

ESTTA Tracking number: **ESTTA34897**

Filing date: **06/06/2005**

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	Stuckey Diamond, Inc. d/b/a The Stuckey Company		
Entity	Corporation	Citizenship	Texas
Address	952 Echo Lane Suite 370 Houston, TX 77024 UNITED STATES		

Attorney information	Robert F. Zielinski Wolf, Block, Schorr and Solis-Cohen LLP 1650 Arch Street 22nd Floor Philadelphia, PA 19103 UNITED STATES skullman@wolfblock.com Phone: 215-977-2544		
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Registration Subject to Cancellation

Registration No	2527482	Registration date	01/08/2002
Registrant	Lee's Manufacturing Co., Inc. 1700 Smith Street North Providence, RI 02911 UNITED STATES		
Goods/Services Subject to Cancellation	Class 014. First Use: 20010521, First Use In Commerce: 20010521 Goods/Services: jewelry		

Attachments	lmcancel.pdf (2 pages)
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Signature	/robert f. zielinski/
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Name	Robert F. Zielinski
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Date	06/06/2005
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Registration No. 2,527,482

Issued January 8, 2002 for "LM"

Stuckey Diamond, Inc.	:	
d/b/a The Stuckey Company	:	
	:	
Petitioner,	:	Cancellation No.
	:	
v.	:	
	:	
Lee's Manufacturing Co., Inc.	:	
	:	
Registrant (Respondent).	:	

PETITION FOR CANCELLATION

Stuckey Diamond, Inc. d/b/a The Stuckey Company ("Stuckey" or "Petitioner"), a Texas corporation, having its principal place of business at 952 Echo Lane, Suite 370, Houston, TX 77024, to the best of its knowledge, believes that the current owner of Registration No. 2,527,482, issued on January 8, 2002 for "LM" (the "Mark") is Lee's Manufacturing Co., Inc. ("Registrant"), a Rhode Island corporation, having its principal place of business at 1700 Smith Street, North Providence, RI 02911.

Petitioner believes it will be damaged by the presence on the Principal Register of Registration No. 2,527,482, issued on January 8, 2002 for LM and hereby petitions to cancel the same.

The grounds for cancellation are as follows:

1. Petitioner has filed an application for registration of the mark LM on the Principal Register.

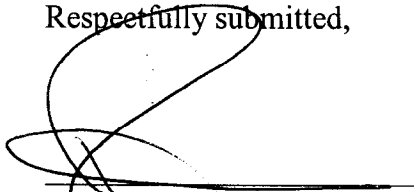
2. The United States Patent and Trademark Office has issued a refusal in connection with Petitioner's application on the ground that Petitioner's mark is likely to be confused with the Mark, thus denying Petitioner the benefits of federal registration.

3. Upon information and belief, Registrant has ceased use of the Mark in commerce with no intention to resume such use.

WHEREFORE, Petitioner respectfully requests that Registration No. 2,527,482 be cancelled.

Respectfully submitted,

Dated: June 16 05


Robert F. Zielinski
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