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Filing date: **06/21/2019**

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	Coupang Corp.		
Entity	Corporation	Citizenship	South Korea
Address	570 Songpa-daero, Songpa-gu Seoul, 0 KOREA, REPUBLIC OF		

Attorney information	B. Brett Heavner Finnegan Henderson Farabow Garrett & Dunner, LLP 901 New York Avenue, NW Washington, DC 20001 UNITED STATES docketing@finnegan.com, b.brett.heavner@finnegan.com, TTAB-Legal-Assistants@finnegan.com 2024084000		
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Registration Subject to Cancellation

Registration No.	5526763	Registration date	07/31/2018
International Registration No.	NONE	International Registration Date	NONE
Registrant	Rocket Lab USA Inc 14520 Delta Lane, Suite 101 Huntington Beach CA 92647 UNITED STATES		

Goods/Services Subject to Cancellation

Class 039. First Use: 0 First Use In Commerce: 0 All goods and services in the class are subject to cancellation, namely: Space vehicle transport services; travel services, namely, booking of cargo for travel; space transport services, namely, transport of goods by space vehicle; space travel arrangement services, namely, arranging space transport for cargo; launching of satellites for others; launching of spacecraft for others; travel and transport consultancy, advisory and information services related to the foregoing
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Grounds for Cancellation

Other	Claim of Partial Cancellation By Restriction of Registration No. 5526763 Under Section 18 U.S.C. Section 1068
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Attachments	6-21-19 Petition for Partial Cancellation ROCKET LAB 5526763.pdf(417661 bytes)
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Signature	/B. Brett Heavner/
Name	B. Brett Heavner
Date	06/21/2019

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

<p>COUPANG CORP.,</p> <p style="text-align: center;">Petitioner,</p> <p style="text-align: center;">v.</p> <p>ROCKET LAB USA INC,</p> <p style="text-align: center;">Registrant.</p>	<p>Cancellation No. _____</p> <p>Registration No. 5526763 Mark: ROCKET LAB Registration Date: July 31, 2018</p>
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PETITION FOR PARTIAL CANCELLATION

Coupang Corp., (“Coupang” or “Petitioner”) believes that it is being and will be damaged by the continued registration of Rocket Lab USA Inc’s (“Rocket Lab” or “Registrant”) Registration No. 5526763 for the mark ROCKET LAB covering “Space vehicle transport services; travel services, namely, booking of cargo for travel; space transport services, namely, transport of goods by space vehicle; space travel arrangement services, namely, arranging space transport for cargo; launching of satellites for others; launching of spacecraft for others; travel and transport consultancy, advisory and information services related to the foregoing” and petitions to cancel the same. As grounds for its petition, Coupang alleges the following, upon actual knowledge with respect to itself and its own acts, and upon information and belief as to other matters:

Petitioner and Its ROCKET Application

1. Petitioner Coupang is a South Korean Corporation with an address at 570 Songpa-daero, Songpa-gu, Seoul, Republic of Korea.
2. Coupang is one of the largest and fastest growing online retailers in the world. Coupang offers expedited home delivery services for its customers who purchase goods through

its online retail web sites under the ROCKET mark. This service is similar to the AMAZON PRIME expedited delivery service.

3. Coupang began using the ROCKET mark in Korea and selected countries in 2014 to promote its next-day e-commerce delivery service, as shown below:



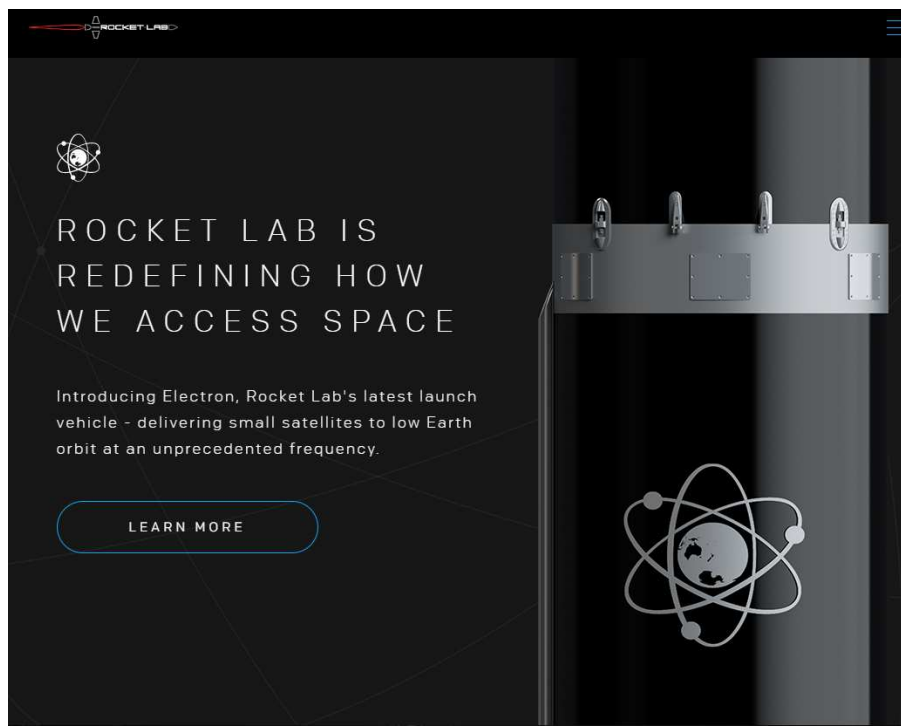
4. On May 29, 2017 Petitioner filed an application Serial No. 79213411 to register the mark ROCKET for (as amended) “Rental of warehouses; home delivery of consumer goods purchased from online vendors; storage of oil; depot services for the storage of vehicles; physical storage of electronically stored archived data” in Class 39 (“Petitioner’s Mark”).

5. The U.S. Patent and Trademark Office has cited Rocket Lab’s Registration No. 5526763 as a bar to the registration of Petitioner’s mark.

Registration No. 5526763

6. Rocket Lab is a United States Corporation with an address at 14520 Delta Lane, Suite 101, Huntington Beach, California 92647 and is the listed owner of Registration No. 5526763.

7. On information and belief, Rocket Lab's ROCKET LAB mark is used in connection with space vehicle and cargo transport services, as shown below:



8. On March 21, 2017, Rocket Lab filed an application for the mark ROCKET LAB covering (as amended) the following services:

Space vehicle transport services; travel services, namely, booking of cargo for travel; space transport services, namely, transport of goods by space vehicle; space travel arrangement services, namely, arranging space transport for cargo; launching of satellites for others; launching of spacecraft for others; travel and transport consultancy, advisory and information services related to the foregoing

in Class 39 under Section 66(a) of the Lanham Act, 15 U.S.C. § 1141f(a). The application was assigned Serial No. 79211748.

9. Application Serial No. 79211748 matured into Registration No. 5526763 on July 31, 2018.

10. On information and belief, the recitation of services in Registration No. 5526763 is inaccurate and overly broad because Registrant does not offer travel services, namely booking of cargo for travel in all contexts. Rather, Registrant only books cargo for travel into space. Registrant does not offer home delivery of goods purchased online.

COUNT I
Claim of Partial Cancellation By Restriction of
Registration No. 5526763 Under Section 18 U.S.C. § 1068

11. Petitioner repeats and realleges each and every allegation set forth in each of the preceding Paragraphs.

12. On information and belief, the recitation of services in Registration No. 5526763 is inaccurate and overly broad because the mark is only used for travel services in space and the booking of cargo for travel in space, and not used in connection with home delivery of goods purchased online.

13. Petitioner accordingly requests that the description of services be restricted in a manner that is consistent with the actual use of Registrant's mark in U.S. commerce and in a manner that avoids any likelihood of confusion with Petitioner's ROCKET mark. Specifically, Petitioner requests that the description of services in Registration No. 5526763 for the mark ROCKET LAB be restricted to:

Space vehicle transport services; travel services, namely, booking of cargo for travel **in space**; space transport services, namely, transport of goods by space vehicle; space travel arrangement services, namely, arranging space transport for cargo; launching of satellites for others; launching of spacecraft for others; travel and transport consultancy, advisory and information services related to the foregoing, **all of the foregoing excluding home delivery of goods**.

14. Petitioner asserts that entry of the proposed restriction will avoid any alleged likelihood of confusion between Petitioner's and Registrant's marks.

WHEREFORE, Petitioner respectfully requests that the petition for cancellation be sustained and that Registration No. 5526763 be partially cancelled by restriction.

All filing fees have been submitted electronically. If the filing fee is found to be insufficient for any reason, please charge such deficiency to Deposit Account No. 06-0916.

Respectfully submitted,

Dated: June 21, 2019

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COUPANG CORP.