

ESTTA Tracking number: **ESTTA287327**

Filing date: **06/02/2009**

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

Proceeding	92049206
Party	Plaintiff Think Computer Corporation
Correspondence Address	David M. Given, Esq. Phillips, Erlewine & Given LLP 50 California Street, 35th Floor San Francisco, CA 94111 UNITED STATES mmb@phillaw.com, dmg@phillaw.com, nac@phillaw.com
Submission	Withdrawal of Cancellation
Filer's Name	David M. Given
Filer's e-mail	dmg@phillaw.com
Signature	/David M. Given/
Date	06/02/2009
Attachments	withdrawal-92049206.pdf (2 pages)(47342 bytes)

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


Think Computer Corporation,)	
)	
Petitioner,)	
)	Cancellation No. 92049206
v.)	
)	Mark: FACEBOOK
Facebook, Inc.,)	Reg. No.: 3,122,052
)	Reg. Date: July 25, 2006
Registrant.)	
_____)	

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

**PETITIONER THINK COMPUTER CORPORATION'S WITHDRAWAL WITH
PREJUDICE**

Pursuant to 37 CFR § 2.114(c) and following settlement, Petitioner Think Computer Corporation hereby withdraws its Petition for Cancellation in the above action with prejudice.

Dated: June 2, 2009



Meagan McKinley-Ball, Esq.
Phillips, Erlewine & Given LLP
50 California Street, 35th Floor
San Francisco, CA 94111
Telephone: (415) 398-0900
Fax: (415) 398-0911

PROOF OF SERVICE

I, Greg Gheorghiu, declare that I am over the age of eighteen and not a party to this action. My business address is Phillips, Erlewine & Given LLP, 50 California Street, 35th Floor, San Francisco, California 94111, which is located in the City and County of San Francisco where the service described below took place.

On the date below, at my place of business at San Francisco, California, a copy of the following document(s):


**PETITIONER THINK COMPUTER CORPORATION'S
WITHDRAWAL WITH PREJUDICE**

was sent to:

Jeffrey T. Norberg, Esq., et al.
Cooley Godward Kronish LLP
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306

- BY U.S. MAIL: I placed the above document(s) in a sealed envelope for deposit in the United States Postal Service, with first class postage fully prepaid, and that envelope was placed for collection and mailing on that date following ordinary business practices as indicated.
- BY FACSIMILE TRANSMISSION: I transmitted the above documents to counsel as indicated by facsimile transmission to the FAX telephone number listed for each party and obtained confirmation of complete transmittal thereof.
- BY CAUSING PERSONAL SERVICE: I placed the above documents in a sealed envelope. I caused such envelope(s) to be delivered by messenger to the address(es) as indicated.
- BY OVERNIGHT EXPRESS: I placed the above documents in a sealed envelope. I caused such envelope(s) to be delivered to the address(es) listed by overnight express.
- BY ELECTRONIC MAIL: I sent the above documents by electronic mail to the following e-mail address: **trademarks@cooley.com; rhodesmg@cooley.com; peckah@cooley.com; jnorberg@cooley.com; negnatos@cooley.com**

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on June 2, 2009, at San Francisco, California.



Greg Gheorghiu