

ESTTA Tracking number: **ESTTA481146**

Filing date: **07/02/2012**

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

Proceeding	91200614
Party	Plaintiff Thomas J. Long
Correspondence Address	GARY E LAMBERT LAMBERT & ASSOCIATES 92 STATE STREET, SUITE 200 BOSTON, MA 02109 UNITED STATES shortell@lambertpatentlaw.com
Submission	Withdrawal of Opposition
Filer's Name	Brendan M. Shortell
Filer's e-mail	shortell@lambertpatentlaw.com
Signature	/Brendan M. Shortell/
Date	07/02/2012
Attachments	Withdrawal of Notice of Opposition No. 91200614 without prejudice.pdf ( 6 pages ) (6753666 bytes )



Boston, MA 02109  
Tel. No.: (617) 720-0091  
Fax. No.: (617) 720-6307

Dated: July 2, 2012

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of this **WITHDRAWAL OF NOTICE OF OPPOSITION NO. 91200614 WITHOUT PREJUDICE** was sent via first class United States Mail, postage prepaid, on July 2, 2012 in an envelope addressed to the Applicant's counsel of record at the following address:

Alan Korn  
Law Offices of Alan Korn  
1840 Woolsey Street  
Berkeley, CA 94703-2453



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Brendan M. Shortell

**SCHEDULE A**

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

THOMAS J. LONG	)	Opposition No. 91199096, 91200614
	)	
Opposer.	)	Serial No. 85070277, 85148889
	)	
v.	)	Mark: LOCATION LABS
	)	
WAVEMARKET, INC.	)	
	)	
Applicant.	)	
<hr/>		
WAVEMARKET, INC.	)	
	)	
Petitioner.	)	
	)	
v.	)	
	)	
THOMAS J. LONG	)	
	)	
Registrant.	)	
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**STIPULATION RE: WITHDRAWAL OF APPLICATIONS AND DISMISSAL OF  
OPPOSITION AND CANCELLATION PROCEEDINGS WITHOUT PREJUDICE**

This stipulation is entered into by and between Petitioner, Thomas J. Long ("Registrant Long") and Applicant Wave Market, Inc. ("Applicant Wave Market")

Registrant Long and Applicant Wave Market have entered into a withdrawal agreement ("Withdrawal Agreement") pursuant to which Applicant Wave Market agrees to withdraw its applications for the mark LOCATION LABS. Registrant Long agrees to dismiss its opposition proceeding *without prejudice* and Applicant Wave Market consents to such dismissal. Pursuant to the Withdrawal Agreement, Applicant Wave Market further agrees to dismiss its cancellation proceeding as to Registrant Long's

**SCHEDULE A**

LOCATIONLABS mark *without prejudice*, and Registrant Long consents to such dismissal. Therefore.

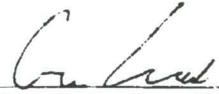
1. Applicant Wave Market hereby withdraws its pending applications for the LOCATION LABS mark:

2. Registrant Long hereby dismisses its Opposition Proceeding No. 91199096 and Opposition Proceeding No. 91200614 without prejudice, and Applicant Wave Market consents to such dismissal; and

3. Applicant Wave Market hereby dismisses its Cancellation Proceeding No. 91199096 and Cancellation Proceeding No. 91200614 as to Registrant Long's LOCATIONLAB mark without prejudice, and Registrant Long consents to such dismissal; and

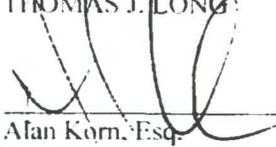
4. Each party to the above opposition and cancellation proceedings shall bear its own attorneys' fees and costs.

Dated: June 22, 2012

  
\_\_\_\_\_  
Gary F. Lambert, Esq.  
Lambert & Associates  
92 State Street, Suite 200  
Boston, MA 02109

Attorneys for Registrant and Opposer  
THOMAS J. LONG

Dated: June 22, 2012

  
\_\_\_\_\_  
Alan Korn, Esq.  
Law Office of Alan Korn  
1840 Woolsey Street  
Berkeley, CA 94703

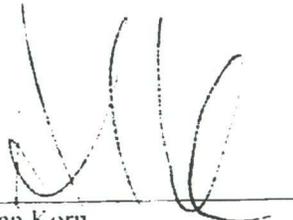
Attorney for Applicant  
WAVE MARKET, INC.

**SCHEDULE A**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of **STIPULATION RE: WITHDRAWAL OF APPLICATIONS AND DISMISSAL OF OPPOSITION AND CANCELLATION PROCEEDINGS WITHOUT PREJUDICE** was sent via first class United States Mail, postage prepaid, on June 25, 2012 in an envelope addressed to Opponent's counsel of record at the following address:

Gary E. Lambert, Esq.  
Brendan M. Shortell, Esq.  
Lambert & Associates  
92 State Street, Suite 200  
Boston, MA 02109



Alan Korn