

ESTTA Tracking number: **ESTTA1118**

Filing date: **06/11/2013**

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

Proceeding	91198315
Party	Plaintiff Proton Data Security, LLC
Correspondence Address	MICHAEL E TSCHUPP ESPINOSA TREBA PL 3001 S W 3RD AVE MIAMI, FL 33129 UNITED STATES mtschupp@etlaw.com
Submission	Withdrawal of Opposition
Filer's Name	Jorge Espinosa
Filer's e-mail	trademark@etlaw.com
Signature	/Jorge Espinosa/
Date	06/11/2013
Attachments	withdrawal of opposition.pdf(26817 bytes)

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

In the Matter of:

Application Serial No.: 77/840,286
Filed: October 2, 2009
Trademark: DATA SECURITY, INC.
Applicant: Data Security, Inc.
Published in the
Official Gazette on: September 28, 2010

Proton Data Security, LLC,
a Florida limited liability company,

Opposer,

v.

Opposition No. 91198315

Data Security, Inc.
a Nebraska corporation,

Applicant.

**OPPOSER'S RESPONSE TO
APPLICANT'S FIRST SET OF INTERROGATORIES TO OPPOSER**

Opposer, Proton Data Security, LLC ("Proton"), by and through undersigned counsel, states that it has reached a settlement with Applicant and pursuant to 37 CFR § 2.106(c) and TBMP 601.01, hereby withdraws the above-captioned Opposition, with prejudice.

ESPINOSA | TRUEBA PL
3001 SW 3rd Avenue
Miami, Florida 33129
Telephone: (305) 854-0900
Facsimile: (305) 285-5555

By: /s/Jorge Espinosa/
Jorge Espinosa
William R. Trueba, Jr. (Reg. No. 48,002)

Attorneys for Opposer

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was served on counsel for Applicant on June 11, 2013, via First Class mail to the following:

Selena M. Michalowicz
Fitch, Even, Tabin & Flannery
120 S Lasalle St., Ste. 1600
Chicago, IL 60603-3590

By: /s/Jorge Espinosa _____
Jorge Espinosa