

ESTTA Tracking number: **ESTTA686766**

Filing date: **07/30/2015**

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	Gemma Godfrey		
Entity	Individual	Citizenship	UNITED KINGDOM
Address	2120 Colorado Avenue Suite 200 Santa Monica, CA 90404 UNITED STATES		

Attorney information	Victor K. Sapphire, Esq. Michelman & Robinson LLP 10880 Wilshire Blvd, 19th Floor Los Angeles, CA 90024 UNITED STATES vsapphire@mrlip.com,trademarks@mrlip.com Phone:3105642670		
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Registration Subject to Cancellation

Registration No	2833327	Registration date	04/13/2004
Registrant	KISS MY FACE, LLC 11766 WILSHIRE BOULEVARD LOS ANGELES, CA 900256567 UNITED STATES		

Goods/Services Subject to Cancellation

<p>Class 003. First Use: 2003/06/30 First Use In Commerce: 2003/06/30 All goods and services in the class are cancelled, namely: [After shave lotions, Astringents for cosmetic purposes and skin toners, Bath Crystals, Bath Oils and salts,] Body and facial lotions, [Facial Cleansers, Hair Conditioners, Deodorants for personal use, Essential oils for personal use, Eye make up, Facial and body exfoliating lotion, Facial scrubs, facial cleansers,] Facial cream, unmedicated foot cream,[Hair creme rinses, Hair masques,] Hand cream, [Liquid and Bar soap for face, hands, and body, Facial masks, Massageoil, Moisturizing body sprays, non-medicated skin serums, Shampoos, Shower Gel and Bath gel; Styling gel for hair]</p>

Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	GEMMA GODFREY -- FILTHY RICH petition to cancel.pdf(67848 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	/vsapphire/
Name	Victor K. Sapphire, Esq.
Date	07/30/2015

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

Gemma Godfrey,

Petitioner,

v.

Kiss My Face LLC,

Registrant

Cancellation No. _____

Registration No. 2833327

Mark: FILTHY RICH

Registration Date: April 13, 2004

PETITION FOR CANCELLATION

Commissioner for Trademarks
PO Box 1451
Alexandria, VA 22313-1451

Gemma Godfrey, a United Kingdom individual, having a principal place of business c/o 2120 Colorado Avenue, Suite 200 Santa Monica, California 90404 (“Petitioner”), believes that she will be damaged by the continued registration of the mark FILTHY RICH in Registration No. 2833327 in connection with “[After shave lotions, Astringents for cosmetic purposes and skin toners, Bath Crystals, Bath Oils and salts,] Body and facial lotions, [Facial Cleansers, Hair Conditioners, Deodorants for personal use, Essential oils for personal use, Eye make up, Facial and body exfoliating lotion, Facial scrubs, facial cleansers,] Facial cream, unmedicated foot cream, [Hair creme rinses, Hair masques,] Hand cream, [Liquid and Bar soap for face, hands, and body, Facial masks, Massage oil, Moisturizing body sprays, non-medicated skin serums, Shampoos, Shower Gel and Bath gel; Styling gel for hair]” in

Class 3, for which the owner of record is Kiss My Face, LLC (“Registrant”) and Petitioner hereby petitions for cancellation of said registration.

As grounds for the cancellation, it is alleged that:

1. Petitioner is desirous of using the mark FILTHY RICH in connection with a range of personal care products, namely, “3-in-1 hair conditioners; 3-in-1 hair shampoos; Bar soap; Bath soaps; Bath soaps in liquid, solid or gel form; Beauty soap; Body cream soap; Cosmetic hair dressing preparations; Cosmetic soaps; Cosmetics; Cosmetics and cosmetic preparations; Cream soaps; Deodorant soap; Detergent soap; Disinfectant soap; Disinfecting perfumed soaps; Hair care creams; Hair care lotions; Hair care preparations; Hair cleaning preparations; Hair coloring preparations; Hair conditioner; Hair conditioners; Hair creams; Hair dressings for men; Hair dressings for women; Hair gel; Hair gel and hair mousse; Hair gels; Hair glaze; Hair lacquers; Hair lotion; Hair lotions; Hair mousse; Hair nourishers; Hair pomades; Hair products, namely, thickening control creams; Hair relaxers; Hair rinses; Hair shampoo; Hair shampoos and conditioners; Hair spray; Hair sprays; Hair sprays and hair gels; Hair styling gel; Hair styling preparations; Hair tonics; Hand soaps; Liquid bath soaps; Liquid soap; Liquid soaps; Liquid soaps for hands, face and body; Nail care preparations; Nail cream; Nail enamel removers; Nail enamels; Non-medicated hair treatment preparations for cosmetic purposes; Non-medicated preparations all for the care of skin, hair and scalp; Non-medicated serums for use on hair, skin, and nails; Perfumed soap; Perfumed soaps; Shampoo-conditioners; Shampoos; Skin soap; Soaps for personal use; Styling foam for hair; Styling paste for hair”.

2. On information and belief, Registrant has discontinued use of the mark FILTHY RICH with no intent to resume said use, thus abandoning the mark and rendering Registration No. 2833327 cancellable.

3. Petitioner's legal use and registration of FILTHY RICH will be impaired by continued registration of Registrant's mark and thus, Petitioner believes it will be damaged by continuance of Registrant's registration.

WHEREFORE, Petitioner respectfully requests that this Cancellation be sustained and that Registrant's registration be cancelled.

The required fee is submitted concurrently herewith.

Respectfully submitted,

July 30, 2015

/s/

Dated: _____

By: _____

Victor K. Sapphire
Attorneys for Petitioner
MICHELMAN & ROBINSON LLP
10880 Wilshire Blvd., 19th Floor
Los Angeles, California 90024
(310) 564-2670

CERTIFICATE OF SERVICE

It is hereby certified that a true copy of the foregoing PETITION TO CANCEL is being transmitted via first-class mail addressed to the Registrant as follows:

Kiss My Face LLC
11766 Wilshire Boulevard
Los Angeles, California 90025
United States

Dated: July 30, 2015

By: /vsapphire/