

ESTTA Tracking number: **ESTTA152509**

Filing date: **07/23/2007**

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

Proceeding	91171111
Party	Plaintiff Mr. Federico Galindo
Correspondence Address	Cheryl L. Hodgson Hodgson Law Group 9606 Santa Monica Blvd., 3rd Floor Beverly Hills, CA 90210 UNITED STATES
Submission	Other Motions/Papers
Filer's Name	Cheryl L. Hodgson
Filer's e-mail	chodgson@hodgson-law.com
Signature	/Cheryl L. Hodgson/
Date	07/23/2007
Attachments	mx to reconsider-galindo.pdf (6 pages)(962979 bytes)

1 draws the Board's attention to paragraph 5 of the motion, and to her declaration, ¶ 6:
2 "Ms. Hodgson has counseled with her clients, and believes it in their best interest to
3 secure new counsel rather than waste further time and resources to oppose the
4 motion on file before the Board....I believe it in the best interest of the Opposer to
5 seek new counsel in order that this proceeding move forward on the merits, without
6 providing Stall further reasons to side step the merits of the proceedings."
7

8 **2. A statement that the practitioner has notified the client of his or her**
9 **desire to withdraw from employment, and has allowed time for employment of**
10 **another practitioner.** In her motion filed on March 6, 2006, Ms. Hodgson states that
11 she has counseled with her clients regarding her intentions to withdraw and she
12 seeks additional time for her clients to find new counsel. Ms. Hodgson calls the
13 Board's attention to paragraphs 5 and 6 of her motion, as well as her declaration, ¶¶
14 3 and 6.
15

16 **3. A statement that all papers and property that relate to the proceeding**
17 **and to which the client is entitled have been delivered to the client.** Ms.
18 Hodgson states in her motion to withdraw that her client has received copies of all
19 filings in this matter, and that she will "cooperate fully with new counsel to provide all
20 files." (Hodgson Decl. ¶7)
21

22 **4. If any part of a fee paid in advance has not been earned, a statement**
23 **that the unearned part has been refunded.** No fee paid in advance to Ms.
24 Hodgson remains unearned, and therefore no fees are due to her clients.
25

26 **5. Proof of service of the request upon the client and upon every other**
27 **party to the proceeding.** A copy of the Proof of Service for Ms. Hodgson's motion to
28 withdraw is attached hereto as **Exhibit "A."**

1 For all of the foregoing reasons, Ms. Hodgson respectfully requests that her
2 motion to withdraw be granted.

3
4 Respectfully submitted,

5 Dated: July 20, 2007

HODGSON LAW GROUP

6
7 9606 Santa Monica Blvd.
8 Third Floor
9 Beverly Hills, CA 90210
10 Telephone: (310) 623-3515
11 Facsimile: (310) 919-3515

12 By 
13 Cheryl L. Hodgson
14 Attorney for Opposer

15 **DECLARATION**

16 CHERYL L. HODGSON, hereby declares and states:

17 That the facts set forth in this motion are true; and

18 That all statements made herein of her own knowledge are true and that all
19 statements made on information and belief are believed to be true; and further that
20 these statements were made with the knowledge that willful false statements and
21 the like so made are punishable by fine or imprisonment, or both, under Section
22 1001 of Title 18 of the United States Code.

23 Executed this 20th day of July 2007.

24
25 
26 Cheryl L. Hodgson
27

28 Motion to Reconsider Motion to Withdraw and Stay Proceedings

EXHIBIT A

1 PROOF OF SERVICE

2 State of California
3 County of Los Angeles
4

5 I, Dustin J. Skilbred, am employed in the aforesaid county, State of California.
6 I am over the age of 18 years and not a party to the within action; my business
address is: 9606 Santa Monica Blvd., Third Floor, Beverly Hills, CA 90210.

7 On July 23, 2007

8
9 **Motion of Cheryl L. Hodgson to Reconsider Motion to Withdraw**

10 on all interested parties in this action by delivery of a copy to:

11 David Stall
12 2151 Michelson Drive, Suite 105
Irvine, CA 92612

13 Olga & Frederico Galindo
14 5209 Apollo Drive
Albuquerque, NM 87120

15 BY MAIL

16 I am readily familiar with the practice of collection and processing of correspondence
17 for mailing with the United States Postal Service; pursuant to that practice, envelopes
18 placed for collection at designated locations during designated hours are deposited
with the United States Postal Service with first class postage thereon, fully prepaid the
same day in the ordinary course of business.

19 BY PERSONAL SERVICE

20 I caused such envelope to be delivered by hand to the offices of the addressee.

21 I declare under penalty of perjury under the laws of the State of California that
22 the foregoing is true and correct.

23 July 23, 2007

24 
25 Dustin J. Skilbred

26
27
28 Motion to Reconsider Motion to Withdraw and Stay Proceedings