

Court File No.

**FEDERAL COURT**

B E T W E E N:

*(Court Seal)*

CANADIAN LINEN AND UNIFORM SERVICE CORP.

Applicant

and

KHWAJA AZEEM SHAH

Respondent

**NOTICE OF APPLICATION**

TO THE RESPONDENT:

A PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the Applicant. The relief claimed by the Applicant appears below.

THIS APPLICATION will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court orders otherwise, the place of hearing will be as requested by the Applicant. The Applicant requests that this application be heard at Toronto, Ontario.

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or a solicitor acting for you must file a notice of appearance in Form 305 prescribed by the *Federal Courts Rules* and serve it on the Applicant's solicitor or, if the Applicant is self-represented, on the Applicant, WITHIN 10 DAYS after being served with this notice of application.

Copies of the *Federal Courts Rules*, information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

IF YOU FAIL TO OPPOSE THIS APPLICATION, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

Date \_\_\_\_\_ Issued by \_\_\_\_\_  
(Registry Officer)

Address of  
local office: 180 Queen Street West, Suite 200  
Toronto ON  
M5V 3L6

TO: Khwaja Azeem Shah  
44 Greenhedges Crt  
Toronto ON  
M1B1T2

## APPLICATION

### THE APPLICANT, CANADIAN LINEN AND UNIFORM SERVICE CORP., MAKES APPLICATION FOR:

1. A declaration that the trademark CANADIAN LINEN, associated with the goods and services offered by the Respondent, Khwaja Azeem Shah, as described herein, is confusing with the Applicant's CANADIAN LINEN Marks (as defined and described herein).
2. A declaration that the Respondent has:
  - (a) infringed the Applicant's exclusive rights in (i) the tradename "CANADIAN LINEN AND UNIFORM SERVICE CORP."; and (ii) the family of CANADIAN LINEN Registered Marks (as defined below), all in contravention of section 20 of the *Trademarks Act* (RSC 1985, c T-13, "*Trademarks Act*");
  - (b) directed public attention to his goods, services, or business in such a way as to cause or be likely to cause confusion in Canada, at the time he commenced so to direct public attention to them, between his goods, services or business and the goods, services or business of the Applicant, contrary to section 7(b) of the *Trademarks Act*; and
  - (c) used the Applicant's registered CANADIAN LINEN Registered Marks (as defined below) in a manner that is likely to have the effect of depreciating the value of the goodwill attaching thereto, contrary to section 22(1) of the *Trademarks Act*.
3. An interim, interlocutory, and permanent injunction restraining the Respondent, along with any owned affiliate business, or any and all other related companies and businesses, and any respective and collective officers, directors, employees, agents, partners, consultants, licensees, franchisees, successors, and

assigns, and all other over whom any of the foregoing exercise control or authority, from:

- (a) using a trademark or trade name that is confusingly similar to the Applicant's CANADIAN LINEN Marks, which includes the Respondent's use of CANADIAN LINEN, in association with:
  - (i) any cloth, clothing, fabric, linen, towel, or textile related goods;
  - (ii) any uniform related goods;
  - (iii) any online or physical retail, distribution, or supply services that offer uniform, cloth, clothing, fabric, linen, towel, or textile related goods or services;
  - (iv) laundry and dry cleaning services;
  - (v) general linen or uniform rental service in all its phases;
  - (vi) industrial linen or uniform rental service in all its phases; or
  - (vii) the CANADIAN LINEN Goods and Services (as defined and described herein)

(together, the “**Subject Goods and Services**”).
- (b) offering, selling, distributing, or advertising the Subject Goods and Services in association with a trademark or trade name that is confusing with the Applicant's tradename or CANADIAN LINEN Registered Marks contrary to section 20 of the *Trademarks Act*;
- (c) directing public attention to his goods, services, or business in such a way as to cause or be likely to cause confusion in Canada, at the time he commenced so to direct public attention to them, between his goods, services, or business and the goods, services, or business of the Applicant contrary to section 7(b) of the *Trademarks Act*, including

without limitation by adopting, using, or promoting CANADIAN LINEN as or as part of any trademark, trade name, trading style, meta-tag (or other Internet search engine optimization tool or device), business name, storefront name, or domain name (including any active or merely re-directing domain name); and

- (d) using any of the Applicant's CANADIAN LINEN Registered Marks in a manner that is likely to have the effect of depreciating the value of the goodwill attaching thereto, contrary to section 22(1) of the *Trademarks Act*.

4. An Order requiring that the Respondent, within 15 days of the date of such Order, either destroy under oath, or deliver to the Applicant or its designated agent, all goods, labels, packaging, signage, advertising material, business paper or other material (whether print or electronic) in its possession, power or control; the use, employment, display or possession of which would violate the injunction referred to at paragraph 3 above.

5. An Order requiring the Respondent to transfer ownership of, and all rights of access, administration, and control over any other domain name or social media account name owned and/or controlled by the Respondent, be it directly or indirectly, that contains, is comprised of, or is confusing with the Applicant's CANADIAN LINEN Marks.

6. An Order requiring the Respondent to take all steps necessary to irrevocably withdraw and takedown its Amazon Storefront (as defined and described herein), as well as any other online sales platforms owned and/or controlled by the Respondent, be it directly or indirectly, that contains, is comprised of, or is confusingly similar with the Applicant's CANADIAN LINEN Marks.

7. An Order requiring the Respondent to pay to the Applicant damages that have resulted from the Respondent's conduct in violation of the Applicant's exclusive rights under the *Trademarks Act*, or the Respondent's profits unjustly gained by such conduct, as the Applicant may elect prior to a final judgment being rendered.
8. Pre-judgment and post-judgment interest in accordance with the *Federal Courts Act*, (RSC, 1985, c F-7, the "*Federal Courts Act*").
9. The Applicant's costs of this application on the highest possible scale.
10. Such further relief as this Honorable Court may deem just.

**THE GROUNDS FOR THE APPLICATION ARE:**

***The Parties***

11. The Applicant is a corporation organized under the laws of the Province of Ontario, with its corporate headquarters located at 20 Atomic Avenue, Etobicoke, Ontario, M8Z 5L1.
12. The Respondent, Khwaja Azeem Shah, is an individual that appears to reside at 44 Greenhedges Court, Toronto, Ontario, M1B 1T2.


***The Applicant's Business and the CANADIAN LINEN Trademarks***

13. The Applicant has operated in Canada for over 75 years using the CANADIAN LINEN and CANADIAN LINEN AND UNIFORM SERVICE brands (as described below). The Applicant's predecessor, American Linen Supply, was established in the United States in 1889, and began to expand into Canada in the 1920s.
14. Since its founding in Canada over 75 years ago, the Applicant has grown to be one of the largest and most well-known linen, towel, and textile supply and rental companies in Canada and across North America.

15. The Applicant operates and manages 27 production facilities and service centers throughout Canada, and offers and sells linen, towels, uniforms, floor mats, washroom and cleaning goods, among other goods, to more than 300,000 customer locations.

*The CANADIAN LINEN Registrations*

16. The Applicant is the owner of the following family of CANADIAN LINEN-formative trademark registrations filed with the Canadian Intellectual Property Office:

<b>Trademark</b>	<b>Reg. No.</b>
CANADIAN LINEN AND UNIFORM SERVICE	TMA601487
CANADIAN LINEN AND UNIFORM SERVICE	TMA571854
CANADIAN LINEN FLEXFIT	TMA1115516
C CANADIAN LINEN & UNIFORM SERVICE Logo 	TMA1285364

17. The above registrations will be referred to herein as the “**CANADIAN LINEN Registrations.**” The trademarks encompassing the CANADIAN LINEN Registrations will be referred to herein as the “**CANADIAN LINEN Registered Marks**”. The full particulars of the CANADIAN LINEN Registrations are attached as Schedule “A” to this application.

18. The CANADIAN LINEN Registered Marks have been registered and used in association with a variety of goods and services, including: paper products (Class 16), uniforms (Class 25), operation of a business to sell, supply, rent, and clean textiles, uniforms, table linens, towels, and dust control items (Class 35), laundry, cleaning, and dry cleaning services (Class 37), laundry pick-up and delivery services (Class 39), rental of bath, bed, and table linens (Class 43), and, rental of work related uniforms (Class 45) (the “**CANADIAN LINEN Goods and Services**”).

19. Each of the CANADIAN LINEN Registered Marks has been used in Canada for many years. In fact, the CANADIAN LINEN AND UNIFORM SERVICE trademarks (Reg. Nos. TMA571854 and TMA601487) have been used in Canada since at least as early as July 1996.

*The CANADIAN LINEN Common Law Trademarks and Trade Names*

20. As part of its business, the Applicant has had over 75 years of continuous common law use of the CANADIAN LINEN and CANADIAN LINEN AND UNIFORM SERVICE trademarks and trade names in Canada (collectively, the “**CANADIAN LINEN Common Law Marks**”) in association with the CANADIAN LINEN Goods and Services. As a result, the Applicant has earned a substantial and significant reputation in these CANADIAN LINEN Common Law Marks.

21. The CANADIAN LINEN Registered Marks as well as the CANADIAN LINEN Common Law Marks are collectively referred to herein as the “**CANADIAN LINEN Marks**”.

22. The CANADIAN LINEN Marks appear prominently on:

- (a) labels, tags, and packaging on or affixed to the Applicant’s goods (that form the CANADIAN LINEN Goods and Services) that are offered, sold, and distributed in Canada;
- (b) physical materials advertising and promoting the CANADIAN LINEN Goods and Services to actual and potential consumers of the CANADIAN LINEN Goods and Services in Canada;
- (c) online advertising and promotional materials used by the Applicant over the years, including on the Applicant's website located at [www.canadianlinen.com](http://www.canadianlinen.com) as well as related social media accounts including Facebook, Twitter, and LinkedIn.

23. Through decades of continuous and significant use and promotion of the CANADIAN LINEN Marks in Canada, the trademarks have become known in Canada in association with the CANADIAN LINEN Goods and Services described above. The CANADIAN LINEN Marks uniquely identify the CANADIAN LINEN Goods and Services, and valuable goodwill and reputation in Canada is attached to the Applicant's CANADIAN LINEN Marks and the CANADIAN LINEN Goods and Services with which the trademarks are used.

24. By virtue of the Applicant's registration of the CANADIAN LINEN Family Marks:

- (a) section 20(1)(a) of the *Trademarks Act* deems such exclusive right to be infringed by the unauthorized sale, distribution or advertisement of any goods or services in association with a confusingly similar trademark or trade name (such as CANADIAN LINEN which takes the distinctive CANADIAN LINEN element of the Applicant's registered trademarks and tradename);
- (b) section 20(1)(b) of the *Trademarks Act* deems such exclusive right to be infringed by the unauthorized manufacture (or causing to be manufactured), possession, importation or exportation (for the purpose of sale or distribution in Canada) of goods in association with a confusing trademark or trade name; and
- (c) section 22 of the *Trademarks Act* gives the Applicant the right to prevent any person from using the Applicant's CANADIAN LINEN Registered Marks (or a confusingly similar trademark) in a manner that is likely to have the effect of depreciating the value of the goodwill attaching thereto.



25. The Applicant has invested a great deal of time and resources into developing its CANADIAN LINEN brand and has extensively marketed and promoted its business and services in association with the CANADIAN LINEN Marks for decades.

26. The Applicant has never authorized the Respondent to use its tradename or any of its CANADIAN LINEN Marks, or anything confusingly similar thereto, in any manner whatsoever.

***The Respondent and the Unauthorized Activities***

27. To the Applicant's knowledge, the Respondent runs a business that, among other things, offers, markets for sale, and sells towel and linen goods.

28. From a time unknown to the Applicant but known to the Respondent, and without any authorization, license, or permission from the Applicant whatsoever, the Respondent has operated a towel, linen, and textile goods business, targeting the Canadian consumer market directly under the name and mark CANADIAN LINEN from the following domain: [www.canadianlinen.ca](http://www.canadianlinen.ca) (the "**Respondent's Website**"). Since at least as early as February 2024, the Respondent has also been advertising and selling its unauthorized CANADIAN LINEN branded goods in Canada on an online Amazon retail storefront entitled "CANADIAN LINEN" located at: <https://www.amazon.ca/stores/CanadianLinen/page/CFDFC97C-7D7E-4E0B-84EC-8EBF3AE45A14> (the "**Amazon Storefront**").

29. On December 24, 2019, the Respondent filed a trademark application to register  [CANADIAN LINEN.ca](http://CANADIANLINEN.ca)  for use in association with a variety of linen and textile related goods (the "**CANADIANLINEN.CA Application**"). The full particulars of the CANADIANLINEN.CA Application are attached as Schedule "B" to this application.

30. The CANADIANLINEN.CA Application was advertised on April 19, 2023. Shortly thereafter, the Applicant opposed the CANADIANLINEN.CA Application on June 6, 2023 (the "**Opposition**"). The Respondent ultimately failed to file any evidence in the Opposition, and the CANADIANLINEN.CA Application was deemed abandoned by the Canadian Intellectual Property Office on January 16, 2025.

31. As of the date of this pleading, the Respondent's Website has since been made inoperable; however, the Respondent's unauthorized presence and use of CANADIAN LINEN on the Amazon Storefront (as described above) actively persists.

32. The Respondent's unauthorized use of the trademark CANADIAN LINEN in Canada, as described above, is likely to cause confusion with the Applicant's tradename and the CANADIAN LINEN Registered Marks within the meaning of section 6 of the *Trademarks Act* (i.e., the mistaken inference the same person is responsible for the goods, services, and businesses associated with the respective CANADIAN LINEN-formative trademarks employed by the two parties, as described above, or that the responsible entities are commercially related).

33. The Respondent's use of the trademark CANADIAN LINEN in Canada, as described above, is likely to cause consumers to make a mental connection or association between his trademark and the Applicant's CANADIAN LINEN Marks, and between the parties' respective goods, services, and businesses associated with such trademarks.

34. The Applicant does not, and cannot, control in any way the character or quality of the goods, services, and business of the Respondent, which the Respondent is associating with the tradename and trademark CANADIAN LINEN, as described above.

35. The value of the goodwill in Canada that is attached to the Applicant's CANADIAN LINEN Registered Marks depends in part upon the advantage the Applicant enjoys from the trademarks' distinctiveness (i.e., the unique association with the Applicant's CANADIAN LINEN Goods and Services and its business).

36. The Respondent's use of CANADIAN LINEN, as described above, threatens to undermine such distinctiveness of the Applicant's CANADIAN LINEN Registered Marks, and to reduce such value and advantage.

37. Furthermore, the Respondent's actions as described herein has or will give the false and misleading suggestion to consumers that the Respondent's goods, services,

and business are somehow related to or affiliated with the Applicant, the CANADIAN LINEN Marks, and the CANADIAN LINEN Goods and Services, when that is not the case. The value of the goodwill in Canada that is attached to the Applicant's CANADIAN LINEN Marks, depends in part upon the advantage the Applicant enjoys from the trademarks' distinctiveness.

***Harm and Damages***

38. It is inconceivable that the Respondent could have adopted the name and mark CANADIAN LINEN for a towel, linen, and textile business without having clear prior knowledge of the Applicant's CANADIAN LINEN Marks, famous in the Canadian and North American linen retail market.

39. Further, despite the Opposition, the Respondent continues to operate the Amazon Storefront with a blatant disregard for the Applicant's rights in and to the CANADIAN LINEN Marks and tradename.

40. The Respondent's actions as described herein have caused the Applicant potential or actual damage (including without limitation through the loss of the distinctiveness of the CANADIAN LINEN Marks) and have enabled the Respondent to enjoy unjust profits.

41. Before commencing enforcement proceedings against the Respondent, the Applicant demanded that the Respondent cease all use of any confusingly similar trademarks and tradenames (including through the Opposition and, more recently, a follow-up cease and desist letter). The Respondent has refused to comply.

42. Instead, the Respondent chose to launch his Amazon Storefront under the infringing CANADIAN LINEN brand, and continues to violate the Applicant's rights in the CANADIAN LINEN Marks and tradename in the manner described herein, thereby forcing the Applicant to bring these proceedings.

43. The full scope of the Respondent's operations, infringements, passing-off, and depreciation of goodwill is not known to the Applicant but is known to the Respondent and the Applicant pleads fully in respect of same.

44. By the acts described above, the Respondent has:

- (a) infringed the Applicant's exclusive rights under section 20 of the *Trademarks Act*;
- (b) directed public attention to his goods, services or business in such a way as to cause or be likely to cause confusion in Canada, at the time it commenced so to direct public attention to them, between his goods, services or business and the goods, services or business of the Applicant, contrary to section 7(b) of the *Trademarks Act*; and
- (c) used the Applicant's CANADIAN LINEN Registered Marks in a manner that is likely to have the effect of depreciating the value of the goodwill attaching thereto, contrary to section 22 of the *Trademarks Act*.

45. Unless restrained by an order of this Court, the Respondent will continue his activities complained of above.

46. The *Federal Courts Rules* (SOR /98-106), *Federal Courts Act*, and *Trademarks Act*.

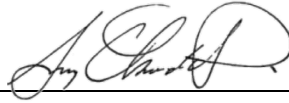
47. Such further grounds as counsel may advise and the Court may permit.

48. The Applicant proposes that this application be heard in Toronto, Canada.

**THIS APPLICATION WILL BE SUPPORTED BY THE FOLLOWING MATERIAL:**

49. The Applicant's supporting affidavits and accompanying exhibits, all to be provided in accordance with the *Federal Courts Rules*.

50. Such other material as counsel may advise and the Court may permit.



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September 22, 2025

**BORDEN LADNER GERVAIS LLP**

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22 Adelaide St W, Suite 3400  
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Tel: 416-350-2600

Solicitors for the Applicant,  
Canadian Linen and Uniform Service Corp.

## Schedule "A"

## CANADIAN LINEN AND UNIFORM SERVICE — 1137437

### Application number

1137437

### Registration number

TMA601487

### Type(s)

Word

### Category

Trademark

### CIPO Status

REGISTERED

### TM5 status

LIVE/REGISTRATION/Issued  
and Active



The trademark application has  
been registered with the Office.

### Filed

2002-04-15

### Registered

2004-02-05

### Registration Expiry Date

2034-02-05

### Current owner

CANADIAN LINEN AND  
UNIFORM SERVICE CORP.  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

### Agent

COZEN O'CONNOR LLP  
Bay Adelaide Centre - North  
Tower  
40 Temperance St.  
Suite #2700  
Toronto  
ONTARIO M5H0B4

### Registrant

### Disclaimer text

The right to the exclusive use of the words CANADIAN and SERVICE are disclaimed apart from the trade-mark. The right to the exclusive use of the word LINEN in respect of services described as "the operation of a business to sell, supply, rent and clean table linens is disclaimed apart from the trade-mark. The right to the exclusive use of the word UNIFORM in respect of services described as "the operation of a business to sell, supply, rent and clean uniforms" is disclaimed apart from the trade-mark.

### Index headings

CANADIAN LINEN AND UNIFORM SERVICE

### Services (Nice class & Statement)

(1) Operation of a business to sell, supply, rent, and clean textiles, uniforms, table linens, wiping towels.

### Classification data

#### Disclaimer

The classification data is provided for information and searching purposes only. CIPO does not warrant the accuracy of the classes assigned to the trademark. This data has no legal value of any kind.

35 - Advertising, marketing, promotional and business

36 - Insurance and financial

### Claims

Used in CANADA since at least as early as July 1996

### Recordals (known also as Footnotes)

#### CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name / Nom

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-09

COMMENTS / COMMENTAIRES: FROM: Canadian Linen And Uniform Service Co.

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

Voir Preuve au dossier/See evidence on File No. 776162

#### CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name and Address / Nom et adresse

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-21

COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

Voir Preuve au dossier/See evidence on File No. 776162

#### CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT: Amalgamation /

CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Applicant**

CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Documents**

[View documents](#)

Fusionnement

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14  
DATE OF CHANGE / DATE DE CHANGEMENT: 2021-10-02  
COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED  
TO: CANADIAN LINEN AND UNIFORM SERVICE CORP.  
Voir Preuve au dossier/See evidence on File No. 776162

**Action History**

Action	Action date	Due date	Comments
Filed	2002-04-15		
Created	2002-04-19		
Formalized	2002-05-21		
Search Recorded	2003-04-02		
Examiner's First Report	2003-04-02	2003-08-02	
Approved	2003-08-19		
Correspondence Created	2003-09-04		
Advertised	2003-10-01		Vol.50 Issue 2553
Agent Name Changed	2003-11-18		
Rep for Service Name Changed	2003-11-18		
Allowed	2003-12-19		
Allowance Notice Sent	2003-12-19	2004-06-19	
Registered	2004-02-05	2019-02-05	
Rep for Service Changed	2011-01-05		From: 9878 To: 14078
Nice Classification Courtesy Letter Sent	2018-07-10		
Renewed	2019-02-05	2034-02-05	DP:2018/07/24 RD:2018/07/23 RR:Camille Miller Cozen O'Connor One Queen Street East Suite 2000 Toronto, Ontario M5C2W5 Canada
Agent Changed	2020-05-27		From: 14078 To: 4 / Voir Preuve au dossier/See evidence on File No. 1137437 From: 4 To: 13604 / Voir

Agent Changed	2021-09-13		Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Name / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Name and Address / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Amalgamation / Voir Preuve au dossier/See evidence on File No. 776162
Agent Changed	2022-07-28		From: 13604 To: 23403 / Voir Preuve au dossier/See evidence on File No. 157632

**Application number**

0894441

**Registration number**

TMA571854

**Type(s)**

Word

**Category**

Trademark

**CIPO Status**

REGISTERED

**TM5 status**

LIVE/REGISTRATION/Issued  
and Active



The trademark application has  
been registered with the Office.

**Filed**

1998-10-27

**Registered**

2002-12-05

**Registration Expiry Date**

2032-12-05

**Current owner**

CANADIAN LINEN AND  
UNIFORM SERVICE CORP.  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Agent**

COZEN O'CONNOR LLP  
Bay Adelaide Centre - North  
Tower  
40 Temperance St.  
Suite #2700  
Toronto  
ONTARIO M5H0B4

**Registrant**

**Disclaimer text**

The right to the exclusive use of the words CANADIAN and SERVICE is  
disclaimed apart from the trademark.

**Index headings**

CANADIAN LINEN AND UNIFORM SERVICE

**Services (Nice class & Statement)**

(1) Operation of a business to sell, supply, rent, and clean dust control  
items, namely door mats and treated dust mops.

**Classification data**

**Disclaimer**

The classification data is provided for information and searching  
purposes only. CIPO does not warrant the accuracy of the classes  
assigned to the trademark. This data has no legal value of any kind.

35 - Advertising, marketing, promotional and business

**Claims**

Used in CANADA since at least as early as July 1996

**Recordals (known also as Footnotes)**

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name / Nom

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-09

COMMENTS / COMMENTAIRES: FROM: Canadian Linen and Uniform  
Service Co.

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

Voir Preuve au dossier/See evidence on File No. 776162

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name and Address /  
Nom et adresse

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-21

COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

Voir Preuve au dossier/See evidence on File No. 776162

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Amalgamation /  
Fusionnement

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-10-02

COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND

CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

UNIFORM SERVICE LIMITED  
TO: CANADIAN LINEN AND UNIFORM SERVICE CORP.  
Voir Preuve au dossier/See evidence on File No. 776162

#### Applicant

Canadian Linen and Uniform  
Service Incorporated  
891 PROGRESS COURT  
OAKVILLE  
ONTARIO L6L6K1

#### Old Owner

Canadian Linen and Uniform  
Service Incorporated  
891 PROGRESS COURT  
OAKVILLE  
ONTARIO L6L6K1

#### Documents

[View documents](#)

#### Action History

Action	Action date	Due date	Comments
Filed	1998-10-27		
Created	1998-10-30		
Formalized	1998-11-03		
Assignment Correspondence Created	1999-05-07	1999-11-07	
Search Recorded	1999-05-19		
Examiner's First Report	1999-08-19	1999-12-19	
Correspondence Created	2000-01-04		Doc.returned.
Assignment Correspondence Created	2000-02-04	2000-08-04	
Change of Title Registered	2000-02-21		Name
Change of Title Registered	2000-02-21		Amalgamation
Correspondence Created	2001-08-20	2001-12-20	
Correspondence Created	2001-12-21	2002-04-21	
Extension of Time	2002-04-22	2002-10-21	Request Letter Date: 2002 /04/02
Rep for Service Changed	2002-04-23		From: 8034 To: 9878
Agent Changed	2002-04-23		From: 8034 To: 9878
Correspondence Created	2002-04-23		
Approved	2002-07-15		
Advertised	2002-08-14		Vol.49 Issue 2494

Allowed	2002-11-01		
Allowance Notice Sent	2002-11-01	2003-05-01	
Registered	2002-12-05	2017-12-05	
Rep for Service Name Changed	2003-11-18		
Rep for Service Changed	2011-01-05		From: 9878 To: 14078
Renewed	2017-12-05	2032-12-05	DP:2018/02/23 RD:2018/02/22 RR:Camille Miller Cozen O'Connor One Queen Street East Suite 2000 Toronto, Ontario M5C2W5 Canada
Renewal Notice Sent	2017-12-27	2018-06-27	
Agent Changed	2020-05-27		From: 14078 To: 4 / Voir Preuve au dossier/See evidence on File No. 894441
Agent Changed	2021-09-13		From: 4 To: 13604 / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Name / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Name and Address / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Amalgamation / Voir Preuve au dossier/See evidence on File No. 776162
Agent Changed	2022-07-28		From: 13604 To: 23403 / Voir Preuve au dossier/See evidence on File No. 157632



**Application number**

2019146

**Registration number**

TMA1285364

**Type(s)**

Design

**Category**

Trademark

**CIPO Status**

REGISTERED

**TM5 status**

LIVE/REGISTRATION/Issued  
and Active



The trademark application has  
been registered with the Office.

**Filed**

2020-03-24

**Registered**

2025-01-24

**Registration Expiry Date**

2035-01-24

**Registrant**

CANADIAN LINEN AND  
UNIFORM SERVICE CORP.  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Agent**

**Disclaimer text**

The applicant disclaims the right to the exclusive use of the 11-point maple leaf.

**Index headings**

C CANADIAN LINEN & UNIFORM SERVICE

**Vienna information (Code & Description)**

- |          |   |
|----------|---|
| 5.3.4    | Vine leaves (except 5.3.19), plane leaves, maple leaves   |
| A 5.3.14 | One leaf  |
| A 5.3.50 | 11-pointed Canadian maple leaf (leaves)   |
| 27.5.1   | Letters presenting a special form of writing  |
| A 27.5.8 | Letters linked to or containing a figurative element --<br>Note: Letters representing a human being or a part of<br>the human body, an animal or a part of an animal's<br>body, a plant, a heavenly body, a natural phenomenon<br>or an object are classified in division 27.3. |
| 24.17.25 | Other signs, notations or symbols   |
| 29.1.3   | Green   |
| 29.1.2   | Yellow, gold  |
| 29.1.1   | Red, pink, orange   |

**Colour claim**

Colour is claimed as a feature of the trademark. A capital C outlined in green with yellow in the color with a red flag within the C. The words CANADIAN LINEN & UNIFORM SERVICE are below logo below in green.

**Goods (Nice class & Statement)**

- |    |  |
|----|--|
| 16 | (1) Paper products, namely, paper towels, paper aprons, paper sheets, paper pillow cases, paper tablecloths, paper napkins, commercial and industrial uniforms made of paper, paper wipes for cleaning, paper mats and paper dust mop, paper towels, paper wipers; paper fender covers |
| 25 | (2) Work related uniforms, namely uniforms used in the fields of restaurants and hospitality, food processing, healthcare, industrial, and automotive businesses   |

COZEN O'CONNOR LLP  
 Bay Adelaide Centre - North  
 Tower  
 40 Temperance St.  
 Suite #2700  
 Toronto  
 ONTARIO M5H0B4

**Old Owner**

CANADIAN LINEN AND  
 UNIFORM SERVICE LIMITED  
 5150 Spectrum Way  
 Suite 200  
 Mississauga,  
 ONTARIO L4W5G2

**Documents**

[View documents](#)

**Services (Nice class & Statement)**

- 35 (1) Operation of a business to sell dust control items, namely door mats and treated dust mops; operation of a business to sell uniforms, table linens and cleaning towels
- 37 (2) Laundry and dry cleaning services; Laundering of cloth, clothing, fabric, linen, and textile; cleaning of door mats and treated dust mops; cleaning of uniforms
- 39 (3) Laundry pick-up and delivery services
- 43 (4) Rental of bath, bed, and table linens
- 45 (5) Rental of work related uniforms

**Recordals (known also as Footnotes)**

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name / Nom  
 DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14  
 DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-09  
 COMMENTS / COMMENTAIRES: FROM: Canadian Linen and Uniform Service Co.  
 (a Nova Scotia Corporation)

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED  
 Voir Preuve au dossier/See evidence on File No. 776162

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name and Address / Nom et adresse  
 DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14  
 DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-21  
 COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED  
 Voir Preuve au dossier/See evidence on File No. 776162

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Amalgamation / Fusionnement  
 DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14  
 DATE OF CHANGE / DATE DE CHANGEMENT: 2021-10-02  
 COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

TO: CANADIAN LINEN AND UNIFORM SERVICE CORP.  
 Voir Preuve au dossier/See evidence on File No. 776162

**Action History**

Action	Action date	Due date	Comments
Filed	2020-03-24		
Created	2020-03-24		
Formalized	2020-03-24		
Agent Changed	2020-05-27		From: To: 4 / Voir Preuve au dossier/See evidence on File No. 2019146
Agent Changed	2021-09-13		From: 4 To: 13604 / Voir Preuve au dossier/See evidence on File No.

			776162
Amendment to Application	2021-12-14		Name / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Application	2021-12-14		Name and Address / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Application	2021-12-14		Amalgamation / Voir Preuve au dossier/See evidence on File No. 776162
Pre-Assessment Letter Sent	2022-06-16		Goods or Services Not Acceptable
Agent Changed	2022-07-28		From: 13604 To: 23403 / Voir Preuve au dossier/See evidence on File No. 1962842
Search Recorded	2024-06-19		
Examiner's First Report	2024-06-19	2024-12-19	
Correspondence Created	2024-07-16	2025-01-16	
Correspondence Created	2024-09-04	2025-03-04	
Approval Notice Sent	2024-10-10		APPROVED BY PROGRAM EX200M1
Approved	2024-10-10		APPROVED BY PROGRAM EX200M1
Advertised	2024-11-06		Vol.71 Issue 3654
Registration Pending	2025-01-24		
Registered	2025-01-24	2035-01-24	

**Application number**

1893907

**Registration number**

TMA1115516

**Type(s)**

Standard Characters

**Category**

Trademark

**CIPO Status**

REGISTERED

**TM5 status**

LIVE/REGISTRATION/Issued  
and Active



The trademark application has  
been registered with the Office.

**Filed**

2018-04-16

**Registered**

2021-12-08

**Registration Expiry Date**

2031-12-08

**Current owner**

CANADIAN LINEN AND  
UNIFORM SERVICE CORP.  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Agent**

COZEN O'CONNOR LLP  
Bay Adelaide Centre - North  
Tower  
40 Temperance St.  
Suite #2700  
Toronto  
ONTARIO M5H0B4

**Registrant**

**Disclaimer text**

The right to the exclusive use of the words The applicant disclaims the  
right to the exclusive use of the words 'CANADIAN' and 'LINEN' apart  
from the trademark. is disclaimed apart from the trademark.

**Index headings**

CANADIAN LINEN FLEXFIT  
FLEX FIT

**Goods (Nice class & Statement)**

- 25 (1) Uniforms for use in the food service industry, corporate  
services industry, hospitality industry, athletic uniforms,  
construction industry, emergency services industry, security  
industry, transportation industry, medical services industry,  
laboratory industry, cleanroom uniforms, environmental  
industry, waste disposal industry, retail services industry,  
sports and recreation industry, and entertainment industry;  
wearing apparel, namely, shirts, pants, shorts, jackets, coats,  
caps being headwear, hats, socks, panty hose, coveralls,  
overalls, rainwear, underwear, gloves, sweaters, laboratory  
coats, smocks, belts, suspenders, aprons, vests, sweatshirts,  
visors being headwear, t-shirts, face-warming masks, scarves,  
skirts, dresses, sports coats, ties, all used as uniforms;  
performance apparel, namely, shirts, pants, jackets, coats,  
caps being headwear, hats, socks, panty hose, coveralls,  
overalls, rainwear, underwear, gloves, sweaters, laboratory  
coats, smocks, belts, suspenders, aprons, vests, sweatshirts,  
visors being headwear, t-shirts, face-warming masks, scarves,  
skirts, dresses, sports coats, ties

**Claims**

Proposed Use in CANADA

**Recordals (known also as Footnotes)**

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name / Nom

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-09

COMMENTS / COMMENTAIRES: FROM: Canadian Linen And Uniform  
Service Co.

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

Voir Preuve au dossier/See evidence on File No. 776162

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Name and Address /  
Nom et adresse

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-09-21

COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED

TO: CANADIAN LINEN AND UNIFORM SERVICE LIMITED

CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Applicant**

CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED  
5150 Spectrum Way  
Suite 200  
Mississauga,  
ONTARIO L4W5G2

**Documents**

[View documents](#)

Voir Preuve au dossier/See evidence on File No. 776162

**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT: Amalgamation /  
Fusionnement

DATE REGISTERED / DATE DE L'ENREGISTREMENT: 2021-12-14

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-10-02

COMMENTS / COMMENTAIRES: FROM: CANADIAN LINEN AND  
UNIFORM SERVICE LIMITED

TO: CANADIAN LINEN AND UNIFORM SERVICE CORP.

Voir Preuve au dossier/See evidence on File No. 776162

**Action History**

Action	Action date	Due date	Comments
Filed	2018-04-16		
Created	2018-04-17		
Formalized	2018-04-19		
Agent Changed	2020-04-30		From: To: 14565
Agent Changed	2020-05-27		From: 14565 To: 4 / Voir Preuve au dossier/See evidence on File No. 1893907
Search Recorded	2020-11-02		
Examiner's First Report	2020-11-02	2021-05-02	
Agent Changed	2021-08-04		From: 4 To: 13604 / Voir Preuve au dossier/See evidence on File No. 1893907
Approval Notice Sent	2021-08-11		APPROVED BY PROGRAM EX200M1
Approved	2021-08-11		APPROVED BY PROGRAM EX200M1
Advertised	2021-09-08		Vol.68 Issue 3489
Registration Pending	2021-12-01		
Registration Fee Notice Sent	2021-12-01	2022-06-01	
Registered	2021-12-08	2031-12-08	
Amendment to Registration	2021-12-14		Name / Voir Preuve au dossier/See evidence on File No. 776162
Amendment to Registration	2021-12-14		Name and Address / Voir Preuve au dossier/See evidence on File No. 776162

Amendment to Registration	2021-12-14		Amalgamation / Voir Preuve au dossier/See evidence on File No. 776162
Agent Changed	2022-07-28		From: 13604 To: 23403 / Voir Preuve au dossier/See evidence on File No. 157632

## Schedule "B"

**Application number**

2003112

**Type(s)**

Design

**Category**

Trademark

**CIPO Status**

ABANDONED - SECTION 38  
(11)

**TM5 status**

**Filed**

2019-12-24

**Applicant**

KHWAJA AZEEM SHAH  
44 Greenhedges Crt  
Toronto  
ONTARIO M1B1T2

**Address for Service**

44 GREENHEDGES COURT  
TORONTO  
ONTARIO M1B1T2

**Documents**

[View documents](#)

**Disclaimer text**

The applicant disclaims the right to the exclusive use of the eleven-point maple leaf apart from the trademark.

**Index headings**

CANADIANLINEN.CA BED & BATH HOME STORE  
CANADIAN LINEN

**Vienna information (Code & Description)**

5.3.4	Vine leaves (except 5.3.19), plane leaves, maple leaves
A 5.3.14	One leaf
A 5.3.50	11-pointed Canadian maple leaf (leaves)
26.11.1	One line or one band
A 26.11.8	Horizontal lines or bands
A 26.11.10	Straight lines or bands
27.5.1	Letters presenting a special form of writing
A 27.5.11	Letters underlined, overlined, framed or barred by one or more strokes
29.1.3	Green
29.1.4	Blue
29.1.1	Red, pink, orange

**Colour claim**

Colour is claimed as a feature of the trademark. The word Canadian is in Green and Linen.ca is in blue. There is a red maple leaf in between Canadian and Linen.ca. The wording Bed & Bath Home Store is in Blue.

**Goods (Nice class & Statement)**

24	(1) Bath linen; bath mitts; bath sheets; bath towels; bed and table linen; bed blankets; bed blankets made of cotton; bed blankets made of man-made fibres; bed blankets made of wool; bed canopies; bed covers; bed covers of paper; bed linen; bed linen of paper; bed pads; bed quilts; bed sheet sets; bed sheets; bed sheets for children; bed sheets of paper; bed skirts; bed spreads; bed throws; bed valances; blankets; children's bed linen; children's bed sheets; cloth towels; dining linens of textile; disposable bedding of paper; disposable bedding of textile; fabric bed valances; fabric valances for beds; fitted bed sheets for pets; fitted sheets for pet beds; infants' bed linen; jersey fabrics for clothing; kitchen linen; large bath towels; linen cloth; linen fabric for embroidery; linen fabrics; linen for household purposes; linen lining fabric for shoes; paper bed covers; sheets; silk bed blankets; table and bed linen; table cloth of textile; table cloths of textile; table
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linen; table linen of textile; textile fabrics for the manufacture of clothing; textile fabrics for use in the manufacture of bedding; textile used as lining for clothing; textiles for clothes; valanced bed covers; valanced bed sheets; wash cloths

### Action History

Action	Action date	Due date	Comments
Filed	2019-12-24		
Created	2019-12-24		
Formalized	2020-01-21		
Note to file	2020-10-05		Notification of third-party rights received on September 30, 2020
Agent Changed	2021-09-10		From: To: 13604 / Voir Preuve au dossier/See evidence on File No. 2003112
Agent Changed	2021-11-23		From: 13604 To: / Voir Preuve au dossier/See evidence on File No. 2003112
Search Recorded	2022-01-24		
Examiner's First Report	2022-01-24	2022-07-24	
Approval Notice Sent	2023-03-22		APPROVED BY PROGRAM EX200M1
Approved	2023-03-22		APPROVED BY PROGRAM EX200M1
Advertised	2023-04-19		Vol.70 Issue 3573
Opposed	2023-06-16		S/O filed electronically
Abandoned - Section 38 (11) Opposition	2025-01-16		Deemed abandoned by Trademarks Opposition Board

### Opposition History

#### Case # 1 : Canadian Linen and Uniform Service Corp. - Deemed Abandoned

##### General Actions - Opposition

Action	Action date	Due date
Case Closed - Abandoned Section 38 (11)	2025-01-16	

##### Statement of Opposition

Action	Action date	Due date
S/O Filed	2023-06-16	
S/O Fee Received	2023-06-16	

S/O Sent to Applicant	2023-06-19	2024-03-08
S/O Forwarded for Review	2023-06-19	

### Counter Statement

Action	Action date	Due date
Correspondence Created	2023-10-05	2023-10-26
Correspondence Created	2024-01-09	2024-01-30
C/S Filed by Applicant	2024-02-05	
Correspondence Created	2024-02-08	
Extension of Time Granted to Applicant	2024-02-08	
C/S Served on Opponent	2024-03-06	2024-07-06

### Evidence - Opponent

Action	Action date	Due date
Evidence Filed by Opponent	2024-07-05	
Evidence Served on Applicant	2024-07-05	

### Evidence - Applicant

Action	Action date	Due date
Deadline Expired - Applicants Evidence	2024-12-05	2024-12-19