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

NIENKÄMPER FURNITURE & ACCESSORIES INC.,)
)
Petitioner,)
)
v.)
)
FIXTURES MANUFACTURING CORPORATION,)
)
Registrant.)

Cancellation No. _____
Registration No. 1,314,677
Mark: FORUM



05-10-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #78

PETITION FOR CANCELLATION

In the matter of Registration No. 1,314,677 issued to Fixtures Manufacturing Corporation ("Registrant"), a Missouri corporation, having an address at 1642 Crystal, Kansas City, Missouri 64126, on January 15, 1985 for the alleged trademark FORUM for "commercial furniture - namely, tables", Nienkämper Furniture & Accessories Inc. ("Petitioner"), a Canadian corporation, having a business address at 257 Finchdene Square, Scarborough, Ontario, Canada M1X 1B9, believes that it is and will be damaged by the registration and petitions to cancel it.

The grounds for cancellation are as follows:

1. Petitioner is the owner of trademark application no. 76/515,475 for the mark VOX FORUM for furniture, namely, pre-wired tables and cabinets for communications and connectivity which has been refused allowance based on Registration No. 1,314,677. Therefore, Petitioner is damaged by this registration.
2. Registrant has abandoned the mark for the products described in the registration without an intent to resume use.

WHEREFORE, Petitioner respectfully requests that this petition be granted and that Registration No. 1,314,677 be canceled in its entirety.

This Petition for cancellation is filed in duplicate, together with the required government fee of three hundred (\$300.00) dollars.

NIENKÄMPER FURNITURE &
ACCESSORIES INC.

Date: May 10, 2004

By: 

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