

Court File No. T-1160-24

FEDERAL COURT

B E T W E E N:

(Court Seal)

MARTINIZING INTERNATIONAL, LLC

Applicant

and

C&D MAKRIDIS HOLDINGS LTD.

Respondent

APPLICATION UNDER Rules 61 and 300 of the *Federal Courts Rules* and the *Trademarks Act*, R.S.C. 1985, c. T-13 as amended.

AMENDED 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: C&D Makridis Holdings Ltd.
214 Bedford Highway
Halifax, Nova Scotia
B3M 2K3

APPLICATION

The applicant, Martinizing International, LLC ("Martinizing International"), makes Application for:

1. A declaration that:
 - (i) the respondent, C&D Makridis Holdings Ltd. ("C&D Makridis"), infringed and is deemed to have infringed the rights of the applicant, in the trademarks defined below as the "MARTINIZING Trademarks", contrary to sections 19 and 20 of the *Trademarks Act*,
 - (ii) the respondent has directed public attention to its goods, services and/or business in such a way as to cause or be likely to cause confusion in Canada between its goods services and/or business and the goods, services and/or business of the applicant, contrary to section 7(b) of the *Trademarks Act*,
 - (iii) the respondent has depreciated the value of the goodwill attaching to the MARTINIZING Trademarks contrary to subsection 22(1) of the *Trademarks Act*,

including, without limitation, by adopting and using MARTINIZING as, or as part of, a trademark or trade name, and including any other trademarks, trade names, social media account names and domain names that use, or are confusing with or likely to be confused with, the MARTINIZING Trademarks (as defined below).

2. An interim, interlocutory and permanent injunction to restrain the respondent, its parent, subsidiary, affiliated and related corporations, and their respective

officers, directors, servants, agents, shareholders, employees, successors, heirs, assigns as well as other entity over whom any of the foregoing directly or indirectly exercise control from:

- (i) infringing the MARTINIZING Trademarks, or otherwise advertising, promoting, and/or offering goods and services in association with the MARTINIZING Trademarks or any other trademark confusing with the MARTINIZING Trademarks;
- (ii) directing public attention to their goods, services and/or business in such a way as to cause or be likely to cause confusion in Canada between their goods, services and/or business and the goods, services and/or business of the applicant;
- (iii) using the MARTINIZING trademark or any other corporate names, trademarks, trade names, or Internet domain names that are confusing with the MARTINIZING Trademarks;
- (iv) otherwise infringing the applicant's rights in the MARTINIZING Trademarks contrary to sections 19 and 20 of the *Trademarks Act*; and
- (v) depreciating the value of the goodwill in the MARTINIZING Trademarks.

3. An Order directing the respondent to deliver up to the applicant or destroy under oath, or under the supervision of the Court, all materials, including but not limited to signage, printed matter, advertising and sales materials, and any other matter or materials that offend in any way against any Order which may be made herein.

4. Damages in the amount of one million dollars (\$1,000,000.00) or, in the alternative, as the applicant may elect, an accounting of the profits made by the respondent as a result of its unlawful activities as aforesaid.
5. Punitive damages and exemplary damages.
6. Pre-judgment and post-judgment interest.
7. Costs of this Application on a solicitor and client basis.
8. All applicable taxes on the foregoing.
9. Such further and other relief as the applicant may request and this Honourable Court may deem just.

THE GROUNDS FOR THE APPLICATION ARE:

I. The Parties

1. The applicant, Martinizing International, is a limited liability corporation incorporated pursuant to the laws of the State of Delaware and having an address of 711 5th Avenue South, Suite 210, Naples, Florida 34102, United States of America.
2. Martinizing International is the owner of the international franchise system which offers licenses to franchisees to operate dry cleaning and laundry businesses under the Martinizing brand. The Martinizing brand was founded over 75 years ago and today encompasses over 350 franchises around the world, including four in Canada. Via its franchisees, the applicant offers a range of goods and services in the field of dry cleaning and laundry, as described in greater detail below.

3. The respondent, C&D Makridis Holdings Ltd., is a company incorporated and existing under the laws of the Province of Nova Scotia and has a registered address at 214 Bedford Highway, Bedford, Nova Scotia, B3M 2K3. Its directors are Aristidis D. Makridis and Aristidis C. Makridis.

4. C&D Makridis operates and has operated a dry cleaning business at 214 Bedford Highway, Bedford, Nova Scotia, B3M 2K3 and at 6954 Mumford Rd, Nova Scotia, B3L 4V9.

II. Martinizing International's Trademarks

5. Martinizing International owns 11 registered trademarks that comprise or include the trademark "MARTINIZING", including two registrations for MARTINIZING (registrations numbers TMA343,040 and TMA1035,361), which are registered for use in association with dry cleaning and laundry services, fabric cleaning and processing services, and operation of stores providing fabric cleaning and processing services, among other goods and services (the "MARTINIZING Goods and Services"). The MARTINIZING trademark and trade name have been in use in Canada by Martinizing International and its predecessors-in-title for over 35 years. Particulars of the MARTINIZING trademark registrations TMA343,040 and TMA1,035,361 are attached as Schedule "A" and particulars of the MARTINIZING Trademarks are attached as Schedule "B" (collectively, the "MARTINIZING Trademarks").

6. Martinizing International and its predecessors-in-title have extensively and continuously used, advertised and promoted, in their own right or through their licencees, the MARTINIZING Trademarks in Canada. The MARTINIZING Trademarks are well-known to the Canadian public as identifying the MARTINIZING

Goods and Services and business of Martinizing International. Martinizing International has thereby developed valuable and substantial goodwill in association with each of the MARTINIZING Trademarks individually and with the MARTINIZING Trademarks collectively.

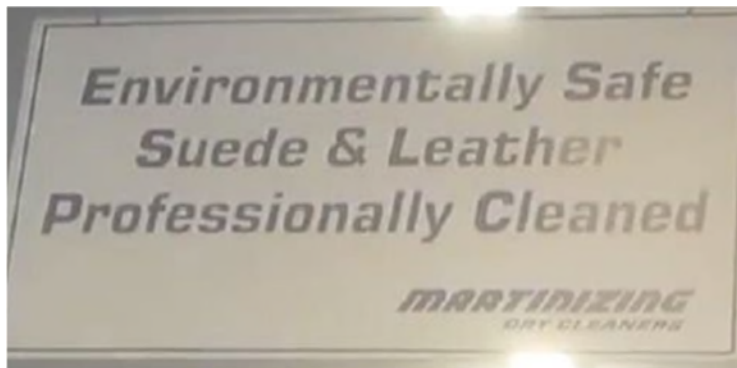
7. C&D Makridis knows and at all relevant times has known of Martinizing International's rights in and to the MARTINIZING Trademarks and the significant reputation and goodwill Martinizing International has in the MARTINIZING Trademarks.

III. C&D Makridis' Infringing Activities

8. C&D Makridis commenced, at a time unknown to Martinizing International but known to the respondent, and continues to advertise, promote, offer, sell, and perform dry cleaning and laundry services and related goods and services without licence, authority, or consent of Martinizing International and with prior knowledge of Martinizing International and its rights, in association with trademarks or trade names that consist of or include "MARTINIZING".

9. For example, C&D Makridis' locations display and have displayed "MARTINIZING" on both indoor and outdoor signage, as shown in the examples below:





10. C&D Makridis uses and has used the trademarks on its website and Facebook social media profile, respectively, at maritimedrycleaners.ca and www.facebook.com/MartinizingDC.

11. C&D Makridis' use of the MARTINIZING Trademarks or any trademark or trade name confusingly similar therewith is not authorized by Martinizing International. The continued use by C&D Makridis of the MARTINIZING Trademarks

is likely to lead members of the public to the inference that the goods, services and/or business of C&D Makridis are associated with Martinizing International, or that Martinizing International authorizes, endorses or otherwise approves of the goods, services and/or business of C&D Makridis.

12. C&D Makridis has infringed and is deemed to have infringed the exclusive rights of Martinizing International in the MARTINIZING Trademarks, contrary to sections 19 and 20 of the *Trademarks Act*.

13. C&D Makridis has used the MARTINIZING Trademarks in a manner likely to have the effect of depreciating the goodwill attaching thereto, contrary to section 22 of the *Trademarks Act*.

14. C&D Makridis has directed public attention to its goods, services and/or business in such a way as to cause, or to be likely to cause confusion in Canada between its goods, services and/or business and the services and/or business of Martinizing International, contrary to section 7(b) of the *Trademarks Act*.

15. Since at least as early as September 29, 2023, when Martinizing International learned of C&D Makridis' activities complained of herein, Martinizing International has repeatedly requested that it stop its infringing activities and cease use of the MARTINIZING Trademarks. Nevertheless, C&D Makridis has refused to stop its infringing activities. C&D Makridis will continue the activities complained of unless restrained by this Honourable Court.

THIS APPLICATION WILL BE SUPPORTED BY:

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

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



May 10, 2024
June 3, 2024

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40 Temperance Street
Toronto ON M5H 0B4

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Lawyers for the applicant

Schedule A



MARTINIZING – 0560664

Application number

0560664

Registration number

TMA343040

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

1986-04-11

Registered

1988-07-22

Registration Expiry Date

2033-07-22

Current owner

Index headings

MARTINIZING

Services (Nice class & Statement)

(1) Dry cleaning and laundry services; fabric cleaning and processing services; operation of stores providing fabric cleaning and processing services.

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

37 - Building construction and repair

Claims

Declaration of Use filed April 26, 1988

Recordals (known also as Footnotes)

Owner Address Change / Changement d'adresse du propriétaire

DATE REGISTERED / DATE DE L'ENREGISTREMENT:
2003-11-06

COMMENTS / COMMENTAIRES: Voir Preuve au dossier/See evidence on File No. 255090

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Martinizing
International, LLC, a
Delaware limited
liability company
1228 E. 7th Avenue
Tampa, FL 33605
UNITED STATES OF
AMERICA

Agent

SMART & BIGGAR LP
2300 - 1055 West
Georgia Street
P.O. Box 11115
Vancouver
BRITISH COLUMBIA
V6E3P3

Registrant

MARTIN FRANCHISES
INC.,
442 Wards Corner Road
Loveland, Ohio 45140
UNITED STATES OF
AMERICA

Old Owner

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, MI 48072
UNITED STATES OF
AMERICA

Documents

[View documents](#)

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:
2016-01-19

DATE OF CHANGE / DATE DE CHANGEMENT: 2014-
11-07

COMMENTS / COMMENTAIRES: FROM: MARTIN
FRANCHISES INC.,

TO: Martinizing International, LLC

Voir Preuve au dossier/See evidence on File No.
560664

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:
2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

Action	Action date	Due date	Comments
Filed	1986-04-11		
Advertised	1987-05-06		Vol.34 Issue 1697
Allowed	1987-07-10		
Allowance Notice Sent	1987-07-14	1988-05-04	
Registered	1988-07-22	2003-07-22	
Agent Name Changed	1999-11-25		
Rep For Service Name Changed	1999-11-25		
Renewed	2003-07-22	2018-07-22	DP:2003/09/11 RD:2003/08/28 RR:(92) OSLER, HOSKIN & HARCOURT LLP
Renewal Notice Sent	2003-08-13	2004-02-13	
Amendment To Registration	2003-11-06		Owner Address Change / Voir Preuve au dossier/See evidence on File No. 255090
Rep For Service Changed	2016-01-19		From: 92 To: 20644 / Voir Preuve au dossier/See evidence on File No. 560664
Change Of Title Registered	2016-01-19		Assignment / Voir Preuve au dossier/See evidence on File No. 560664
Nice Classification Courtesy Letter Sent	2017-08-02		
Renewed	2018-07-22	2033-07-22	DP:2019/02/06 RD:2019/02/05 RR:(7637) CASSELS BROCK & BLACKWELL LLP

Action	Action date	Due date	Comments
Renewal Notice Sent	2018-08-08	2019-02-08	
Rep For Service Changed	2019-03-12		From: 20644 To: 7637 / Voir Preuve au dossier/See evidence on File No. 560664
Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING – 1771424

Application number

1771424

Registration number

TMA1035361

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

2016-03-09

Registered

2019-07-03

Registration Expiry Date

2029-07-03

Current owner

Index headings

MARTINIZING

MARTINI ZING

Goods (Nice class & Statement)

20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

35 (1) Franchising, namely, offering business management assistance in the establishment and operation of stores and businesses providing dry cleaning and laundry services.

39 (2) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, namely, on-demand pick-up and delivery, and pick-up and delivery to and from a locker compartment system.

42 (3) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services.

Claims

Martinizing
International, LLC, a
Delaware limited
liability company
1228 E. 7th Avenue
Tampa, FL 33605
UNITED STATES OF
AMERICA

Agent

SMART & BIGGAR LP
2300 - 1055 West
Georgia Street
P.O. Box 11115
Vancouver
BRITISH COLUMBIA
V6E3P3

Registrant

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, MI 48072
UNITED STATES OF
AMERICA

Applicant

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, MI 48072
UNITED STATES OF
AMERICA

Documents

[View documents](#)

Used in CANADA since at least as early as August 01,
1989 on services (1)

Used in UNITED STATES OF AMERICA on services (1)

Registered in or for UNITED STATES OF AMERICA on
July 27, 1982, under No. 1,202,954 on services (1)

Proposed Use in CANADA on goods and on services
(2),(3)

Recordals (known also as Footnotes)

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

Action	Action date	Due date	Comments
Filed	2016-03-09		
Created	2016-03-09		
Formalized	2016-03-14		
Search Recorded	2016-08-09		
Examiner's First Report	2016-08-09	2017-02-09	
Extension Of Time	2017-03-08	2017-08-09	Request Letter Date: 2017/02/09
Correspondence Created	2018-01-24	2018-07-24	
Approval Notice Sent	2018-07-20	2018-08-17	
Approved	2018-09-06		APPROVED BY PROGRAM EX200M1
Advertised	2018-09-26		Vol.65 Issue 3335
Allowance Notice Sent	2019-01-11	2019-07-11	
Allowed	2019-01-11		
Registered	2019-07-03	2029-07-03	
Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665

Schedule B



ONE HOUR MARTINIZING DRY CLEANING DESIGN – 0560665



Application number

0560665

Registration number

TMA342944

Type(s)

Design

Category

Trademark

CIPO Status

REGISTERED

TM5 status

LIVE/REGISTRATION/Iss

ued and Active



The trademark application has been registered with the Office.

Filed

1986-04-11

Registered

1988-07-22

Disclaimer text

The right to the exclusive use of the words DRY CLEANING and ONE HOUR is disclaimed apart from the trademark.

Index headings

ONE HOUR MARTINIZING DRY CLEANING

1

Services (Nice class & Statement)

(1) Dry cleaning and laundry services; fabric cleaning and processing services; operation of stores providing dry cleaning; operation of stores providing fabric cleaning and processing services.

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

37 - Building construction and repair

Claims

Declaration of Use filed May 06, 1988

Registration Expiry Date

2033-07-22

Current owner

Martinizing
International, LLC, a
Delaware limited
liability company
1228 E. 7th Avenue
Tampa, FL 33605
UNITED STATES OF
AMERICA

Agent

SMART & BIGGAR LP
2300 - 1055 West
Georgia Street
P.O. Box 11115
Vancouver
BRITISH COLUMBIA
V6E3P3

Registrant

MARTIN FRANCHISES
INC.,
442 Wards Corner Road
Loveland, Ohio 45140
UNITED STATES OF
AMERICA

Old Owner

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, MI 48072
UNITED STATES OF
AMERICA

Recordals (known also as Footnotes)**Owner Address Change / Changement d'adresse
du propriétaire**

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2003-11-06

COMMENTS / COMMENTAIRES: Voir Preuve au
dossier/See evidence on File No. 255090

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2016-01-19

DATE OF CHANGE / DATE DE CHANGEMENT: 2014-
11-07

COMMENTS / COMMENTAIRES: FROM: MARTIN
FRANCHISES INC.,

TO: Martinizing International, LLC

Voir Preuve au dossier/See evidence on File No.
560664

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Documents

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Action History

Action	Action date	Due date	Comments
Filed	1986-04-11		
Advertised	1987-10-07		Vol.34 Issue 1719
Allowed	1987-11-12		
Registered	1988-07-22	2003-07-22	
Agent Name Changed	1999-11-25		
Rep For Service Name Changed	1999-11-25		
Renewed	2003-07-22	2018-07-22	DP:2003/09/11 RD:2003/08/28 RR:(92) OSLER, HOSKIN & HARCOURT LLP
Renewal Notice Sent	2003-08-13	2004-02-13	
Amendment To Registration	2003-11-06		Owner Address Change / Voir Preuve au dossier/See evidence on File No. 255090
Rep For Service Changed	2016-01-19		From: 92 To: 20644 / Voir Preuve au dossier/See evidence on File No. 560664
Change Of Title Registered	2016-01-19		Assignment / Voir Preuve au dossier/See evidence on File No. 560664
Nice Classification Courtesy Letter Sent	2017-08-02		
Renewed	2018-07-22	2033-07-22	DP:2019/02/06 RD:2019/02/05 RR:(7637) CASSELS BROCK & BLACKWELL LLP

Action	Action date	Due date	Comments
Renewal Notice Sent	2018-08-08	2019-02-08	
Rep For Service Changed	2019-03-12		From: 20644 To: 7637 / Voir Preuve au dossier/See evidence on File No. 560664
Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING DELIVERS – 1771433

Application number

1771433

Registration number

TMA1016927

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

2016-03-09

Registered

2019-03-11

Registration Expiry Date

2034-03-11

Current owner

Index headings

MARTINIZING DELIVERS

MARTINI ZING

Goods (Nice class & Statement)

20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.

37 (2) Laundry services, dry cleaning.

39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to and/or from a locker compartment system.

42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services

Claims

Martinizing
International, LLC, a
Delaware limited
liability company
1228 E. 7th Avenue
Tampa, FL 33605
UNITED STATES OF
AMERICA

Agent

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P.O. Box 11115
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V6E3P3

Registrant

Martinizing
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2060 Coolidge Highway
Berkley, CA 48072
UNITED STATES OF
AMERICA

Applicant

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, CA 48072
UNITED STATES OF
AMERICA

Documents

[View documents](#)

Used in CANADA since at least as early as January
2009 on services (1),(2),(3)

Declaration of Use filed March 11, 2019 on goods
and on services (4)

Recordals (known also as Footnotes)

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

Action	Action date	Due date	Comments
Filed	2016-03-09		
Created	2016-03-09		
Formalized	2016-03-14		
Search Recorded	2016-08-09		
Examiner's First Report	2016-08-09	2017-02-09	
Extension Of Time	2017-03-08	2017-08-09	Request Letter Date: 2017/02/09
Approval Notice Sent	2017-12-29	2018-01-26	
Approved	2018-02-15		APPROVED BY PROGRAM EX200M1
Advertised	2018-03-07		Vol.65 Issue 3306
Allowed	2018-06-22		
Allowance Notice Sent	2018-06-22	2019-03-09	
Registered	2019-03-11	2034-03-11	
Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING GREEN CLEANING Design — 1771432



Application number

1771432

Registration number

TMA1016929

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

2016-03-09

Registered

2019-03-11

Registration Expiry Date

Index headings

MARTINIZING GREEN CLEANING

Vienna information (Code & Description)

- 25.3.1 Horizontally elongated surfaces
 - A Elongated surfaces with two short sides
- 25.3.3 convex or concave
 - 5.3.11 Other leaves
 - A Stylized leaves
 - 5.3.13
 - A One leaf
 - 5.3.14
- 27.5.1 Letters presenting a special form of writing
 - A Letters written in double outline
- 27.5.2
- 27.1.1 Letters or numerals forming geometrical figures, written or typographical matter in perspective
 - A Letters or numerals forming a plano-concave figure
- 27.1.9

Goods (Nice class & Statement)

- 20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

- 35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.

2034-03-11

Current owner

Martinizing
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Delaware limited
liability company
1228 E. 7th Avenue
Tampa, FL 33605
UNITED STATES OF
AMERICA

Agent

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2300 - 1055 West
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Vancouver
BRITISH COLUMBIA
V6E3P3

Registrant

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, MA 48072
UNITED STATES OF
AMERICA

Applicant

Martinizing
International, LLC
2060 Coolidge Highway
Berkley, MA 48072
UNITED STATES OF
AMERICA

Documents

- 37 (2) Dry cleaning and washing of clothing, draperies, textiles, and articles of cloth using environmentally-friendly methods, and pressing and repairing of clothing, draperies, textiles and articles of cloth.
- 39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to and/or from a locker compartment system.
- 42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services

Claims

Declaration of Use filed March 11, 2019

Recordals (known also as Footnotes)

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing International, LLC

TO: Martinizing International, LLC, a Delaware limited liability company

Voir Preuve au dossier/See evidence on File No. 560665

Action History

Action	Action date	Due date	Comments
Filed	2016-03-09		
Created	2016-03-09		
Formalized	2016-03-14		
Search Recorded	2016-08-23		
Examiner's First Report	2016-08-23	2017-02-23	
Extension Of Time	2017-03-15	2017-08-23	Request Letter Date: 2017/02/23
Approval Notice Sent	2017-12-29	2018-01-26	
Approved	2018-02-15		APPROVED BY PROGRAM EX200M1
Advertised	2018-03-07		Vol.65 Issue 3306
Allowed	2018-06-22		
Allowance Notice Sent	2018-06-22	2019-03-09	
Registered	2019-03-11	2034-03-11	
Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



ONE HOUR MARTINIZING – 1771434

Application number

1771434

Registration number

TMA1016930

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

2016-03-09

Registered

2019-03-11

Registration Expiry Date

2034-03-11

Current owner

Index headings

ONE HOUR MARTINIZING

1

MARTINI ZING

Goods (Nice class & Statement)

20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.

37 (2) Laundry services, dry cleaning.

39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to and/or from a locker compartment system.

42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services

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Applicant

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Documents

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Claims

Used in CANADA since at least as early as May 06,
1988 on services (1),(2)

Used in CANADA since at least as early as January
2009 on services (3)

Used in UNITED STATES OF AMERICA on services (1)

Registered in or for UNITED STATES OF AMERICA on
July 27, 1982, under No. 1202943 on services (1)

Declaration of Use filed March 11, 2019 on goods
and on services (4)

Records (known also as Footnotes)

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-

04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

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Filed	2016-03-09		
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Search Recorded	2016-08-09		
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Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING LOCKERS – 1771420

Application number

1771420

Registration number

TMA1016931

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

2016-03-09

Registered

2019-03-11

Registration Expiry Date

2034-03-11

Current owner

Index headings

MARTINIZING LOCKERS

MARTINI ZING

Goods (Nice class & Statement)

20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.

37 (2) Laundry services, dry cleaning.

39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to and/or from a locker compartment system.

42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services

Claims

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Assignment / Cession

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2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

Action	Action date	Due date	Comments
Filed	2016-03-09		
Created	2016-03-09		
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Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING DRY CLEANING – 1771761

Application number

1771761

Registration number

TMA1016932

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

2016-03-10

Registered

2019-03-11

Registration Expiry Date

2034-03-11

Current owner

Index headings

MARTINIZING DRY CLEANING

MARTINI ZING

Goods (Nice class & Statement)

20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.

37 (2) Laundry services, dry cleaning.

39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to and/or from a locker compartment system.

42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services

Claims

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Documents

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Used in CANADA since at least as early as August 01,
1989 on services (1),(2)

Used in CANADA since at least as early as January
2009 on services (3)

Declaration of Use filed March 11, 2019 on goods
and on services (4)

Recordals (known also as Footnotes)

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

Action	Action date	Due date	Comments
Filed	2016-03-10		
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Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING ON-DEMAND – 1771422

Application number

1771422

Registration number

TMA1016964

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

2016-03-09

Registered

2019-03-11

Registration Expiry Date

2034-03-11

Current owner

Index headings

MARTINIZING ON-DEMAND

MARTINI ZING

Services (Nice class & Statement)

- 35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.
- 37 (2) Laundry services, dry cleaning.
- 39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to and/or from a locker compartment system.
- 42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services

Claims

Declaration of Use filed March 11, 2019

Recordals (known also as Footnotes)

CHANGE IN TITLE / CHANGEMENT EN TITRE:

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Martinizing
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Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:
2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-
04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
International, LLC

TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

Action History

Action	Action date	Due date	Comments
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Approval Notice Sent	2017-12-29	2018-01-26	
Approved	2018-02-15		APPROVED BY PROGRAM EX200M1
Advertised	2018-03-07		Vol.65 Issue 3306
Allowed	2018-06-22		
Allowance Notice Sent	2018-06-22	2019-03-09	
Registered	2019-03-11	2034-03-11	
Agent Changed	2021-08-19		From: 7637 To: 5679 / Voir Preuve au dossier/See evidence on File No. 1771757
Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING DRY CLEANING Design – 1771759



Application number

1771759

Registration number

TMA1016970

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

2016-03-10

Registered

2019-03-11

Registration Expiry Date

2034-03-11

Index headings

MARTINIZING DRY CLEANING

MARTINI ZING

Vienna information (Code & Description)

- 25.3.1 Horizontally elongated surfaces
- A Elongated surfaces with two short sides
- 25.3.3 convex or concave
- 29.1.4 Blue
- 29.1.6 White, grey, silver

Colour claim

Colour is claimed as a feature of the trade-mark. The words 'MARTINIZING' and 'DRY CLEANING' are blue. The words 'DRY CLEANING' are located in a white oval that is outlined in blue.

Goods (Nice class & Statement)

- 20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

- 35 (1) Franchising, namely, offering business management assistance in the establishment and/or operation of stores and businesses providing dry cleaning and laundry services.
- 37 (2) Laundry services, dry cleaning.
- 39 (3) Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, including on-demand pick-up and delivery, and pick-up and delivery to

Current owner

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Applicant

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AMERICA

Documents

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and/or from a locker compartment
system.
42 (4) Providing on-line non-downloadable
software for customer and driver location,
transaction order pick-up, transaction
order entry, order routing, confirmation
and delivery data, and providing access to
driver, customer and pricing information,
customer identification and customer
order history information, and royalty
calculation, all in the field of dry cleaning
and soft content laundry services

Claims

Used in UNITED STATES OF AMERICA
Registered in or for UNITED STATES OF AMERICA on
May 03, 2016, under No. 4,950,016
Declaration of Use filed March 11, 2019

Recordals (known also as Footnotes)**CHANGE IN TITLE / CHANGEMENT EN TITRE:**

TYPE OF CHANGE / GENRE DE CHANGEMENT:

Assignment / Cession

DATE REGISTERED / DATE DE L'ENREGISTREMENT:

2021-10-29

DATE OF CHANGE / DATE DE CHANGEMENT: 2021-

04-05

COMMENTS / COMMENTAIRES: FROM: Martinizing
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TO: Martinizing International, LLC, a Delaware
limited liability company

Voir Preuve au dossier/See evidence on File No.
560665

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Change Of Title Registered	2021-10-29		Assignment / Voir Preuve au dossier/See evidence on File No. 560665



MARTINIZING DELIVERS Design – 1771428



Application number

1771428

Registration number

TMA1035389

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

2016-03-09

Registered

2019-07-03

Registration Expiry Date

2029-07-03

Index headings

MARTINIZING DELIVERS

Vienna information (Code & Description)

- 25.5.2 Backgrounds divided into two, horizontally
- 26.4.4 Other irregular parallelograms, trapezia and quadrilaterals, quadrilaterals containing one or more rounded corners
- A One quadrilateral
- 26.4.5
- A Quadrilaterals containing one or more
- 26.4.18 letters
- A Quadrilaterals with dark surfaces or parts
- 26.4.24 of surfaces

Goods (Nice class & Statement)

- 20 (1) Lockers for depositing, organizing, hanging and receiving laundry and dry cleaned goods and soft contents.

Services (Nice class & Statement)

- 35 (1) Franchising, namely, offering business management assistance in the establishment and operation of stores and businesses providing dry cleaning and laundry services.
- 37 (2) Laundry services, dry cleaning.
- 39 (3) Laundry and dry cleaning pick-up and delivery services. Residential and commercial pick-up and delivery of laundry and dry cleaned goods and soft contents by means of truck or automobile, namely, on-demand pick-up and delivery, and pick-up and delivery to and from a locker compartment system.

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42 (4) Providing on-line non-downloadable software for customer and driver location, transaction order pick-up, transaction order entry, order routing, confirmation and delivery data, and providing access to driver, customer and pricing information, customer identification and customer order history information, and royalty calculation, all in the field of dry cleaning and soft content laundry services.

Claims

Proposed Use in CANADA

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Correspondence Created	2018-01-24	2018-07-24	
Approval Notice Sent	2018-07-20	2018-08-17	
Approved	2018-09-06		APPROVED BY PROGRAM EX200M1
Advertised	2018-09-26		Vol.65 Issue 3335
Allowance Notice Sent	2019-01-11	2019-07-11	
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Registered	2019-07-03	2029-07-03	
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