

ESTTA Tracking number: **ESTTA482877**

Filing date: **07/11/2012**

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	Global Link Sourcing, Inc.		
Entity	Corporation	Citizenship	California
Address	41690 Corporate Center Murrieta, CA 92562 UNITED STATES		

Attorney information	Wm. Greg Bennett, Esq. Bennett & Bennett, APC 27368 Via Industria Suite 112 Temecula, CA 92590 UNITED STATES gregbennett@bennettandbennettlaw.com Phone:(951) 719-3456		
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### Registration Subject to Cancellation

Registration No	4159001	Registration date	06/12/2012
Registrant	XIAMEN GLOBELINK CHINA LOGISTICS LIMITED C2 8/F, DECLARATION CENTER NO.59 CHANGAN RD, MODERN LOGISTICS ZONE XIAMEN, FUJIAN 361000, CHINA		

### Goods/Services Subject to Cancellation

Class 035. First Use: 2011/03/31 First Use In Commerce: 2011/06/30 All goods and services in the class are cancelled, namely: Administrative processing of purchase orders; Commercial information agencies; Compiling of information into computer databases; Conducting marketing studies; Data processing services; Import and export agencies; Presentation of goods on communication media for retail purposes; Price comparison services; Professional business consultation; Purchasing agents
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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	Global Link Sourcing		
Goods/Services	Liaison and sourcing agent; Adminstrative processing of purchase orders; Import and export agencies; professional business consulting;		

	purchasing agents; product concept and design, competitive pricing analysis; sampling and first article submission; logistics, transportation and customs clearance of customer goods; supervision of manufacturing, quality control and on-site engineering of customer goods; delivery of products to clients.
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Attachments	Petition to Cancel.pdf ( 60 pages )(1127098 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	/William G Bennett/
Name	Wm. Greg Bennett, Esq.
Date	07/11/2012

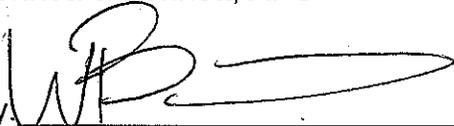


- 1 3. Petitioner is in the business of acting as a liaison and sourcing agent to  
2 facilitate the overseas manufacturing of all types of packaging. Petitioner has  
3 contracts with a network of plants in China, Vietnam and India with whom it  
4 has long standing relationships and handles the entire packaging process  
5 including: product concept and design, sourcing and competitive pricing,  
6 sampling and first article submission, manufacturing at qualified/approved  
7 plants, on-site engineering and quality control, logistics, transportation and  
8 customs clearance, warehousing (if needed) and timely delivery of products  
9 to customers.
- 10 4. Registrant, XIAMEN GLOBELINK CHINA LOGISTICS LIMITED ("Registrant")  
11 is the current owner of the "GLOBELINK SOURCING CENTER" mark. To the  
12 best of Petitioner's knowledge, the current address for Registrant is No.29  
13 Changan Rd. Modern Logistics Zone, Xiamen, Fujian 361000, China.  
14 Registrant does not has a domestic correspondent attorney registered with  
15 the USPTO; however, Registrant has designated a foreign Correspondent,  
16 Yang Zhehling, Convention Plaza, 3011-12, 30/f, Office Tower, 1 Harbour  
17 Road, Hong Kong.
- 18 5. Registrant's registration is in IC 035 (Business services, namely, combined  
19 strategic goods or services sourcing and cooperative purchasing for others).  
20 Registrant's current identification of goods and services protected by its  
21 registration include: administrative processing of purchase orders, compiling  
22 information into computer databases; import and export agencies;  
23 presentation of goods on communication media for retail purposes;  
24 professional business consulting and purchasing agents, all of which  
25 correspond directly with the actual services rendered by Petitioner.
- 26 6. Petitioner believes that it will be damaged by the above-referenced  
27 registration, and hereby petitions to cancel the same.
- 28 7. The grounds for cancellation are as follows:

1 a. Likelihood of Confusion: Petitioner is the owner of common law rights in  
2 a trademark confusingly similar to the mark being asserted by Registrant.  
3 Whereas, Petitioner formed "Global Link Sourcing" in 2006 and has  
4 continually conducted its sourcing business throughout the United States  
5 and Asia under that name since that date and, whereas, Respondent filed  
6 its application on May 23, 2011, first used its mark on March 31, 2011 and  
7 obtained its registration on June 12, 2012 for "Globelink Sourcing Center",  
8 Petitioner's common law mark and Registrant's registered mark being  
9 virtually identical, used in the same industry and marketed to the same  
10 class of customers and the extreme newness of Registrant's use of their  
11 mark, there exists a reasonable likelihood of confusion, mistake or  
12 deception between the respective marks of the parties under section 2(d)  
13 of the Act.  
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15 Dated: July 9, 2012

Bennett & Bennett, APC

16  
17 By  \_\_\_\_\_

18 Wm. Greg Bennett, Esq.

19 Attorneys for Petitioner  
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