

ESTTA Tracking number: **ESTTA860955**

Filing date: **11/28/2017**

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	Fatheadz, Inc.		
Entity	Corporation	Citizenship	Indiana
Address	1125 W. 16th Street Indianapolis, IN 46202 UNITED STATES		

Attorney information	Dean E. McConnell INDIANO & MCCONNELL 9795 Crosspoint Blvd. Suite 185 Indianapolis, IN 46256 UNITED STATES Email: dean@im-iplaw.com, kjvoelker@im-iplaw.com Phone: 3179121331		
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**Registration Subject to Cancellation**

Registration No.	2906987	Registration date	11/30/2004
Registrant	MENCANIN, STEVE 25611 Blossom Park Lake Forest, CA 92630 UNITED STATES		

**Goods/Services Subject to Cancellation**

Class 025. First Use: 2000/07/01 First Use In Commerce: 2000/07/01 All goods and services in the class are subject to cancellation, namely: men's and women's clothing namely, shirts, sweat shirts, t-shirts, tank tops, pants, snow pants, jackets, sport coats, shorts, hats and beanies
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**Grounds for Cancellation**

Abandonment	Trademark Act Section 14(3)
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Attachments	Petition to Cancel.pdf(42399 bytes )
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Signature	/Dean E. McConnell/
Name	Dean E. McConnell
Date	11/28/2017

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

IN THE MATTER OF  
U.S. Trademark Registration No. 2,906,987  
Mark: Fathead

Fatheadz, Inc.	)	
	)	
Petitioner,	)	
	)	Cancellation No.
v.	)	[not yet assigned]
	)	
Steve Mencanin	)	
	)	
Registrant.	)	

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**PETITION TO CANCEL**

Fatheadz, Inc. (“Petitioner”) hereby petitions to cancel U.S. Trademark Registration No. 2,906,987 for the FATHEAD mark.

1. Fatheadz, Inc. is an Indiana corporation having a place of business at 1125 W. 16<sup>th</sup> Street, Indianapolis, IN 46202.
2. According to USPTO records, the current owner of U.S. Trademark Registration No. 2,906,987 is Steve Mencanin, having an address of 25611 Blossom Park, Lake Forest, CA 92630.
3. Petitioner is actively engaged in the field of selling various eyewear products.
4. Petitioner is the owner of U.S. Trademark Registration No. 3,146,662 for use in connection with oversized sunglasses.
5. On information and belief, Registrant has ceased use of the FATHEAD trademark in connection with the goods identified in U.S. Trademark Registration No. 2,906,987 and intends not resume such use.

6. As a result of his non-use of the FATHEAD trademark in connection with the goods identified in U.S. Trademark Registration No. 2,906,987 with an intention not to resume use, Registrant has abandoned the FATHEAD trademark with respect to those goods within the meaning of 15 U.S.C. § 1127.

WHEREFORE, Petitioner prays that the Trademark Trial and Appeal Board grant its petition and cancel U.S. Trademark Registration No. 2,906,987.

Respectfully submitted,

November 28, 2017  
Date

/s/ Dean E. McConnell  
Dean E. McConnell  
INDIANO & MCCONNELL  
9795 Crosspoint Blvd., Suite 185  
Indianapolis, IN 46256  
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ATTORNEY FOR PETITIONER

**CERTIFICATE OF SERVICE**

This is to certify that on this date, a true copy of the foregoing **PETITION TO CANCEL** is being served, by first class mail, postage prepaid, to the owner of record of U.S. Trademark Registration No. 2,906,987 at the address for the party identified as “Current Owner” in the USPTO TSDR database:

Steve Mencanin  
25611 Blossom Park  
Lake Forest, CA 92360

With a copy by first class mail, postage prepaid, to the attorney of record for U.S. Trademark Registration No. 2,906,987:

Kenton R. Mullins  
STOUT, UXA, BUYAN, & MULLINS LLP  
4 Venture, Suite 300  
Irvine, CA 92618

November 28, 2017  
Date

/s/ Dean E. McConnell  
Dean E. McConnell