

ESTTA Tracking number: **ESTTA603866**

Filing date: **05/12/2014**

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	Cassandra Boyd		
Entity	Individual	Citizenship	UNITED STATES
Address	813 Garrow Road newport news, VA 23608 UNITED STATES		

Attorney information	Deidre McAuley 11815 Fountain Way, Suite 300 Newport News, VA 23606 UNITED STATES d1m@mcauleyassociates.com		
----------------------	---	--	--

Registration Subject to Cancellation

Registration No	3415942	Registration date	04/22/2008
Registrant	GETMGIRLZ INCORPORATED 832 North Francisco Chicago, IL 60622 UNITED STATES		

Goods/Services Subject to Cancellation

Class 025. First Use: 2006/02/01 First Use In Commerce: 2006/02/01 All goods and services in the class are cancelled, namely: Beachwear; belts; blouses; Capri pants; coats; dresses; footwear; headwear; pants; shirts; shorts; skirts; undergarments

Grounds for Cancellation

Abandonment	Trademark Act section 14
-------------	--------------------------

Attachments	Petitionasfiled.pdf(326166 bytes) ExhibitA.pdf(426355 bytes)
-------------	---

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	/Deidre McAuley/
Name	Deidre McAuley
Date	05/12/2014

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

Cassandra Boyd

Petitioner,

v.

GETMGIRLZ INCORPORATED

Registrant.

Cancellation No.

Registration No.: 3415942

Mark: GET M GIRLZ

Commissioner of Trademarks
PO Box 1451
Alexandria, VA 22313-1451

PETITION FOR CANCELLATION OF REGISTERED MARK

Petitioner, Cassandra Boyd, an individual whose address is 813 Garrow Road, Newport News, Virginia 23608 believes that she will be damaged by the trademark registration for “GET M GIRLZ”, registration no. 3415942 as set forth herein and hereby petitions to cancel that registration. As grounds for this Petition,

Petitioner alleges that:

1. Petitioner is an individual whose address is 813 Garrow Road, Newport News, Virginia 23608 .
2. Upon information and belief, the Registrant of the GET M GIRLZ trademark is GETMGIRLZ Incorporation which previously had a place of 832 North Francisco, Chicago, Illinois 60622.
3. Petitioner has a pending trademark application, application serial no. 86019284, for goods in class 25, namely clothing and apparel for dancers, namely tee shirts, sweatshirts, pants, leggings, shorts and jackets; Athletic apparel, namely, shirts, pants, jackets, footwear, hats

and caps, athletic uniforms; children and infant apparel namely, jumpers, overall sleepwear, pajamas, rompers and one-piece garments; children and infant apparel treated with fire and heat retardants, namely jumpers, overall sleepwear, pajamas, rompers and one-piece garments; gloves for apparel; footwear, namely, leather shoes, leisure shoes, running shoes, sandals and beach shoes, training shoes, and women's shoes, which was filed as a intent-to-use based trademark application under § 1(b) on July 24, 2013.

4. Registrant, GETMGIRLZ is the owner of GET M GIRLZ, registration number 3415942 in class 25 (the "Subject Mark") for beachwear; belts; blouses; Capri pants; coats; dresses; footwear; headwear; pants; shirts; shorts; skirts; undergarments, which was filed on February 21, 2006, having a first use anywhere date of February 1, 2006 and a first use in commerce of February 1, 2006.

COUNT ONE
ABANDONMENT

5. Petitioner repeats and realleges each and every allegation set forth in paragraphs 1 through 4.

6. Registrant has abandoned use of the subject mark as of June 11, 2010.

7. According to the Illinois State Corporation File Detail Report dated May 12, 2014, attached as Exhibit A, the Registrant, GETMGIRLZ Incorporated involuntarily dissolved as of June 11, 2010.

8. Petitioner will be damaged if Registration No. 3415942 remains registered on the Principal Register.

9. Registrant has not maintained the registration at the USPTO, and does not appear to have a desire to maintain the registration of the subject mark.

10. Registrant cannot show continued use of the subject mark for 5 years from the date of registration of April 22, 2008.

11. Registrant is unable to provide evidence of continued use from June 2010 through May 2014.

WHEREFORE, Petitioner Cassandra Boyd respectfully requests that the registration of the Registrant's mark, the Subject Mark, be cancelled.

Respectfully submitted,

Dated: May 12, 2014



By: _____

Deidre McAuley
Attorney for Petitioner
Cassandra Boyd

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing

PETITION FOR CANCELLATION OF REGISTERED MARK

is being served by First Class Mail, postage prepaid, this 12th Day of May 2014, on

Registrant at:

GETMGIRLZ INCORPORATED
2547 West 63rd Street
Chicago, ILLINOIS 60629-1639

And at:

GETMGIRLZ INCORPORATED
832 North Francisco
Chicago, Illinois 60622

Respectfully submitted,

Dated: May 12, 2014



By: _____

Deidre McAuley
Attorney for Petitioner
Cassandra Boyd

EXHIBIT A

WWW.CYBERDRIVEILLINOIS.COM

JESSE WHITE
SECRETARY OF STATE



CORPORATION FILE DETAIL REPORT

Entity Name	GETMGIRLZ INCORPORATED	File Number	64688413
Status	DISSOLVED		
Entity Type	CORPORATION	Type of Corp	DOMESTIC BCA
Incorporation Date (Domestic)	01/12/2006	State	ILLINOIS
Agent Name	JAMES T DERICO JR	Agent Change Date	01/12/2006
Agent Street Address	33 N DEARBORN ST STE 802	President Name & Address	ERIC HENDERSON 823 N FRANCISCO CHICAGO 60651
Agent City	CHICAGO	Secretary Name & Address	INVOLUNTARY DISSOLUTION 06 11 10
Agent Zip	60602	Duration Date	PERPETUAL
Annual Report Filing Date	00/00/0000	For Year	2010

[Return to the Search Screen](#)

[BACK TO CYBERDRIVEILLINOIS.COM HOME PAGE](#)