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Filing date: **08/21/2017**

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 has filed a petition to cancel the registration indicated below.

Petitioner Information

Name	Synchrony Bank		
Entity	a federal savings bank	Citizenship	United States
Address	170 West Election Road Suite 125 Draper, UT 84020 UNITED STATES		

Attorney information	Lawrence E. James, Jr. Reed Smith LLP 10 South Wacker Drive Chicago, IL 60606 UNITED STATES Email: ipdocket-chi@reedsmith.com, ljames@reedsmith.com, jnewman@reedsmith.com, mbenson@reedsmith.com, jcullis@reedsmith.com Phone: 312-207-1000
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Registration Subject to Cancellation

Registration No.	4241373	Registration date	11/13/2012
Registrant	Synchrony Venture Management, LLC 10 Post Office Square Boston, MA 02109 UNITED STATES		

Goods/Services Subject to Cancellation

Class 035. First Use: 2005/12/00 First Use In Commerce: 2005/12/00 All goods and services in the class are subject to cancellation, namely: Business risk assessment; business feasibility studies; business process management consulting; business data analytics; business data collection; business data integration; business management consulting with relation to the use of analytic and statistic models for the understanding and predicting of consumers, business, market trends and actions; business consulting in the nature of strategic analysis, strategic valuation, strategic consulting and strategic planning; business consulting services in the field of research and development; advisory services with regard to business planning, business analysis, business management, business organization and competitive capabilities
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Grounds for Cancellation

Abandonment	Trademark Act Section 14(3)
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Attachments	PetitionCancel.pdf(14879 bytes)
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Signature	/Lawrence E. James, Jr./
Name	Lawrence E. James, Jr.
Date	08/21/2017

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

In the Matter of:
U.S. Trademark Registration No. 4,241,373
Dated Registered: November 13, 2012

Synchrony Bank,

Petitioner,

v.

Synchrony Venture Management, LLC,

Registrant.

Mark: SYNCHRONY

Proceeding No.: _____

PETITION TO CANCEL REGISTRATION NO. 4,241,373

Petitioner, Synchrony Bank, a federal savings bank organized and existing under the laws of the United States, with offices at 170 West Election Road, Suite 125, Draper, Utah, 84020, believes that it will be damaged by the continued registration of the mark SYNCHRONY (the "Subject Mark") in International Class 035, as shown in U.S. Registration No. 4,241,373, registered to Registrant, Synchrony Venture Management, LLC, a limited liability corporation with a mailing address of 10 Post Office Square, Boston, MA 02109, and hereby petitions to cancel the same pursuant to 15 U.S.C. § 1064 and 37 C.F.R. § 2.111(b).

The grounds for this Petition to Cancel are as follows:

1. Petitioner is a federal savings bank insured by the Federal Deposit Insurance Corporation ("FDIC") offering banking and credit card services to its customers. In addition

to its banking and credit card services, Petitioner provides its business customers with expertise, insights, and tools in non-credit areas relating to business growth strategies, leadership and organizational planning, and business optimization.

2. Petitioner is the owner of U.S. trademark application Serial No. 86/968,036 (the “‘036 Application”) for the mark SYNCHRONY CONNECT, with a first use date of at least as early as September 1, 2015, for the following goods and services:

“Providing a website featuring downloadable information, publications, and articles in the field of business management, including business growth strategies, leadership and organizational planning, and business optimization operation plans” in International Class 009;

“Business organization and management consulting; Business consulting services in business growth and leadership development and business operations management,” in International Class 035; and

“Providing a website featuring non-downloadable articles in the field of business management, including business growth strategies, leadership and organizational planning, and business optimization operation plans; Providing an Internet website portal in the field of business management, including business growth strategies, leadership and organizational planning, and business optimization operation plans,” in International Class 041.

3. Petitioner’s ‘036 Application has been refused registration based, in part, under 15 U.S.C. § 1052(d), on a likelihood of confusion with Registration No. 4,241,373 (the “‘373 Registration”) for the mark SYNCHRONY, which is registered to Registrant, Synchrony Venture Management, LLC, a now dissolved limited liability corporation with a mailing address of 10 Post Office Square, Boston, MA 02109.

4. Accordingly, Petitioner has been, and continues to be, damaged by the continued registration of the ‘373 Registration.

5. Registrant's '373 Registration obtained registration on November 13, 2012, for the following services in International Class 035:

"Business risk assessment; business feasibility studies; business process management consulting; business data analytics; business data collection; business data integration; business management consulting with relation to the use of analytic and statistic models for the understanding and predicting of consumers, business, market trends and actions; business consulting in the nature of strategic analysis, strategic valuation, strategic consulting and strategic planning; business consulting services in the field of research and development; advisory services with regard to business planning, business analysis, business management, business organization and competitive capabilities."

6. Upon information and belief, Registrant is no longer a functioning legal entity. Specifically, on June 30, 2016, it was involuntarily dissolved after not having filed an Annual Report with the Massachusetts Secretary of the Commonwealth in over three (3) years.

7. Upon information and belief, Registrant has not used the Subject Mark in commerce in connection with Registrant's services within the last three (3) years. Specifically, Registrant's website located at <www.synchronyvm.com> appears not to have been updated since at least January 1, 2014.

8. Upon information and belief, Registrant has discontinued the use of the Subject Mark in connection with Registrant's services with intent not to resume such use and therefore abandoned its rights in and to the '373 Registration.

9. This Petition to Cancel is being timely submitted pursuant to 15 U.S.C. § 1064.

WHEREFORE, Petitioner requests that this Petition to Cancel be sustained and that Registration No. 4,241,373 be cancelled pursuant to 15 U.S.C. § 1064 and 37 C.F.R. § 2.111(b).

The requisite filing fee of \$400 and any additional fees related to this matter are being

charged to a MasterCard credit card concurrently with this filing.

Respectfully submitted,

Synchrony Bank

Date: August 21, 2017

By: /Lawrence E. James, Jr./
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CERTIFICATE OF TRANSMISSION

I hereby certify that the foregoing **PETITION TO CANCEL** is being electronically transmitted via the Electronic System for Trademark Trials and Appeals (“ESTTA”) at <http://estta.uspto.gov/> on the date noted below:

Date: August 21, 2017

By: /Lawrence E. James, Jr./
One of the Attorneys for Petitioner,
Synchrony Bank