

ESTTA Tracking number: **ESTTA393730**

Filing date: **02/16/2011**

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

Proceeding	92050305
Party	Defendant Apex Learning Inc.
Correspondence Address	STEVEN M BERTONE K&L GATES LLP 618 W RIVERSIDE, SUITE 300 SPOKANE, WA 99201 UNITED STATES steve.bertone@klgates.com
Submission	Other Motions/Papers
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Date	02/16/2011
Attachments	20110216 Executed Settlement Agreement.pdf (2 pages)(44036 bytes)

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

Proceeding(s)	92050305 92049479 92050384
Registrant	Apex Learning, Inc. 315 Fifth Avenue South Suite 600 Seattle, WA 98104
Complainant	Apex, LLC 100 Main Street Pawtucket, RI 02860

Stipulated Dismissal

The Settlement Agreement in this matter has been executed by all parties. All parties have come to an agreement regarding the specific use of the marks by each party.

Opposer, Apex LLC, through its undersigned counsel and Applicant, through its undersigned counsel, hereby consent to dismissal of these proceedings.

Respectfully submitted this 16th of February 2011,



Steven M. Bertone
K&L GATES LLP
618 W. Riverside Ave., Suite 300
Spokane, WA 99201-0602

Attorney for Defendant



Brent Canning
Apex, LLC
100 Main Street
Pawtucket, RI 02860

Attorney for Plaintiff

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Brent Canning
Apex, LLC
100 Main Street
Pawtucket, RI 02860

on this 16th day of February, 2011.

STEVEN M. BERTONE

A handwritten signature in black ink, appearing to read 'STEVEN M. BERTONE', with a long horizontal flourish extending to the right.

Steven M. Bertone
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