

ESTTA Tracking number: **ESTTA521160**

Filing date: **02/12/2013**

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

Proceeding	91195961
Party	Defendant Kelly Van Halen
Correspondence Address	DON THORNBURGH DON THORNBURGH LAW CORPORATION 466 FOOTHILL BLVD #220 LA CANADA FLINTRIDGE, CA 91011-3518 UNITED STATES uspto@donthornburgh.com
Submission	Request to Withdraw as Attorney
Filer's Name	Don Thornburgh
Filer's e-mail	uspto@donthornburgh.com
Signature	/Don Thornburgh/
Date	02/12/2013
Attachments	91195961_Request to Withdraw from Representation 02.12.2013.pdf (3 pages) (15127 bytes)

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

ELVH, Inc.,)	
)	
Opposer,)	
)	
v.)	
)	
Kelly Van Halen,)	Opposition No. 91195961
)	
Applicant.)	
)	
<hr/>		
Mark:)	KELLYVANHALEN
)	
Serial No.:)	77/919644, 77/919645
)	
Filed:)	January 28, 2010
)	
Published:)	June 8, 2010
)	
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REQUEST FOR PERMISSION TO WITHDRAW FROM REPRESENTATION

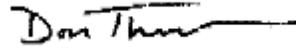
The undersigned hereby requests permission to withdraw from representation of the Applicant in this proceeding, pursuant to Trademark Rule 10.40(a), 37 C.F.R. § 10.40(a). The grounds for this withdrawal are as follows: The client (Applicant) has not adhered to the terms of the retainer agreement. 37 C.F.R. § 10.40(c)(1).

The undersigned affirms that he has taken reasonable steps to avoid foreseeable prejudice to the rights of the Applicant pursuant to Trademark Rule 10.40(a), 37 C.F.R. § 10.40(a); the undersigned has provided the client with due notice allowing time for the client to employ another practitioner; and the undersigned has agreed to provide all papers and property to Applicant's new counsel.

As the proceeding was suspended on October 2, 2012, pending the Board's ruling on outstanding motions of the parties, there is no pending action in regard to this proceeding the due date for which is less than 30 days from this date. As evidenced by the attached Certificate of Service, a copy of this request has been sent to the Applicant and to the counsel of record for Opposer.

Dated: February 12, 2013

Respectfully submitted,
Don Thornburgh Law Corporation
466 Foothill Boulevard #220
La Cañada Flintridge, CA 91011



Don Thornburgh
for Don Thornburgh Law Corporation

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

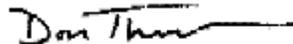
ELVH, Inc.,)	
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Mark: KELLYVANHALEN)	
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Serial No.: 77/919644, 77/919645)	
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Filed: January 28, 2010)	
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Published: June 8, 2010)	
_____)	

Certificate of Service

I hereby certify that a true and complete copy of the foregoing REQUEST FOR PERMISSION TO WITHDRAW FROM REPRESENTATION has been served on the Applicant and on the attorney of record for Opposer ELVH, Inc., at the correspondence address of record in the records of the USPTO, by mailing said copy on February 12, 2013, via First Class Mail, postage prepaid to:

Applicant:
Kelly Van Halen
2934 1/2 Beverly Glen Circle #502
Los Angeles, CA 90077

Attorneys for Opposer:
Jeffrey R. Cohen, Esq.
Millen White Zelano & Branigan, P.C.
2200 Clarendon Boulevard, Suite 1400
Arlington, VA 22201



Don Thornburgh
for Don Thornburgh Law Corporation