

**RESOLUTION No. 37008**

Support the efforts of the Timbers Army and supporter groups to retain trademark rights to the Cascadia Cup (Resolution)

WHEREAS, the Cascadia Cup was created by the supporters groups of the Portland Timbers, Seattle Sounders, and Vancouver Whitecaps in 2004 to celebrate the spirited rivalry between the teams of the great Pacific Northwest; and

WHEREAS, the Cup is awarded each season, with the previous year's winner handing the cup in person to the supporter group of the team with the best head to head record of the teams; and

WHEREAS, the 2-foot tall silver Cascadia Cup trophy was purchased by representatives of all three supporters groups and has remained in the hands of the winner of the Cascadia Cup each year; and

WHEREAS, the Cup is currently under the control of the Timbers Army (and will hopefully remain in their hands for the foreseeable future); and

WHEREAS, MLS applied for Canadian trademark rights to "Cascadia Cup" in December 2012, and has stated its intent to apply for a trademark patent in the United States as well; and

WHEREAS, the supporter groups, as the creators and rightful owners of the Cup, are the appropriate entities to protect the Cascadia Cup's name and spirit; and

WHEREAS, the supporters groups of the three rival teams have joined together to form the Cascadia Cup Council to ensure that the trademark remains in the hands of the fans who created it; and

WHEREAS, the Cascadia Cup Council submitted an application to trademark "Cascadia Cup" with the U.S. Patent and Trademark Office on January 8, 2013; and

WHEREAS, fans in other cities have also created fan-based competitions/Cups, including the Rocky Mountain Cup, the Brimstone Cup, and the Heritage Cup and are facing the same issue with MLS; and

NOW THEREFORE BE IT RESOLVED, that the Portland City Council supports the efforts of the Cascadia Cup Council; and

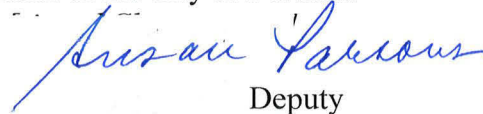
BE IT FURTHER RESOLVED, that Portland City Council requests that Major League Soccer respect the trademark rights of the groups represented by the Cascadia Cup Council; withdraw its application for Canadian trademark rights; and abstain from applying for a trademark with the U.S. Patent and Trademark Office.

Adopted by the Council: **MAR 27 2013**

Commissioner Fritz and Commissioner Fish  
Prepared by: Milena Malone  
Date Prepared: March 21, 2013

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By

  
Deputy

Agenda No.  
**RESOLUTION NO. 37008**  
 Title

Support the efforts of the Timbers Army and supporter groups to retain trademark rights to the Cascadia Cup (Resolution)

<p><b>INTRODUCED BY</b>          Commissioner/Auditor:  <b>Fritz and Fish</b></p>	<p>CLERK USE: DATE FILED <u>MAR 22 2013</u></p>
<p><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz <i>Trinail</i></p> <p>Position 2/Works - Fish <i>MILF</i></p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p>	<p style="text-align: right;">LaVonne Griffin-Valade          Auditor of the City of Portland</p> <p style="text-align: center;">By: <i>[Signature]</i>          Deputy</p>
<p><b>BUREAU APPROVAL</b></p> <p>Bureau: Fritz and Fish          Bureau Head:</p>	<p><b>ACTION TAKEN:</b></p>
<p>Prepared by: Milena Malone          Date Prepared: 3/20/13</p>	
<p>Financial Impact &amp; Public Involvement Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document          If "Yes" requires City Policy paragraph stated in document.          Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>Council Meeting Date  <b>3/27/13</b></p>	
<p><b>City Attorney Approval:</b>          required for contract, code, easement, franchise, charter, Comp Plan</p>	

<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p><b>Start time:</b> _____</p> <p><b>Total amount of time needed:</b> _____          (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input type="checkbox"/></p>
<p><b>REGULAR</b> <input checked="" type="checkbox"/></p> <p><b>Total amount of time needed: 10 min.</b>          (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	