

ESTTA Tracking number: **ESTTA687608**

Filing date: **08/04/2015**

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	20TWENTY STRATEGIC CONSULTING, INC.		
Entity	Corporation	Citizenship	VIRGINIA
Address	1390 Chain Bridge Road, Suite 222 McLean, VA 22101 UNITED STATES		

Attorney information	Christopher Kelly WILEY REIN LLP 1776 K Street, N.W. Washington, DC 20006 UNITED STATES ckelly@wileyrein.com, bdavis@wileyrein.com Phone:202.719.7000		
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Registration Subject to Cancellation

Registration No	2548749	Registration date	03/19/2002
International Registration No.	NONE	International Registration Date	NONE
Registrant	TECHNOLOGIES 20-20 INC./20-20 TECHNOLOGIES INC. 400 ARMAND-FRAPPIER BLVD, STE 2020 CITY OF LAVAL, QUEBEC, H7V 4B4 CANADA		

Goods/Services Subject to Cancellation

Class 042. First Use: 1998/11/24 First Use In Commerce: 1998/11/24 All goods and services in the class are cancelled, namely: COMPUTER SOFTWARE DESIGN FOR OTHERS; COMPUTER CONSULTATION; COMPUTER SOFTWARE CONSULTATION; TECHNICAL SUPPORT SERVICES, NAMELY, TROUBLESHOOTING OF COMPUTER SOFTWARE PROBLEMS VIA TELEPHONE, E-MAIL, POSTING ON GLOBAL COMPUTER NETWORKS AS WELL AS IN PERSON
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Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	PETITION FOR PARTIAL CANCEL 2020.pdf(185922 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	/Christopher Kelly/
Name	Christopher Kelly
Date	08/04/2015

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

IN RE REG. NO. : 2,548,749
MARK: 20-20 TECHNOLOGIES
REGISTERED: March 19, 2002

20TWENTY Strategic Consulting, Inc.)	
)	
Petitioner,)	Cancellation No.: _____
)	
v.)	
)	
20-20 Technologies, Inc.,)	
)	
Respondent.		

PETITION FOR PARTIAL CANCELLATION

20TWENTY Strategic Consulting, Inc., a corporation organized under the laws of Virginia, with an address at 1390 Chain Bridge Road, Suite 222, McLean, Virginia (hereinafter “Petitioner”), petitions under Section 18 of the Trademark Act, 15 U.S.C. 1068, for partial cancellation of Reg. No. 2,548,749 – 20-20 TECHNOLOGIES registered on the Principal Register March 19, 2002 by 20-20 Technologies, Inc. (“Respondent”). Petitioner seeks partial cancellation of the services identified in International Class 42, currently described as follows:

computer software design for others; computer consultation; computer software consultation; technical support services, namely, troubleshooting of computer software problems via telephone, e-mail, posting on global computer networks as well as in person.¹

¹ Reg. No. 2,548,749 also covers the following goods in International Class 9 -- computer software for rendering bidimensional and tridimensional images of bathroom and kitchen models and floorplans; software for computer assisted design, jobs costing, payroll and construction estimates in the kitchen and bath design, construction and remodelling industry, software for creating a database of goods, namely kitchen and bathroom appliances, cabinetry, work plans, floorplan and design services, relating to kitchen and baths and using said database in order to provide an e-commerce facility available via computer networks; computer software tools, namely design and planification tools for use via e-mail, global or limited computer networks, virtual private networks and any other future form or communication media, whether cable or wireless; computer application software for billing, inventory control and accounting.

Petitioner is being damaged by the presence of the subject registration on the Principal Register in the absence of a limitation to the recited services and puts forth the following grounds for partial cancellation:

1. Petitioner is a leading provider of strategic technical consulting, software development and related services.

2. Petitioner's customers include members of the insurance and healthcare industries, government entities, nonprofit organizations and associations.

3. Petitioner is the owner of pending application Ser. No. 86/242,614 – 20TWENTY STRATEGIC CONSULTING filed in the U.S. Patent and Trademark Office on April 4, 2014 for the following services in International Class 42:

design, development and implementation of software for others; information technology consulting services; planning, design and implementation of computer technologies for others; IT integration services; consulting services in the field of design, selection, implementation and use of computer software systems for others, computer software project management services

4. Petitioner's application stands refused by the examination division of the U.S. Patent and Trademark Office based on Respondent's registration under Section 2(d) of the Trademark Act, 15 U.S.C. 1052(d), in the belief that a likelihood of confusion exists in this case.

5. On information and belief, Respondent's services are directed to the construction and remodeling industry.

6. On information and belief, Respondent's services are not directed to members of the insurance and healthcare industries, government entities, nonprofit organizations and associations.

7. On information and belief, the parties' respective services are sold through different trade channels to different classes of purchasers.

8. Petitioner believes and maintains that no likelihood of confusion exist between its pending application and Respondent's registration.

9. Petitioner's arguments to the assigned examining attorney were unsuccessful and Petitioner's application is now under final refusal.

10. The recitation of services in Reg. No. 2,548,749 currently is overly broad because it contains no limitations such as to the customers for Respondent's services and the channels of trade through which the services are sold.

11. Petitioner believes that an amendment to Reg. No. 2,548,749 to indicate that Respondent's customers are limited to the construction and remodeling industry will obviate any likelihood of confusion the U.S. Patent and Trademark Office may believe exists in this case.

12. Petitioner is being damaged and will continue to be damaged because Respondent's description of services is overly broad and is barring registration of Petitioner's application Ser. No. 86/242,614.

WHEREFORE, Petitioner prays that its petition for partial cancellation be sustained and that the identification of goods in the challenged registration be limited as set forth above.

Contemporaneously with the electronic filing of this Petition for Partial Cancellation, Petitioner's counsel authorizes filing fees in the amount of \$300.00 to be debited from counsel's Deposit Account No. 501129. If the amount received is insufficient and additional fees are required, the USPTO is authorized to charge Deposit Account No. 501129. Please recognize as

attorneys for Petitioner in this proceeding Christopher Kelly and Jennifer Elgin and the law firm WILEY REIN LLP, 1776 K Street, N.W., Washington, D.C. 20006.

This Petition for Partial Cancellation is being filed by the undersigned attorneys at law, duly authorized to represent Petitioner in this proceeding, pursuant to Trademark Rule 2.111(b).

Respectfully submitted,

20TWENTY Strategic Consulting, Inc.

By: /Christopher Kelly/

Christopher Kelly
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Dated: August 4, 2015

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Petition For Partial Cancellation by causing a copy thereof to be sent via first-class mail, postage prepaid to the following:

Marvin Petry, Esq.
STITES & HARBISON PLLC
1199 North Fairfax Street, Suite 900
Alexandria, Virginia 22314

This 4th day of August 2015.


Betty J. Davis