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

Proceeding	91210689
Party	Defendant The Jockey Club LLC
Correspondence Address	DOREEN L COSTA BAKER BOTTS LLP 30 ROCKEFELLER PLZ FL 44 NEW YORK, NY 10112-0015 UNITED STATES
Submission	Request to Withdraw as Attorney
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Signature	/Jennifer A. Lazo/
Date	06/07/2013
Attachments	Opp. No. 91210689.PDF(65116 bytes)

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

IN THE MATTER OF APPLICATION

Mark: **THE JOCKEY CLUB**
Applicant: The Jockey Club LLC
Serial No.: 85/595,664
Filed: April 12, 2012
Published in
the Official Gazette: January 1, 2013

JOCKEY INTERNATIONAL, INC.,	:		
	:		
	:		
Opposer,	:	Opposition No. 91210689	
	:		
v.	:		
	:		
THE JOCKEY CLUB LLC,	:		
	:		
	:		
Applicant..	:		
	:		
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REQUEST FOR PERMISSION TO WITHDRAW FROM REPRESENTATION

Baker Botts, L.L.P. (“Baker Botts”), the undersigned attorneys of record for Applicant, The Jockey Club LLC (“Applicant”), hereby respectfully request that the Board permit Baker Botts to withdraw from representation of Applicant, pursuant to Trademark Rule 10.40(a), 37 C.F.R. § 10.40(a), effective July 1, 2012 (Trademark Rule 11.116(d), 37 C.F.R. § 11.116(d), effective May 3, 2013).

Applicant has failed to fulfill an obligation to Baker Botts with respect to legal representation provided by Baker Botts. Specifically, Applicant failed to pay legal fees and expenses within a reasonable amount of time. Applicant has been given reasonable notice of

Baker Botts' intention to withdraw unless such obligation is fulfilled by Applicant (37 C.F.R. § 10.40(c)(vi)); 37 C.F.R. § 11.116(b)(5)). Withdrawal at this time can be accomplished without material adverse effect on the interests of Applicant (37 C.F.R. § 10.40(c)(6)); 37 C.F.R. § 11.116(b)(1)).

Baker Botts has taken reasonable steps to avoid foreseeable prejudice to Applicant, as required by the Trademark Rules. The undersigned provided Applicant with due notice of its intent to withdraw as counsel to allow Applicant ample time to secure substitute counsel. On May 31, 2013, Baker Botts, with the consent of Applicant, requested a sixty-day extension of all dates in this proceeding, so as to avoid any potential prejudice to Applicant. The Board granted this request; the next deadline in this proceeding is the close of the discovery period on September 16, 2013. Additionally, Baker Botts has delivered all documents and things pertaining to this matter to Applicant.

As evidenced by the attached Certificate of Service, Applicant as well as Opposer's attorneys of record have been notified of the instant request. In making this request, Baker Botts attempts to honor its professional obligations to maintain its duty to protect Applicant's confidences, yet provide the Board with sufficient information to grant its application.

Respectfully submitted,

BAKER BOTTS L.L.P

Dated: June 7, 2013

By: *Doreen L. Costa/jnl*

Doreen L. Costa
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New York, New York 10112
Attorneys for Registrant
(212) 408-2500

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below a true and correct copy of the
aforementioned document, “**REQUEST FOR PERMISSION TO WITHDRAW FROM
REPRESENTATION,**” was served via Certified Mail, and courtesy copy by email, upon
Applicant, as well as Petitioner’s attorney of record, as follows:

Applicant

The Jockey Club LLC
111 East 56th Street
New York, NY 10022

Attorneys for Petitioner

Lori S. Meddings, Esq.
Michael Best & Friedrich
One South Pinckney, Suite 700
Madison, WI 53703

Date: June 7, 2013

By: 
Jennifer A. Lazo