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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	Maverick Real Estate Partners LLC		
Entity	Limited Liability Company	Citizenship	New York
Address	370 Lexington Ave. Suite 1812 New York, NY 10017 UNITED STATES		

Attorney information	Jason M. Drangel Epstein Drangel LLP 60 E. 42nd Street, Ste. 2520 New York, NY 10165 UNITED STATES mail@ipcounselors.com 2122925390		
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Registration Subject to Cancellation

Registration No.	5389620	Registration date	01/30/2018
Registrant	Maverick Real Estate Group, LLC 548 Gibson Drive, Suite 200 Roseville, CA 95678 UNITED STATES		

Goods/Services Subject to Cancellation

Class 036. First Use: 2015/11/01 First Use In Commerce: 2015/11/01 All goods and services in the class are subject to cancellation, namely: Real estate agency services; Real estate brokerage; Real estate listing services; Real estate multiple listing services; Real estate procurement for others; Commercial and residential real estate agency services; Land acquisition, namely, real estate brokerage

Grounds for Cancellation

Priority and likelihood of confusion	Trademark Act Sections 14(1) and 2(d)
Abandonment	Trademark Act Section 14(3)

Mark Cited by Petitioner as Basis for Cancellation

U.S. Application No.	87796889	Application Date	02/14/2018
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Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	MAVERICK REAL ESTATE PARTNERS		
Design Mark	<p style="text-align: center;">MAVERICK REAL ESTATE PARTNERS</p>		
Description of Mark	NONE		
Goods/Services	<p>Class 036. First use: First Use: 2010/02/01 First Use In Commerce: 2010/02/01 Acquisition of mortgages, mechanics liens, and judgment liens that are secured by real estate; acquisition or origination of loans secured by real estate or secured by interests in companies that own real estate; acquisition of real estate or partial interests in real estate owning companies; acquisition of liens, claims, and judgments against companies or individuals that own real estate; management of real estate and real estate related instruments; brokerage of real estate and real estate related instruments; construction, development and consulting pertaining to real estate; and acquisition of CMBS or RMBS securities</p>		

Attachments	87796889#TMSN.png(bytes) PTC_M MAVERICK.pdf(80743 bytes)
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Signature	/Kimberly A. Klibert/
Name	Kimberly A. Klibert
Date	09/06/2018

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

Maverick Real Estate Partners LLC,
Petitioner

v.

Maverick Real Estate Group, LLC,
Registrant

Cancellation No. _____

PETITION TO CANCEL

Maverick Real Estate Partners LLC, a limited liability company organized and existing under the laws of the State of New York and located and doing business at Suite 1812, 370 Lexington Ave., New York, NEW YORK UNITED STATES 10017 (hereinafter, "Petitioner"), believes that it is or will be damaged by the registration of the alleged trademark M MAVERICK  ("MAVERICK") (hereinafter, "Registrant's Mark"), as reflected in U.S. Reg. No. 5389620, in the name of Maverick Real Estate Group, LLC, a limited liability company, organized and existing under the laws of the State of California, with an address of 548 Gibson Drive, Suite 200, Roseville, CALIFORNIA UNITED STATES 95678 (hereinafter, "Registrant"), and hereby

petitions to cancel the same.

As grounds therefor, Petitioner, by and through its undersigned attorneys, alleges as follows:

1. Petitioner is a private equity fund manager that acquires loans, mechanic's liens, and judgements secured by real estate.

2. Petitioner promotes and sells its services through its website (www.maverickrep.com), among other channels of trade.

3. Petitioner's house mark, under which it operates and promotes its services, is MAVERICK REAL ESTATE SERVICES.

4. Petitioner is the owner of all rights, title, and interest in and to MAVERICK REAL ESTATE PARTNERS formative marks (hereinafter, "Petitioner's Marks") for the acquisition of mortgages, mechanics liens, and judgment liens that are secured by real estate; acquisition or origination of loans secured by real estate or secured by interests in companies that own real estate; acquisition of real estate or partial interests in real estate owning companies; acquisition of liens, claims, and judgments against companies or individuals that own real estate; management of real estate and real estate related instruments; brokerage of real estate and real estate related instruments; construction, development and consulting pertaining to real estate; acquisition of CMBS or RMBS securities; and related services (hereinafter, "Petitioner's Services").


5. Upon information and belief, since 2010, Petitioner has closed over 60 distressed debt transactions with an aggregate value of over \$200 million dollars.

6. Petitioner has expended vast amounts of time, effort, and money in developing, advertising and publicizing the sale of Petitioner's services and Petitioner's Mark.

7. Petitioner's Marks are distinctive indicators of the origin of Petitioner's Services

and are extremely valuable symbols of Petitioner's goodwill.

8. On February 14, 2018, Petitioner filed a use-based application with the United States Patent and Trademark Office for the trademark MAVERICK REAL ESTATE PARTNERS in Class 36, Ser. No. 87796889 (hereinafter, "Petitioner's Application").

9. Upon information and belief, Registrant is the title owner of record of the United States trademark registration of M MAVERICK ( "MAVERICK"), Reg. No. 5389620 (hereinafter, "Registration").

10. The Examiner has cited the Registration against Petitioner's Application.

11. Upon information and belief, there is a likelihood of confusion between the Petitioner's Marks and the Registration.

12. Upon information and belief, Registrant's alleged first use in commerce of the mark in the Registration was November 1, 2015.

13. Upon information and belief, Petitioner has prior rights in and to Petitioner's Marks.

14. Upon information and belief, Petitioner believes that the alleged trademark covered by the Registration is not currently in use in commerce, as the use shown in connection with the Registration, namely, screenshots from the website www.maverickregroup.com, has ceased to be and the address now redirects to www.prosperityregroup.com.


15. Upon information and belief, Registrant has abandoned any and all rights it may have or may have had in and to the mark covered by the Registration for the services set forth in the Registration.

16. Upon information and belief, Registrant has abandoned the Registration.

17. Upon information and belief, Registrant has ceased its use in commerce of Registrant's Mark on or in connection with the services set forth in the Registration, with the

intention of not resuming such use, and thereby has abandoned all rights therein.

18. The Registration is inconsistent with Petitioner's right to use and register Petitioner's Mark and said Registration may be used by Registrant in an unfair manner as a basis for threatening Petitioner's lawful use and registration of Petitioner's Mark.

WHEREFORE, Petitioner prays for cancellation of the United States trademark registration of M MAVERICK ( "MAVERICK"), Reg. No. 5389620, and also requests that it be granted such further relief as the Trademark Trial and Appeal Board may deem necessary and just.

EPSTEIN DRANGEL, LLP

Dated: September 6, 2018

By: / Kimberly A. Klibert /

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