

With You Designs LLC, and With You Locketts

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WITH YOU LOCKETS works to ensure that all unauthorized uses of its intellectual property are removed from eBay. When an auction listing that is improperly using WITH YOU LOCKETS trademarks, patents and/or copyrights comes to its attention, WITH YOU LOCKETS reviews the matter and takes appropriate action. However, because of the high volume of merchandise for sale on eBay, it is difficult to identify and remove every unauthorized item. The fact that others are selling products that infringe WITH YOU LOCKETS’s intellectual property rights does not give you the right to do so. Similarly, the fact that a product is being sold on eBay is in no way a guarantee that it is a genuine, authorized WITH YOU LOCKETS product.

Frequently Asked Questions (FAQ)

Q: Why was my auction suspended?

A: Your auction was suspended because WITH YOU LOCKETS believes that the merchandise that you were offering for sale infringes on its trademarks.

Q: Why did eBay allow me to post my auction?

A: The fact that eBay permitted your item(s) to be listed for sale does not mean that their sale is legal or that they do not infringe WITH YOU LOCKETS’s trademarks.

Q: Why does WITH YOU LOCKETS care if I sell a single piece of unauthorized WITH YOU LOCKETS merchandise?

A: Sellers of counterfeit merchandise attempt to trade off of WITH YOU LOCKETS’s well-earned reputation. Sales of counterfeit or infringing goods damage WITH YOU LOCKETS’s reputation, as many of the purchasers of inferior counterfeit products or products with our word marks or images on this will attribute the poor quality merchandise to WITH YOU LOCKETS.

Q: I think that the item I offered is genuine. How can I tell if it is real?

A: We cannot provide the public with detailed information on how to identify genuine WITH YOU LOCKETS items. The only way you can be certain that you are purchasing a genuine WITH YOU LOCKETS product is to purchase from a WITH YOU LOCKETS licensee or via our website.

Q: Why can't I use the word "WITH YOU LOCKETS" in my auction heading even though I am not selling a WITH YOU LOCKETS item?

A: Many sellers use the trademarked terms "WITH YOU LOCKETS" in their auction title or description simply to get attention from consumers looking for authentic WITH YOU LOCKETS goods. This is a form of trademark infringement recognized by the courts as "initial interest confusion." Even though consumers may ultimately realize that an auction or website has no connection to WITH YOU LOCKETS, such conduct is illegal trademark infringement, and is an attempt to take a free ride off WITH YOU LOCKETS's name and reputation.

Q: Why can't I describe my item as "WITH YOU LOCKETS -STYLE", or a similar phrase?

A: Due to WITH YOU LOCKETS's reputation, a person who sees the phrase WITH YOU LOCKETS, eBay Vero Program is likely to believe that the goods are in some manner connected with or endorsed by WITH YOU LOCKETS. Such confusion as to association or sponsorship is a form of trademark infringement and violates federal and state laws.

Q: Why didn't WITH YOU LOCKETS contact me directly before reporting my auction to eBay?

A: For reasons of speed and efficiency, it is impractical to contact each seller individually. In order to maintain its reputation and name, WITH YOU LOCKETS must work diligently and speedily to protect its reputation for providing the highest quality products, and to stop the sale of inferior products under its name and trademarks.