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Filing date: **03/29/2006**

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

Proceeding	91168476
Party	Plaintiff North Seattle Community College Foundation d/b/a American Financial Solutions
Correspondence Address	Harold J. Milstein Heller Ehrman LLP 275 Middlefield Road Menlo Park, CA 94025 UNITED STATES sv-trademark@hellerehrman.com
Submission	Other Motions/Papers
Filer's Name	Lisa Greenwald-Swire
Filer's e-mail	sv-trademark@hellerehrman.com
Signature	/Lisa Greenwald-Swire/
Date	03/29/2006
Attachments	329 Filing.pdf ( 8 pages )

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

In the matter of Application Serial No. 78/458,601  
Filed on July 29, 2004  
For the mark **FIRST AMERICAN DEBT SOLUTIONS**  
Published in the *Official Gazette* on July 12, 2005

NORTH SEATTLE COMMUNITY  
COLLEGE FOUNDATION D/B/A  
AMERICAN FINANCIAL SOLUTIONS

Opposer,

v.

FIRST AMERICAN DEBT SOLUTIONS,  
INC.

Applicant.

Opposition No.: 91168476

**Response to Board's March 28, 2006  
Order Re Applicant's Written Consent  
To Withdrawal**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**RESPONSE TO BOARD'S MARCH 28, 2006 ORDER RE APPLICANT'S  
WRITTEN CONSENT TO WITHDRAWAL OF OPPOSITION**

On March 16, 2006, Opposer North Seattle Community College Foundation d/b/a American Financial Solutions ("Opposer"), by its attorneys, hereby withdrew Opposition No. 91168476 against Application Serial No. 78/458601. Applicant referred to the *written consent* received from the President of Applicant First American Debt Solutions, Inc., ("Applicant"), Mr. Scott DeMoss, by notifying the Board that Mr. DeMoss had consented to such withdrawal by email on March 16, 2006. Attached here to at Exhibit A is the March 16, 2006 e-mail, which incorporates Mr. DeMoss' written consent, as well as proof of service of the Withdrawal.

Applicant hereby requests that the Board find that the withdrawal was properly filed with written consent and, as such, dismiss the Opposition *without* prejudice.

Respectfully submitted,

Dated: March 29, 2006

HELLER EHRMAN LLP

By:  \_\_\_\_\_

Lisa Greenwald-Swire, Esq.  
275 Middlefield Road  
Menlo Park, California 94025  
(650) 324-7137  
(650) 324-0638 (fax)

Attorney for Opposer  
North Seattle Community College Foundation  
d/b/a American Financial Solutions

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing **Response to Board's March 28, 2006 Order Re Applicant's Written Consent To Withdrawal** upon Applicant by depositing one copy thereof in a sealed envelope in the United States mail, first-class, on March 29, 2006, addressed as follows:

Scott DeMoss  
President  
First American Debt Solutions, Inc.  
5310 Harvest Hill Suite 120  
Dallas, TX 75230

Dated: March 29, 2006

  
\_\_\_\_\_  
Margaret Trevino

EXHIBIT A

**Greenwald-Swire, Lisa**

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**From:** Scott DeMoss [scott@i-owe.com]  
**Sent:** Thursday, March 16, 2006 1:53 PM  
**To:** Greenwald-Swire, Lisa  
**Subject:** RE: American Financial Solutions / FIRST AMERICAN DEBT SOLUTIONS

We consent to the withdrawal of the Opposition filed against FIRST AMERICAN DEBT SOLUTIONS.

Scott DeMoss  
President  
First American Debt Solutions

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**From:** Greenwald-Swire, Lisa [mailto:Lisa.Greenwald-Swire@hellerehrman.com]  
**Sent:** Thursday, March 16, 2006 3:25 PM  
**To:** scott@i-owe.com  
**Subject:** American Financial Solutions / FIRST AMERICAN DEBT SOLUTIONS

Dear Scott,

I write to follow up on our communications of last week. Can you please shoot me an email back that you consent to the withdrawal of the Opposition filed against FIRST AMERICAN DEBT SOLUTIONS.

Sincerely,  
Lisa

**Lisa Greenwald-Swire** | Attorney | **HellerEhrmanLLP** | 275 Middlefield Road | Menlo Park, CA 94025  
tel: +1.650.324.7137 | fax: +1.650.324.6056 | email: lisa.greenwald-swire@hellerehrman.com | web:  
www.hellerehrman.com

-----Original Message-----

**From:** Greenwald-Swire, Lisa  
**Sent:** Friday, March 10, 2006 1:26 PM  
**To:** 'scott@i-owe.com'  
**Subject:** American Financial Solutions

Hi Scott,

To follow up on our phone conversation of yesterday, I write to confirm that you consent to the withdrawal of the Opposition filed against FIRST AMERICAN DEBT SOLUTIONS.

Please write back so that I have in writing your consent.

Thank you again.

Best,  
Lisa

**Lisa Greenwald-Swire** | Attorney | **HellerEhrman**LLP | 275 Middlefield Road | Menlo Park, CA 94025  
tel: +1.650.324.7137 | fax: +1.650.324.6056 | email: [lisa.greenwald-swire@hellerehrman.com](mailto:lisa.greenwald-swire@hellerehrman.com) | web:  
[www.hellerehrman.com](http://www.hellerehrman.com)

This e-mail is sent by a law firm and contains information that may be privileged and confidential. If you are not the intended recipient, please delete the email and notify us immediately.

--  
No virus found in this incoming message.  
Checked by AVG Free Edition.  
Version: 7.1.371 / Virus Database: 268.2.4/283 - Release Date: 3/16/2006

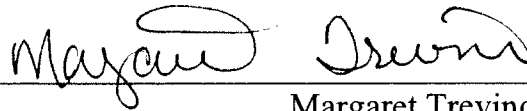
--  
No virus found in this outgoing message.  
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**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing CONSENTED WITHDRAWAL OF OPPOSITION upon Applicant's counsel by depositing one copy thereof in a sealed envelope in the United States mail, first-class, on March 16, 2006, addressed as follows:

Scott DeMoss  
President  
First American Debt Solutions, Inc.  
5310 Harvest Hill Suite 120  
Dallas, TX 75230

Dated: March 16, 2006

  
Margaret Trevino





United States Patent and Trademark Office

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ESTTA Tracking number: **ESTTA71356**

Filing date: **03/16/2006**

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

<b>Proceeding</b>	91168476
<b>Party</b>	Plaintiff North Seattle Community College Foundation d/b/a American Financial Solutions
<b>Correspondence Address</b>	Harold J. Milstein Heller Ehrman LLP 275 Middlefield Road Menlo Park, CA 94025 UNITED STATES sv-trademark@hellerehrman.com
<b>Submission</b>	Withdrawal of Opposition
<b>Filer's Name</b>	Lisa Greenwald-Swire
<b>Filer's e-mail</b>	sv-trademark@hellerehrman.com
<b>Signature</b>	/Lisa Greenwald-Swire/
<b>Date</b>	03/16/2006
<b>Attachments</b>	Consented Withdrawal of Opposition with First American Debt Solutions.pdf ( 2 pages )(15490 bytes )

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