

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

OPPOSITION NO. 91122816

APPLICANT : Kerry Colin Keane

MARK : RUSH NEW MEDIA

FILING DATE: June 30, 1999

SERIAL NO. : 75/741,795

CLASSES : 41 & 42

Our Reference : 44037.010900

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513
Att: Trademark Trial and Appeal Board

REQUEST FOR PERMISSION TO WITHDRAW AS ATTORNEY OF RECORD

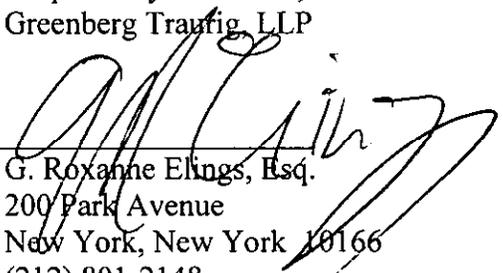
Pursuant to 37 C.F.R. §§ 2.19(b), the undersigned hereby moves to withdraw from employment as Applicant's counsel in connection with prosecution of this trademark application. As a basis for this request, the undersigned hereby informs the Examiner that Applicant has failed to honor an agreement to pay for the performance of legal services, thereby making it unreasonably difficult for the undersigned to continue to represent Applicant.

Applicant's counsel has advised Applicant in writing that they could no longer continue their legal representation in this matter, and advised Applicant to retain new counsel in this matter. Applicant's counsel has sent notice by hand of their intent to withdraw from representing Applicant in connection with this Application.

Simultaneous with filing of this request, the undersigned has forwarded to Applicant by Certified Mail all papers and property relating to the prosecution of this application, to which Applicant is entitled. *See* copy of letter to applicant forwarding documents concerning the instant application.

Respectfully submitted,
Greenberg Traurig, LLP

Dated: February 18, 2004



G. Roxanne Elings, Esq.
200 Park Avenue
New York, New York 10166
(212) 801-2148

GREENBERG
ATTORNEYS AT LAW
TRAURIG

Roxanne Elings
212-801-2148
elingsr@gtlaw.com

February 18, 2004

BY REGISTERED MAIL
RETURN RECEIPT REQUESTED

Kerry Colin Keane
Rush New Media LLC
149 Mercer Street, Apartment 3
New York, New York 10012-3240

Re: **Rush New Media**
Russell Simmons v Kerry Colin Keane
Trademark Opposition No. 122,818
Our Ref: 44037.011900

Dear Kerry:

Enclosed please find copies of correspondence between the United States Patent and Trademark Office ("USPTO") and Greenberg Traurig concerning the above referenced trademark opposition and a copy of the Request for Permission to Withdraw as Attorney of Record which is being filed with the USPTO.

If you should have any questions, please contact me.

Sincerely,


Roxanne Elings

GREENBERG TRAURIG, LLP
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PHILADELPHIA PHOENIX TALLAHASSEE TYSONS CORNER WASHINGTON, D.C. WEST PALM BEACH WILMINGTON ZÜRICH

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TAB

Christopher Bianco
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February 18, 2004

VIA FEDERAL EXPRESS

David Mermelstein, Esq.
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, VA 22202

Re: **Opposition No. 91122816**
RUSH NEW MEDIA Serial No. 75/741,795
Withdrawal as Attorney of Record
Our Ref: 44037.010400

Dear Sir/Madam:

Enclosed is our Revised Request for Permission to Withdraw as Attorney of Record for the above referenced trademark opposition.

Sincerely,



Christopher Bianco
Trademark Paralegal



02-19-2004

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #76

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