

ESTTA Tracking number: **ESTTA460578**

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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	The Oncor Corp.		
Entity	Corporation	Citizenship	Delaware
Address	13030 Alondra Blvd, Ste 101 Cerritos, CA 90703 UNITED STATES		

Attorney information	Daniel L. Dawes Dawes Patent Law Group 5200 Warner Ave Ste 106 Huntington Beach, CA 92649 UNITED STATES ddawes@dawespatents.com Phone:7148400302		
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**Registration Subject to Cancellation**

Registration No	4033627	Registration date	10/04/2011
Registrant	Longevity Formulas Inc. 7104 E. Dreyfus Scottsdale, AZ 85254 UNITED STATES		

**Goods/Services Subject to Cancellation**

Class 003. First Use: 2008/09/01 First Use In Commerce: 2008/09/01 All goods and services in the class are cancelled, namely: Cosmetic preparations for skin renewal
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**Grounds for Cancellation**

Priority and likelihood of confusion	Trademark Act section 2(d)
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**Mark Cited by Petitioner as Basis for Cancellation**

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DERMATOX		
Goods/Services	dermatological or beauty product, a skin purifier		

Attachments	Statement of Grounds for Cancellation.pdf ( 1 page )(6943 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	/Daniel L. Dawes/
Name	Daniel L. Dawes
Date	03/07/2012

## **Statement of Grounds for Cancellation**

The Petitioner, The Oncor Corp., dba DMK Cosmetics, has been using the brand, DERMATOX, in connection with skincare products from a date well prior to Sept. 1, 2008, namely at least as early as 1998.

The Petitioner has used the mark, DERMATOX, in commerce on an astringent from a time prior to Registrant and has continuously used the mark in commerce to the present.

The Registrant has registered a mark, DERMATOX, for cosmetic preparations for skin renewal, which so resembles a mark, DERMATOX, for an astringent, skin purifier or a preparation for skin renewal, previously used in the United States by The Oncor Corp. and not abandoned, as to be likely, when used on or in connection with the goods of the applicant, to cause confusion, or to cause mistake, or to deceive in violation of 15 USC 1052.