

ESTTA Tracking number: **ESTTA447344**

Filing date: **12/20/2011**

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

Proceeding	92052307
Party	Defendant Richard E. Swan
Correspondence Address	STEPHEN HOLMES BARLOW JOSEPHS & HOLMES 101 DYER STREET, 5tTH FLOOR PROVIDENCE, RI 02903 UNITED STATES sjh@barjos.com
Submission	Other Motions/Papers
Filer's Name	Stephen Holmes
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Date	12/20/2011
Attachments	307 Dismissal Stipulation.pdf ( 2 pages )(44554 bytes )

[EXHIBIT B]

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

Austin Precision Products Inc.  
d/b/a LaRue Tactical,  
Petitioner,

v.

Richard E. Swan,  
Registrant.

Cancellation No. 92052307  
Registration No. 3385512

**STIPULATED WITHDRAWAL OF CANCELLATION**

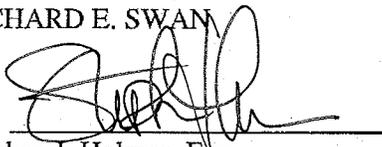
Petitioner, Austin Precision Products Inc. and Registrant, Richard E. Swan, by and through their attorneys, hereby stipulate that the above-identified cancellation proceeding be withdrawn.

AUSTIN PRECISION PRODUCTS INC.

By: *Gail Taylor Russell*  
Gail Taylor Russell  
Taylor Russell & Russell  
10601 FM 2222, Building R, Suite 12  
Austin, TX 78730

Dated: *12/19/2011*

RICHARD E. SWAN

By: 

Stephen J. Holmes, Esq.  
Barlow, Josephs & Holmes  
101 Dyer Street, 5<sup>th</sup> Floor  
Providence, RI 02903

Dated: 12/20/2011

### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **STIPULATED WITHDRAWAL OF CANCELLATION** was served on counsel for Petitioner, this day of Dec., 2011 by sending same via First-Class Mail, postage prepaid to: 20<sup>th</sup>

Gail Taylor Russell  
Attorney for Petitioner  
Taylor Russell & Russell, P.C.  
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Building R, Suite 12  
Austin, TX 78730

  
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Stephen J. Holmes