

Identity of Registrant

1. To the best of petitioner's knowledge and belief, the name and address of the current owner of the '787 registration are:

Tru-Lie, Ltd.
c/o Lewis Scott International
1655 Elmwood Avenue
Cranston, RI 02910

Description of the '787 registration

1. The '787 registration was granted on an application (SN 74/383,744) filed April 28, 1993, for the mark TRU-LIE & design.

2. Respondent's mark was registered July 23, 1996, on the Principal Register in class 28 for a golf-swing practice mat.

Grounds for the present petition

3. On April 27, 2001, Zelda Sport filed an intent-to-use application under section 1(b) of the Trademark Act, to register the mark "TRUE LIES" on the Principal Register in class 28 for golf practice mats and platforms, and replacement parts therefor. Petitioner's application received Serial Number

76/246,870.

4. On August 22, 2001, a first Office action on petitioner's '870 application was mailed from Law Office 107 of the Patent and Trademark Office, wherein registration of petitioner's mark was refused under section 2(d) of the Trademark Act in view of the '787 registration.

5. On information and belief, respondent abandoned the mark of the '787 registration by discontinuing use of the mark for a period of at least three (3) years with no intent to resume said use.

6. Petitioner's '870 application, and petitioner's legal use of the mark "TRUE LIES", will therefore be impaired by the continued registration of respondent's abandoned mark.

WHEREFORE, petitioner Zelda Sport prays that Registration No. 1,988,787 be canceled and that this Petition for Cancellation be sustained in favor of petitioner. Per Trademark Rule § 2.112, a duplicate copy of this petition is attached with a check for the required fee of \$300.00.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Leo Zucker', written over a horizontal line.

Leo Zucker,
Attorney for Petitioner
Zelda Sport, Inc.

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Date: January 18, 2002

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January 18, 2002

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Box TTAB - FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513



01-18-2002

U.S. Patent & TMOs/TM Mail Rcpt Dt. #01

Re: New Cancellation Petition
Registration 1,988,787 for TRU-LIE & design
Petitioner: Zelda Sport, Inc. (NY Corp.)

S I R :

Enclosed, in duplicate, is a petition to cancel the
above registration.

Also enclosed is a check for \$300 to cover the petition
fee for one class.

Kindly acknowledge receipt by date-stamping and
returning the attached postcard in due course.

Respectfully submitted,

Leo Zucker,
Attorney for Petitioner
Zelda Sport, Inc.

LZ/

encs.