

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: May 19, 2016

Cancellation No. 92062834

Durez Corporation

v.

Performance Sealing Inc.

Victoria von Vistauxx, Paralegal Specialist:

The stipulated protective agreement filed on May 17, 2016, is noted and its use in this proceeding is approved.¹ See Trademark Rule 2.116(g). The parties are referred, as appropriate, to TBMP § 412.04 (Filing Confidential Materials With Board), and §412.05 (Handling of Confidential Materials by the Board).²

The parties are advised that only confidential or trade secret information should be filed pursuant to a stipulated protective agreement. Such an agreement may not be used as a means of circumventing Trademark Rules 2.27(d) and (e), which

¹ Petitioner's the above reference stipulation fails to indicate proof of service on Respondent's counsel, as required by Trademark Rule 2.119. Strict compliance with Trademark Rule 2.119 is required in all future filings. When a party filed a document that is required to be served upon every other party to the proceeding, proof that required service has been made must be submitted before the Board will consider the filing. The reference filing may be viewed at <http://ttabvue.uspto.gov/ttabvue/v?pno=92062834>.

² Registrant's change of correspondence address filed concurrent with its answer to the petition to cancel is noted. The Board records have been updated to reflect Registrant's current correspondence address.

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provide that the file of a published application or issued registration, and all proceedings relating thereto, should otherwise be available for public inspection.

Trial dates remain as set.