

In 1930, Petitioner's predecessor, Mr. Stephen Slesinger, secured rights in the Winnie-the-Pooh characters directly from A.A. Milne in order that Petitioner could develop and popularize the characters outside of the books. Those secured rights included trademark rights in the United States which Petitioner exercised for 30 years prior to licensing certain of those rights to Respondent in the 1960s and later, in a new 1983 agreement. Through the acquisition of those rights, Petitioner initiated and has been responsible for the development and popularization of the Winnie-the Pooh characters in the United States for over the past 75 years. For all relevant periods, Petitioner has owned the rights in and to the Registered Marks. Respondent, since 1961, has been and is Petitioner's licensee with respect to the Registered Marks.

3. Petitioner has never consented to Respondent applying for or securing registration of the Registered Marks in Respondent's name.

COUNT I: FRAUD IN THE APPLICATIONS

4. In the applications that resulted in each of the Registered Marks, Respondent made filings that contained statements that Respondent "believes [Respondent] to be the owner of the mark sought to be registered" or equivalent allegations by Respondent as to ownership.

5. Respondent was not the owner of the Registered Marks at the time that these filings were made. At those times, Respondent was, at most, only a licensee. As such, Respondent did not have any ownership rights in the Registered Marks.

6. Upon information and belief, Respondent knew or should have known that it made false statements to the U.S. Patent and Trademark Office when Respondent alleged that it is the owner of the Registered Marks.

7. Upon information and belief, Respondent made the false statements regarding ownership of the Registered Marks with the intent to procure registrations to which Respondent was not entitled, and Respondent was successful in procuring said registrations.

COUNT II: LACK OF OWNERSHIP

8. As a licensee of the Registered Marks, Respondent was not at any relevant time the owner of the Registered Marks.

9. The registrations for the Registered Marks are therefore void pursuant to Section 1 of the Trademark Act as the applications were filed and prosecuted by an entity other than the owner of the subject trademarks.

COUNT III: PRIOR RIGHTS

10. Petitioner is the owner of the trademarks that are covered by the Registered Marks. As owner of the trademarks that are covered by the Registered Marks, all use of said marks, including uses thereof by licensee Respondent, has inured to the benefit of Petitioner.

11. Petitioner has prior rights in the trademarks covered by the Registered Marks. Respondent's continued registration and use of the Registered Marks on or in connection with the goods and services recited in said registrations is likely to cause confusion, or to cause mistake, or to deceive.

DAMAGE AND RELIEF

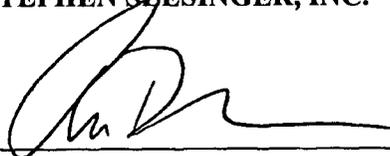
12. Petitioner is and will continue to be damaged by the existence of the Registered Marks because the continued registration of these marks, to which Respondent is not entitled, impairs Petitioner's ability to freely use and register Petitioner's mark pursuant to Petitioner's ownership rights. In addition, upon any termination of Respondent's rights under license, Petitioner's rights in and to the Registered Marks could be impaired by Respondent's continued registration of these marks.

WHEREFORE, Petitioner prays that this Petition for Cancellation be granted, that Respondent's U.S. registrations in Schedule A be canceled, and for any and all other relief the Trademark Trial and Appeal Board may deem just and proper.

The required fee is submitted herewith; please charge any additional fees that may be due in connection with the cancellation of the registrations identified in the attached Schedule A to our Deposit Account No. 02-4800.

Respectfully submitted,

STEPHEN SLESINGER, INC.



Date: November 30, 2006

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SCHEDULE A

Petition for Cancellation - Registered Marks
Stephen Slesinger, Inc. v. Disney Enterprises, Inc.

REGISTRATION NUMBER	REGISTRATION DATE	TRADEMARK
1,982,916	06-25-96	POOH and Design
2,257,705	06-29-99	POOH & FRIENDS
2,415,566	12-26-00	CLASSIC POOH and Design
2,415,567	12-26-00	CLASSIC POOH and Design
2,421,062	01-16-01	CLASSIC POOH and Design
2,421,063	01-16-01	CLASSIC POOH and Design
2,421,064	01-16-01	CLASSIC POOH and Design
2,421,065	01-16-01	CLASSIC POOH and Design
2,421,066	01-16-01	CLASSIC POOH and Design
2,623,099	09-24-02	CLASSIC POOH and Design
2,700,618	03-25-03	Design - PIGLET
2,702,775	04-01-03	Design - CHRISTOPHER ROBIN
2,704,886	04-08-03	Design - EYYORE
2,704,888	04-08-03	Design - POOH
2,803,118	01-06-04	HUNNY B'S
2,832,514	04-13-04	DISNEY HUNDRED ACRE WOOD
2,978,291	07-26-05	EYYORE
3,021,643	11-29-05	EYYORE
3,021,644	11-29-05	POOH
3,024,286	12-06-05	WINNIE THE POOH
3,024,287	12-06-05	WINNIE THE POOH
3,038,490	01-03-06	WINNIE THE POOH
3,101,432	06-06-06	DAYS OF HUNNY
3,122,189	07-25-06	POOH
3,175,607	11-21-06	POOH