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Filing date: **10/29/2014**

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	Ventoux Holdings LLC		
Entity	Limited liability company	Citizenship	Delaware
Address	1140 Sixth Avenue, 15th Floor New York, NY 10036 UNITED STATES		

Attorney information	Ulrika E. Mattsson McDermott Will & Emery LLP 227 W. Monroe Street, Suite 4400 Chicago, IL 60606 UNITED STATES mweipdocket@mwe.com, jmikulina@mwe.com, umattsson@mwe.com, kw- alsh@mwe.com, lbalsan@mwe.com Phone:312-372-2000
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Registration Subject to Cancellation

Registration No	3481069	Registration date	08/05/2008
Registrant	HARTZ HOTEL SERVICES, INC. 400 Plaza Drive Secaucus, NJ 07094 UNITED STATES		

Goods/Services Subject to Cancellation

Class 043. First Use: 2004/00/00 First Use In Commerce: 2004/00/00 All goods and services in the class are cancelled, namely: Reservation services, namely, making reservations for lodging
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Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	Petition to Cancel CHELSEAGRANDHOTEL COM mark.pdf(13703 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	/Ulrika E. Mattsson/
Name	Ulrika E. Mattsson

Date	10/29/2014
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**UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD**

Ventoux Holdings LLC,

Petitioner,

v.

Hartz Hotel Services, Inc. d/b/a/ Grand
Hospitality,

Respondent.

Cancellation No. _____

Registration No. 3,481,069

Registration Date: August 5, 2008

Mark: CHELSEAGRANDHOTEL.COM

PETITION TO CANCEL

Petitioner Ventoux Holdings LLC, a Delaware limited liability company, (“Petitioner”) with its principal place of business located at 1140 Sixth Avenue, 15th Floor, New York, New York 10036, believes that it is, has been and will continue to be damaged by Registration No. 3,481,069, owned by Hartz Hotel Services, Inc. d/b/a/ Grand Hospitality, a New York corporation (“Respondent”), and hereby petitions the Trademark Trial and Appeal Board to cancel the same.

To the best of Petitioner’s knowledge, Respondent’s last known address was as follows:

Hartz Hotel Services, Inc. d/b/a/ Grand Hospitality
400 Plaza Drive
Secaucus, New Jersey 07094

Description of Respondent’s Registration: Respondent’s application for the CHELSEAGRANDHOTEL.COM mark was filed on November 22, 2004, claiming a first use date of 2004. On August 5, 2008, the U.S. Patent and Trademark Office issued Registration No. 3,481,069 for Respondent’s CHELSEAGRANDHOTEL.COM mark on the Principal Register for use in connection with “reservation services, namely, making reservations for lodging” in International Class 43 (the “CHELSEAGRANDHOTEL.COM Registration”).

The grounds for this petition are as follows:

1. Since at least as early as 1905, Petitioner and its predecessors in interest have used the HOTEL CHELSEA mark in connection with its real estate management services and hotel services, including the operations of a hotel property at 222 West 23rd Street in New York.

2. On June 2, 2010, Petitioner filed an application to register the HOTEL CHELSEA service mark (Serial No. 86/076,744) for use in connection with “real estate management services” in Class 36 and “hotel services” in Class 42.

3. Petitioner is likely to be damaged by continuance of the CHELSEAGRANDHOTEL.COM Registration in that Petitioner’s application for registration of its HOTEL CHELSEA service mark has been refused based on the CHELSEAGRANDHOTEL.COM Registration, for services that the Examining Attorney deemed to be related to the services identified in Petitioner’s application for HOTEL CHELSEA.

4. Upon information and belief, the CHELSEAGRANDHOTEL.COM Registration is no longer in use. Upon information and belief, CHELSEAGRANDHOTEL.COM Registration has been abandoned and may be cancelled under 15 U.S.C. §1064(3) (Lanham Act §14(3)).

5. The CHELSEAGRANDHOTEL.COM Registration has lost any capacity as a source identifier for the services in International Class 43.

WHEREFORE, Petitioner therefore respectfully requests that the Trademark Trial and Appeal Board cancel Registration No. 3,481,069 pursuant to its powers under 15 U.S.C. § 1068.

Petitioner hereby appoints Ulrika E. Mattsson of the firm of McDermott Will & Emery LLP; 227 West Monroe Street, Suite 4400; Chicago, Illinois, 60606, as its attorney to prosecute this Petition, to transact all relevant business with the Trademark Trial and Appeal Board, the

U.S. Patent and Trademark Office, and in the United States courts, and to receive all official communications in connection with this Petition to Cancel.

Please address all correspondence and telephone inquiries to the undersigned attorney for the Petitioner.

Respectfully submitted,

Ventoux Holdings LLC

Date: October 29, 2014

By: /Ulrika E. Mattsson/

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