

ESTTA Tracking number: **ESTTA1111705**

Filing date: **02/02/2021**

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

Proceeding	92073471
Party	Defendant Nexderm, Inc.
Correspondence Address	MICHAEL J SULLIVAN LAW OFFICE OF MICHAEL J SULLIVAN 111 N MARKET ST, SUITE 300 SAN JOSE, CA 95113 UNITED STATES Primary Email: msullivan@mikesullivanlaw.com 408-628-8882
Submission	Motion to Amend Registration (Requires a Fee and a Declaration)
Filer's Name	Michael Sullivan
Filer's email	msullivan@mikesullivanlaw.com
Declaration and Signature of Registrant or Attorney for Registrant	The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that the facts set forth above are true, all statements made of his or her own knowledge are true, and all statements made on information and belief are believed to be true. /Michael Sullivan/
Date	02/02/2021
Attachments	Respondent Declaration in Support of Motion to Amend - Nexderm Cancellation.pdf(149911 bytes)

Registration Subject to the filing

Registration No.	4597908	Registration date	09/02/2014
Registrant	NEXDERM, INC. P.O. BOX 8907 REDLANDS, CA 92375 UNITED STATES Email: mseraj@nexderm.com		

Goods/Services Subject to the filing

Class 003. First Use: 2014/03/27 First Use In Commerce: 2014/03/27

All goods and services in the class are requested, namely: Cosmetic creams for skin care; Cosmetics for the epidermis; Cosmetic preparations for skin care; Cosmetics; Lotions for skin; Non-medicated skin care preparations, namely, lotions, gels, and creams

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

In the Matter of Registration No. 4,597,908
Mark: **NEXDERM**
Registered Sept. 2, 2014

Nexderma, Inc.,

Petitioner,

v.

Nexderm, Inc.,

Respondent.

Cancellation No.: 92073471

**RESPONDENT’S DECLARATION IN SUPPORT OF
MOTION TO AMEND REGISTRATION NO. 4,597,908**

On January 27, 2021, the parties filed a Stipulation and Notice of Settlement to TTAB and Motion to Amend Registration No. 4,597,908 for the mark NEXDERM (the “Motion to Amend”). [See 17 TTABVUE, *generally*]. Such filing neglected to include a Declaration under Trademark Rule 2.20 in support of the Motion to Amend and the fee required for a request to amend a registration.

Respondent Nexderm, Inc., herein provides the required Declaration in support of the request to amend United States Trademark Registration No. 4,597,908 for the mark NEXDERM under Trademark Rule 2.20 and, pursuant to 37 C.F.R. § 2.6(a)(11), the required fee of one hundred dollars (\$100.00).

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Declaration Under Trademark Rule 2.20

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Respectfully submitted,

Date: February 2, 2021

By: /Michael J. Sullivan/
Michael J. Sullivan
Law Office of Michael J. Sullivan
111 N. Market St., Suite 300
San Jose, CA 95113
msullivan@mikesullivanlaw.com
Attorney for Respondent

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Respondent's Declaration in Support of Motion to Amend Registration 4,597,908 has been duly served on Melissa Scott, counsel for Petitioner, on February 2, 2020, via e-mail to:

jdoroshow@foxrothschild.com;
dchan@foxrothschild.com;
hsuh@foxrothschild.com;
mscott@foxrothschild.com;
dmcgregor@foxrothschild.com; and
ipdocket@foxrothschild.com

/Michael J. Sullivan/
Michael J. Sullivan