

ESTTA Tracking number: **ESTTA378417**

Filing date: **11/13/2010**

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

Proceeding	91190499
Party	Defendant GoCoffeeGo LLC
Correspondence Address	DARREN S. RIMER RIMER & MATHEWSON LLP 1 EMBARCADERO CTR STE 500 SAN FRANCISCO, CA 94111-3610  trademarks@rimermath.com
Submission	Withdrawal Of Application
Filer's Name	Darren S. Rimer
Filer's e-mail	trademarks@rimermath.com
Signature	/Darren S. Rimer/
Date	11/13/2010
Attachments	stip to dismiss.pdf ( 3 pages )(146377 bytes )

Case **GOCOF-004M**  
Trademark Opposition

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Peaberry Coffee, Inc.,	)	Opposition No.: 91190499
	)	
Opposer,	)	Serial No.: 77/370,201
	)	
vs.	)	Mark: PROFESSOR PEABERRY
	)	
GoCoffeeGo LLC,	)	
	)	
Applicant.	)	
_____	)	

**STIPULATED MOTION TO WITHDRAW APPLICATION  
AND DISMISS OPPOSITION**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

Dear Sir/Madam:

Opposer, Peaberry Coffee, Inc., by and through its counsel, and Applicant, GoCoffeeGo LLC, by and through its counsel, hereby respectfully request the abandonment of Application Serial No. 77/370,201 with prejudice, which is the subject matter of the above-identified Opposition

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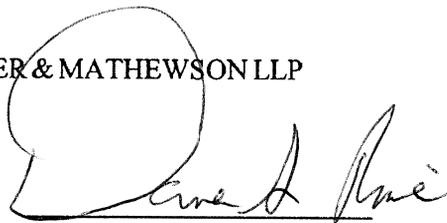
proceeding. In light of the abandonment of the instant application, the parties further request that the Opposition be dismissed as moot.

Respectfully submitted,

RIMER & MATHEWSON LLP

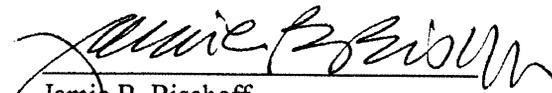
BALLARD SPAHR ANDREWS & INGERSOLL, LLP

By:



Darren S. Rimer  
One Embarcadero Center, Suite 500  
San Francisco, CA 94111  
Attorneys for Applicant

By:



Jamie B. Bischoff  
1735 Market Street, 51st Floor  
Philadelphia, PA 19103  
Attorneys for Opposer

Dated:

11/13/10

Dated:

October 12, 2010

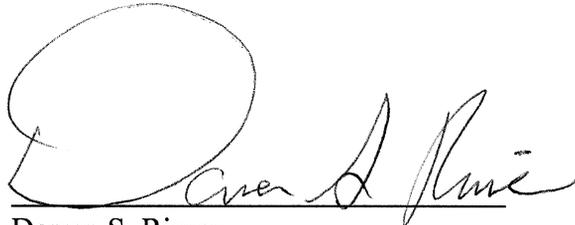
**PROOF OF SERVICE**

State of California    )  
                                  ) ss.  
County of Orange     )

I am over the age of 18 and not a party to the within action; my business address is 27281 Las Ramblas, Suite 200, Mission Viejo, California 92691. On November 13, 2010, the attached **STIPULATED MOTION TO WITHDRAW APPLICATION AND DISMISS OPPOSITION** was served on all interested parties in this action by e-mail (by consent), at the address as follows:

Jamie B. Bischoff  
Ballard Spahr Andrews & Ingersoll, LLP  
1735 Market Street, 51<sup>st</sup> Floor  
Philadelphia, PA 19103  
[bischoff@ballardspahr.com](mailto:bischoff@ballardspahr.com)  
[militelloc@ballardspahr.com](mailto:militelloc@ballardspahr.com)

Executed on November 13, 2010. I declare under penalty of perjury that the above is true and correct. I declare that I am employed in the office of RIMER & MATHEWSON LLP at whose direction service was made.

  
\_\_\_\_\_  
Darren S. Rimer