

ESTTA Tracking number: **ESTTA60959**

Filing date: **01/09/2006**

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

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	Caseiko Trading, Inc.		
Entity	Corporation	Citizenship	California
Address	Suite 608 629 Hill Street Los Angeles, CA 90014 UNITED STATES		

Attorney information	Jeffrey R. Cohen Millen, White, Zelano & Branigan, P.C. 2200 Clarendon Boulevard Suite 1400 Atlington, VA 22201 UNITED STATES docketing@mwzb.com, cohen@mwzb.com, mandell@mwzb.com Phone:(703) 243-6333
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Registration Subject to Cancellation

Registration No	2389268	Registration date	09/26/2000
International Registration No.	NONE	International Registration Date	NONE
Registrant	Gunzinger Bros. Ltd. Technos Watch Co. Welschenrohr Nordringstrasse 9 4702 Oensingen, SWITZERLAND		
Goods/Services Subject to Cancellation	Class 014 Goods/Services: watches, movements of watches, and their parts		
Grounds for Cancellation	The registered mark has been abandoned.		

Attachments	Cancellation Petition.pdf (3 pages)
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Signature	/JRC/
Name	Jeffrey R. Cohen
Date	01/09/2006

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

In re Registration No. 2,389,268, Serial No. 75/610297
Filed: December 22, 1998
Registered: September 26, 2000
For Mark: SKYMASTER

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CASEIKO TRADING, INC. :
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 Petitioner, :
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 v. : PETITION FOR CANCELLATION
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 GUNZINGER BROS. LTD. : Cancellation No. _____
 TECHNOS WATCH CO. :
 WELSCHENROHR :
 :
 Registrant. :
 :
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Commissioner of Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

In the matter of a registration of an alleged trademark SKYMASTER in International Class 14, Registration No. 2,389,268, filed on December 22, 1998, registered on the Principal Register on September 26, 2000, for use in connection with “watches, movements of watches, and their parts,” believed owned by Gunzinger Bros. Ltd. Technos Watch Co. Welschendorf, a corporation organized under the laws of Switzerland, with an alleged business address of Nordingstrasse 9, 4702 Oensingen, Switzerland.

Petitioner, Caseiko Trading, Inc. (“Petitioner”), a California corporation located at Suite 608, 629 South Hill Street, Los Angeles, California 90014, believes it is or will be

damaged by Registration No. 2,389,268 and hereby petitions to cancel same on the following grounds:

1. That, upon information and belief, the mark has been abandoned due to nonuse.
2. On information and belief, Registrant's mark is not used in connection with "watches, movements of watches, and their parts," in the United States.
3. Petitioner is the owner of a pending application filed on November 8, 2005, to register the mark SKYMASTER for "watches and watch straps," in International Class 14 (App. No. 78/749663), referred to hereinafter as the "Application."
4. Petitioner believes that registration of the Application might be refused in view of the Registration, purportedly for watches, movements of watches, and their parts.
5. If Registrant is permitted to maintain Registration No. 2,389,268 that registration might prevent Petitioner from being able to register and protect Petitioner's mark, and may cast a cloud upon Petitioner's right to use, develop and expand the use of the mark SKYMASTER.
6. On information and belief, Registrant does not use the mark as shown in the registration and has abandoned it.
7. In view of Petitioner's foregoing application and Registrant's abandonment of its mark, Registrant's mark SKYMASTER should be cancelled.

WHEREFORE, the Petitioner prays that Registration No. 2,389,268 be cancelled and that this Petition for Cancellation be granted.

Please transact all business in the Patent and Trademark Office in connection herewith and arising herefrom, and direct all communications in said cancellation, with and/or to the undersigned attorneys.

Respectfully submitted:

Date:

By: 
Jeffrey R. Cohen
Millen, White, Zelano & Branigan, P.C.
2200 Clarendon Blvd., Ste. 1400
Arlington, Virginia 22201

Attorneys for Caseiko Trading, Inc.