

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the matter of Trademark Serial No. **88350217**
For the Mark **CAT FANCY**

Applicant: Retrobrands USA LLC
P.O.B. 11106
Fort Lauderdale, Fl. 33339

November 1st 2019

APPLICANT'S RESPONSE TO OFFICE ACTION DATED MAY 9th 2019

Applicant, Retrobrands USA LLC hereby responds to the Examiners Office Action.

Refusal Under Trademark Act Section 2(d) Likelihood of Confusion

ARGUMENT

APPLICANT REQUESTS SUSPENSION

The Examiner is correct to state that the cited Registrations for CAT FANCY owned by the Registrant is identical to Applicant's mark and identical to Applicant's goods.

Our due diligence has confirmed that Registrant "abandoned" their CAT FANCY trademarks in the year 2015 with no intent to resume use.

Subsequently, on November 1st 2019 Applicant filed a "Petition to Cancel" Registrants marks under Section 14(c) of The Trademark Act for Abandonment. (Cancellation Proceeding ESSTA Tracking # 1012771)

Applicant respectfully request you SUSPEND my application until this matter is decided by the TTAB.

Respectfully submitted,

Retrobrands USA LLC
/Jeffrey Kaplan/ President
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