

ESTTA Tracking number: **ESTTA697676**

Filing date: **09/23/2015**

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

Proceeding	91216035
Party	Defendant Ross Walmsley
Correspondence Address	DARREN S RIMER RIMER & MATHEWSON LLP 30021 TOMAS , STE 300 RANCHO SANTA MARGARITA, CA 92688 UNITED STATES trademarks@rimermath.com
Submission	Request to Withdraw as Attorney
Filer's Name	Darren S. Rimer
Filer's e-mail	trademarks@rimermath.com
Signature	/Darren S. Rimer/
Date	09/23/2015
Attachments	withdraw GoPro.pdf(233118 bytes)

Case **WALMR-001M**
Trademark Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

GoPro, Inc. Formerly Woodman Labs, Inc.,)	Opposition No. 91216035
)	
Opposer,)	Serial No.: 85/825,238
)	
vs.)	Mark: GOPRO G (AND DESIGN)
)	
Ross Walmsley,)	
)	
Applicant.)	
)	
_____)	

REQUEST TO WITHDRAW AS ATTORNEY

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

BOX TTAB

Dear Sir/Madam:

Petitioner, attorney of record for the above captioned Applicant, and the law firm of Rimer & Mathewson LLP, respectfully request to withdraw as representative in the above captioned matter. This request is based upon grounds set forth in 37 C.F.R. § 10.40 allowing permissive withdrawal (along with Trademark Rules of Practice 2.19(b) and 11.116).

As a basis for this withdrawal, Petitioner asserts the following:

Applicant has failed to honor his financial obligations to the Petitioner. As such, Petitioner requests withdrawal for this opposition, and Applicant has consented to this withdrawal.

Petitioner has taken all reasonable steps to avoid foreseeable prejudice to the rights of the client, including extending out the dates with counsel in the past, giving notice to the client of this request, and allowing sufficient time for the Applicant to comply with his financial obligations.

The reason for this Request is that the client has failed to meet its financial obligations to the Petitioner. Petitioner's invoices dated August 13, 2015 and August 31, 2015 remain outstanding. In an e-mail dated September 2, 2015, Petitioner cautioned Applicant that Petitioner would need to withdraw if the Applicant's account were not brought current soon. On September 15, 2015, Petitioner allowed Applicant until September 22, 2015 to bring his account current with Petitioner. To date, Applicant has not brought his account current with Petitioner. As such, Petitioner has no choice but to request withdrawal.

Petitioner has served notice of this withdrawal request upon counsel for Opposer.

Petitioner has notified the client of Petitioner's desire to withdraw from employment, and there are no immediate dates on calendar which would make employment of another practitioner impracticable.

Petitioner states that copies of all papers and property in undersigned counsel's file concerning the above-captioned matter have been sent to the Applicant. Petitioner states that Petitioner has not retained any advanced payment which has not been earned.

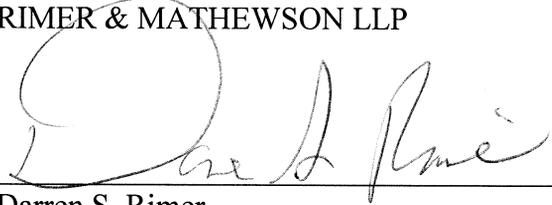
Petitioner requests that this opposition be suspended until such time as the Applicant can gear up for representing himself, or the Applicant can appoint new counsel.

Respectfully submitted,

RIMER & MATHEWSON LLP

Dated: 9/23/15

By:



A handwritten signature in black ink, appearing to read "Darren S. Rimer", is written over a horizontal line.

Darren S. Rimer
30021 Tomas, Suite 300
Rancho Santa Margarita, CA 92688
(949) 367-1541
Counsel for Applicant

PROOF OF SERVICE

State of California)
) ss.
County of Orange)

I am over the age of 18 and not a party to the within action; my business address is 30021 Tomas, Suite 300, Rancho Santa Margarita, California 92688. On September 23, 2015, the attached **REQUEST TO WITHDRAW AS ATTORNEY** was served on all interested parties in this action by U.S. Mail, postage prepaid, at the address as follows:

Connie L. Ellerbach
FENWICK & WEST LLP
801 California Street
Mountain View, CA 94041

Ross Walmsley
PO Box 5452
Brendale QLD 4500
AUSTRALIA

Executed on September 23, 2015. I declare under penalty of perjury that the above is true and correct. I declare that I am employed in the office of RIMER & MATHEWSON LLP at whose direction service was made.



Darren S. Rimer