

ESTTA Tracking number: **ESTTA606435**

Filing date: **05/27/2014**

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

Proceeding	91212742
Party	Defendant Kelly & Associates Financial Services, Inc.nc.
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Submission	Withdrawal Of Application
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Signature	/MTO/
Date	05/27/2014
Attachments	Motion to Abandon the Subject Application With Prejudice and With Consent - 91212742.pdf(82372 bytes)

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

In the matter of Application Serial No. 85/761,924
Mark: KELLYPAYROLL

Kelly Services, Inc..

Opposer

v.

Kelly & Associates Financial Services, Inc.

Applicant

Opposition No. 91212742

**MOTION TO ABANDON THE SUBJECT APPLICATION WITH PREJUDICE AND
WITH CONSENT**

Pursuant to 37 C.F.R. §2.68(a) and TBMP §602.01, and with the consent of Opposer's counsel, Applicant hereby requests the Trademark Trial and Appeal Board ("TTAB") to expressly abandon with prejudice its pending application for the mark KELLYPAYROLL, Application Serial No. 85/761,924.

WHEREFORE, the parties respectfully request that the Board grant the Motion to Abandon the Subject Application with Prejudice and with Consent.

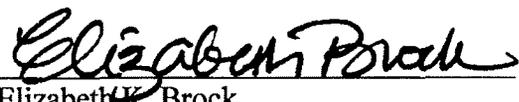
Respectfully submitted,

WINTHROP & WEINSTINE, P.A.

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Attorneys for Applicant

Dated: _____, 2014

Attorneys for Opposer

Dated: May 23, 2014

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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In the matter of Application Serial No. 85/761,924
Mark: KELLYPAYROLL

Kelly Services, Inc..

1. Opposer

v.

Kelly & Associates Financial Services, Inc.

B. Applicant

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Elizabeth K. McDermott declares that on the 27th day of May 2014, she served with consent via E-mail a true and correct copy of

- Motion To Abandon the Subject Application with Prejudice and With Consent

in the above-captioned action to the last known e-mail address to-wit:

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Elizabeth K. McDermott