

ESTTA Tracking number: **ESTTA484132**

Filing date: **07/18/2012**

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	TradingScreen Inc.		
Entity	Corporation	Citizenship	Delaware
Address	30 Irving Place, 4th Floor New York, NY 10003 UNITED STATES		

Attorney information	Scott T. Beall Law Offices of Scott T. Beall 6800 Poplar Ave., Suite 215 Memphis, TN 38138 UNITED STATES sbeall@bealllaw.com Phone:901-681-0500
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**Registration Subject to Cancellation**

Registration No	3816848	Registration date	07/13/2010
Registrant	TRADING CROSS CONNECTS LIMITED 2 BROADGATE LONDON, EC2M 7UR UNITED KINGDOM		

**Goods/Services Subject to Cancellation**

<p>Class 009. First Use: 2009/11/23 First Use In Commerce: 2009/11/23 All goods and services in the class are cancelled, namely: Computer hardware, and software for use in deploying high frequency and algorithmic strategies for the trading of securities and other financial instruments; hardware and software for providing connectivity to trading exchanges and trading platforms; software for providing information regarding trading positions and trading strategies to high frequency and algorithmic traders in the financial markets; software for testing securities trading strategies against live and historic market data; software for development of proprietary trading strategies by high frequency and algorithmic traders</p>
<p>Class 038. First Use: 2009/11/23 First Use In Commerce: 2009/11/23 All goods and services in the class are cancelled, namely: Transmission of data, messages and information by computer, electronic mail; communications by computer terminals; telecommunications services, namely, transmission of data, graphics, images, audio and video by means of telecommunications networks, wireless communication networks, and the Internet; electronic mail services, providing access to telecommunications networks, computer databases and the Internet; all the aforesaid relating to the provision of information related to financial markets and trading of securities</p>
<p>Class 042. First Use: 2009/11/23 First Use In Commerce: 2009/11/23 All goods and services in the class are cancelled, namely: Design and development of computer hardware and software; computer programming; installation, maintenance and repair of computer software; computer consultancy services; all the aforesaid relating to financial trading systems and provision of connectivity to trading exchanges and platforms; design and development of software for testing trading strategies against live and historic market data and for development of proprietary</p>

trading strategies for securities and financial products
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## Grounds for Cancellation

Abandonment	Trademark Act section 14
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Related Proceedings	Registration of TRADECROSS, USPTO Serial No. 85449358
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Attachments	Petition to Cancel Trading Cross.pdf ( 3 pages )(91041 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	/Scott T. Beall/
Name	Scott T. Beall
Date	07/18/2012

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

In the matter of trademark Registration No. 3816848

For the mark TRADING CROSS CONNECTS

Date registered - July 13, 2010

TradingScreen Inc.,

Petitioner,

v.

Trading Cross Connects Limited Company,

Registrant.

**PETITION TO CANCEL**

Petitioner: TradingScreen Inc., a Delaware corporation  
30 Irving Place, 4<sup>th</sup> Floor  
New York, NY 10003  
Petitioner's Application Serial No. 85449358

Registrant: To the best of Petitioner's knowledge, the name and address of the current owner of the registration are Trading Cross Connects Limited Company, a United Kingdom corporation, 2 Broadgate, London, United Kingdom EC2M 7UR

The above-identified Petitioner believes that it will be damaged by the above-identified registration, and hereby petitions to cancel the same.

The grounds for cancellation are as follows:

1. Petitioner is an active Delaware corporation with its principal place of business in New York, New York.

2. Petitioner filed a Section 1(b) intent to use application to register the mark TRADECROSS on October 17, 2011, Application Serial No. 85449358.

3. On December 15, 2011, the U.S. Patent and Trademark Office issued an Office Action Letter refusing to register petitioner's mark based on, among other things, a likelihood of confusion with registrant's mark. Petitioner does not agree that there is a likelihood of confusion of its mark with registrant's mark.

4. Nevertheless, Petitioner determined that (i) registrant is not using the mark TRADING CROSS CONNECTS in commerce, (ii) registrant is going through a liquidation, and (iii) registrant has abandoned the TRADING CROSS CONNECTS mark.

5. More specifically, on multiple occasions in 2012, Petitioner conducted numerous online searches to determine how and if the mark TRADING CROSS CONNECTS was being used in commerce in connection with any goods or services. Petitioner did not find any examples or sources of the mark TRADING CROSS CONNECTS being used in commerce.

6. Petitioner's counsel contacted registrant's designated counsel of record and was told that registrant is undergoing a liquidation and that if Petitioner filed a petition for cancellation, that registrant will not oppose the petition for cancellation.

7. Because the U.S. Patent and Trademark Office is refusing to register Petitioner's mark because of the registrant's mark, Petitioner is being harmed by the existing registration of a mark that is not in use in commerce and which has been abandoned.

8. In accordance with 15 U.S.C. § 1064(3), Petitioner respectfully seeks cancellation of registrant's mark TRADING CROSS CONNECTS.

Respectfully submitted,

/Scott T. Beall/

Scott T. Beall, Esq.  
Law Offices of Scott T. Beall  
6800 Poplar Ave.  
Suite 215  
Memphis, TN 38138  
Attorney for Petitioner TradingScreen Inc.

Date: July 18, 2012

**Certificate of Service**

I hereby certify that a true and complete copy of the foregoing Petition To Cancel has been served on Jeane Hamburg, Esq., NORRIS McLAUGHLIN & MARCUS, 875 Third Ave., 8<sup>th</sup> Floor, New York, NY 10022, legal counsel for Registrant, by mailing said copy on July 18, 2012, via U.S. First Class Mail.

/Scott T. Beall/