

THE UNITED STATES PATENT AND TRADEMARK ORGANIZATION  
BEFORE THE OFFICE OF CONGRESSIONAL RELATIONS

JASON GAMBERT,  
PLAINTIFF,

v.

USPTO TTAB  
United States Patent and Trademark Office  
P.O. Box 1450 Alexandria, VA 22313-1450  
Defendant

**THE CITIZENS NOTICE OF JUDICIAL AND SOVEREIGN IMMUNITY PIERCING  
FEDERAL TORT CLAIMS ACT CLAIM & PLAINT FOR INJUNCTIVE RELIEF §4**

1. This is an action under the § 13 (15 U.S.C. § 1063), 37 CFR § 2.101, 37 CFR § 2.102, U.S.C. § 1063(a), to order the reproduction of trademark SEO, concerning case application 77171330, in which defendant continues improperly withholding this property from plaintiff.
2. This department has the authority and is required to issue the trademark over the TTAB's abuse of process, gross negligence, and malicious conduct and rulings pursuant to 15 U.S.C. 1063 (B)(1).
3. Plaintiff, Jason Gambert, is the original Applicant and is the legal owner of the SEO trademark in application 77171330. Furthermore plaintiff is the lawful requester of the trademark to be reprinted and sent to plaintiff in which defendant is currently withholding his property illegally pursuant to U.S. Const. amend. V & U.S. Const. amend. XIX, 15 U.S.C. 1063 (B)(1), and the agencies 300 pleadings.  
  
**Plaintiff demands his property to be released and continues the pressing of the publication and the required records to be fixed by the TTAB & Director according to 15 USC 1063 §1119.**
4. Defendant (USPTO) is an agency of the United States and has possession of the document and the property that plaintiff currently owns and seeks.

5. By letter dated 04/18/2013, plaintiff requested his property to be issued from the issuing department in regards to the SEO trademark in application 77171330, in which the USPTO director shall have a copy of this demand letter and furthermore shall be issued to the Department of Justice in Washington, Arizona, and to Congress making sure this department with all its agents are held accountable to the required actions of what is clearly written without any ambiguity in the law.

6. The required trademark issuance has not been provided, plaintiff was denied access to the requested property by the TTAB's deliberate abuse of process, although the Applicant who is now Plaintiff has always been timely according to the law in all his proceedings, in all motions, and all filings, this case has been maliciously ignored by the Trademark Trial & Appeal board who has from the evidenced past has and continues to attempt to cover up its gross negligence's and malicious conducts. The applicant who is now Plaintiff has suffered great damages accordingly and does hereby seek this further required relief which includes the resignations of:

- I.) Resignation of Chief Administrative Judge Gerald Rogers.
- II.) Resignation of Administrative Judge Mark Bergsman.
- III.) Resignation of Administrative Judge David Bucher.
- IV.) Resignation of Administrative Judge Lorei Ritchie.
- V.) Resignation of Administrative Judge Ellen Seeherman.
- VI.) Resignation of Administrative Judge Karen Kuhlke.
- VII.) Resignation of Interlocutory Anne Linnehan.
- VIII.) The resignation of David Kappos has been satisfied 01/2013.

*The above required resignations must be turned in for the deliberate participation of unlawful attempts at cover-ups, gross negligence, abuse of process, malicious conduct, the obstruction of justice in the required issuance of trademark 77171330 to plaintiff in accordance to 15 USC 1063 (B) while deliberately failing the citizens who are the tax payers of the United States, and other things.*

7. Although Plaintiff has notified (1.) Rebecca Blank in the U.S. Department of Commerce and who is currently acting as Secretary, (2.) Bernard Knight in the office of the general counsel, (3.) William R. Covey director for discipline in the office of enrollment and Discipline, (4.) Former Director David Kappos, (5.) Current Director Teresa Stanek Rea, and since there has been no correspondence or required justice performed to this date from any of these agents or any attempts at fixing this deliberate diminution from Defendant, it is now required that 2, 3, and 4, provide an official statement to Plaintiff.

*Furthermore it is also required I, II, III, IV, V, VI, VII, to provide an official statement to satisfy Plaintiffs legal deliberations.*

8. Although every attempt from Applicant 77171330, and now who is Plaintiff, did attempt in a good faith effort to correct the findings of the extraordinary circumstances whereby filing the appropriate petitions timely, although they were erroneously denied as untimely, even though the truth is they were certainly not untimely, and by the provided evidence in the filings it clearly shows the actions by the defendant are no longer merited as a matter of timeliness, but merited to the plaintiff as a matter of justice. This case is resolved totally and absolutely by Federal Statute, Internal Agency Law, The 5<sup>th</sup> and 14<sup>th</sup> Amendments of the United States, The Lanham Act, and The Rule of Law already.

*There is no legal standing for any Agent inside this or any other Agency to consider any late filings, or any other nullity issues acting outside of any accordance to the highest laws that govern any Agency, it's Agents, and or its employees. The illegal actions against Applicant 77171330 must be defended against, and the unlawful "Would Be" opposition 911837140 shall be considered a nullity and the error is to be fixed in accordance to 15 USC 1063 (B) of the Lanham Act and the United States Chapter 300 pleadings 306.04 late opposition.*

9. Plaintiff has a right to access the requested property under 15 USC 1063 (B)(1) and there is no such legal basis for defendant to deny plaintiff such access or provisions required.

WHEREFORE, plaintiff requests this Agency or its responsible and accountable Agents to:

- (1) Order the issuing department to provide the requested SEO trademark document to Plaintiff.
- (2) Expedite this proceeding providing no more delay or further evidence of deliberate diminution.
- (3) Hold the accountable; accountable and further investigate providing the findings to Plaintiff.
- (4) Provide an Official United States Patent and Trademark Organization apology to Plaintiff justly.
- (5) Fix the record correctly, truthfully, and honestly as required by what is written in the law.
- (6) Provide Plaintiff the required official statements and resignations from the named above.
- (7) Grant such other and further relief as may be deemed just and proper.

With clear notice provided through first class mail,



---

Jason Gambert

April 18<sup>th</sup> 2013

Post Office Box 1343

Sun City, Arizona

85372

United States

Phone |: (480) 374-3150

Email |: [engage@jasongambert.com](mailto:engage@jasongambert.com)