

ESTTA Tracking number: **ESTTA26768**

Filing date: **02/24/2005**

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	Mr. John Garrett		
Entity	Individual	Citizenship	UNITED STATES
Address	5632 Woolwich Lane Acworth, GA 30101 UNITED STATES		

Attorney information	Jeramie Keys Withers & Keys, LLC PO Box 71355 Marietta, GA 30007-1355 UNITED STATES jeramie@witherskeys.com Phone: 678.565.4748		
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Registrations Subject to Cancellation

Registration No	1141439	Registration date	11/11/1980
Registrant	MELLON CONSULTANTS, INC. ONE PENNSYLVANIA PLAZA NEW YORK, NY 10119 UNITED STATES		
Goods/Services Subject to Cancellation	Class 036. First Use: 19780619, First Use In Commerce: 19780627 Goods/Services: Offering Consulting Services Concerned with the Formulation and Implementation of Employee Benefit Plans		
Grounds for	The registered mark has been abandoned.		

Cancellation			
Registration No	2590226	Registration date	07/09/2002
Registrant	MELLON CONSULTANTS, INC. ONE PENNSYLVANIA PLAZA NEW YORK, NY 10119 UNITED STATES		
Goods/Services Subject to Cancellation	Class 016. First Use: 19801020, First Use In Commerce: 19801020 Goods/Services: printed newsletters and reports in the fields of business, namely corporate and governmental communications, management, finance and human resources		
	Class 035. First Use: 19780619, First Use In Commerce: 19780627 Goods/Services: business consultation services, business management consultation services, personnel management consultation, and providing an on-line computerized database in the field of human resources and business management		
	Class 036. First Use: 19780619, First Use In Commerce: 19780627 Goods/Services: financial consultation, and providing an on-line computerized database in the field of finance		

Attachments	Grounds for Petition to Cancel.tif (1 page)
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Signature	/Jeramie Keys/
Name	Jeramie Keys
Date	02/24/2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Petitioner: John Garrett Offending Mark: BUCK CONSULTANTS
Petition Filed: 2/24/2005 Docket No.: 20012.0001USAA

STATEMENT OF STANDING AND GROUNDS FOR PETITION TO CANCEL

Trademark Trial and Appeal Board

Dear Sir or Madam:

Petitioner is requesting cancellation of the registrations for the mark BUCK CONSULTANTS. Petitioner has filed an intent to use application for the mark BUCK CONSULTANTS, serial number 78568717, setting forth a recitation of services that is very similar to the goods and/or services for the current registrations for which cancellation is sought. It is believed that the current registrations will be cited against the Petitioner's application in a refusal based on a likelihood of confusion. Therefore, Petitioner has standing to bring forth this petition to cancel.

Upon information and belief, Petitioner believes in good faith that the present owner of the current registrations for which cancellation is sought has ceased using the mark BUCK CONSULTANTS for any purpose more than one year ago and therefore, has abandoned the mark. Therefore, Petitioner has adequate grounds to bring forth this petition to cancel.

Respectfully Submitted,
Withers & Keys, LLC
Jeramie Keys
//Jeramie Keys//