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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	YIZHI INTERNATIONAL LIMITED		
Entity	Limited Company	Incorporated or registered in	Hong Kong
Address	300 LOCKHART ROAD FLAT/RM A 12/F ZI 300 WAN CHAI, 999077 HONG KONG		

Attorney information	ANDREA SELKREGG IDEALEGAL 2240 N INTERSTATE AVE., STE 230 PORTLAND, OR 97227 UNITED STATES Primary email: aselkregg@idealegal.com Secondary email(s): abrinfo@idealegal.com, trademarks@idealegal.com 5039025780		
Docket no.			

Registration subject to cancellation

Registration no.	6237533	Registration date	01/05/2021
Register	Principal		
Registrant	Hangzhou Hai Zhi Yi Wang Luo Ke Ji You Xian Gong Si CLEARING CENTRE 2/F NORTH BLOCK, FINANCIAL, CENTRE, SHENNAN ROAD EAS SHENZHEN, GUANGDONG, 518001 CHINA		

Goods/services subject to cancellation

Class 024. First Use: Mar 13, 2020 First Use In Commerce: Mar 13, 2020 All goods and services in the class are subject to cancellation, namely: Bed covers; Bed sheets; Bed sheets; Blanket throws; Cashmere blankets; Cotton fabric; Curtains; Cushion covers; Fabric window coverings and treatments, namely, curtains, draperies, sheers, swags and valances; Fitted bed sheets; Lap rugs; Pet blankets; Pillow cases; Pillow covers; Silk cloth; Silk fabrics; Textile place mats; Textile printers' blankets; Travelling blankets; Travelling rugs; Window curtains; Covers for sleeping mats; Woollen fabric; Worsted fabrics; Woven fabrics

Grounds for cancellation

No use of mark in commerce before application, amendment to allege use, or statement of use was due	Trademark Act Sections 14(1) and 1(a), (c), and (d)
Abandonment	Trademark Act Section 14(3)

Attachments	Petition for Cancellation of YZHOME - 88945069.pdf(407682 bytes)
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Signature	/s/ Andrea Selkregg
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Name	Andrea Selkregg
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Date	11/08/2024
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

YIZHI INTERNATIONAL LIMITED,

Petitioner,

v.

HANGZHOU HAI ZHI YI WANG LUO KE
JI YOU XIAN GONG SI,

Registrant.

Cancellation No. _____

Registration No. 6237533

Mark: YZHOME (stylized)

Registration Date: January 5, 2021

PETITION FOR CANCELLATION

YIZHI INTERNATIONAL LIMITED (“Petitioner”) believes it will be damaged by the registered mark YZHOME (the “Registered Mark”), which is the subject of U.S. Registration No. 6237533 (the “Registration”), owned by HANGZHOU HAI ZHI YI WANG LUO KE JI YOU XIAN GONG SI (“Registrant”). The grounds for cancellation are as follows:

1. Petitioner is a limited company of Hong Kong, with its principal place of business in Hong Kong.
2. On information and belief, Hangzhou Hai Zhi Yi Wang Luo Ke Ji You Xian Gong Si, is a limited company of China, with its principal place of business in China.

3. Petitioner owns the U.S. Trademark Application Serial Nos. 98305340 for YZ HOME and 98472701 for YZ HOME (Stylized) (the “YZ HOME Marks”) for, “*pillows; body pillows; floor pillows; mattresses*” (the “YZ HOME Goods”) in Class 20 (the “Applications”).

4. Petitioner has used the YZ HOME Marks in interstate commerce in the United States since at least January 2024, in connection with the YZ HOME Goods.

5. The Patent and Trademark Office issued an Office Action on July 16, 2024 (in connection with 98305340 for YZ HOME) and October 9, 2024 (in connection with 98472701 for YZ HOME (Stylized)), refusing registration of the Applications on the ground that the mark is confusingly similar, pursuant to 15 U.S.C. § 1052(d), to the Registered Mark, which is registered for, “*bed covers; bed sheets; bedsheets; blanket throws; cashmere blankets; cotton fabric; curtains; cushion covers; fabric window coverings and treatments, namely, curtains, draperies, sheers, swags and valances; fitted bed sheets; lap rugs; pet blankets; pillow cases; pillow covers; silk cloth; silk fabrics; textile place mats; textile printers' blankets; travelling blankets; travelling rugs; window curtains; covers for sleeping mats; woollen fabric; worsted fabrics; woven fabrics*” (the “Registered Goods”) in Class 24.

6. In its application for the Registration, the Registrant provided a specimen allegedly showing the Registered Mark used in connection with curtain products. The Registrant did not offer proof of use of the mark in connection with any other Registered Goods.

7. After an extensive search, Petitioner is unable to locate any evidence that the Registered Mark was *ever used* by Registrant in U.S. Commerce, in connection with any of the Registered Goods, other than curtains. Further, after an extensive search, Petitioner is unable to

locate any Registered Goods, including curtain products, bearing the Registered Mark, for sale in US commerce.

8. The application for the Registration, filed June 30, 2020, purports to be signed by attorney Jeffrey Stewart Firestone, domiciled and licensed in New York, New York. On information and belief, Mr. Firestone was identified as attorney of record in over 8,000 US trademark applications in the years 2020 and 2021, in an attempt to defraud the United States Patent and Trademark Office and that at the time the application for Registration was filed, the real Mr. Firestone was deceased.

FIRST GROUND FOR CANCELLATION – NONUSE

9. On information and belief, Registrant has not used the Registered Mark for the goods recited in the Registration within the meaning of “use in commerce” in 15 U.S.C. §§ 1051 and 1127. Specifically, on information and belief, Registrant had not used the Registered Mark in connection with the Registered Goods, in the United States. The entire registration should thus be void *ab initio*.

10. If the Registered Mark is permitted to remain on the Principal Register, with the Registered Goods, and with all the rights and privileges conferred on it by its status as a Principal Registration, Petitioner will be damaged, including its inability to secure a registration for the YZ HOME Marks, and Registrant will enjoy unlawful gain and advantage to which it is not entitled under the Lanham Act, 15 U.S.C. §§ 1051 et seq.

SECOND GROUND FOR CANCELLATION – ABANDONMENT

11. On information and belief, by reason of the facts set forth above, and that Registrant has failed to use or intended to resume use of the Registered Mark for the Registered Goods, Registrant has abandoned the Registered Mark with regard to the Registered Goods within the meaning 15 U.S.C. §§ 1064(3) and 1127.

12. If the Registered Mark is permitted to remain on the Principal Register, with the Registered Goods, and with all the rights and privileges conferred on it by its status as a Principal Registration, Petitioner will be damaged, including its inability to secure a registration for the YZ HOME Marks, and Registrant will enjoy unlawful gain and advantage to which it is not entitled under the Lanham Act, 15 U.S.C. §§ 1051 et seq.

THIRD GROUND FOR CANCELLATION – NONUSE

1. On information and belief, the application for Registration falsely purports to be signed by an authorized party when in fact the application was not signed by an authorized party within the meaning of 37 C.F.R. § 2.193(e)(1), and these representations were false at the time Applicant made them, Applicant knew them to be false at the time Applicant made them, and they were made to mislead the USPTO and caused the USPTO to issue the Registration. The entire registration should thus be void *ab initio*.

2. If the Registered Mark is permitted to remain on the Principal Register, with the Registered Goods, and with all the rights and privileges conferred on it by its status as a Principal Registration, Petitioner will be damaged, including its inability to secure a registration for the YZ HOME Marks, and Registrant will enjoy unlawful gain and advantage to which it is not entitled under the Lanham Act, 15 U.S.C. §§ 1051 et seq.

WHEREFORE, Petitioner respectfully requests that this Petition be granted and that the Registration be cancelled.

DATED this 8th day of November 2024.

/s/ Andrea Selkregg
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