

ESTTA Tracking number: **ESTTA773963**

Filing date: **09/30/2016**

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	Edie Parker LLC		
Entity	Limited Liability Company	Citizenship	New York
Address	14 East 60th Street New York, NY 10065 UNITED STATES		

Correspondence information	Milton Springut Partner Springut Law PC 45 Rockefeller Plaza, 20th Floor New York, NY 10111 UNITED STATES ms@springutlaw.com, tbenschar@springutlaw.com, veckes@springutlaw.com Phone:212-813-1600
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Registration Subject to Cancellation

Registration No	4744666	Registration date	05/26/2015
Registrant	Coach Services, Inc. 10 Hudson Yards New York, NY 10001 UNITED STATES		

Goods/Services Subject to Cancellation

Class 018. First Use: 2014/09/15 First Use In Commerce: 2014/09/15 All goods and services in the class are cancelled, namely: Handbags

Grounds for Cancellation

Priority and likelihood of confusion	Trademark Act Sections 14(1) and 2(d)
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Mark Cited by Petitioner as Basis for Cancellation

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	EDIE		
Goods/Services	Handbags		

Attachments	Coach Cancellation Petition.pdf(56866 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	/Milton Springut/
Name	Milton Springut
Date	09/30/2016

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

IN THE MATTER OF REGISTRATION)
NO. 4,744,666)
Date of Issue: May 26, 2015)
_____)

EDIE PARKER, LLC,)
)
Petitioner,)
v.)
)
COACH SERVICES, INC.)
)
Registrant.)
-----X

Cancellation No.

Mark: EDIE

PETITION FOR CANCELLATION

In accordance with Section 14 of the Trademark Act, 15 U.S.C. § 1064, Edie Parker, LLC (“Edie Parker”) believes that it is being or will be damaged by Registration No. 4,744,666 and hereby petitions to cancel same.

As grounds therefore, it is alleged that:

1. Petitioner Edie Parker is a designer, manufacturer, and seller of high-end handbags, sold under the house mark EDIE PARKER. Since 2011, Edie Parker has used the designation EDIE as a trademark and designation for certain handbag lines. Edie Parker has used the EDIE mark in interstate commerce throughout the United States.

2. Registrant Coach Services, Inc. (“Coach”) is the owner of U.S. Registration No. 4,744,666 for the mark EDIE for handbags. That registration originated as an intent-to-use application under Section 1B of the Trademark Act, with a filing date of February 10, 2014. Coach represented that it did not make any use of this mark in commerce for these goods until after it filed the application that matured into the Registration at issue. Coach’s priority date, therefore, is the date of filing, *i.e.*, February 10, 2014, which is more than two years *after* Edie Parker’s first-use date.

3. The parties’ marks are identical (EDIE) as are the goods (handbags). There is a strong likelihood of confusion between the marks.

4. Edie Parker has applied to register the Mark EDIE for handbags, Application Serial No. 86/840,450, but the Trademark Office has rejected such application under Section 2(d) of the Trademark Act as confusingly similar to Coach’s registration.

WHEREFORE, Petitioner prays for cancellation of Registration No. 4,744,666 pursuant to Section 14 of the Trademark Act, 15 U.S.C. § 1064.

Dated: September 30, 2015
New York, New York

EDIE PARKER LLC

By: /s/ Milton Springut
SPRINGUT LAW PC
Milton Springut
Tal S. Benschar

Counsel for Petitioner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on the execution date which appears below, the annexed PETITION FOR CANCELLATION was served via U.S. Mail first class and email upon the Registrant at its correspondence address on file with the U.S. Trademark Office, as follows:

Melissa B. Berger
Coach, Inc.
10 Hudson Yards
New York, NY 10001
trademarks@coach.com

with an email copy to

Nancy Axilrod naxilrod@coach.com

I declare that the foregoing is true and correct under penalty of perjury.

Executed on: September 30, 2016
New York, New York

 /s/ Tal S. Benschar
Tal S. Benschar