

ESTTA Tracking number: **ESTTA718770**

Filing date: **01/06/2016**

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	BareWeb, Inc. DBA Bare Necessities		
Entity	Corporation	Citizenship	New Jersey
Address	90 Northfield Ave. Edison, NJ 08837 UNITED STATES		

Attorney information	Susan Upton Douglass Fross Zelnick Lehrman & Zissu, P.C. 866 United Nations Plaza New York, NY 10017 UNITED STATES sdouglass@frosszelnick.com Phone:212-813-5900		
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### Registration Subject to Cancellation

Registration No	4034423	Registration date	10/04/2011
Registrant	Patterson Bruce A 5901 E 1300 N Eaton, IN 47338 UNITED STATES		

### Goods/Services Subject to Cancellation

Class 025. First Use: 1995/06/01 First Use In Commerce: 1995/06/01 All goods and services in the class are cancelled, namely: Lingerie
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### Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	F1850178.PDF(81951 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	/sud/
Name	Susan Upton Douglass
Date	01/06/2016

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

In re Registration No. 4,034,423  
Trademark: Cameo Lingerie  
Registered October 4, 2011

Opposer's Ref: BARE 1600050

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**BareWeb, Inc. DBA Bare Necessities,** :  
 :  
 Petitioner, :  
 :  
 - against - :  
 :  
**Patterson Bruce A DBA Cameo Collections,** :  
 :  
 Registrant. :  
-----X

**PETITION FOR CANCELLATION**

BareWeb, Inc. DBA Bare Necessities, ("Petitioner"), a corporation organized and existing under the laws of New Jersey, with an address at 90 Northfield Ave., Edison, New Jersey 08837, believes that it will be damaged by the continued registration of U.S. Reg. No. 4,034,423, issued on October 4, 2011, to Patterson Bruce A DBA Cameo Collections ("Registrant"), and hereby petitions to cancel the same pursuant to Section 14(3) of the Lanham Trademark Act of 1946, 15 U.S.C. § 1064(3).

As grounds therefor, Petitioner alleges as follows:

1. Petitioner has, since at least as early as June 22, 2015, provided lingerie under the mark CAMIO MIO in the United States.
2. Petitioner is the owner of pending application Serial No. 86/751,129 for the mark CAMIO MIO for "Lingerie" in Class 25.

3. Registrant owns U.S. Registration 4,034,423 for the mark CAMEO LINGERIE, registered on October 4, 2011 for "Lingerie" in Class 25.

4. Registrant's mark was cited as a bar to registration of Petitioner's mark under Section 2(d) of the Trademark Act.

5. On information and belief, Registrant's mark CAMEO LINGERIE is not presently in use in commerce and has not been in use in commerce for at least three years. Thus, Registrant has abandoned its trademark.

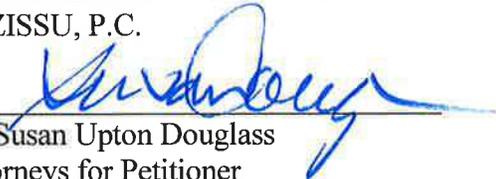
6. By reason of the foregoing, Petitioner will be damaged by the continued registration of the Mark by Registrant because the registration is blocking registration of Petitioner's mark CAMIO MIO in its application Serial No. 86/751,129.

WHEREFORE, Petitioner requests that Registration No. 4,034,423 be canceled.

Dated: New York, New York  
January 6, 2016

Respectfully submitted,

FROSS ZELNICK LEHRMAN  
& ZISSU, P.C.

By:   
Susan Upton Douglass  
Attorneys for Petitioner  
866 United Nations Plaza  
New York, New York 10017  
(212) 813-5900

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of this Petition for Cancellation was sent by first class mail to Bruce A. Patterson, DBA Cameo Collections, 5901 E 1300 N, Eaton, Indiana 47338 this 6<sup>th</sup> day of January, 2016.

  
Susan Upton Douglass