

ESTTA Tracking number: **ESTTA423503**

Filing date: **08/04/2011**

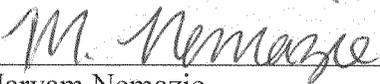
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92053945
Party	Defendant Stephen Smith
Correspondence Address	RAJ ABHYANKER RAJ ABHYANKER PC 1580 W EL CAMINO REAL, SUITE 8 MOUNTAIN VIEW, CA 94040 UNITED STATES cdditico@rajpatent.com, trademark@rajpatent.com
Submission	Request to Withdraw as Attorney
Filer's Name	Maryam Nemazie
Filer's e-mail	trademarks@rajpatent.com, maryam@rajpatent.com
Signature	/Maryam Nemazie/
Date	08/04/2011
Attachments	POA Withdrawal- Opposition No. 92053945.pdf (2 pages)(186842 bytes)

Request for Withdrawal From Employment

Raj Abhyanker and Raj Abhyanker P.C., as Attorney of Record for Serial Number 85154578, seeks to withdraw from employment and attorney of record for the opposition number 92053945 for reasons stated below:

1. Raj Abhyanker P.C. has made numerous attempts to avoid foreseeable prejudice to the rights of our client.
2. Numerous and specific phone and e-mail communications have been made in an attempt to determine if our services will be retained. On August 3, 2011, our client informed us that he does not wish to retain our services for the above-mentioned matter. Thus, no intent to proceed with the opposition has been communicated to Raj Abhyanker P.C. to carry out the employment effectively.
3. Raj Abhyanker P.C. has delivered to the client all papers and property to which the client is entitled.
4. On numerous occasions Raj Abhyanker P.C. has communicated to the client the seriousness of the matter and the respective due date for which the opposition response must be submitted.
5. Client has failed to honor an agreement to pay retainer in advance of the performance of legal services related to opposition proceedings.



Maryam Nemazie
Raj Abhyanker, P.C.

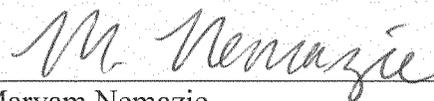
PROOF OF SERVICE

I hereby certify that a true and complete copy of the **Request for Withdrawal from Employment** was forwarded by first class postage pre-paid mail by depositing the same with the US Postal Service on this August 4, 2011, to the following:

Stephen Smith
4539 Conowingo Road
Darlington, MD 21034

Hara Jacobs
Ballard Spahr LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103-7599

James K. Calcutt
Darlington Apple Festival Inc.
1211 Main Street
Darlington, MD 21034



Maryam Nemazie
Raj Abhyanker, P.C.