

ESTTA Tracking number: **ESTTA713671**

Filing date: **12/10/2015**

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	Chazzi Collections LLC		
Entity	Limited Liability Company	Citizenship	New York
Address	10 West 33rd Street New York, NY 10001 UNITED STATES		

Attorney information	Donna L. Mirman Gottlieb, Rackman & Reisman, P.C. 270 Madison Avenue New York, NY 10016 UNITED STATES efiling@grr.com, dmirman@grr.com, cquintero@grr.com Phone:212 684-3900		
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Registration Subject to Cancellation

Registration No	3943817	Registration date	04/12/2011
Registrant	Hill, Ahmad 308 Azalea Park Lane Montgomery, AL 36106 UNITED STATES		

Goods/Services Subject to Cancellation

Class 025. First Use: 2009/01/20 First Use In Commerce: 2009/01/20 All goods and services in the class are cancelled, namely: Hats; Jackets; Pants; Shirts; Shoes; Suits

Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	ChaziCancellation.pdf(23800 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	/DLM/
Name	Donna L. Mirman
Date	12/09/2015

2. Petition has adopted the name CHAZZI for use on booties, flip flops, sandals, slipper socks and slippers (“Petitioner’s Goods”).

3. On March 3, 2015, Petitioner filed an application to register the mark CHAZZI for Petitioner’s Goods under Application Serial No. 86/551980 based on Petitioner’s intent to use the mark in commerce.

4. Respondent is the recorded owner of Registration No. 3943817 for the mark CHAZI (“Respondent’s Mark”) covering Respondent’s Goods which registration issued on April 12, 2011.

5. On June 13, 2015, the Trademark Office issued an Office Action in Application No. 86/551980 refusing registration on the grounds of a likelihood of confusion with Respondent’s Mark, the subject mark of Registration No. 3943817.

6. Upon information and belief, Respondent has made no use of Respondent’s Mark which is the subject of Registration No. 3943817 on Respondent’s goods for at least the three (3) years preceding the filing date of this Petition. Accordingly, Respondent appears to have abandoned this mark.

7. By virtue of the foregoing, if Respondent retains such rights as conferred under the Principal Register of the Trademark Act of 1946, Petitioner will be subject to great and irreparable damage in that it will be unable to federally register its mark CHAZZI and Respondent will enjoy an advantage to which it is not entitled under the Trademark Act of 1946.

WHEREFORE, the Petitioner, believes and avers that it is being and will continue to be damaged by the continued registration of the subject mark CHAZI of Registration No. 3943817, as aforesaid, and prays that the Trademark Trial and Appeal Board:

- (a) Sustain the Petition for Cancellation and render judgment for Petitioner;
- (b) Order that Registration No. 3943817 be cancelled; and
- (c) For such other and further relief as is deemed appropriate.

Please recognize as attorneys for Petitioner in this proceeding Donna L. Mirman of Gottlieb, Rackman & Reisman, P.C., 270 Madison Avenue, New York, New York 10016.

Dated: New York, New York
 December 9, 2015

Respectfully submitted,
GOTTLIEB, RACKMAN & REISMAN, P.C.
Attorneys for Petitioner
270 Madison Avenue
New York, New York 10016
(212) 684-3900

By: /DLM/
 Donna L. Mirman

