

ESTTA Tracking number: **ESTTA652677**

Filing date: **01/28/2015**

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

Proceeding	91214512
Party	Defendant Three Brothers Brewing, LLC
Correspondence Address	DANIEL L FITCH WHARTON ALDHIZER & WEAVER PLC 100 S MASON ST, PO BOX 20028 HARRISONBURG, VA 22801-4022 UNITED STATES dfitch@wawlaw.com
Submission	Withdrawal Of Application
Filer's Name	Melissa Johnson
Filer's e-mail	mjohnson@wawlaw.com
Signature	/Melissa Johnson/
Date	01/28/2015
Attachments	720.pdf(72076 bytes )

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

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TWO BROTHERS BREWING COMPANY,

Opposer,

Opposition No. 91/214,512

v.

Serial No. 86/020,720

THREE BROTHERS BREWING, LLC,

Mark: 3 BROTHERS

Applicant.

Filing Date: July 26, 2013

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**PETITION FOR WITHDRAWAL OF APPLICATION AND  
EXPRESS ABANDONMENT**

Applicant, Three Brothers Brewing, LLC (“Three Brothers”), pursuant to 37 C.F.R. §2.68, 37 C.F.R. §2.135 and TBMP §602.01, petitions the United States Patent and Trademark Office for a withdrawal of its application for and an express abandonment of the proposed Mark: 3 BROTHERS, Serial No. 86/020,720. Three Brothers’ application is presently in opposition before the Trademark Trial and Appeal Board.

Thomas L. Holt, Esquire, counsel for Opposer, Two Brothers Brewing Company (“Two Brothers”), consents and agrees to this Petition for Withdrawal of Application and Express Abandonment. Counsel for Two Brothers has authorized counsel for Three Brothers to endorse this Petition on his behalf as seen, agreed and consented to.

Respectfully submitted,

THREE BROTHERS BREWING, LLC

By Counsel

/s/Daniel L. Fitch/

Daniel L. Fitch, Esq.  
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SEEN, AGREED AND CONSENTED TO:

TWO BROTHERS BREWING

By: /s/Thomas L. Holt

Thomas L. Holt, Esq.  
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Counsel for Two Brothers

**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of January, 2015, I served a true and correct copy of the foregoing Petition for Withdrawal of Application and Express Abandonment on counsel for Opposer by U. S. Mail and e-mail to the following address:

Thomas L. Holt, Esq.  
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By: /s/Daniel L. Fitch/

Attorney for Applicant Three Brothers  
Brewing, LLC