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

Proceeding	91121980
Party	Defendant ROBERT NOBLE & BONGO, S.A., DE C.V.
Correspondence Address	MICHAEL I. SANTUCCI SILVERMAN SANTUCCI, LLP 500 WEST CYPRESS CREEK ROAD, SUITE 500 FORT LAUDERDALE, FL 33309
Submission	Other Motions/Papers
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Date	05/10/2006
Attachments	NO Withdrawal.pdf (2 pages)(76284 bytes)

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

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ESTEFAN ENTERPRISES, INC.

Petitioner/Opposer

Opposition No.: 91121980

Cancellation No.: 92042251

vs.

BONGO, S.A. de C.V.

Registrant/Applicant.

-----X

**REGISTRANT/APPLICANT'S NOTICE OF WITHDRAWAL
OF ITS MOTION TO COMPEL**

Registrant/Applicant, BONGO, S.A. de C.V., by and through undersigned attorney, files this Notice of Withdrawal of its Motion to Compel dated April 28th, 2006, in the above styled action, subject to the stipulated terms of the attached Exhibit "A".

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on this 10th day of May, 2006, by first class mail and facsimile to Karen Stetson, Esq., PO Box 403023, Miami, Florida 33140.

Respectfully submitted,

Law Offices of
SILVERMAN SANTUCCI, LLP
Attorneys for Registrant/Applicant
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By: s/Michael I. Santucci
Michael I. Santucci, Esquire
Florida Bar Number: 0105260

Joanna Lubczanska

From: Michael I. Santucci
Sent: Tuesday, May 09, 2006 5:07 PM
To: 'kls@kstetsonlaw.com'; 'maf@kstetsonlaw.com'
Cc: Joanna Lubczanska
Subject: RE: Tomorrow's Deposition

Counsel:

This shall confirm our stipulation whereby Petitioner, Estefan Enterprises, Inc. and Registrant Roberto Noble hereby agree to the following:

1. Registrant shall withdraw its Motion to Compel as moot in light of the agreements of Petitioner which follow:
2. Petitioner shall produce one or more deposition witnesses qualified to be designated as its corporate representative who has knowledge of all of the issues listed in the Re-Notice of Deposition of Petitioner, and who can be available for deposition within three weeks from the date hereof.
3. The deposition of Petitioner's corporate representative previously scheduled for tomorrow, Wednesday, May 9, 2006, is hereby cancelled, as it will be rescheduled.
4. Deposition of Raul Matias shall commence at 10:00 A.M., as scheduled and continue until complete.
5. Given the withdrawal of the Motion to Compel, on or before Friday, May 19, 2006, Registrant shall address its basis for requesting that the Board compel the deposition of Emilio Estefan in its response to Petitioner's pending Motion for Protective Order directed thereto, or Registrant shall be deemed to waive any opposition to Petitioner's Motion for Protective Order.
6. The parties agree that Registrant shall have the right to file a new new motion to compel, if the terms of the herein stipulation are not fully performed, which will be deemed timely, if filed within a reasonable time after discovery of such failure to perform.

I shall file a Notice of Withdrawal of the Motion to Compel first thing tomorrow morning if I do not hear from you otherwise.

Thank you for your cooperation.

Sincerely,

Michael I. Santucci, Esq.
mis@500Law.com

SILVERMAN SANTUCCI, LLP
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EXHIBIT " A "