

ESTTA Tracking number: **ESTTA220674**

Filing date: **06/26/2008**

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

Proceeding	91184240
Party	Plaintiff Guage Model
Correspondence Address	Louis Diep Kokka & Backus, PC 200 Page Mill Road, Suite 103 Palo Alto, CA 94306-9914 UNITED STATES
Submission	Request to Withdraw as Attorney
Filer's Name	Abigail E. Lighthart
Filer's e-mail	alighthart@kokkalaw.com
Signature	/Abigail E. Lighthart/
Date	06/26/2008
Attachments	GUA-002OPP Petition to Withdraw as Representative.pdf (3 pages)(170786 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

_____)	
)	
Guage Model,)	
)	
Opposer,)	
)	
v.)	Opposition No.: 91184240
)	In the Matter of:
Cotton Incorporated,)	Serial Number: 77/035,984
)	Filing Date: November 3, 2006
Applicant.)	Mark: WHAT ARE YOU WEARING?
)	Date of Publication: January 15, 2008
_____)	

PETITION TO WITHDRAW AS REPRESENTATIVE

This petition is submitted by the undersigned representative to withdraw as representative for Guage Model (“Opposer”) in the above-referenced matter pursuant to 37 CFR §2.19(b) and 37 CFR §10.40(c). Specifically, Representative submits this request to withdraw because Opposer has made it unreasonably difficult to carry out its representation by ceasing communication with Representative immediately following the filing of the above-referenced opposition. Further, Guage has failed to pay multiple bills to Representative for an unreasonable period of time and breached its written fee agreement. 37 CFR §10.40(c)(iv) & 37 CFR §10.40(c)(vi).

In accordance with 37 CFR §2.19(b) and the requirements set forth in 37 CFR §10.40, Representative requests to withdraw because Opposer has failed to respond to telephone calls, voicemails, electronic mail, and letters. Opposer has terminated phone service and is unable to be reached via telephone. Further, Opposer has failed to pay several months of bills from

Representative and has breached its written fee agreement. Representative has given due notice, advised and allowed time for Opposer to obtain new representation, and forwarded all property, papers, and materials to Opposer. Correspondence should be forwarded to Opposer at the address of record in the above-referenced matter. Opposer's interests and rights in this matter will not be prejudiced by Representative's withdrawal as Representative has fully and completely complied with the requirements of 37 CFR §10.40 and provided due notice and sufficient time for Opposer to obtain new counsel.

Should this Board have any questions regarding this request, please contact the undersigned Representative.

Respectfully submitted,



Scott S. Kokka

June 12, 2008

Date

KOKKA & BACKUS, PC
200 Page Mill Road, Suite 103
Palo Alto, CA 94306-2022
Tel: (650) 566-9921
Fax: (650) 566-9922
Date: June 12, 2008

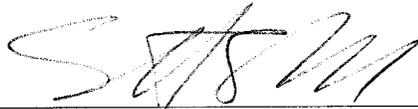
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and complete copy of the foregoing Petition to Withdraw as Representative was served on the Opposer, Guage Model, on the date indicated below by depositing the same with the U.S. Postal Service, Express Mail Label: EQ433256702US; postage prepaid, addressed to:

RODNEY MAXWELL
453 13TH St., Suite 219
San Diego, CA 92101

The undersigned hereby certifies that a true and complete copy of the foregoing Petition to Withdraw as Representative was served on the Applicant, Cotton Incorporated, on the date indicated below by depositing the same with the U.S. Postal Service, Express Mail Label: EQ433256693US, postage prepaid, addressed to the attorney/correspondent of record for the Applicant at:

ADRIENNE L. WHITE
WRB-IP LLP
1217 KING STREET
ALEXANDRIA, VA 22314-2926



Scott S. Kokka

Date: June 12, 2008