

ESTTA Tracking number: **ESTTA445294**

Filing date: **12/08/2011**

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

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|---------------------------|---|
| Proceeding | 91202401 |
| Party | Defendant Pirtle, Ben |
| Correspondence Address | RAJ ABHYANKER RAJ ABHYANKER, P.C. 1580 W EL CAMINO REAL STE 8 MOUNTAIN VIEW, CA 94040-2462 trademarks@rajpatent.com |
| Submission | Request to Withdraw as Attorney |
| Filer's Name | Jennie Cheng |
| Filer's e-mail | trademarks@rajpatent.com, jennie@rajpatent.com |
| Signature | /Jennie Cheng/ |
| Date | 12/08/2011 |
| Attachments | Ben_Pirtle_POA2.pdf (2 pages)(483574 bytes) |

REQUEST FOR WITHDRAWAL FROM EMPLOYMENT

Raj Abhyanker and Raj Abhyanker P.C., as Attorney of Record for Serial Number 85328196, seeks to withdraw from employment and attorney of record for the Opposition Number 91202401 for reasons stated below:

1. Raj Abhyanker P.C. has made numerous attempts to avoid foreseeable prejudice to the rights of our client.
2. Numerous and specific phone and e-mail communications have been made in an attempt to determine if our services will be retained. As of December 8, 2011, no intent to proceed with the opposition has been communicated to Raj Abhyanker P.C. to carry out the employment effectively.
3. Raj Abhyanker P.C. has delivered to the client all papers and property to which the client is entitled.
4. On numerous occasions Raj Abhyanker P.C. has communicated to the client the seriousness of the matter and the respective due date for which the opposition response must be submitted.
5. Client has failed to honor an agreement to pay retainer in advance of the performance of legal services related to opposition proceedings.



Jennie Cheng
Raj Abhyanker P.C.

PROOF OF SERVICE

I hereby certify that a true and complete copy of the **Request for Withdrawal from Employment** was forwarded by first class postage pre-paid mail by depositing the same with the US Postal Service on this 8th day of December, 2011, to the following:

Ben Pirtle
7328 Cross Keys Drive
North Richland Hills, TX 76092

Mark W. Handley
Handley Law Firm, PLLC
PO Box 97
Grapevine, TX 76099



Jennie Cheng
Raj Abhyanker P.C.