



May 7, 2021

Nathan Steele
16 S. Holman Way #2C
Golden, CO 80401

Re: Cease and Desist

Dear Mr. Steele,

This letter is in reference to your registration of Shooters Grill Logo. Your registration of this logo is fraudulent.

Colorado law requires that upon registration you affirm you are currently using the trademark in commerce in this state and that you believe, in good faith, that you have the right to use the trademark in connection with goods or services and that your use of the trademark does not infringe the rights of any other person in that trademark. C.R.S. § 7-70-102. In the registration you stated the “use in commerce of the trademark in this state by such individual or such individual’s predecessor in interest is 2/4/2021”. You knew this to be false. When filing this document, you affirmed this to be true under the penalty of perjury.

All rights and remedies created by the laws of Colorado with respect to trademarks are created exclusively by common law. Filing of a statement of trademark registration does not affect rights with respect to the trademark that are created by the common law of Colorado. The lack of filing of a statement of trademark registration likewise does not impair or otherwise affect these rights. C.R.S. § 7-70-103.

Since opening in May of 2013, Shooters Grill has used the logo you registered. The exclusive right to use a logo belongs to the first who appropriates it and uses it in connection with a business. This trademark is a common law property right that exists independently of any registration provision.

Your business is not using the trademark in commerce in the state and you had no good faith belief that you have the right to use the trademark without infringing the rights of another person in that trademark. To the contrary, it appears you acquired the trademark with the express purpose of intentionally infringing on the ownership rights of Shooters Grill.

Like many small businesses, Shooters Grill has spent considerable resources building the reputation of its logo. Shooters Grill continuous use of the logo demonstrates its intent to maintain ownership.

We demand that you immediately cease and desist in any use of the Shooters Grill logo and dissolve any purported interest. Failure to do so will result in further legal action.

Sincerely,

A handwritten signature in black ink, appearing to read 'Suzanne Taheri', written in a cursive style.

Suzanne Taheri, Reg. No. 23411
Maven Law Group