

ESTTA Tracking number: **ESTTA37213**

Filing date: **06/29/2005**

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

<b>Name</b>	Bacardi & Company Limited		
<b>Entity</b>	Corporation	<b>Citizenship</b>	Liechtenstein
<b>Address</b>	1000 Bacardi Road Nassau, BAHAMAS		

<b>Attorney information</b>	Janice W. Housey Roberts, Mlotkowski & Hobbes 8250 Greensboro DrSte 850 McLean, VA 22102 UNITED STATES jhousey@rmhlaw.com Phone:703-584-3277		
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#### Registration Subject to Cancellation

<b>Registration No</b>	2938484	<b>Registration date</b>	04/05/2005
<b>Registrant</b>	VIÃ‘A SEGU S.A. Fundo Mirador Melozal, Comuna de San Javier Linares, CHILE		
<b>Goods/Services Subject to Cancellation</b>	Class 033. First Use: 20020200, First Use In Commerce: 20020500 Goods/Services: Wines and prepared alcoholic cocktails		

<b>Attachments</b>	Petition to Cancel.txt ( 2 pages )
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<b>Signature</b>	/Janice Housey/
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<b>Name</b>	Janice W. Housey
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<b>Date</b>	06/29/2005
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of wine.

8. Upon information and belief, Applicant has no bona fide intention to use the mark on any of the goods recited in the application with the exception of wine.

9. Applicant has intentionally, willfully and fraudulently misstated the scope of its use to secure a registration that would be broader than the protection that would be rightfully afforded to it.

10. Such misstatements of use were done with the intention of deceiving and/or defrauding the Trademark Office.

11. Such misstatements constitute an abuse of the trademark registration system and the rights derived therefrom.

WHEREFORE, Petitioner respectfully requests that its Petition be granted and that the subject registration be cancelled.

Respectfully submitted,

Bacardi & Company Limited

/Janice W. Housey/

Janice W. Housey

Michael J. Mlotkowski

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