

ESTTA Tracking number: **ESTTA637814**

Filing date: **11/09/2014**

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	SUCCESS Partners Holding Co.		
Entity	Corporation	Citizenship	Delaware
Address	200 Swisher Road Lake Dallas, TX 75065 UNITED STATES		

Attorney information	George R. Schultz Schultz & Associates, P.C. 5400 LBJ Freeway Suite 1200 Dallas, TX 75240 UNITED STATES rschultz@grspc.com, nmarsh@grspc.com, docket@grspc.com, kneedham@grspc.com Phone:214-210-5940		
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**Registration Subject to Cancellation**

Registration No	3708681	Registration date	11/10/2009
Registrant	Perficio Networks, Inc. 2967 Michelson Drive, Suite G-338 Irvine, CA 92612 UNITED STATES		

**Goods/Services Subject to Cancellation**

Class 016. First Use: 2009/03/00 First Use In Commerce: 2009/03/00 All goods and services in the class are cancelled, namely: Magazines in the field of health, wellness and nutrition
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**Grounds for Cancellation**


Priority and likelihood of confusion	Trademark Act section 2(d)
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**Marks Cited by Petitioner as Basis for Cancellation**

U.S. Registration No.	1334275	Application Date	10/09/1984
Registration Date	05/07/1985	Foreign Priority Date	NONE
Word Mark	SUCCESS!		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 1984/09/01 First Use In Commerce: 1984/09/01 General Interest Magazines

U.S. Registration No.	3472209	Application Date	11/25/2003
Registration Date	07/22/2008	Foreign Priority Date	NONE

Word Mark	SUCCESS
Design Mark	

Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 1995/01/12 First Use In Commerce: 1995/01/12 Prerecorded audio tapes, videotapes, and CD ROMs in the fields of professional, personal and financial achievement, and entrepreneurial management, excluding calendars; computer software tutorials for use in the fields of professional, personal and financial achievement, and entrepreneurial management, excluding calendars</p> <p>Class 016. First use: First Use: 1977/07/18 First Use In Commerce: 1977/07/18 Magazine pertaining to the fields of professional, personal and financial achievement, and entrepreneurial management</p> <p>Class 041. First use: First Use: 1995/01/12 First Use In Commerce: 1995/01/12 Conducting educational seminars in the fields of professional, personal and financial achievement, and entrepreneurial management</p>

U.S. Registration No.	3096744	Application Date	10/07/2004
Registration Date	05/23/2006	Foreign Priority Date	NONE
Word Mark	SUCCESS FROM HOME		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2005/03/00 First Use In Commerce: 2005/03/00 printed publications, namely, magazines, in the field of direct sales and marketing		

Attachments	73502862#TMSN.png( bytes ) 78333143#TMSN.png( bytes ) 78496518#TMSN.png( bytes ) Petition for Cancellation YOR SUCCESS 110914.pdf(840821 bytes )
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### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/george r. schultz/
Name	George R. Schultz
Date	11/09/2014

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

**In the matter of Trademark  
Registration No.: 3,708,681**

**For the mark: YOR SUCCESS**

**Registered: November 10, 2009**

**SUCCESS PARTNERS HOLDING CO.,**

**Petitioner,**

**v.**

**CANCELLATION NO. \_\_\_\_\_**

**PERFICIO NETWORKS, INC.,**

**Respondent.**

**PETITION FOR CANCELLATION**

1. SUCCESS Partners Holding Co. (“Petitioner”) believes that it has been and will be damaged by Registration No. 3,708,681 (“Respondent’s Registration”), petitions to cancel the same pursuant to 15 U.S.C. § 1064, and would respectfully show the Board the following:

**I. Parties**

2. Petitioner is a Delaware corporation having a principal place of business at 200 Swisher Road, Lake Dallas, Texas 75065.

3. Upon information and belief, the name and address of the current owner of the registration is Perficio Networks, Inc., a California corporation, having an address of 2967 Michelson Drive, Suite G-338, Irvine, California 92612. The correspondent of record for Respondent is Xavier Morales, Law Office of Xavier Morales, having an address of P. O. Box 690488, San Antonio, Texas 78269.

## II. Standing

4. Petitioner owns incontestable U.S. Registration No. 1,334,275 for the design mark SUCCESS! for use in association with “general interest magazines” in international class 16. The mark was registered on May 7, 1985. The Registration is valid and subsisting. The date of first use cited in the Registration is September 1, 1984. A copy of Registration No. 1,334,275 is attached as Exhibit A. A printout from the USPTO’s TSDR database for Registration No. 1,334,275 is attached as Exhibit B.

5. Petitioner owns incontestable U.S. Registration No. 3,472,209 for the standard character mark SUCCESS for use in association with “prerecorded audio tapes, videotapes, and CD ROMs in the fields of professional, personal and financial achievement, and entrepreneurial management, excluding calendars; computer software tutorials for use in the fields of professional, personal and financial achievement, and entrepreneurial management, excluding calendars” in international class 9; “magazine pertaining to the fields of professional, personal and financial achievement, and entrepreneurial management” in international class 16; and “conducting educational seminars in the fields of professional, personal and financial achievement, and entrepreneurial management” in international class 41. The mark was registered on July 22, 2008. The Registration is valid and subsisting. The date of first use cited in the Registration is January 12, 1995 for international classes 9 and 41, and July 18, 1977 for international class 16. A copy of U.S. Registration No. 3,472,209 is attached as Exhibit C. A printout from the USPTO’s TSDR database for Registration No. 3,472,209 is attached as Exhibit D.

6. Petitioner owns incontestable U.S. Registration No. 3,096,744 for the mark SUCCESS FROM HOME for use in association with “printed publications, namely, magazines,

in the field of direct sales and marketing” in international class 16. The mark was registered on May 23, 2006. The Registration is valid and subsisting. The date of first use cited in the Registration is March 2005. A copy of U.S. Registration No. 3,096,744 is attached as Exhibit E. A printout from the USPTO’s TSDR database for Registration No. 3,096,744 is attached as Exhibit F.

7. The marks shown in Registration Nos. 1,334,275; 3,472,209 and 3,096,744 are hereinafter collectively referred to as “Petitioner’s Marks.” The goods and services listed in Petitioner’s Registrations are hereinafter collectively referred to as “Petitioner’s Goods and Services.”

8. Since long before the date of filing of the Registration, Petitioner and/or its predecessors-in-interest adopted, used, and/or filed applications for Petitioner’s Marks in association with the Petitioner’s Goods and Services. Petitioner has continuously sold its goods and services under Petitioner’s Marks since the adoption of each mark.

9. Petitioner has expended substantial amounts of money, time, and effort in advertising and promoting Petitioner’s Marks. The trade and purchasing public have come to know and recognize Petitioner’s Marks and the associated goods and services as being those of Petitioner and that these goods and services originate with Petitioner. Petitioner’s Marks identify Petitioner as a source of Petitioner’s Goods and Services and distinguishes them from the goods and services of others.

10. Petitioner’s Marks are inherently distinctive or have acquired secondary meaning.

11. By virtue of the excellent quality of the goods and services and its general reputation, Petitioner has become well known and has acquired an excellent and widespread reputation for the goods and services sold in connection with Petitioner’s Marks. Petitioner’s

Marks are symbolic of the extensive goodwill and consumer recognition established by Petitioner and indicative of its nationally recognized reputation for excellence in the industry.

12. Respondent is the owner of U.S. Registration No. 3,708,681 (“Respondent’s Registration”) for use in association with “magazines in the field of health, wellness and nutrition” in international class 16 (“Respondent’s Goods”). The mark was registered on November 10, 2009. The date of first use cited in the Registration is March 2009. A copy of U.S. Registration No. 3,708,681 is attached as Exhibit G.

13. Petitioner’s Goods and Services as recited in Petitioner’s Registrations and otherwise are related to Respondent’s Goods as recited in Respondent’s Registration. On information and belief, Respondent’s Goods are intended to be provided to similar consumers under similar or identical advertising and move in the same channels of trade as Petitioner’s Goods and Services.

14. Petitioner’s Marks and the mark in Respondent’s Registration are substantially similar, both visually and phonetically, and create the same commercial impression.

### **III. Grounds**

#### **Likelihood of Confusion Under 15 U.S.C. § 1052(d)**

15. Under § 2(d) of the Act, 15 U.S.C. § 1052(d), the mark in Respondent’s Registration so resembles a mark previously used in the United States by Petitioner and not abandoned, as to be likely, when used on or in connection with the goods or services of Respondent, to cause confusion, to cause mistake or to deceive.

16. The mark in Respondent’s Registration is confusingly similar to Petitioner’s Marks. The similarity in appearance, sound and meaning between Petitioner’s Marks and the mark in Respondent’s Registration creates a similar or identical commercial impression.

17. The description of goods in Respondent's Registration significantly overlap with the goods and services offered by Petitioner under Petitioner's Marks at least in that both are directed toward providing magazines related to personal development.

#### **IV. Damage**

18. Petitioner has superior and paramount rights in Petitioner's Marks as compared to Respondent since Petitioner has either used Petitioner's Marks in commerce continuously and/or filed applications for Petitioner's Marks from a date long prior to any date claimed by or available to Respondent. Consequently, confusion, mistake or deception in the trade and in the minds of the consuming public between Petitioner's Marks and the mark in Respondent's Registration and the origin of Petitioner's Goods and Services is likely to occur with resulting damage to Petitioner.

#### **V. Fees**

19. The required fee of three hundred dollars (\$300.00) has been electronically paid in conjunction with the electronic filing of the Petition for Cancellation.

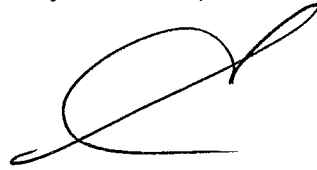
20. The Board is authorized to charge additional required amounts or issue any credits for overpayments to Deposit Account No. 50-2225.

WHEREFORE, Petitioner prays that Registration No. 3,708,681 be canceled and that this Petition be sustained.



Dated: November 9, 2014.

Respectfully submitted,



---

George R. Schultz  
Texas Bar No. 17837500  
Nicole R. Marsh  
Texas Bar No. 24053695

SCHULTZ & ASSOCIATES, P.C.  
5400 LBJ Freeway  
Suite 1200  
Dallas, Texas 75240  
(214) 210-5940 telephone  
(214) 210-5941 facsimile

ATTORNEYS FOR PETITIONER  
SUCCESS PARTNERS HOLDING CO.

**CERTIFICATE OF SERVICE**

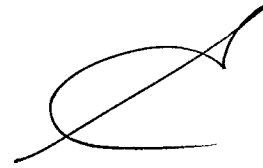
A true and correct copy of the foregoing Petition for Cancellation was served upon the persons listed below in the manner indicated on November 9, 2014:

Perficio Networks, Inc.  
2967 Michelson Drive  
Suite G-338  
Irvine, CA 92612

*Via First Class Mail, Postage Prepaid*

Mr. Xavier Morales  
LAW OFFICE OF XAVIER MORALES  
P. O. Box 690488  
San Antonio, Texas 78269

*Via First Class Mail, Postage Prepaid*



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George R. Schultz

# **Exhibit A**

Int. Cl.: 16

Prior U.S. Cl.: 38

**United States Patent and Trademark Office** **Reg. No. 1,334,275**  
**Registered May 7, 1985**

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**TRADEMARK  
PRINCIPAL REGISTER**

**SUCCESS!**

SUCCESS MAGAZINE COMPANY (PARTNER-  
SHIP)  
342 MADISON AVE.  
NEW YORK, NY 10173

FOR: GENERAL INTEREST MAGAZINES,  
IN CLASS 16 (U.S. CL. 38).

FIRST USE 9-1-1984; IN COMMERCE  
9-1-1984.

OWNER OF U.S. REG. NO. 1,221,662.

SER. NO. 502,862, FILED 10-9-1984.

JAMES WALSH, EXAMINING ATTORNEY

## **Exhibit B**

## Trademark Status and Document Retrieval

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### Trademark Status & Document Retrieval (TSDR) ?

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US Registration No	1334275	<a href="#">Status</a>	<a href="#">Documents</a>
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**Mark:** SUCCESS!

# SUCCESS!

**US Serial Number:** 73502862

**Application Filing Date:** Oct. 09, 1984

**US Registration Number:** 1334275

**Registration Date:** May 07, 1985

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Jul. 07, 2014

**Publication Date:** Feb. 26, 1985

#### Mark Information

#### Related Properties Information

#### Goods and Services

**Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** General Interest Magazines

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 038

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Sep. 01, 1984

**Use in Commerce:** Sep. 01, 1984

#### Basis Information (Case Level)

#### Current Owner(s) Information

**Owner Name:** SUCCESS PARTNERS HOLDING CO.

**Owner Address:** 200 SWISHER ROAD  
LAKE DALLAS, TEXAS 75065  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

#### Attorney/Correspondence Information

**Attorney of Record**

**Attorney Name:** George R. Schultz

**Docket Number:** 69213.0137

**Correspondent**

**Correspondent Name/Address:** George R. Schultz  
Schultz & Associates, P.C.  
5400 LBJ Freeway  
Suite 1200

Dallas, TEXAS 75240  
UNITED STATES

**Phone:** 214-210-5940

**Fax:** 214-210-5941

**Domestic Representative - Not Found**

**[Prosecution History](#)**

**[Maintenance Filings or Post Registration Information](#)**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Filed Section 15 - Accepted

**Renewal Date:** May 07, 2015

**[TM Staff and Location Information](#)**

**TM Staff Information - None**

**File Location**

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Jul. 07, 2014

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# **Exhibit C**



**Int. Cls.: 9, 16 and 41**

**Prior U.S. Cls.: 2, 5, 21, 22, 23, 26, 29, 36, 37, 38, 50,  
100, 101 and 107**

**Reg. No. 3,472,209**

**United States Patent and Trademark Office**

**Registered July 22, 2008**

**TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER**

**SUCCESS**

R&L PUBLISHING, LTD. (TEXAS LIMITED  
PARTNERSHIP), DBA PLUS PUBLISHING  
200 SWISHER ROAD  
LAKE DALLAS, TX 75065

FOR: PRERECORDED AUDIO TAPES, VIDEO-  
TAPES, AND CD ROMS IN THE FIELDS OF PRO-  
FESSIONAL, PERSONAL AND FINANCIAL  
ACHIEVEMENT, AND ENTREPRENEURIAL MAN-  
AGEMENT, EXCLUDING CALENDARS; COMPU-  
TER SOFTWARE TUTORIALS FOR USE IN THE  
FIELDS OF PROFESSIONAL, PERSONAL AND FI-  
NANCIAL ACHIEVEMENT, AND ENTREPRE-  
NEURIAL MANAGEMENT, EXCLUDING  
CALENDARS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36  
AND 38).

FIRST USE 1-12-1995; IN COMMERCE 1-12-1995.

FOR: MAGAZINE PERTAINING TO THE FIELDS  
OF PROFESSIONAL, PERSONAL AND FINANCIAL  
ACHIEVEMENT, AND ENTREPRENEURIAL MAN-

AGEMENT, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37,  
38 AND 50).

FIRST USE 7-18-1977; IN COMMERCE 7-18-1977.

FOR: CONDUCTING EDUCATIONAL SEMI-  
NARS IN THE FIELDS OF PROFESSIONAL, PER-  
SONAL AND FINANCIAL ACHIEVEMENT, AND  
ENTREPRENEURIAL MANAGEMENT, IN CLASS  
41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 1-12-1995; IN COMMERCE 1-12-1995.

THE MARK CONSISTS OF STANDARD CHAR-  
ACTERS WITHOUT CLAIM TO ANY PARTICULAR  
FONT, STYLE, SIZE, OR COLOR.

SER. NO. 78-333,143, FILED 11-25-2003.

HEATHER THOMPSON, EXAMINING ATTORNEY

## **Exhibit D**

## Trademark Status and Document Retrieval

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**Mark:** SUCCESS

# SUCCESS

**US Serial Number:** 78333143

**Application Filing Date:** Nov. 25, 2003

**US Registration Number:** 3472209

**Registration Date:** Jul. 22, 2008

**Register:** Principal

**Mark Type:** Trademark, Service Mark

**Status:** A Sections 8 and 15 combined declaration has been accepted and acknowledged.

**Status Date:** Aug. 02, 2013

**Publication Date:** May 06, 2008

### Mark Information

#### Goods and Services

**Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*.\* identify additional (new) wording in the goods/services.

**For:** Prerecorded audio tapes, videotapes, and CD ROMs in the fields of professional, personal and financial achievement, and entrepreneurial management, excluding calendars; computer software tutorials for use in the fields of professional, personal and financial achievement, and entrepreneurial management, excluding calendars

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Jan. 12, 1995

**Use in Commerce:** Jan. 12, 1995

**For:** Magazine pertaining to the fields of professional, personal and financial achievement, and entrepreneurial management

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Jul. 18, 1977

**Use in Commerce:** Jul. 18, 1977

**For:** Conducting educational seminars in the fields of professional, personal and financial achievement, and entrepreneurial management

**International Class(es):** 041 - Primary Class **U.S Class(es):** 100, 101, 107

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Jan. 12, 1995

**Use in Commerce:** Jan. 12, 1995

### Basis Information (Case Level)

### Current Owner(s) Information

**Owner Name:** SUCCESS PARTNERS HOLDING CO.

**Owner Address:** 200 SWISHER ROAD  
LAKE DALLAS, TEXAS 75065  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where  
Organized:** DELAWARE

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** George R. Schultz

**Docket Number:** 69213.0132

#### Correspondent

**Correspondent  
Name/Address:** George R. Schultz  
Schultz & Associates, P.C.  
5400 LBJ Freeway  
Suite 1200  
DALLAS, TEXAS 75240  
UNITED STATES

**Phone:** 214-210-5940

**Fax:** 214-210-5941

#### Domestic Representative - Not Found

### Prosecution History

### Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

### TM Staff and Location Information

#### TM Staff Information - None

#### File Location

**Current Location:** TMEG LAW OFFICE 109

**Date in Location:** Aug. 02, 2013

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# **Exhibit E**

**Int. Cl.: 16**

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50**

**Reg. No. 3,096,744**

**United States Patent and Trademark Office**

**Registered May 23, 2006**

**TRADEMARK  
PRINCIPAL REGISTER**

**SUCCESS FROM HOME**

VIDEO PLUS, INC. (DELAWARE CORPORATION)  
200 SWISHER ROAD  
LAKE DALLAS, TX 75065

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

FOR: PRINTED PUBLICATIONS, NAMELY, MAGAZINES, IN THE FIELD OF DIRECT SALES AND MARKETING, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

SN 78-496,518, FILED 10-7-2004.

FIRST USE 3-0-2005; IN COMMERCE 3-0-2005.

DAVID H. STINE, EXAMINING ATTORNEY

# **Exhibit F**

## Trademark Status and Document Retrieval

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**Mark:** SUCCESS FROM HOME

SUCCESS FROM HOME

<b>US Serial Number:</b> 78496518	<b>Application Filing Date:</b> Oct. 07, 2004
<b>US Registration Number:</b> 3096744	<b>Registration Date:</b> May 23, 2006
<b>Register:</b> Principal	
<b>Mark Type:</b> Trademark	
<b>Status:</b> A Sections 8 and 15 combined declaration has been accepted and acknowledged.	
<b>Status Date:</b> May 31, 2012	
<b>Publication Date:</b> Sep. 27, 2005	<b>Notice of Allowance Date:</b> Dec. 20, 2005

### Mark Information

#### Goods and Services

##### Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*.\* identify additional (new) wording in the goods/services.

**For:** printed publications, namely, magazines, in the field of direct sales and marketing

**International Class(es):** 016 - Primary Class **U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Mar. 2005

**Use in Commerce:** Mar. 2005

### Basis Information (Case Level)

#### Current Owner(s) Information

**Owner Name:** SUCCESS PARTNERS HOLDING CO.

**Owner Address:** 200 SWISHER ROAD  
LAKE DALLAS, TEXAS 75065  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** George R. Schultz

**Docket Number:** 87563.0102

Correspondent



**Correspondent** George R. Schultz  
**Name/Address:** SCHULTZ & ASSOCIATES, P.C.  
SUITE 1200  
5400 LBJ FREEWAY  
DALLAS, TEXAS 75240  
UNITED STATES

**Phone:** 214-210-5940

**Fax:** 214-210-5941

**Domestic Representative - Not Found**

### [Prosecution History](#)

### [Maintenance Filings or Post Registration Information](#)

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

### [TM Staff and Location Information](#)

**TM Staff Information - None**

**File Location**

**Current Location:** TMO LAW OFFICE 114

**Date in Location:** May 31, 2012

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# **Exhibit G**

# United States of America

United States Patent and Trademark Office

## YOR SUCCESS

**Reg. No. 3,708,681** PERFICIO NETWORKS, INC. (CALIFORNIA CORPORATION)  
Registered Nov. 10, 2009 2967 MICHELSON DRIVE, SUITE G-338  
IRVINE, CA 92612

**Int. Cl.: 16** FOR: MAGAZINES IN THE FIELD OF HEALTH, WELLNESS AND NUTRITION, IN CLASS  
16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

**TRADEMARK** FIRST USE 3-0-2009; IN COMMERCE 3-0-2009.  
**PRINCIPAL REGISTER**

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 3,546,597, 3,568,758 AND OTHERS.

SER. NO. 77-736,535, FILED 5-13-2009.

JENNIFER DIXON, EXAMINING ATTORNEY



*David J. Kyffers*

Director of the United States Patent and Trademark Office