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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	Akzo Nobel Coatings International B.V.		
Entity	Corporation	Citizenship	The Netherlands
Address	Velperweg 76 Arnhem, 6824 BM NETHERLANDS		

Attorney information	Louis A. Morris Akzo Nobel Inc.- Intellectual Property Dept 120 White Plains Road Tarrytown, NY 10591 UNITED STATES ipani.trademark@akzonobel.com Phone:773 320-6774		
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Registration Subject to Cancellation

Registration No	2937347	Registration date	04/05/2005
International Registration No.	NONE	International Registration Date	NONE
Registrant	V 33 S.A. 39210 Domblans, FRANCE		

Goods/Services Subject to Cancellation	Class 001 Goods/Services: Solvents for varnishes; waterproofing chemical preparations for floor coverings except paints; glue for parquet floors; contact cement for use with wood; synthetic wood resin for furniture; all being for domestic use
	Class 002 Goods/Services: Corrosion inhibiting preparations for domestic use; mordants for use with metals for domestic use; colorants for use in the manufacture of paints; varnishes, lacquers, paints and pigments; varnishes, lacquers, paints and pigments for the treatment and impregnation of wood and parquet flooring; glazes for flooring; glazes for parquet flooring; preservatives against deterioration of wood; preservatives against rust in the nature of a coating; thinners for pigments, lacquers and for paints; oil cement, namely, glaziers' putty; natural resin mastics, namely, putty; coatings for use as wood filler; clear and pigmented coatings for wood in the nature of paints; anti-rust oils; wood preservation oils; anti-tarnishing preparations for metals; protective preparations for metals; bactericidal paints; mordant dyes
	Class 003 Goods/Services: General purpose cleaning, polishing, scouring and abrasive liquids and powders; parquet floor wax; polish for furniture and flooring; rust removing preparations
	Class 017 Goods/Services: Insulating plaster, insulating paints

Attachments	33.Pet.for.Cancel.pdf (1 page)(55187 bytes)
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Signature	/louis a. morris/
Name	Louis A. Morris
Date	01/25/2007

PETITION FOR CANCELLATION

Petitioner, Akzo Nobel coatings International B.V. is the owner of the trademark "33" (Application No. 78/454,923) for coatings in the nature of paint for marine vessels. Petitioner's first use in commerce of the trademark 33 for the stated use was at least as early as January 2003. Petitioner has continued to use the trademark 33 up to the present date.

Registrant, owns the trademark V 33, Registration No. 2937347, for uses, including uses in International Class 002, for:

Solvents for varnishes; waterproofing chemical preparations for floor coverings except paints; glue for parquet floors; contact cement for use with wood; synthetic wood resin for furniture; all being for domestic use;

Corrosion inhibiting preparations for domestic use; mordants for use with metals for domestic use; colorants for use in the manufacture of paints; varnishes, lacquers, paints, not for marine use, and pigments; varnishes, lacquers, paints and pigments for the treatment and impregnation of wood and parquet flooring; glazes for flooring; glazes for parquet flooring; preservatives against deterioration of wood; preservatives against rust in the nature of a coating; thinners for pigments, lacquers and for paints; oil cement, namely, glaziers' putty; natural resin mastics, namely, putty; coatings for use as wood filler; clear and pigmented coatings for wood in the nature of paints; anti-rust oils; wood preservation oils; anti-tarnishing preparations for metals; protective preparations for metals; bactericidal paints; mordant dyes;

General purpose cleaning, polishing, scouring and abrasive liquids and powders; parquet floor wax; polish for furniture and flooring; rust removing preparations; and

Insulating plaster, insulating paints;

Petitioner maintains that Registrant's trademark V 33 is likely to cause confusion with the trademark 33, since the trademarks are very similar in sound, appearance and overall commercial impression, and since the channels of trade in which V 33 may be used does not exclude marine use. It must be assumed that the respective goods with which the trademarks are used will travel in the same channels of trade to the same classes of purchasers.

Use of the trademarks V 33 and 33 in the same channels of trade and to the same classes of purchasers on or in connection with the respective goods of Petitioner and Registrant is likely to cause confusion, or to cause mistake, or to deceive.