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

Proceeding	92053389
Party	Defendant IP Strategies, P.C.
Correspondence Address	THOMAS M CHAMPAGNE IP STRATEGIES PC 12950 WORLDGATE DRIVE, SUITE 100 HERNDON, VA 20170 UNITED STATES thomas.champagne@ipstrategiespc.com
Submission	Motion for Summary Judgment
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Date	06/11/2012
Attachments	6.11.12 TTAB motion.pdf ( 2 pages )(219907 bytes )

**In the United States Patent and Trademark Office  
Before the Trademark Trial and Appeal Board**

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THINK IP STRATEGY PTY LTD.,  
Petitioner,

v.

IP STRATEGIES, P.C.,  
Registrant.  
.....

Cancellation No.: 92053389  
U.S. Trademark Reg. No. 2,602,819  
Mark: IP STRATEGIES

BOX TTAB  
NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

**Motion for Judgment on the Pleadings**

Registrant hereby moves for judgment on the record dismissing this Cancellation pursuant to 37 C.F.R. §2.132 for the reasons set forth below.

In the above-identified Cancellation, Petitioner was assigned a trial period ending April 15, 2012. To date, Registrant has not been informed of any intention on the part of Petitioner to take testimony and has received no notice that testimony is contemplated or is to be taken. It is now too late for Petitioner to take such testimony.

Petitioner has the burden of proof of supporting this Cancellation; that burden cannot now be met by Petitioner due to its failure to take testimony within the allotted time. Thus, the allegations of the Notice of Cancellation having been denied by Registrant, it appears that no useful purpose would be served by continuing the Cancellation, and having Registrant take testimony, and dismissal of the Cancellation is therefore requested.

Respectfully submitted,



June 11, 2012

Date

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By: Thomas M. Champagne  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 11<sup>th</sup> day of June, 2012, a copy of the foregoing Motion was served on counsel for Petitioner by transmission by the "Express Mail Post Office to Addressee" service of the United States Postal Service, postage prepaid, addressed as follows:

Winston & Strawn  
200 Park Avenue  
New York, NY 10166

**Attention:** Virginia R. Richard, Esq.

  
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Debra McCloud