

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

PLANNED PARENTHOOD FEDERATION)
OF AMERICA, INC.)
)
Opposer,)
)
v.)
)
PLANNED ELDERHOOD, INC.)
)
)
Applicant.)



05-05-2004

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

Opposition No.: 91159902
Serial No. 78235121

MOTION TO WITHDRAW AS REPRESENTATIVE

Edward A. Matto and the law firm of Bricker & Eckler LLP (“Practitioner”) hereby respectfully move this Court for leave, *instanter*, to withdraw as counsel for Planned Elderhood, Inc. (“Applicant”) pursuant to 37 CFR §§ 10.40 (c)(5).

Practitioner was retained by Kathy Gin Kurgis, an individual residing in the state of Ohio, to file trademark application Serial No. 78235121, which is the basis for the present Opposition Action. Practitioner considered Ms. Kurgis as its client for purposes of this application. On or about March 30, 2002, Ms. Kurgis advised Practitioner that she will not be paying Practitioner for any further services in connection with the present Opposition Action or the underlying trademark application.

Practitioner has notified Applicant that it will withdraw and has allowed time for Applicant to employ another practitioner. All papers and property relating to the proceeding to which Applicant is entitled have been sent to Applicant and there are no unearned portions of fees advanced for the purpose of pursuing the present opposition.

For the foregoing reasons, the undersigned respectfully requests leave of this Court for Practitioner to withdraw as counsel for Planned Elderhood, Inc.

Respectfully submitted,



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Counsel for Applicant Planned Elderhood, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Motion to Withdraw as Representative has been served on the below named individuals by mailing said copy on May 3, 2004, via First Class Mail, postage prepaid to:

Alan H. Levine
Howard F. Mandelbaum
Levine & Mandelbaum
444 Madison Avenue
35th Floor
New York, New York 10022

Planned Elderhood, Inc.
Gary Winner, President
899 Skokie Blvd.
Northbrook, IL 60062



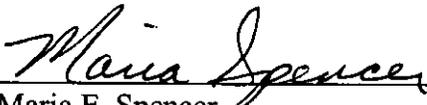
Edward A. Matto (OH S.Ct. No. 0025510)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to:

BOX TTAB
NO FEE
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3515

on May 3, 2004



Maria E. Spencer



Bricker & Eckler
ATTORNEYS AT LAW

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May 3, 2004

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**Re: Motion to Withdraw as Representative
Opposition No.: 91159902**

Dear Madam or Sir:

Enclosed for filing with the Board is an original Motion to Withdraw as Representative with three (3) copies attached. Please file stamp one copy of the Notice and return it to our office in the envelope provided.

Very truly yours,


Maria E. Spencer

Enclosures

cc: Edward A. Matto, Esq.
Alan H. Levine, Esq.
Gary Winner