

4200, Seattle, Washington 98121. This information was obtained from the records of the U.S. Patent and Trademark Office (the "PTO"), and Petitioner has no other information concerning the Registrant's name and address beyond that reflected in the PTO's records.

3. On or about June 12, 2002, Petitioner filed with the PTO an application to register the mark SMART WALLS for "design and manufacture of modular wall and signage systems," which has been assigned Serial No. 78/135,151. The '151 Application is sometimes referred to herein as "Petitioner's Application," and the SMART WALLS mark as set forth in Petitioner's Application is sometimes referred to herein as "Petitioner's Mark." The Application for the mark SMART WALLS is currently pending before the PTO. A true copy of the prosecution history to date of Petitioner's Mark is attached hereto.

4. In the course of the prosecution of Petitioner's Application, the Trademark Examining Attorney cited the Subject Registration as one which would preclude registration of Petitioner's Mark under Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d), on the ground that Petitioner's Mark so resembles the Registered Mark as to be likely, when used on or in connection with Petitioner's services, to cause confusion, or to cause mistake, or to deceive. The Examining Attorney tentatively refused registration of Petitioner's Mark on that basis.

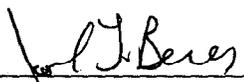
5. Based on Petitioner's investigation, Petitioner is informed and believes, and on that basis alleges, that Registrant has discontinued use of the Registered Mark, with intent not to resume such use. Petitioner has attempted to locate any indication of current use by Registrant, and has been unable to do so.

6. Petitioner requests that the Subject Registration be cancelled under Section 14(3) of the Lanham Act, 15 U.S.C. §1064(3), on the ground that the Registered Mark has been abandoned.

7. Petitioner will be damaged by continued registration of the Registered Mark for use in association with the services listed in the Subject Registration in that, should the Subject Registration be maintained, Petitioner will or may be unable to obtain registration of Petitioner's Mark SMART WALLS as set forth in Petitioner's Application.

WHEREFORE, Petitioner prays that Registration No. 2,152,368 be cancelled.

Dated: March 31, 2003



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April 15, 2003

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04-17-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #66

RE: Petition to Cancel
Trademark Registration No. 2,152,368
For the mark: SMARTWALL
Date Registered: April 21, 1998
Registrant: Smartwall Group, LLC

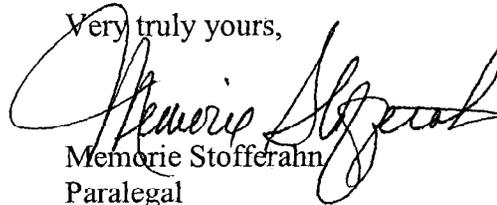
Dear Commissioner:

Enclosed for filing are the following documents in connection with The Artglo Company's Petition to Cancel relating to the above-referenced trademark registration:

1. Original and one copy of the Petition to Cancel;
2. Check in the amount of \$300, payable to your order, for the filing fee; and
3. Postcard acknowledging receipt.

Please contact me at the above address and telephone number if you need anything further concerning this petition.

Very truly yours,


Memorie Stofferahn
Paralegal

Enclosures
cc: Grant Beavers

JA