

TTAB

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November 19, 2008

Certified Mail Return Receipt Requested
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

MISC. Exception

77/073,121

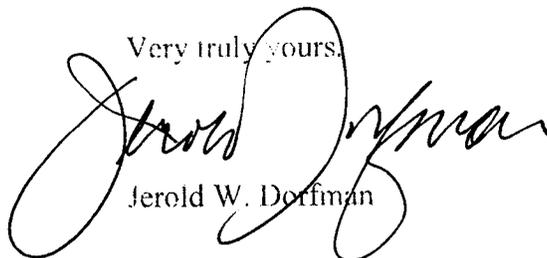
3311042

Re: Proof of Service for
Petition for Cancellation of Trademark
Registration No 3311042,
Registered on October 16, 2007.

Dear Sir:

Today, I received the enclosed correspondence which is self explanatory. In an effort to keep the Cancellation Petition active. I have served Mr. Gupta and enclose herewith my Proof of Service.

Very truly yours,



Jerold W. Dorfman

Attachment: (1)



11-24-2008

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: November 13, 2008

In re Registration No. 3311042 —
Issued: October 16, 2007
Registrant: Gupta Sanjay Kumar
Mark: SFI

Clara Vela, Paralegal Specialist

The petition to cancel filed November 6, 2008 on behalf of ATLAS INFORMATION GROUP, INC. is noted. The petition does not include proof of service as required by Trademark Rule 2.111.

Each petitioner is required to serve a copy of its petition for cancellation on the respondent, at the correspondence address of record in the USPTO and must include proof of such service with its petition to cancel at the time of its filing. See Trademark Rules 2.111 (a), (b) and (c)(4), and 2.119. A petition of cancellation filed without the required proof of service does not result in the commencement of a cancellation proceeding.

Because proof of service is mandatory, the petition to cancel will not be considered and is hereby referred to the Finance Branch of the Office for consideration of a refund of the cancellation fee.

cc:

Gupta, Sanjay Kumar
301 Newbury Street
Unit 3
Boston, MA 02116

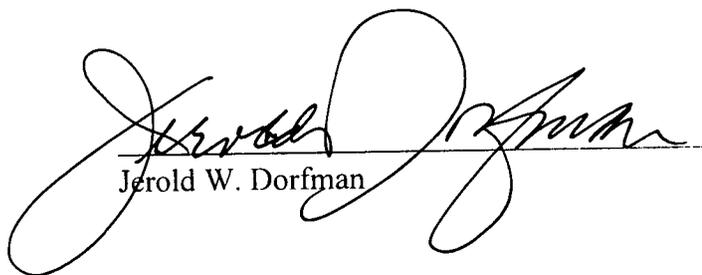
Jerold W. Dorfman
1328 Boston Post Road
Larchmont, NY 10538

Proof of Service

The person whose signature appears below confirms that the attached Petition for Cancellation of Registration No. 3311042 (SFI), has been served upon the Registrant-Assignee Inc., Sanjay Kumar Gupta, 301 Newbury Street, Unit 3, Boston, MA 02116 as follows:

by transmitting a copy of the document by first class mail to the person served. which mailing was made on November 19, 2008.

Dated: Larchmont, New York
November, 19, 2008


Jerold W. Dorfman

UNITED STATES DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

In the matter of trademark registration no. 3311042
registered on October 16, 2007

Atlas Information Group, Inc
Petitioner

vs.

Malgorzata Madej:
Registrant
and

Sanjay Kumar Gupta:
Assignee



Cancellation no. _____

To: Commissioner for Trademarks
P.O. Box 1451,
Alexandria, VA22313-1451

Petition for Cancellation

- 1 - Identification of Petitioner:
 - a - Petitioner is a New York Corporation with its principal office at 1 Barker Avenue, White Plains, New York 10601.
 - b - On January 28, 2008 Petitioner filed its application to register the Service Mark, SFI, Structured Finance Institute.
 - c - Petitioner's application was assigned serial number 76/686188.
 - d - Petitioner's application alleged a date of first use in intrastate and interstate commerce of March 8, 2001.
 - e - Petitioner believes that it is or will be damaged by the above identified registration, and hereby petitions to cancel the same.
- 2 - The grounds for cancellation are as follows:
 - a - Registrant's alleged first use in intrastate and interstate commerce is August 1, 2004.
 - b - Petitioner's application for registration was refused based upon the existence of Registrant's registration and the likelihood of confusion between Petitioner's mark and Registrant's mark.

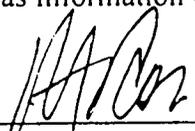
c - Petitioner, since at least March 8, 2001 has been and is now, using the mark, SFI, Structured Finance Institute, in connection with the sale of educational services, namely organizing and conducting educational conferences and seminars relating to tax, legal and financial issues in operating and conducting business, trade and investment in foreign countries and the United States.

Said use has been valid and continuous since said date of first use and has not been abandoned. Said mark of Petitioner is symbolic of extensive good will and consumer recognition built up by Petitioner through substantial amounts of time and effort in advertising and promotion. In view of the similarity of the respective marks and the related nature of the services of the respective parties, it is alleged that respondent's registered mark so resembles Petitioner's mark previously used in the United States, and not abandoned, as to be likely to cause confusion, or to cause mistake or to deceive.

WHEREFORE, Petitioner prays that Registration No. 3311042 be cancelled and that this Petition for Cancellation be sustained in favor of Petitioner.

Petitioner: Atlas Information Corporation, Inc.

By:



Robert Ross, President

Dated: October 27, 2008

POWER OF ATTORNEY AT LAW

Petitioner hereby appoints Jerold W. Dorfman, Esq., a member of the Bar of the State of New York to prosecute this petition, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the certificate of registration.

Applicant hereby requests that all correspondence be directed to:

Jerold W. Dorfman
1328 Boston Post Road
Larchmont, NY 10538
Tel. (914) 834-2775

ATLAS INFORMATION GROUP, INC.



Robert Ross, President