

ESTTA Tracking number: **ESTTA341116**

Filing date: **04/07/2010**

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	Elvis Presley Enterprises, Inc.		
Entity	Corporation	Citizenship	Tennessee
Address	3734 Elvis Presley Blvd. Memphis, TN 38116 UNITED STATES		

Attorney information	Douglas N. Masters Loeb & Loeb LLP 321 N. Clark Street Suite 2300 Chicago, IL 60654 UNITED STATES srose@loeb.com, dmasters@loeb.com, chdocket@loeb.com		
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Registration Subject to Cancellation

Registration No	1909802	Registration date	08/08/1995
Registrant	King of Rock 'N' Roll Music, Inc. 49 Greenwich Avenue Greenwich, CT 06830 UNITED STATES		

Goods/Services Subject to Cancellation

Class 009. First Use: 1993/01/01 First Use In Commerce: 1993/01/01 All goods and services in the class are cancelled, namely: pre-recorded music on phonorecords, cassettes and compact discs
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Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	Petition for Cancellation -- KING OF ROCK 'N' ROLL MUSIC.pdf (3 pages) (66995 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Seth A. Rose/
Name	Seth A. Rose

Date	04/07/2010
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Registration No. 1,909,802: KING OF ROCK 'N' ROLL MUSIC

Elvis Presley Enterprises, Inc.,)	
)	
Petitioner,)	
)	
v.)	Cancellation No. _____
)	
Kings of Rock 'N' Roll Music, Inc.,)	
)	
Registrant.)	

PETITION FOR CANCELLATION

Elvis Presley Enterprises, Inc., a Tennessee corporation with a place of business at 3734 Elvis Presley Blvd., Memphis, TN 38116, believes it is and will continue to be damaged by the maintenance of Registration No. 1,909,802 on the Principal Register and hereby petitions to cancel the same.

As grounds for cancellation, Petitioner alleges:

1. Petitioner owns Application Serial No. 77/776,311 for the mark THE KING OF ROCK 'N ROLL.
2. Registrant's mark was cited against Petitioner's Application Serial No. 77/776,311.
3. On information and belief, Registrant has ceased use, within the meaning of 15 U.S.C. § 1127, of the mark shown in Registration No. 1,909,802.
4. On information and belief, Registrant has intent not to resume use of the mark shown in Registration No. 1,909,802.

5. Registrant has abandoned Registration No. 1,909,802.

WHEREFORE, continued registration of the aforesaid mark is and continues to be damaging to Petitioner.

Please debit our Deposit Account No. 502876 for the \$300.00 filing fee and any additional necessary fees.

Please address all correspondence to Douglas N. Masters, Loeb & Loeb LLP, 321 North Clark Street, Suite 2300, Chicago, Illinois 60654.

Date: April 7, 2010

LOEB & LOEB LLP



By:

Douglas N. Masters
Seth A. Rose
321 North Clark Street
Suite 2300
Chicago, Illinois 60654
Telephone: (312) 464-3100
Fax: (312) 464-3111

Attorneys for Petitioner

CERTIFICATE OF SERVICE

I, Seth A. Rose, hereby certify that a copy of the PETITION TO CANCEL has
been served upon:

Jeffrey E. Jacobson
Jacobson & Colfin, PC
60 Madison Avenue, Suite 1026
New York NY 10010

via first class mail this 7th day of April, 2010.

Seth A. Rose
