TTAB

Majique Ladnier (SBN 254847)
2377 Gold Meadow Way
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Ian Dixon, Plaintiff, vs. William Vittore, Defendant.	Opposition/Proceeding No.: 91203803 Serial No.: 85317020 Interlocutory Attorney: Geoffrey McNutt **RESPONSE TO 9/19/2016 ORDER**

Pursuant to the Trademark Trial and Appeal Board's 9/19/2016 Order, Plaintiff's counsel hereby responds as follows:

The civil litigation in Sacramento County remains open. The Court is requiring a prove-up hearing, having rejected Plaintiff's Request for Default Judgment by Court. No prove-up hearing has yet been set.

Dated: 10/3/2016

Respectfully Submitted,

Majique Ladnier

Attorney for Ian Dixon

10-06-2016
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #11

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Ian Dixon, Plaintiff, vs. William Vittore, Defendant.	Opposition/Proceeding No.: 91203803 Serial No.: 85317020 Interlocutory Attorney: Geoffrey McNutt **REQUEST FOR PERMISSIVE WITHDRAWAL AS ATTORNEY OF RECORD**

Pursuant to 37 C.F.R. sections 2.19, 10.40, and 11.116, Plaintiff's counsel requests permission to withdraw as attorney of record.

There is good cause to approve Plaintiff's counsel's request for permissive withdrawal.

(1) Plaintiff has knowingly and freely assented to and fully authorized Plaintiff's counsel's withdrawal as attorney of record.

(2) Plaintiff's counsel has taken reasonable steps to avoid foreseeable prejudice to the rights of the Plaintiff and is filing concurrently herewith a response to the September 19, 2016 Trademark Trial and Appeal Board Order on behalf of Plaintiff.

(3) Plaintiff has been given multiple timely notices that Plaintiff's counsel will be withdrawing as attorney of record, the most recent of which was given in May 2016, and Plaintiff

freely and knowingly assented to the withdrawal. Plaintiff's counsel allowed time for employment of another practitioner. Plaintiff is in possession of all items to which he is entitled as it relates to this matter. No unearned fees were paid to Plaintiff's counsel.

(4) Furthermore, Plaintiff's counsel believes that continued representation of Plaintiff would be unduly financially burdensome. Plaintiff's counsel is a full-time care provider for her three children and currently lives most of the year in New York, New York (she still receives mail at the address contained in the heading herein) and therefore, would be substantially and unduly financially and otherwise burdened by continued employment as attorney of record.

Plaintiff's current address and contact information are as follows:

5800 Villa Rosa Way

Elk Grove, CA 95758

iandixonlss@aol.com

Plaintiff's counsel respectfully requests permission to withdraw as attorney of record.

Dated: 10/3/2016

Respectfully Submitted,

Majique Ladnier

Attorney for Ian Dixon

CERTIFICATE OF SERVICE

I declare under penalty of perjury as follows: I am a resident of the State of California, over the age of 18 years, and not a party to the within action. My business address is 2377 Gold Meadow Way, Suite 290, Gold River, CA 95670.

On October 3, 2016, I served the following document(s) described below via U.S. mail by placing a true and correct copy in an envelope addressed to each person identified below except as otherwise indicated. I am readily familiar with the firm's practice of collecting and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on the same day with postage thereon fully prepaid at Gold River, California in the ordinary course of business.

Documents Served:

Request for Permissive Withdrawal As Attorney of Record
Response to 9/19/2016 Order

Persons Served:

William Vittore (mail)
1511 G Street, #6
Sacramento, California 95814

Trademark Trial and Appeal Board (mail and ESTTA)
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

Danny D. Brace Jr. (mail)
901 H Street, Suite 500
Sacramento, CA 95814

Ian Dixon (mail)
5800 Villa Rosa Way
Elk Grove, CA 95758

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: 10/3/2016

Cindy Campbell

Cindy Campbell