Last name: TSAI)

Sole owner of the trademark GLORY HOUSE

Opposer, in pro per

vs

BJK Glory House Catering Co., LLC

Jo Ann Goin, Owner of

BJK Glory House Catering Co., LLC

Applicant,

) Service Mark Application
) Mark: GLORY HOUSE
) Serial No. 85789420
) Filed: November 28, 2012
) Published: May 21, 2013
) Telephonic discovery conference:
) January 23, 2014
) Opposition No. 91212540

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United States Patent and Trademark Office

The COMMISSIONER for TRADEMARKS

Attn: Trademark Trial and Appeal Board

P.O. Box 1451, Alexandria, VA 22313-1451

On February 18, 2014 I served the following documents:

(Amended Complaint)

AMENDMENT TO NOTICE OF OPPOSITION,

and the Exhibit A, B, C, D, E, J, K, L (page 1 and Page2), M, N inclusive.

TO LISA R. HEMPHILL by placing a true copy enclosed in a sealed envelope, with postage fully prepaid for delivery by the U.S. Postal Service, addressed as follows:

Correspondence: LISA R. HEMPHILL Lhemphill@gardere.com
GARDERE WYNNE SEWELL, LLP.
3000 Thanksgiving Tower,
1601 ELM STREET, Suite 3000, DALLAS, TEXAS 75201

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 18, 2014 at West Covina, California.



GLORY YAU-HUAI TSAI

Signature

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Lisa R. Hemphill / Gardere Wynne
 Street, Apt. No.,
 or PO Box No. *1601 Elm Street, Suite 3000*
 City, State, ZIP+4 *Dallas, Texas 75201*

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	Sale Qty	Unit Price	
DALLAS TX 75201 Zone-6			\$1.82
First-Class Mail Large Env			
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Expected Delivery: Fri 02/21/14			
Return Rcpt (Green Card)			\$2.70
00 Certified			\$3.30
USPS Certified Mail #:			
70101670000129103879			
Customer Postage			-\$4.84
Subtotal:			\$2.98
Issue PVI:			\$2.98
Total:			\$2.98
Paid by:			
Cash			\$20.00
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Federal Trademark Registration Number 1879695

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Jo Ann Goin, Owner of

BJK Glory House Catering Co., LLC

Applicant,

) **Service Mark** Application
) Mark: **GLORY HOUSE**
) Serial No. 85789420
) Filed: November 28, 2012
) Published: May 21, 2013
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) Opposition No. 91212540

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The COMMISSIONER for TRADEMARKS

Attn: **Trademark Trial and Appeal Board**

P.O. Box 1451

Alexandria, VA 22313-1451

On February 18, 2014 I served the following documents

(Amended Complaint)

AMENDMENT TO NOTICE OF OPPOSITION,

and the **Exhibit A, B, C, D, E, J, K, L** (page 1 and Page2), **M, N** inclusive.

TO BJK Glory House Catering Co., LLC. by placing a true copy enclosed in a sealed envelope, with postage fully prepaid for delivery by the U.S. Postal Service, addressed as follows:

BJK Glory House Catering Co., LLC. 972-259-1123
Jo Ann Goin, Owner of BJK Glory House Catering Co., LLC
109 S. Main Street, Irving, TX 75060-2926

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 18, 2014 at West Covina, California.

GLORY YAU-HUAI TSAI

Signature



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	Sale Qty	Unit Price	
IRVING TX 75060 Zone-6 First-Class Mail Large Env 4.90 oz. Expected Delivery: Fri 02/21/14			\$1.82
Return Rcpt (Green Card)			\$2.70
®® Certified			\$3.30
USPS Certified Mail #: 70101670000072051371			
Customer Postage			-\$4.68
Subtotal:			\$3.14
Issue PVI:			\$3.14

Total: \$3.14

Paid by:
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GLORY YAU-HUAI TSAI
Signature

[Handwritten Signature] Feb. 18, 2014



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GLORY HOUSE
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) Opposition No. 91212540

Proof of Service by Mail

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The COMMISSIONER for TRADEMARKS

Attn: Trademark Trial and Appeal Board

P.O. Box 1451

Alexandria, VA 22313-1451

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Jo Ann Goin, Owner of BJK Glory House Catering Co., LLC
109 S. Main Street, Irving, TX 75060-2926

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was executed on February 18, 2014 at West Covina, California.

GLORY YAU-HUAI TSAI

Signature

[Handwritten Signature] Feb. 18, 2014

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USPS Certified Mail #:		
70101670000072051371		
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Total:		\$3.14
Paid by:		
Cash		\$5.14
Change Due:		-\$2.00

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Federal Trademark Registration Number 1879695

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GLORY YAU-HUAI TSAI

(First name: GLORY, Middle initial: Y, Last name: TSAI)

Sole owner of Federally Registered Trademark

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Service Mark Application

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Alexandria, VA 22313-1451

Applicant (Defendants):

BJK Glory House Catering Co., LLC.

Jo Ann Goin, Owner of

BJK Glory House Catering Co., LLC

109 S. Main Street, Irving, TX 75060-2926

972-259-1123

Correspondence:

LISA R. HEMPHILL

GARDERE WYNNE SEWELL, LLP.

3000 Thanksgiving Tower,

1601 ELM STREET, Suite 3000, DALLAS, TEXAS 75201

Lhemphill@gardere.com

The above-identified opposer Glory Yau-Huai Tsai and his business GLORY HOUSE has seriously been damaged due to confusion and mistakes regarding trademark ownership, opposer's gender, and opposer's identity as a result of trademark and trade name infringement and registration (Serial No. 85789420) committed by applicant Jo Ann Goin and BJK Glory House Catering Co., LLC

and hereby opposes the same.



Amendment to Notice of Opposition

The grounds for opposition are as follow:

1. An extension of time to oppose was timely filed by opposer Glory Yau-Huai Tsai (First name: Glory, Middle initial: Y., Last name: Tsai), sole owner of registered trademark **GLORY HOUSE**, registration number 1879695 on May 21, 2013, and has been granted (ESTTA Tracking number ESTTA539159) with respect to this application (Serial Number 85789420). The extension of time to file opposition was granted to September 18, 2013. **(Attached Exhibit – K)**

2. Notice of opposition has been filed and served to the applicants Jo Ann Goin (owner of BJK Glory House Catering Co., LLC) and BJK Glory House Catering Co., LLC.

On January 23, 2014, a telephonic discovery conference mandated under Fed.R.Civ.P.26(f) and Trademark Rule 2.120(a)(1) and (a)(2) was held.

3. Opposer Glory Yau-Huai Tsai accepted the order made by the Trademark Trial and Appeal Board to allow opposer to file an amended complaint to this notice of opposition.

4. Opposer Glory Yau-Huai Tsai submits the following **amendment to notice of opposition** regarding application Serial Number 85789420 for the mark “GLORY HOUSE” of applicant Jo Ann Goin and BJK Glory House Catering Co., LLC.

5. The application Serial Number 85789420 which was filed by defendants Jo Ann Goin and BJK Glory House Catering Co., LLC should be canceled and refused registration on the Principal Register.

6. The mark “GLORY HOUSE” submitted by the defendants (applicant) **not only resembles, but is exactly the same as the trademark name and trade name “GLORY HOUSE” with the registration number 1879695 solely owned by opposer Glory Yau-Huai Tsai.** Opposer Glory Yau-Huai Tsai’s trademark name “GLORY HOUSE” is already registered in the Patent and Trademark Office for almost 20 years—since 1995.

7. Opposer Glory Yau-Huai Tsai has continuously been conducting business services

1 since 1975 (see Attached Exhibit – J) using the trademark name “GLORY HOUSE” and continues to
2 do so currently and in the foreseeable future.

3
4 8. Pursuant to T.M.E.P. Section 1207.01- Likelihood of Confusion
5 (---because of established marketing practices, the use of identical marks on
6 seemingly unrelated goods and services could result in a likelihood of confusion--- See *In*
7 *re Phillips-Van Heusen Corporation*, 228 USPQ page 949, 951 (TTAB 1986))

8
9 9. The defendants’ application mark name “GLORY HOUSE” is exactly the same as
10 plaintiff Glory Yau-Huai Tsai’s business service and trademark name “GLORY HOUSE”. **Even**
11 **though defendants’ business services and goods are unrelated to opposer Glory Yau-Huai Tsai’s**
12 **business services and goods, likelihood of confusion can occur at anytime and anywhere**
13 **about who the owner of the business GLORY HOUSE is.**

14 10. Nobody can deny that no likelihood of confusion occurred.

15
16 11. In June 2012, opposer Glory Yau-Huai Tsai through an e-mail from GS1US found
17 out that somebody had requested GS1US to issue an additional company prefix under opposer
18 Glory Yau-Huai Tsai’s GLORY HOUSE Legal Entity Global Location Number (GLN)
19 0725698000001. (Attach Exhibit - M) There is confusion; somebody requested GS1US to assign a
20 prefix under the similar or same business name as “GLORY HOUSE”. (GLORY HOUSE’s Legal
21 Entity GLN 0725698000001 was registered more than 20 years ago by the opposer.)

22 12. On January 31, 2014, opposer Glory Yau-Huai Tsai received an e-mail from GS1US
23 (**Attached Exhibit - L** 2 pages) inquiring about a possible merger or acquisition. **This is evidence of**
24 **confusion** because the e-mail addressed the concern about multiple companies using the same
25 Company Prefix. The opposer Glory Yau-Huai Tsai owns the Global Location Number (GLN)
26 0725698000001; the opposer did *not* have a merger or acquisition with other entities.

1 18. **Section 43(a) of the Lanham Act – Any person who shall affix, apply, or annex, or**
2 **use in connection with any goods or services, or any container or containers for goods, a false**
3 **designation of origin, or any false description or representation including words or other**
4 **symbols tending falsely to describe or represent the same, and shall cause such goods or services**
5 **to enter into commerce --- shall be liable to a civil action by any person who believes that he is or**
6 **is likely to be damaged by the use of such false description or representation.**

7
8 19. **Likelihood of Confusion concerning ownership of “GLORY HOUSE”**

9
10 20. Defendants Jo Ann Goin and BJK Glory House Catering Co., LLC are willfully and
11 intentionally posting **false and misleading** information on their website claiming that “**GLORY**
12 **HOUSE is a trademark of Glory House Catering” (Attached Exhibit - B)** to deceive the public—
13 **even government employees, the United States Census Bureau, and the U.S. Department of**
14 **Commerce—**into believing that opposer Glory Yau-Huai Tsai’s registered trademark “GLORY
15 HOUSE” (Trademark Registration 1879695) belongs to, is associated with, and is under the control
16 of defendant BJK Glory House Catering Co., LLC. **In fact, the real trademark owner of**
17 **“GLORY HOUSE” is opposer Glory Yau-Huai Tsai.**

18 21. **Since there is only one trademark named “GLORY HOUSE”**
19 **registered with the USPTO,** once people believe the contents on applicant Jo Ann Goin’s misleading
20 website, people will begin to doubt opposer Glory Yau-Huai Tsai’s business “GLORY HOUSE”
21 especially in regards to **who the real trademark owner is.**

22 22. Defendants Jo Ann Goin and BJK Glory House Catering Co., LLC are building
23 credibility on their website through photos **identifying herself as the trademark owner of “GLORY**
24 **HOUSE”—**photos showing defendant Jo Ann Goin with a County Court Judge, for example—under
25 “**Testimonials of Glory House Catering**”. (Attached Exhibit - C)
26 These photos and statements posted by the defendants deceive the public into believing that statements
27 made on their website are true—that defendants are the real owners of the registered trademark
28

1 “GLORY HOUSE”. Defendant Jo Ann Goin used **her** position as “chair woman of chamber of
2 commerce of Irving County” making information on her website seem more credible.

3
4 23. **Confusion concerning opposer Glory Yau-Huai Tsai’s gender has also resulted.**

5 24. Defendant Jo Ann Goin identifies *herself* as the trademark owner of “GLORY HOUSE”
6 on defendants’ website (Attached Exhibit – C). Consumers mistakenly believe that the registered
7 trademark owner of GLORY HOUSE is a female.

8 25. In official records, opposer Glory Yau-Huai Tsai’s gender has at times, been changed to
9 a female without opposer’s knowledge.

10 26. Defendants’ misleading information on their website has resulted in confusion
11 concerning opposer’s gender in addition to **who the real owner of the registered trademark**
12 **“GLORY HOUSE” is.**

13 27. In an attempt to correct Google’s inaccurate translation (see paragraph 14 and 15)
14 **(Exhibit- N)** against opposer’s “GLORY HOUSE” trademark business and services (publishing,
15 printing, and printing product business), opposer Glory Yau-Huai Tsai made more than ten phone
16 calls to Google requesting that they take down the translations. Google employees did not believe
17 the identity of opposer Glory Yau-Huai Tsai laughing and questioning saying “Are you Glory? Are
18 you *she*? Are you *her* attorney? Are you representing *her*?” Some even went further to really say
19 that the owner of the trademark “GLORY HOUSE” is a lady. One time, a man said, “I know her, I
20 know the owner of “GLORY HOUSE”.” Google refused to take down the inaccurate translations;
21 the defaming and libeling translations have been publicly available online **for more than two**
22 **years, since August 2010. In the eyes of Google’s employees, the opposer Glory Yau-Huai**
23 **Tsai had become a person who intended to falsely represent a *lady* who is the trademark**
24 **owner of “GLORY HOUSE”.**

25
26 28. **Government employees—the United States Census Bureau and the**
27 **U.S.Department of Commerce—are also seriously confused** as to whether the person with the

1 name Glory Yau-Huai Tsai is a male or female. A person named **Jamie Lim** from the United States
2 Census Bureau and U.S. Department of Commerce once came to opposer Glory Yau-Huai Tsai's
3 residence and rang the doorbell to verify where the opposer resides and who the man is, who the
4 woman is, who the husband is, and who the wife is.

5
6 **29. Opposer Glory Yau-Huai Tsai is a male. Many people mistakenly believe that**
7 **the person named "Glory Tsai", "Glory Y. Tsai", "Glory Yau-Huai Tsai", owner of**
8 **"GLORY HOUSE" is a female.**

9
10 **30. Defendants Jo Ann Goin and BJK Glory House Catering Co., LLC are manipulating**
11 **their way into obtaining the trademark "Glory House". The defendants are willfully using opposer's**
12 **Glory Yau-Huai Tsai's trademark name "GLORY HOUSE". Defendants Jo Ann Goin and BJK**
13 **Glory House Catering Co., LLC (applicant) confess that their business name is called "BJK Glory**
14 **House Catering Co., LLC" but defendants willfully refuse to use the words "BJK", "Catering" or**
15 **"Catering Co., LLC" in their service mark.**

16 **31. On December 19, 2012, opposer Glory Yau-Huai Tsai sent a certified mail (return**
17 **receipt requested) (Attached Exhibit - D) to defendants Jo Ann Goin and BJK Glory House Catering**
18 **Co., LLC inquiring about details of the applicants' trademark. Said certified mail (USPS Tracking**
19 **Number: 7012 0470 0001 9453 4199) was received and signed by an employee of Jo Ann Goin and**
20 **BJK Glory House Catering Co., LLC on December 26, 2012. (Attached Exhibit - D)**

21 **32. Opposer Glory Yau-Huai Tsai did not receive any response from them. In other words,**
22 **the defendants Jo Ann Goin and BJK Glory House Co., LLC did not care at all.**

23 **33. Opposer Glory Yau-Huai Tsai personally made 2 or 3 telephone calls to the defendants'**
24 **restaurant but a lady from the defendants' restaurant, shortly after answering the phone, hung up.**

25 **Defendants Jo Ann Goin and BJK Glory House Catering Co., LLC do not seem to**
26 **care that Likelihood of Confusion may occur.**

1 40. Opposer Glory Yau-Huai Tsai's mark "GLORY HOUSE" was registered on February
2 21, 1995 as U.S. Registration Number 1879695 (opposer's Registration).

3 41. On February 13, 2001, a Section 8 was filed by the opposer Glory Yau-Huai Tsai for
4 the opposer's registration (registration number **1879695**). On May 11, 2001, the Declaration under
5 Section 8 **was accepted and registered.**

6 42. On February 18, 2005 a Combined Declaration of Section 8 (10 year) and Section 9 was
7 filed by the opposer Glory Yau-Huai Tsai and was accepted, registered and granted on April 02, 2005.

8 43. On March 26, 2013 a Declaration of Incontestability under Section 15 for the opposer's
9 Registration **1879695** was filed by the opposer Glory Yau-Huai Tsai and was received by the USPTO.

10 44. On April 01, 2013 the Declaration of Incontestability under Section 15 for the
11 opposer Glory Yau-Huai Tsai's registration number **1879695 was acknowledged and registered.**

12 45. Opposer Glory Yau-Huai Tsai used the mark "GLORY HOUSE" in association with
13 opposer's **goods and business services** in commerce **since July 1975. (Attached Exhibit – J: a**
14 **business license renewal letter sent by the City of Monterey Park, California in 1976).**

15 46. The opposer's filing date—**May 27, 1993**—for the opposer's mark is almost **20 years**
16 **earlier** than the applicant's filing date—November 28, 2012.

17 47. The opposer's first use date—**September 16, 1975**—for the opposer's mark "GLORY
18 HOUSE" **precedes by almost 25 years** the defendants' alleged first use date—January 1, 2000.

19 48. In defendants' application (Serial Number 85789420), Jo Ann Goin signed to a
20 Declaration, alleging under penalty of perjury that the mark "GLORY HOUSE" was first used by
21 the applicant or the applicant's related company or licensee, at least as early as January 1, 2000,
22 and first used in commerce at least as early as January 1, 2000.

23 **Opposer Glory Yau-Huai Tsai's business service GLORY HOUSE is not the defendants'**
24 **licensee and is not a company related to the defendants.**

25 49. Furthermore, defendant Jo Ann Goin signed to the Declaration in application Serial
26 Number 85789420 alleging under penalty of perjury that "he/she believes applicant to be entitled to
27 use such mark in commerce; to the best of his/her knowledge and belief **no other person, firm,**

1 **corporation, or association has the right to use the mark [“GLORY HOUSE”]**
2 **in commerce, either in the identical form thereof or in such near resemblance thereto as to be**
3 **likely,** when used on or in connection with the goods/services of such other person, **to cause confusion,**
4 **or to cause mistake, or to deceive;** and that all statements made of his/her own knowledge are true;
5 and that all statements made on information and belief are believed to be true”.

6
7 50. In fact, the opposer Glory Yau-Huai Tsai is the sole owner of “GLORY
8 HOUSE” ---Registration Number 1879695. Opposer Glory Yau-Huai Tsai’s trademark name
9 and business service name “GLORY HOUSE” was established in July 1975 and registered in
10 official records with USPTO since 1995. (It was filed with USPTO in 1993.) The mark
11 “GLORY HOUSE” was first used in 1975 by opposer Glory Yau-Huai Tsai.

12 51. The defendants’ use of “GLORY HOUSE” has caused serious damage to
13 opposer Glory Yau-Huai Tsai and his business of almost 40 years due to confusion and
14 mistakes regarding “GLORY HOUSE”’s real owner, opposer’s gender, and opposer’s
15 identity. **Opposer’s constitutional civil rights of personal identity has been violated by**
16 **misleading and false information presented by the defendants.**

17 52. The name “GLORY” is the opposer’s personal first name. **It is part of the personal**
18 **identity** of Glory Yau-Huai Tsai.

19
20 53. Defendants Jo Ann Goin and BJK Glory House Catering Co., LLC are
21 creating the cause of confusion and errors by stealing, copying, and duplicating exactly,
22 the opposer’s registered trademark “GLORY HOUSE”.

23 54. The approval of the service mark application (Serial Number 85789420) submitted
24 by the applicant will allow the defendants to completely take over opposer’s trademark name
25 “GLORY HOUSE”—BJK Glory House Catering Co., LLC → ~~BJK Glory House Catering Co.,~~
26 ~~LLC.~~

1 55. The already registered trademark “**GLORY HOUSE**” owned by opposer Glory
2 Yau-Huai Tsai and its services have been continuously used by the opposer since **1975**, for
3 almost **40 years**. Products printed by opposer Glory Yau-Huai Tsai all bear opposer’s trademark
4 and business name “GLORY HOUSE”. The opposer believes that said printed products produced at
5 least during the past 38 years are still in existence around the world.

6 56. Defendants Jo Ann Goin and BJK Glory House Co., LLC are not only infringing upon
7 **opposer’s** trademark name “GLORY HOUSE”. Through defendants’ service mark application,
8 defendants are requesting the **exclusive right to own the word “GLORY”**. Information for the word
9 mark GLORY HOUSE of application serial number 85789420 posted on USPTO’s website contains
10 this disclaimer: “NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE “HOUSE” APART
11 FROM THE MARK AS SHOWN”. Does that mean that the defendants who filed application serial
12 number 85789420 have or will have the exclusive right to own the word “GLORY”?
13

14 57. The opposer’s personal name is “GLORY” but opposer has never said that opposer can
15 have the exclusive right to have the name “GLORY”. The word “**GLORY**” **is solely owned by**
16 **God; no human beings can have the exclusive right to become the owner of the word**
17 **“GLORY”**.

18 58. Why don’t the defendants Jo Ann Goin and BJK Glory House Co., LLC call their
19 service mark “BJK” and apply for the trademark “BJK”?
20

21 **Here is another example of confusion that has occurred.**

22 59. The opposer Glory Yau-Huai Tsai personally received several telephone calls from
23 “unknown” numbers and “unknown” names (on the caller ID) where people shout to the
24 opposer saying, “...your application is phony application...” Wow, “phony application”. Why?
25 The callers contact others elsewhere to ask for verifications against opposer asking whether this
26 guy (opposer) is an owner or worker at *your* (such as BJK Glory House Catering Co., LLC)
27 **GLORY HOUSE**.
28

1 60. Even to this day, defendants Jo Ann Goin and BJK Glory House Catering Co., LLC **still**
2 **posts misleading statements on their website leading the public to believe false information. Since**
3 **the defendants' application mark name (Serial Number 85789420) is exactly the same as the**
4 **trademark name GLORY HOUSE owned by opposer (Plaintiff) Glory Yau-Huai Tsai**
5 **(Trademark Registration Number 1879695), consumers are confusingly led to believe that**
6 **opposer's registered trademark "GLORY HOUSE" is associated with the defendants even to the**
7 **extent that they (both the opposer and defendant) both belong to the *same* group. In fact,**
8 **opposer Glory Yau-Huai Tsai's trademark with the registration number 1879695 is in no**
9 **way related to the defendants.**

10 61. All of the above points resulted from confusion which occurred from
11 **trademark and trade name infringement intentionally committed by the defendants through**
12 **the application filed by defendants Jo Ann Goin and BJK Glory House Catering Co., LLC**
13 **for the mark "GLORY HOUSE" shown in Application Serial Number 85789420.**

14
15 62. 15 U.S. Code Section 1052 (d) (---unless it consists of or comprises a mark
16 **which so resembles a mark registered in the Patent and Trademark Office, or a mark or**
17 **trade name previously used in the United States by another and not abandoned, as to be**
18 **likely, when used on, to cause confusion, or to cause mistake, or to deceive---)**

19 63. The application Serial Number **85789420** filed by defendants Jo Ann Goin and BJK
20 **Glory House Catering Co., LLC should be canceled and unregistrable on the Principal**
21 **Register.**


22
23 64. Opposer Glory Yau-Huai Tsai, sole owner of federally registered trademark "GLORY
24 **HOUSE" with the trademark Registration Number 1879695, submits this **Amendment to Notice of****
25 **Opposition. Opposer Glory Yau-Huai Tsai respectfully suggests and believes that this **Amendment to****
26 **Notice of Opposition set forth a Prima Face basis for refusal of registration of the above-**
27 **referenced alleged service mark (Serial Number 85789420) such that publication for opposition**
28

1 without consideration of the issues raised herein would constitute clear error by the United
2 States Patent and Trademark Office.

3
4 **65. As grounds for this Amendment to Notice of Opposition, the service mark**
5 **in pending application Serial Number 85789420 is not only confusing but is exactly the same as the**
6 **mark in Registration Number 1879695 and should be denied, canceled and refused registration on**
7 **the Principal Register of trademark/service mark under Section 2(d) of the Trademark Act.**

8
9 **66. WHEREFORE, Opposer Glory Yau-Huai Tsai (First name: Glory, Middle initial: Y.,**
10 **Last name: Tsai) respectfully requests that the registration of the mark shown in applicant's application**
11 **Serial Number 85789420 should be unregistrable, refused, denied, and canceled on the**
12 **Principal Register and that Opposer Glory Yau-Huai Tsai's Opposition be sustained in**
13 **favor of Opposer.**

14 DATED: February 17, 2014

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Glory Yau-Huai Tsai (Glory Y. Tsai)
GLORY HOUSE
Opposer in pro per

Sole owner of the trademark "GLORY HOUSE"
Registration Number 1879695
1512 E. Maplegrove Street
West Covina, California 91792
Telephone: 626-917-0657
gloryhouse@glorynews.net

Enclosures:

Exhibit-A A copy of the trademark registration of "Glory House" on the Principal Register solely owned by Glory Yau-Huai Tsai, registration number 1879695.

Exhibit A, B, C, D, E, J, K, L (page 1 and Page2), **M and N** inclusive.

Weekday Bistro buffet lunch, catering, receptions

Page 5 of 5


WiFi and more


We provide free WiFi to our customers. For business meetings, a projector and screen are available for a nominal fee.

© 2013 Glory House Catering, 972-259-1123. Glory House is a trademark of Glory House Catering. All rights reserved. Site: FigDesign

15

“Glory House is a trademark of Glory House Catering”

An intentionally misleading statement

to deceive and mislead the public

posted by Jo Ann Goin

and BJK Glory House Catering Co., LLC

Since there is only one trademark named “GLORY HOUSE”

registered in the USPTO, Jo Ann Goin’s website misleads the

public into believing that Jo Ann Goin and BJK Glory House

Catering Co., LLC” is the owner of opposer’s registered

trademark GLORY HOUSE



Jo Ann Goin identifying herself as the trademark owner of GLORY HOUSE.. Jo Ann Goin and BJK Glory House Catering Co. LLC are using their website containing the statement “GLORY HOUSE is a trademark of Glory House Catering” as proof that they are the owner of the trademark “GLORY HOUSE”.



Dr. Garcia introduced Dallas County Judge Jenkins in today's State of the County Address at the Irving Chamber of Commerce. Dr. Garcia is pictured here with Dallas County Judge Clay Lewis Jenkins, Irving Chamber of Commerce Chairwoman of the Board Jo Ann Goin, and Dallas County Commissioner Maureen Dickey

Pictured below are representatives from 5 of the 8 nationally recognized businesses.
From left to right: Larsen Dye Associates Architects, FigDesign, Firemans Contractors Inc., Car Concepts (Rick's Independent Car Kare),
Glory House Catering.
Testimonials | Glory House Catering Page 3 of 6



These photos posted by defendants Jo Ann Goin and BJK Glory House Catering Co., LLC lead people to believe that statements on this site are the truth and are credible.

Exhibit-C

GLORY YAU-HUAI TSAI



Sole Owner of Trademark "GLORY HOUSE"
 (1-800-OK-GLORY)
 1512 E. Maplegrove St. West Covina, CA 91792
 Printing Factory: 16063 Kaplan Ave., City of Industry, CA 91744

CERTIFIED MAIL™



7012 0470 0001 9453 4199

TO: Jo Ann Goin
 December 19, 2012

joann@gloryhousecatering.com
 BJK Glory House Catering Co., LLC.

According to the webpages that your company continuously posted on the internet and Google, you repeatedly allege that "GLORY HOUSE is a trademark of Glory House Catering."

Obviously, you do not have the trademark registration for your business. You have no right to the trademark of "GLORY HOUSE".

The trademark of "GLORY HOUSE" does not belong to you. The business and business services that belong to the trademark "GLORY HOUSE" is not associated with your business.

Immediately stop committing fraud and deceiving the public. If you have a trademark registration, could you send us your trademark registration number?

Thank You.

GLORY YAU-HUAI TSAI®
 Sole Owner of Trademark "GLORY HOUSE"
GLORY HOUSE®
 goodnews@glorynews.net

TO:

Jo Ann Goin 972-259-1123
 BJK Glory House Catering Co., LLC
 109 South Main Street
 Irving, TX 75060

SENDER - COMPLETE THIS SECTION

- 1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 2. Print your name and address on the reverse so that we can return the card to you.
- 3. Attach this card to the back of the message, or on the front if space permits.

1. Addressee's name:
Jo Ann Goin 972-259-1123
 joann@gloryhousecatering.com
 BJK Glory House Catering Co., LLC
 109 South Main Street
 Irving, TX 75060

COMPLETE THIS SECTION ON DELIVERY

- A. Signature: *[Signature]*
- B. Received by: *[Signature]*
- C. Date of Mail: *[Date]*
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

2. Service Type:
 Certified Mail
 Registered Mail
 Insured Mail
 CODD
 Return Receipt for Merchandise
 Signature Required

3. Addressee's name (Number from service label):
 PS Form 3811, February 2004
 Date: 12/19/2012
 7012 0470 0001 9453 4199

Copy of the certified mail with the return receipt sent to defendants Jo Ann Goin and BJK Glory House Catering Co., LLC on December 19, 2012 inquiring for more details about their trademark. Said certified mail (7012 0470 0001 9453 4199) was received and signed by an employee of "Jo Ann Goin" on December 26, 2012.

Exhibit-D

1
2
3 **From:** "GLORY TSAI - GLORY HOUSE" <glory@glory-house.com>
4 **To:** "GS1USBusinessSupport" <GS1USBusinessSupport@gs1us.org>
5 **Sent:** Thursday, June 14, 2012 11:15 PM
6 **Subject:** Re: 01247107 Glory House Add. Prefix

7 ----- Original Message -----

8 **From:** GS1USBusinessSupport
9 **To:** glory@glory-house.com
10 **Sent:** Tuesday, June 12, 2012 7:07 AM
11 **Subject:** 01247107 Glory House Add. Prefix

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Glory,

Your company was assigned an additional prefix (8490460) in error on 6/5/2012. This prefix was meant for another company with a similar name to yours, which caused the error and confusion in the assignment. Please disregard the emailed materials you may have received.

Thanks,

Amanda Doane | Business Support Associate | GS1 US
7887 Washington Village Dr., Suite 300, Dayton, OH 45459 | T +1 937.610.4233 | F +1 937.435.7317 |
E adoane@gs1us.org | www.GS1US.org
The Global Language of Business | Making it possible for industries and companies to move their business forward

TO: GSIUS
GSIUS Business Support:
Amanda Doane

I, GLORY YAU-HUAI TSAI, as the registered trademark owner of GLORY HOUSE, need your company to give me a written list, including names, addresses, and phone numbers, with explanations as to who else is using our registered trademark name "GLORY HOUSE".

Sincerely,
Glory Yau-Huai Tsai
Registered Federal Trademark Owner of GLORY HOUSE
Federal Trademark Registered No. 1879695

Exhibit-E



Federal Trademark Registration Number 1879695

CITY OF MONTEREY PARK
320 WEST NEWMARK AVENUE
MONTEREY PARK, CALIFORNIA 91754

Dec 30, 1976 →



CITY OF MONTEREY PARK BUSINESS CERTIFICATE		EXPIRATION DATE: 12/31/76	DOCUMENT NO. 9737
APPLICATION FOR RENEWAL		YOUR BUSINESS TAX IS NOW DUE AND PAYABLE. TO AVOID PENALTY FEES, SUBMIT PAYMENT BEFORE: 2/01/77	
BUSINESS NAME GLORY HOUSE	BUSINESS TELEPHONE	BUSINESS TAX SCHEDULE	
BUSINESS LOCATION 750 E. GARVEY AVE. MONTEREY PARK, CA 91754	BUSINESS NUMBER 1-04687-L	5.12.240 MANUFACTURERS CLASSIFICATION RATES. THE LICENSE FEE FOR THE MANUFACTURERS CLASSIFICATION SHALL BE BASED UPON THE NUMBER OF EMPLOYEES AS FOLLOWS:	
MAILING ADDRESS GLORY HOUSE 1833 BLUFFHILL DR MONTEREY PARK, CA 91754		EMPLOYEES FEE 0-2 INCLUSIVE \$ 21.00 ANNUALLY EACH ADDITIONAL EMPLOYEE 3.00 ANNUALLY MAXIMUM FEE 200.00 ANNUALLY	
DESCRIPTION OF BUSINESS PRINTING AND PUBLISHING	LAND USE CODE 2750	TYPE OF BUSINESS MANUFACTURING 2E	

A business license renewal letter sent by the City of Monterey Park, California in 1976.

The trade name "GLORY HOUSE", its business, and services owned by Mr. Glory Yau-Huai Tsai's was established in 1975. (At that time, Mr. Tsai's business was located in the City of Monterey Park, California.)

Exhibit- J





USPTO, ESTTA, Receipt

Page 1 of 1



United States Patent and Trademark Office

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*Electronic System for Trademark Trials and Appeals***Receipt**

Your submission has been received by the USPTO.
 The content of your submission is listed below.
 You may print a copy of this receipt for your records.

ESTTA Tracking number: **ESTTA539159**Filing date: **05/21/2013**

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

Applicant: **BJK Glory House Catering Co., LLC**
 Application Serial Number: **85789420**
 Application Filing Date: **11/28/2012**
 Mark: **GLORY HOUSE**
 Date of Publication: **05/21/2013**

First 90 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, Mr. GLORY Y. TSAI, 1512 E. Maplegrove Street, West Covina, CA 91792, UNITED STATES, an individual and a citizen of UNITED STATES respectfully requests that he/she be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown.

Potential opposer believes that good cause is established for this request by:

- The potential opposer needs additional time to seek counsel to represent it in this matter

The time within which to file a notice of opposition is set to expire on 06/20/2013. Mr. GLORY Y. TSAI respectfully requests that the time period within which to file an opposition be extended until 09/18/2013.

Respectfully submitted,
 GLORY/ YAU-HUAI/TSAI
 05/21/2013

Mr. GLORY Y. TSAI
 1512 E. Maplegrove Street
 West Covina, CA 91792
 UNITED STATES
 glory_tsai@verizon.net, gloryhouse@glorynews.net
 (626) 917-0657

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Attached Exhibit- K

GLORY TSAI

From: "GS1 US" <gs1us@gs1us.org>
To: <gloryhouse@glorynews.net>
Sent: Friday, January 31, 2014 8:44 AM
Subject: Have you had a recent Merger or Acquisition?

Having trouble viewing this email? [View it here](#)



Dear Glory,

Have you recently bought or sold a brand or product line? Then it's important that your GS1 Company Prefixes have been properly transferred if applicable.

GS1 Company Prefixes *uniquely* identify your company and brand, so if multiple companies use the same GS1 Company Prefix, it can cause confusion among trading partners and in the supply chain. The availability of accurate and complete product and brand information in today's changing marketplace is more important than ever.

GS1 US is here to help you manage your Company Prefixes as part of a merger & acquisition process.

- If you have gone through or are currently going through a merger or acquisition, complete the [Company Prefix Transfer Request Form](#) and email it to the [GS1 US Data Maintenance team](#).
- If you need to change your company name, submit a [Company Name Change Request Form](#) to GS1 US. Instructions on where to send the form are located in the document.
- Not sure if you properly registered the transfer of the GS1 Company Prefix(es) as a result of a past M&A? No problem! We can work with you to properly register the transfer. First, use the [Global Electronic Party Information Registry \(GEPiR\)](#), our online

**myGS1 US Log In**

You'll need your username and password that you received with your welcome email.

[CLICK HERE >](#)

**Mergers & Acquisitions**

Learn more

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E-mail (Page 1 of 2) sent from GS1US on January 31, 2014

EXHIBIT – L (Page 1 of 2)

1 service to verify to whom the Company Prefix is
2 registered. If the information needs to be updated,
3 please contact the GS1 US Data Maintenance Team
4 at +1 937.435 3870.

5 Feel free to contact us for further assistance. We are here
6 to help!

7 Regards,

8 GS1 US

9 This email was sent to Glory Tsai



10 This email was sent by:
11 GS1 US, 1009 Lenox Drive, Suite 202
12 Lawrenceville, NJ 08648 USA
13 www.gs1us.org

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28 E-mail (Page 2 of 2) sent from GS1US on January 31, 2014

EXHIBIT – L (Page 2 of 2)

The business name **GLORY HOUSE** is a registered trademark solely owned by Opposer **Glory Yau-Huai Tsai**. Trademark registration number **1879695**.

This Legal Entity **GLN: 0725698000001** is solely owned by Opposer Glory Yau-Huai Tsai used for Opposer's publishing and printing business **GLORY HOUSE**. **GLORY HOUSE** is registered as a trademark name since 1995. Trademark registration number **1879695** solely owned by Opposer Glory Yau-Huai Tsai.



GS1 Company Prefix Certificate

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Glory House
 ("Licensee")

GS1 Company Prefix: **08490460**

For use in creating:

- Global Trade Item Number (GTIN) • Serial Shipping Container Code (SSCC)
- Asset Identification: Global Individual Asset Identifier (GIA) and Global Returnable Asset Identifier (GRAI)
- Additional Global Location Number (GLN) • Global Service Relation Number (GSRN)

Legal Entity GLN: 0725698000001

When creating a U.P.C. bar code, use:
U.P.C. Company Prefix: 8490460

Dennis W. Harrison
 Dennis W. Harrison, President
 GS1 US BarCodes and eCom™

Expires on: **06/30/2013**

Printed Date: **6/5/2012**

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Somebody used a same or similar name as Opposer **Glory Yau-Huai Tsai's** registered trademark name **GLORY HOUSE** (Registration number **1879695**) to request GS1US to issue an additional company prefix. **8490460** was then associated to Opposer Glory Yau-Huai Tsai's trademark name **GLORY HOUSE** and also to Opposer Glory Yau-Huai Tsai's **GLORY HOUSE** business Legal Entity **GLN: 0725698000001**. **GS1US mistakenly issued** the incorrect certificates and sent e-mails out to another. Maybe Opposer Glory Yau-Huai Tsai's ID and password have been spread too.

Opposer Glory Yau-Huai Tsai have sufficient reasons to believe that such kind of **Likelihood of Confusion** concerning ownership of the trademark name **GLORY HOUSE** will happen again.

EXHIBIT-M

52MY Traditional
 info

查詢輸入查詢書名

Your area **Northern California** (modified)



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ISBN Logbook: Prefix: 1-880709

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Location / City: All regions

Service Description: OUR **GLORY YAU-HUAI TSAI, GLORY HOUSE**, various types of printing books publishing and printing. **GLORY HOUSE** was established in **1975**, this shop is not a church organization, not a non-profit organization restaurant.

All of our restaurant name in Chinese and English are the trademarks of the Federal Government (Trademark) registration:

Restaurant's trademark is personal, **Glory Yau-Huai Tsai** owned. Although I believe in Christ and God, But the restaurant trade name **GLORY HOUSE**, Does not belong to any church organization.

I never agreed with the restaurant to anyone with OUR **GLORY HOUSE UNOSOM** name to open the church to receive contributions.

OUR publisher registration number is: **ISBN Logbook: Prefix: 1-880709**. Therefore, all books published through the shop, I, **Glory Yau-Huai Tsai** for you to select one of your books the

If demand for your books published, please contact me. Welcome to visit my residence, my home on the hills, impressive landscape the front yard, 1512 E. Maplegrove Street, West Covina, CA

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Google's translation showing Opposer **Glory Yau-Huai Tsai's** publishing - printing business as a restaurant business. Opposer's **GLORY HOUSE** trademark name is suddenly a restaurant's trademark and restaurant trade name.

EXHIBIT - N