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Filing date: **02/13/2009**

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

Proceeding	91184213
Party	Defendant Direct Access Technology Inc
Correspondence Address	MICHAEL C. OLSON 1400 BRISTOL STREET N SUITE 270 NEWPORT BEACH, CA 92660 UNITED STATES molson@lawyer.com
Submission	Other Motions/Papers
Filer's Name	Michael C. Olson
Filer's e-mail	molson@lawyer.com
Signature	/MCO/
Date	02/13/2009
Attachments	request.withdraw.pdf ( 3 pages )(50131 bytes )

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

**In the matter of Trademark Application Serial No. 78914975  
For the mark, METAL GEAR**

<b>Galaxy Metal Gear, Inc.</b>	)	
	)	<b>Opposition No. 91184213</b>
<b>Opposer</b>	)	
	)	
<b>v.</b>	)	
	)	<b>REQUEST TO WITHDRAW MOTION TO DISMISS</b>
	)	
<b>Direct Access Technology, Inc.</b>	)	
	)	
<b>Applicant</b>	)	

**APPLICANT’S REQUEST TO WITHDRAW MOTION TO DISMISS**

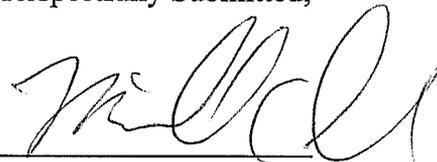
Applicant, Direct Access Technology, Inc., hereby requests the Board to withdraw from consideration the Applicant’s Motion to Dismiss the Opposition filed by Opposer, Galaxy Metal Gear, Inc., for the reason that the Opposer has now produced a witness to provide deposition testimony and there is not longer a dispute remaining between the parties over the deposition which

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requires action by the Board.

February 13, 2009

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'M. Olson', written over a horizontal line.

Michael C. Olson Reg. No. 45,728

LAW OFFICE OF MICHAEL C. OLSON, P.C.

1400 Bristol Street N., Ste 270

Newport Beach, California 92660

Tel. (949) 442-8940

Fax. (949) 442-8935

email: [molson@lawyer.com](mailto:molson@lawyer.com)

Attorneys for Applicant  
Direct Access Technology, Inc.

Opposition No. 91184213

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the foregoing **REQUEST TO WITHDRAW MOTION TO DISMISS** was served on Jen-Feng Lee, counsel for applicant on this 13th day of February, 2009 by depositing a copy of the same in the United States mail, first class postage prepaid, addressed to:

Jen-Feng Lee, Esq.  
World Esquire Law Firm, LLP  
80 South Lake Avenue, Ste 708  
Pasadena, CA 91101  
Telephone: (626) 795-5555  
Facsimile: (626) 795-5533



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Michael C. Olson