

ESTTA Tracking number: **ESTTA1027343**

Filing date: **01/07/2020**

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	Admar International, Inc.		
Entity	Corporation	Citizenship	Delaware
Address	3030 Aurora Avenue Monroe, LA 71201 UNITED STATES		

Attorney information	Robert M. Chiaviello, Jr. NubyLaw 3030 Aurora Avenue Monroe, LA 71201 UNITED STATES bobc@nuby.com 3184104012
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**Registration Subject to Cancellation**

Registration No.	4680050	Registration date	01/27/2015
Registrant	TALBOTS GROUP, LIMITED PARTNERSHIP, THE One Talbots Drive Hingham, MA 02043 UNITED STATES		

**Additional Registrant Information**

Additional registrant information provided by the petitioner	The Talbots, Inc. One Talbots Drive Hingham, MA 02043 UNITED STATES no email provided no phone number provided
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**Goods/Services Subject to Cancellation**


Class 003. First Use: 2014/09/29 First Use In Commerce: 2014/09/29 All goods and services in the class are subject to cancellation, namely: perfume, eau de toilette
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**Grounds for Cancellation**

Priority and likelihood of confusion	Trademark Act Sections 14(1) and 2(d)
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## Marks Cited by Petitioner as Basis for Cancellation

U.S. Application No.	88597762	Application Date	08/29/2019
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	DR. TALBOT'S		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 003. First use: First Use: 2011/12/31 First Use In Commerce: 2011/12/31 (Based on Use in Commerce) Baby powder;Baby powders; Lip balm; Lip balm; Skin cream; Skin creams; Skin creams in liquid and in solid form; Skin creams in liquid and solid; Skin creams in liquid and solid form(Based on Intent to Use) Body wash; Cleaner for use on stainless steel; Cream soaps; Detergent soap; Detergents for household use; Dish detergents; Shampoos; Shampoos for babies; Toothpaste;Toothpastes; Wipes impregnated with a cleaning preparation; Wipes impregnated with a skin cleanser; After sun creams; Anti-aging cream; Anti-aging creams; Anti-wrinkle cream; Anti-wrinkle creams; Baby shampoo; Baby wipes impregnated with cleaning preparations; Bath cream; Beautycreams; Beauty creams for body care; Beauty balm creams; Body cream; Body creamsoap; Body creams; Cases for baby wipesimpregnated with cleaning preparations;Cosmetic creams for skin care; Cosmetichand creams; Cosmetic massage creams; Disposable wipes impregnated with cleaning chemicals or compounds for industrial and commercial use; Disposable wipes impregnated with cleansing chemicals or compounds for babies; Disposable wipes impregnated with cleansing compounds for useon babies; Eye cream; Face creams; Facecreams for cosmetic use; Face and body creams; Face and body beauty creams; Facial cream; Facial creams; Hair shampoo; Hand cleaners; Hand creams; Laundry detergent; Laundry detergents; Lip cream; Liquid laundry detergents; Massage creams;Moisturising creams; Moisturizing creams; Non-medicated balms for use on lips; Non-medicated cream soap; Non-medicated lip balm that does not contain beeswax; Non-medicated lip balms; Non-medicated diaper rash cream; Non-medicated foot cream; Non-medicated herbal body care products, namely, body oils, salves, and lip balms; Non-medicated skin creams; Non-medicated skin creams with essential oils for use in aromatherapy; Non-medicated skin care creams and lotions; Non-medicated skin care preparations, namely, creams, lotions, gels, toners, cleaners and peels; Non-medicated skin care preparations, namely, creams; Powder laundry detergents; Spray cleaners for use on stainless steel</p>		
U.S. Registration No.	5180038	Application Date	08/01/2016
Registration Date	04/11/2017	Foreign Priority Date	NONE

Word Mark	DR. TALBOT'S ORIGINAL SINCE 1933
Design Mark	
Description of Mark	The mark consists of the wording "DR. TALBOT'S ORIGINAL SINCE 1933". The wording "DR. TALBOT'S" appears inside an oblong shaped banner which bisects an oval containing rays of light and the wording "ORIGINAL" in the top portion and "SINCE 1933" in the bottom portion.
Goods/Services	Class 005. First use: First Use: 2009/08/06 First Use In Commerce: 2009/08/06 Medicated diaper rash ointments and lotions; Medicated skin preparation for use in treating diaper rash

Attachments	88597762#TMSN.png( bytes ) 87123175#TMSN.png( bytes ) Talbots - US Cancellation - Petition - Final - 2020.01.07.pdf(195324 bytes )
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Signature	/Robert M. Chiaviello, Jr./
Name	Robert M. Chiaviello, Jr.
Date	01/07/2020

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

In the Matter of Registration No. 4,680,050

For the Mark: TALBOTS

Registered: 27 January 2015

ADMAR INTERNATIONAL, INC.,	)	
	)	Cancellation No. _____
Petitioner,	)	
	)	
v.	)	
	)	
THE TALBOTS, INC.,	)	
	)	
	)	
Respondent.	)	
	)	
_____	)	

Admar International, Inc., **Petitioner**, a corporation organized and existing under the laws of Delaware with a principal place of business at 3030 Aurora Avenue, Monroe, LA 71201, believes that it has been and will continue to be damaged by U.S. Trademark Registration No. 4,680,050 for the mark TALBOT, and hereby petitions for cancellation of the TALBOT mark pursuant to Section 14(1) of the Lanham Trademark Act of 1946 ("Lanham Act"), 15 U.S.C. § 1064(1).

As grounds for cancellation, Petitioner alleges as follows:

1. Petitioner is in the business of licensing the design, distribution, promotion and sale of personal care products.

2. Petitioner is the owner of the application, bearing Serial No. 88/597,762, to register the mark DR. TALBOT'S for Body wash; Cleaner for use on stainless steel; Cream soaps; Detergent soap; Detergents for household use; Dish detergents; Shampoos; Shampoos for babies; Toothpaste; Toothpastes; Wipes impregnated with a cleaning preparation; Wipes impregnated with a skin cleanser; After sun creams; Anti-aging cream; Anti-aging creams; Anti-wrinkle cream; Anti-wrinkle creams; Baby shampoo; Baby wipes impregnated with cleaning preparations; Bath cream; Beauty creams; Beauty creams for body care; Beauty balm creams; Body cream; Body cream soap; Body creams; Cases for baby wipes impregnated with cleaning preparations; Cosmetic creams for skin care; Cosmetic hand creams; Cosmetic massage creams; Disposable wipes impregnated with cleaning chemicals or compounds for industrial and commercial use; Disposable wipes impregnated with cleansing chemicals or compounds for babies; Disposable wipes impregnated with cleansing compounds for use on babies; Eye cream; Face creams; Face creams for cosmetic use; Face and body creams; Face and body beauty creams; Facial cream; Facial creams; Hair shampoo; Hand cleaners; Hand creams; Laundry detergent; Laundry detergents; Lip cream; Liquid laundry detergents; Massage creams; Moisturizing creams; Moisturizing creams; Non-medicated balms for use on lips; Non-medicated cream soap; Non-medicated lip balm that does not contain beeswax; Non-medicated lip balms; Non-medicated diaper rash cream; Non-medicated foot cream; Non-medicated herbal body care products, namely, body oils, salves, and lip balms; Non-medicated skin creams; Non-medicated skin creams with essential oils for use in aromatherapy; Non-medicated skin care creams and lotions; Non-medicated skin care preparations, namely, creams, lotions, gels, toners, cleaners and

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