

May 14, 2007

File No: 28687-030-3

Commissioner for Trademarks
Attn: TTAB
P.O. Box 1451
Alexandria, VA 22313-1451

**Re: Petition for Cancellation
Registration No. 3,053,508
Petitioner: HLC Properties, Ltd.
Registrant: Bing Crosby Production, LLC
Mark: BING CROSBY PRODUCTIONS
International Class: 9**

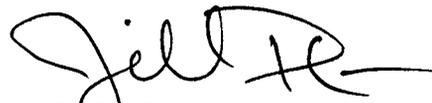
78/451,501

Dear Sir or Madam:

Enclosed herein is a Petition for Cancellation of the mark BING CROSBY PRODUCTIONS in Class 9. Please charge the filing fee to our Deposit Account No. 131 241. A duplicate copy of this letter is enclosed for this purpose.

Please direct all communications regarding this matter to the undersigned.

Very truly yours,



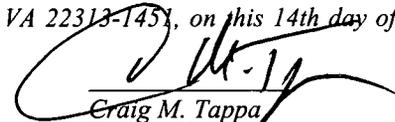
Jill M. Pietrini
MANATT, PHELPS & PHILLIPS, LLP

Enclosures:

- (1) Petition for Cancellation (orig. + copy)
- (2) Transmittal letter (orig. + copy)
- (3) Postcard

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service, postage prepaid, in an envelope addressed to: Commissioner for Trademarks, Attn: TTAB, P.O. Box 1451, Alexandria, VA 22313-1451, on this 14th day of May, 2007.



Craig M. Tappa

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05-16-2007

U.S. Patent & TMO/TM Mail Rcpt Dt #30

11355 West Olympic Boulevard, Los Angeles, California 90064-1614 Telephone: 310.312.4000 Fax: 310.312.4224

Albany | Los Angeles | New York | Orange County | Palo Alto | Sacramento | Washington, D.C.

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

<p><i>In re Registration No. 3,053,508 of Bing Crosby Productions, LLC</i></p> <p>HLC PROPERTIES, LTD.,</p> <p>Petitioner,</p> <p>Vs.</p> <p>BING CROSBY PRODUCTIONS, LLC,</p> <p>Registrant.</p>	<p>Cancellation No. _____</p> <p>PETITION FOR CANCELLATION</p>
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TO: Commissioner for Trademarks
ATTN: Trademark Trial and Appeal Board
P.O. BOX 1451
Alexandria, VA 22313-1451

Petitioner, HLC Properties, Ltd., a Nevada limited partnership, ("Petitioner"), having a place of business of 777 East William Street, Suite 200, Carson City, NV 89701, believes that it will be damaged by U.S. Reg. No. 3,053,508, and hereby petitions to cancel such registration on the following grounds:

1. Registrant Bing Crosby Productions, LLC ("Registrant") obtained a registration for BING CROSBY PRODUCTIONS for motion picture and television films featuring musicals, comedy, drama, variety, action, thrillers, adventure, romance and/or animation; prerecorded CDs, DVDs, video cassette tapes and laser discs featuring movies and television programs in Class 9. The registration was issued on January 31, 2006, and bears U.S. Registration No. 3,053,508.

2. In its application which issued U.S. Reg. No. 3,053,508, Registrant claimed a date of first use of October 2, 1961, for the mark BING CROSBY PRODUCTIONS for motion picture and television films featuring musicals, comedy, drama, variety, action, thrillers, adventure, romance and/or animation; prerecorded CDs, DVDs, video cassette tapes and laser discs featuring movies and television programs in Class 9.

3. Petitioner is the management company associated with the world-renowned actor and recording artist, Bing Crosby.

4. Petitioner has used the mark BING CROSBY for motion picture and television films featuring musicals, comedy, drama, variety, action, thrillers, adventure, romance and/or animation; prerecorded CDs, DVDs, video cassette tapes and laser discs featuring movies and television programs **since January 1931**.

5. Petitioner has developed extensive goodwill throughout the United States with respect to its mark BING CROSBY.

6. Petitioner has earned substantial revenue from the sale of its music sound recordings sold under the mark BING CROSBY. As a result of such extensive sales, Petitioner has garnered a valuable reputation for the mark.

7. Registrant's mark BING CROSBY PRODUCTIONS is nearly identical to Petitioner's mark BING CROSBY. On that basis, a likelihood of confusion exists between Petitioner's mark and Registrant's mark. Registrant does not have any legitimate rights to use or register BING CROSBY PRODUCTIONS.

8. Petitioner is the owner of U.S. Application Serial No. 78/903,728. Such application has been refused registration under 15 U.S.C. §1052(d) on the grounds that Petitioner's mark BING CROSBY is likely to be confused with Registrant's mark BING CROSBY PRODUCTIONS.

10. A duplicate copy of this Petition and the fee of \$300 is enclosed herewith.

WHEREFORE, Petitioner prays that U.S. Reg. No. 3,053,508 issued January 31, 2006,
be canceled.

Respectfully submitted,

MANATT, PHELPS & PHILLIPS

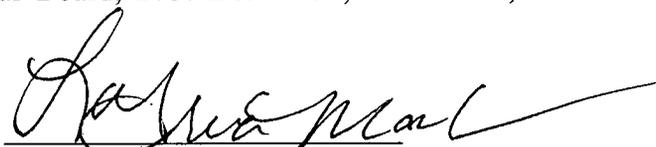
Dated: May 14, 2007



Jill M. Pietrini
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Los Angeles, California 90064
(310) 312-4000

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service, First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Trademarks, ATTN: Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451, on this 14th day of May, 2007.



LaTrina Martin

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