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UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

(DB)

**MAILED**  
JAN 30 2002  
**PAT. & T.M. OFFICE**

Cancellation No. 31,896  
Kidlslink Research Limited  
v.  
William Scott Jamison

The Board inadvertently forwarded the notice instituting this proceeding and a copy of the notice of opposition that was intended for applicant to an incorrect address. The error is regretted.

Accordingly, the above notice, with enclosure, is remailed to applicant at the correct address: William Scott Jamieson, 5843 Brookstone Walk, Acworth, GA 30101.

In view of the circumstances herein, the time for filing an answer to the notice of opposition is extended to forty days from the mailing date of this order. Any discovery requests or notices served that remain unanswered as of the mailing date of this order must be reserved in accordance with the rules, unless otherwise agreed to by the parties.

In accordance with the Trademark Rules of Practice, discovery is open, and the close of discovery and testimony

**Cancellation No.** Error! Reference source not found.

dates are set as indicated below. In each instance, a copy of the transcript of testimony, together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Discovery period to close: August 18, 2002

Testimony period for party in  
Position of plaintiff to close  
(opening thirty days prior thereto): November 16, 2002

Testimony period for party in  
Position of defendant to close  
(opening thirty days prior thereto): January 15, 2003

Rebuttal testimony period to close  
(opening fifteen days prior thereto): March 1, 2003

Briefs shall be filed in accordance with Trademark Rule 1.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.



Dwayne Bowling  
Lead Legal Assistant,  
Trademark Trial and  
Appeal Board  
(703) 308-9330, ext. 171



07-30-2001

U.S. Patent & TMOfo/TM Mail RoptDt. #57

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

IN THE MATTER OF TRADEMARK  
REGISTRATION NO.: 2,000,559  
Registered: September 17, 1996  
For: KID'S LINK

KIDSLINK RESEARCH LIMITED	)	
	)	
Petitioner	)	
	)	
v.	)	Cancellation No.
	)	
WILLIAM SCOTT JAMIESON	)	
	)	
Respondent	)	

**PETITION FOR CANCELLATION**

To the Assistant Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

SIR:

KIDSLINK RESEARCH LIMITED, a British company, with a principal address at 8 Garratt Road, Edgware, Middlesex HA8 9AW ENGLAND (hereinafter "Petitioner"), believes that it would be damaged by the continued registration of the mark "KID'S LINK", which is shown in U.S. Registration No. 2,000,559 and of which the owner of record is William Scott Jamieson, a U.S. citizen, with an address at 5843 Brookstone Walk, Acworth, Georgia (hereinafter "Respondent"). Petitioner, by its undersigned attorneys, hereby requests that the registration of the mark "KID'S LINK" be cancelled on the following grounds:

1. Respondent is the owner of U.S. Registration No. 2,000,559, which issued on September 17, 1996, for "KID'S LINK" for the following classes and services: "marketing and promotional services, namely promotional and marketing research for the sale of children's goods; maintaining databases for marketing and promoting the sale of children's goods; and promoting the goods and services of others by arranging for sponsors to affiliate their goods and services with school-based educational programs and through the distribution of educational materials for schools" in class 35 and "development and dissemination of educational materials and programs for schools and school children" in class 41.

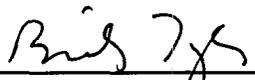
2. On December 22, 1999, Petitioner filed an application for registration of "KIDSLINK" for "printed publications, advertising and promotional materials" in class 16, "advertising, market and business research and analysis; marketing studies; preparation of business reports; advisory and consultancy services relating to all the aforesaid services" in class 35, "education and training services" in class 41 and "scientific research; psychological testing; research services relating to new products and product development; design services; design of packaging; advisory and consultancy services relating to all the aforesaid services" in class 42. On June 9, 2000, the Trademark Office issued an Office Action refusing registration on the grounds of likelihood of confusion with, *inter alia*, the mark in U.S. Registration No. 2,000,559. On consideration of Petitioner's Response, in an Office Action dated January 29, 2001, the Trademark Office continued and made final the refusal to register on the grounds of likelihood of confusion with, *inter alia*, the mark in U.S. Registration No. 2,000,559.

3. On information and belief, Respondent has abandoned the registered "KID'S LINK" mark within the meaning of Section 45 of the Trademark Act, 15 U.S.C. § 1127 at least in that the mark has been discontinued with intent not to resume such use. On information and belief, the mark has not been used by Respondent for at least three consecutive years. The mark should therefore be cancelled in accordance with Section 14 of the Trademark Act, 15 U.S.C. § 1064.

4. The continued registration to Respondent of the mark "KID'S LINK" would be in derogation of Petitioner's rights in its "KIDSLINK" mark and registration and thereby cause damage and injury to Petitioner.

5. WHEREFORE, Petitioner believes that it would be damaged by the continued registration of "KID'S LINK" and therefore requests that Respondent's Registration No. 2,000,559 be cancelled from the Register. Enclosed herewith are a duplicate copy of the Petition for Cancellation and a check in the amount of \$ 600.00 to cover the filing fees for the Petition for Cancellation in two classes. If no check is enclosed the Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555.

Respectfully submitted,  
LARSON & TAYLOR PLC

  
Brewster Taylor

1199 North Fairfax Street, Suite 900  
Alexandria, Virginia, 22314  
(703) 739-4900  
**July 30, 2001**