UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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April 30, 2026

Cancellation No. 92091526

Heygo, Inc.

v.

Virtualtrips Limited

Jill M. McCormack, Interlocutory Attorney:

On April 23, 2026, Petitioner filed its petition to cancel Respondent's Registration No. 6959280 as to International Classes 9, 42, and 45. Petitioner paid the required fees to petition to cancel three classes. On April 29, 2026, Petitioner filed an amended petition to cancel that seeks to add International Classes 38 and 41. Petitioner did not pay any additional fees.

Pursuant to Fed. R. Civ. P. 15(a)(1), made applicable to Board proceedings by Trademark Rule 2.116(a), a party may amend its pleading once as a matter of course within 21 days after serving it, or if the pleading is one to which a responsive pleading is required, 21 days after service of a responsive pleading or 21 days after service of a motion under Fed. R. Civ. P. 12(b), (e) or (f), whichever is earlier. *See* Trademark Rule 2.115; TBMP § 507.01. As a result, Petitioner is still within the allowable window to amend its petition to cancel as a matter of course.

Here, however, the amended petition to cancel cannot be accepted because it was not accompanied by the required fees. Any amended petition seeking to challenge additional classes must be accompanied by the required fee for each party joined as petitioner for each class in the registration(s) for which cancellation is sought. *See* Trademark Rule 2.6; Trademark Rule 2.111(d).

Accordingly, Petitioner's amended petition to cancel will not be accepted at this time. Petitioner may resubmit its proposed, amended petition with the required fees in accordance with Fed. R. Civ. P. 15(a)(1).

All dates remain as previously set.