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Filing date: **07/23/2010**

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

Proceeding	92052575
Party	Defendant Combat Medical Systems, LLC
Correspondence Address	COMBAT MEDICAL SYSTEMS, LLC 6441 YADKIN ROAD FAYETTEVILLE, NC 28303 UNITED STATES
Submission	Appearance of Counsel/Power of Attorney
Filer's Name	Christopher L. Sorey
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Signature	/CLS/
Date	07/23/2010
Attachments	cmspoa.pdf ( 2 pages )(325524 bytes )

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

In the Matter of Trademark  
Registration No. 3,805,112  
Filing Date: February 9, 2010  
Mark: COMBAT MEDICAL SYSTEMS and Design  
Registration Date: June 15, 2010

DONALD MLYNEK (AN INDIVIDUAL),	)	
	)	
	)	
Petitioner,	)	Cancellation 92/052575
	)	Registration No. 3,805,112
	)	
v.	)	
	)	
COMBAT MEDICAL SYSTEMS, LLC,	)	
	)	
Respondent.	)	

**POWER OF ATTORNEY**

Respondent, Combat Medical Systems, LLC, hereby appoints Joseph H. Nanney & Christopher L. Sorey of Wyrick Robbins Yates & Ponton, LLP, 4101 Lake Boone Trail, Suite 300, Raleigh, North Carolina, 27607, (919) 781-4000, members in good standing of the Bar of the State of North Carolina, its attorneys herein, with full power of substitution and revocation, to transact all business in the Patent and Trademark Office and in the Courts in connection herewith.

This the 23 day of July, 2010.

Respectfully submitted,

  
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Respondent  
COMBAT MEDICAL SYSTEMS, LLC.

Cancellation 92/052575  
Motion to Dismiss for Failure  
To State a Claim

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on July 23 2010 a true and correct copy of the foregoing Motion to Dismiss for Failure to State a Claim was electronically filed with the TTAB via the ESTTA Filing System with the same served upon counsel of record for Plaintiff by email and U.S. Mail, postage prepaid, addressed as follows:

Mr. Kenneth Lynch  
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*Counsel for Opposer*  
DONALD MLYNEK (AN INDIVIDUAL)

A handwritten signature in blue ink, appearing to read 'Chris Sorey', is written over a horizontal line.

Christopher L. Sorey, Esq.  
Wyrick Robbins Yates & Ponton, LLP