

ESTTA Tracking number: **ESTTA1229570**

Filing date: **08/16/2022**

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

Proceeding no.	92080187
Party	Defendant Genco, Inc.
Correspondence address	CATHY E. SHORE-SIROTIN NOLTE LACKENBACH SIEGEL ONE CHASE ROAD SCARSDALE, NY 10583-4156 UNITED STATES Primary email: TMDOCKET@NLS.LAW Secondary email(s): CSHORE@NLS.LAW, LITDOCKET@NLS.LAW 914-723-4300
Submission	Motion to Amend Registration (Requires a Fee and a Declaration)
Filer's name	Cathy E. Shore-Sirotin
Filer's email	CSHORE@NLS.LAW, TMDOCKET@NLS.LAW, LITDOCKET@NLS.LAW
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.  /Cathy E. Shore-Sirotin/
Date	08/16/2022
Attachments	Authorization to Pay Fee for Consented Request to Amend Application and Withdraw Petition without prejudice Filed 8.15.22.pdf(80637 bytes )

Registration subject to the submission

Registration no.	6318042	Registration date	04/13/2021
Register	Principal		
International registration no.	NONE	International registration date	NONE
Registrant	GENCO, Inc. 2F ARIKAWA BLDG. 6-17-11 ROPPONGI, MINATO-KU TOKYO, 106-0032 JAPAN Email: TMOwnerMail@LSLLP.com		

Goods/services subject to the submission

Class 043. First Use: None First Use In Commerce: None  
All goods and services in the class are requested, namely: Providing sushi; providing foods and beverages

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

**Registration No.: 6318042**

**Marks: SUSHI NINJA**

**International Class: 43** (ICs 9, 16, 24, 25, 28 & 41 not opposed)

-----	<b>X</b>	
<b>Parasol Management Group, Inc.</b>	:	
<b>dba Ninja Sushi Hawaii</b>	:	
	:	
<b>Petitioner,</b>	:	<b>Cancellation No. 92080187</b>
	:	
<b>v.</b>	:	
	:	
<b>Genco, Inc.</b>	:	
	:	
<b>Registrant.</b>	<b>X</b>	
-----		

**AUTHORIZATION TO PAY FEE FOR CONSENTED REQUEST TO AMEND  
REGISTRATION WITHOUT PREJUDICE AND CONTINGENT WITHDRAWAL OF  
PETITION FOR CANCELLATION WITHOUT PREJUDICE**

On August 15, 2022, Registrant, Genco, Inc. (“Registrant”), and Petitioner, Parasol Management Group, Inc. dba Ninja Sushi Hawaii (“Petitioner”), through their undersigned counsel, jointly filed a Consented Request to Amend Registration *without prejudice* and Contingent Withdrawal of Petition for Cancellation *without prejudice*. This **Authorization To Pay Fee For Consented Request To Amend Registration** supplements the prior filing to pay the required fee due pursuant to by 37 C.F.R. § 2.6(a)(11) and 37 C.F.R. § 2.173(b).

Registrant authorizes payment of the \$100.00 fee, in connection with the Consented Request to Amend Registration *without prejudice* to delete IC 43 (“providing sushi; providing foods and beverages”) in its entirety from Registration No. 6318042 (the “Registration”). International Classes 9, 16, 24, 25, 28 and 41 were not subject to the Petition for Cancellation and remain in the Registration.

Regarding the requested amendment, Registrant, via its counsel, Cathy E. Shore-Sirotn, again declares, verifies, and states under penalty of perjury that the foregoing is true and correct, in accordance with 37 C.F.R. § 2.193(e)(6).

Dated: Scarsdale, New York  
August 16, 2022

Respectfully submitted,

/s/Cathy E. Shore-Sirotn

Cathy E. Shore-Sirotn  
**Nolte Lackenbach Siegel**  
One Chase Road  
Scarsdale, New York 10583  
(914) 723-4300  
[CShore@NLS.Law](mailto:CShore@NLS.Law)  
[TMDocket@NLS.Law](mailto:TMDocket@NLS.Law)  
[LitDocket@NLS.Law](mailto:LitDocket@NLS.Law)

*Attorneys for Registrant*  
**Genco, Inc.**

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the attached AUTHORIZATION TO PAY FEE FOR CONSENTED REQUEST TO AMEND REGISTRATION WITHOUT PREJUDICE AND CONTINGENT WITHDRAWAL OF PETITION FOR CANCELLATION WITHOUT PREJUDICE is being served on Petitioner by electronic mail, addressed to Opposer's counsel as follows:

Trent Rinebarger, Esq.  
H. Michael Drumm, Esq.  
Drumm Law LLC  
12650 W. 64th Avenue, #519  
Arvada, CO 80004

[trent@drummlaw.com](mailto:trent@drummlaw.com); [trademark@drummlaw.com](mailto:trademark@drummlaw.com)

Dated: Scarsdale, New York  
August 16, 2022

/s/ Cathy E. Shore-Sirotn  
Cathy E. Shore-Sirotn