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

Proceeding	92061215
Party	Plaintiff Schiedmayer Celesta GMBH
Correspondence Address	MICHAEL J STRIKER STRIKER STRIKER & STENBY 103 EAST NECK RD HUNTINGTON, NY 11743 UNITED STATES striker@strikerlaw.com
Submission	Motion for Summary Judgment
Filer's Name	Michael J. Striker
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Date	08/01/2016
Attachments	SKMBT_42116080110570.pdf(149809 bytes)

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

Schiedmayer Celesta GmbH,)	
)	
Petitioner,)	
)	
v)	Cancellation No. 92/061,215
)	Reg. No. 3,340,759
Piano Factory Group, Inc.,)	Mark: SCHIEDMAYER
)	Registration Date: 11/20/2007
Respondent.)	
_____)	

ADDENDUM TO MOTION FOR SUMMARY JUDGMENT

On July 22, 2016, Petitioner caused to be filed a Motion for Summary Judgment. The basis of the Motion for Summary Judgment is that the Respondent, Piano Factory Group, Inc., has been suspended as a corporation by the State of California since September 2, 2008, and all of its powers, rights and privileges were suspended on that date and are currently suspended.


Accordingly, Respondent cannot defend this proceeding. Additionally, the Declaration of Use under Sections 8 and 15 was filed by Respondent at a time when it was suspended and accordingly it is null and void.

Petitioner now submits herewith a Certificate of Status issued by the Secretary of State of the State of California confirming that according to the records of the Office of the Secretary of State, the California Franchise Tax Board suspended Respondent's powers, rights and privileges on September 2, 2008, pursuant to the

provisions of the California Revenue and Taxation Code, and the entities, powers, rights and privileges remain suspended.

This Certificate of Status was not available at the time of filing of Petitioner's Motion for Summary Judgment. It is respectfully requested that this Certificate of Status be made part of Petitioner's Motion for Summary Judgment.

Respectfully submitted,



Michael J. Striker
Attorney for Petitioner
Reg. No.: 27233
103 East Neck Road
Huntington, New York 11743

State of California
Secretary of State

CERTIFICATE OF STATUS

ENTITY NAME:

PIANO FACTORY GROUP, INC.

FILE NUMBER: C1740917
FORMATION DATE: 03/17/1994
TYPE: DOMESTIC CORPORATION
JURISDICTION: CALIFORNIA
STATUS: SUSPENDED

I, ALEX PADILLA, Secretary of State of the State of California,
hereby certify:

The records of this office indicate the California Franchise Tax Board suspended the entity's powers, rights and privileges on September 02, 2008, pursuant to the provisions of the California Revenue and Taxation Code, and the entity's powers, rights and privileges remain suspended.



IN WITNESS WHEREOF, I execute this certificate
and affix the Great Seal of the State of
California this day of July 26, 2016.

A handwritten signature in black ink, appearing to read "Alex Padilla".

ALEX PADILLA
Secretary of State

CERTIFICATE OF SERVICE

It is hereby certified that a true and complete copy of the attached Addendum to Motion for Summary Judgment was served upon counsel for the Respondent via first class mail:

Adam R. Stephenson LTD.
40 W. Baseline Rd. Ste 101
Tempe, AZ 85283

This 1st. day of August, 2016

A handwritten signature in black ink, appearing to read 'MS/2', is written over a horizontal line.

Michael Striker