JONES & DAVIS
DALLAS | DENVER | LOS ANGELES

TTAB

JONES & DAVIS, L.L.P.,
A TEXAS LIMITED LIABILITY PARTNERSHIP
POST OFFICE BOX 795219
DALLAS, TEXAS 75379
972.733.3117
FAX 972.733.3119

Melissa A. Hoon
mhoon@jonesdavis-law.com

May 15, 2007

Via First Class Mail

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

RE: Filings in Regards to Opposition No. 91171863

Dear Sir/Madam:

Please find enclosed the following documents for pending Opposition No. 91171863 in connection with the trademark application Serial No. 78/551594 to be filed in the listed order:

1. Original and copy of "Notice of Appearance and Request for Service of Papers";
2. Original and copy of "Express Abandonment of Trademark Application"; and
3. Self-addressed stamped envelope to return file stamped copies of the filings to us.

Please feel free to contact me if you have any questions.

Sincerely,

JONES & DAVIS, L.L.P.

By: Melissa Hoon
Melissa A. Hoon

05-18-2007
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #72

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

In the matter of trademark application Serial No.: 78/551594
For the mark: NI Magazine

JANIE RUSSELL, an individual,	§	
	§	
And	§	
	§	
RUSSELL PUBLISHING GROUP, LTD.,	§	
	§	
a Texas limited partnership	§	
	§	
Opposers	§	Opposition No. 91171863
	§	
v.	§	
	§	
NEW IMAGE MEDIA ENTERPRISES, INC.,	§	
	§	
Applicant	§	
	§	

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS

TO THE TRADEMARK TRIAL AND APPEAL BOARD:

PLEASE TAKE NOTICE that the undersigned, as an attorney for Applicant New Image Media Enterprises, Inc., hereby enters his appearance on its behalf and respectfully requests that all pleadings filed and notices given in this case be served and given to:

Roland D. Cobb, Esq.
1902 Wright Place, Suite 200
Carlsbad, California 92007
Phone (760) 931-9299
Fax (866) 500-8481

Respectfully submitted,

Roland D. Cobb, CA State Bar No. 119055
1902 Wright Place, Suite 200
Carlsbad, California 92007
Phone (760) 931-9299
Fax (866) 500-8481
roland.cobb@yahoo.com

ATTORNEY FOR NEW IMAGE MEDIA ENTERPRISES, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Notice of Appearance and Request for Service of Papers has been served on all counsel by mailing via certified mail, with delivery confirmation, to the following addresses:

Matthew K. Davis, Esq.
JONES & DAVIS, L.L.P.
15851 Dallas Parkway, Suite 1220
Addison, TX 75001

David P. Branfman, Esq.
BRANFMAN & ASSOCIATES
12750 High Bluff Drive, Suite 100
San Diego, CA 92130

Dated: April 30, 2007

By: _____
Roland D. Cobb

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

In the matter of trademark application Serial No.: 78/551594
For the mark: NI Magazine

JANIE RUSSELL, an individual,	§	
	§	
And	§	
	§	
RUSSELL PUBLISHING GROUP, LTD.,	§	
	§	
a Texas limited partnership	§	
	§	
Opposers	§	Opposition No. 91171863
	§	
v.	§	
	§	
NEW IMAGE MEDIA ENTERPRISES, INC.,	§	
	§	
Applicant	§	
	§	

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS

TO THE TRADEMARK TRIAL AND APPEAL BOARD:

PLEASE TAKE NOTICE that the undersigned, as an attorney for Applicant New Image Media Enterprises, Inc., hereby enters his appearance on its behalf and respectfully requests that all pleadings filed and notices given in this case be served and given to:

Roland D. Cobb, Esq.
1902 Wright Place, Suite 200
Carlsbad, California 92007
Phone (760) 931-9299
Fax (866) 500-8481

Respectfully submitted,

Roland D. Cobb, CA State Bar No. 119055
1902 Wright Place, Suite 200
Carlsbad, California 92007
Phone (760) 931-9299
Fax (866) 500-8481
roland.cobb@yahoo.com

ATTORNEY FOR NEW IMAGE MEDIA ENTERPRISES, INC.

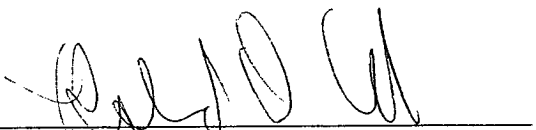
CERTIFICATE OF SERVICE

I hereby certify that a copy of the Notice of Appearance and Request for Service of Papers has been served on all counsel by mailing via certified mail, with delivery confirmation, to the following addresses:

Matthew K. Davis, Esq.
JONES & DAVIS, L.L.P.
15851 Dallas Parkway, Suite 1220
Addison, TX 75001

David P. Branfman, Esq.
BRANFMAN & ASSOCIATES
12750 High Bluff Drive, Suite 100
San Diego, CA 92130

Dated: April 30, 2007

By: 
Roland D. Cobb

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

In the matter of trademark application Serial No.: 78/551594
For the mark: NI Magazine

JANIE RUSSELL, an individual,	§	
	§	
And	§	
	§	
RUSSELL PUBLISHING GROUP, LTD.,	§	
	§	
a Texas limited partnership	§	
	§	
Opposers	§	Opposition No. 91171863
	§	
v.	§	
	§	
NEW IMAGE MEDIA ENTERPRISES, INC.,	§	
	§	
Applicant	§	
	§	

EXPRESS ABANDONMENT OF TRADEMARK APPLICATION

Applicant, New Image Media Enterprises, Inc. ("New Image") applied for registration of the mark "NI MAGAZINE", under USPTO Serial No. 78/551594 on January 21, 2005. The mark was published for opposition in the Official Gazette on May 16, 2006.

1. On or about July, 14, 2006, Janie Russell and Russell Publishing Group, Ltd. ("Russell") filed a Notice of Opposition against New Image's application (Serial No. 78/551594) be denied and refused registration.

2. On or about January 23, 2007, Russell and New Image entered into a Compromise Settlement and Mutual Release Agreement, in which New Image agreed to abandon trademark application Serial Number 78/551594.

3. Applicant hereby expressly abandons and withdraws its application for Serial Number 78/551594 as of this date.

Dated: April 26, 2007

Respectfully submitted,

Roland D. Cobb, CA State Bar No. 119055
1902 Wright Place, Suite 200
Carlsbad, California 92007
Phone (760) 931-9299
Fax (866) 500-8481
roland.cobb@yahoo.com

ATTORNEY FOR NEW IMAGE MEDIA ENTERPRISES, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Express Abandonment of Trademark Application has been served on all counsel by mailing via certified mail, with delivery confirmation, to the following addresses:

Matthew K. Davis, Esq.
JONES & DAVIS, L.L.P.
15851 Dallas Parkway, Suite 1220
Addison, TX 75001

David P. Branfman, Esq.
BRANFMAN & ASSOCIATES
12750 High Bluff Drive, Suite 100
San Diego, CA 92130

Dated: April 26, 2007

By: _____
Roland D. Cobb

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

In the matter of trademark application Serial No.: 78/551594
For the mark: NI Magazine

JANIE RUSSELL, an individual,	§	
	§	
And	§	
	§	
RUSSELL PUBLISHING GROUP, LTD.,	§	
	§	
a Texas limited partnership	§	
	§	
Opposers	§	Opposition No. 91171863
	§	
v.	§	
	§	
NEW IMAGE MEDIA ENTERPRISES, INC.,	§	
	§	
Applicant	§	
	§	

EXPRESS ABANDONMENT OF TRADEMARK APPLICATION

Applicant, New Image Media Enterprises, Inc. ("New Image") applied for registration of the mark "NI MAGAZINE", under USPTO Serial No. 78/551594 on January 21, 2005. The mark was published for opposition in the Official Gazette on May 16, 2006.

1. On or about July, 14, 2006, Janie Russell and Russell Publishing Group, Ltd. ("Russell") filed a Notice of Opposition against New Image's application (Serial No. 78/551594) be denied and refused registration.

2. On or about January 23, 2007, Russell and New Image entered into a Compromise Settlement and Mutual Release Agreement, in which New Image agreed to abandon trademark application Serial Number 78/551594.

3. Applicant hereby expressly abandons and withdraws its application for Serial Number 78/551594 as of this date.

Dated: April 30, 2007

Respectfully submitted,

Roland D. Cobb, CA State Bar No. 119055
1902 Wright Place, Suite 200
Carlsbad, California 92007
Phone (760) 931-9299
Fax (866) 500-8481
roland.cobb@yahoo.com

ATTORNEY FOR NEW IMAGE MEDIA ENTERPRISES, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Express Abandonment of Trademark Application has been served on all counsel by mailing via certified mail, with delivery confirmation, to the following addresses:

Matthew K. Davis, Esq.
JONES & DAVIS, L.L.P.
15851 Dallas Parkway, Suite 1220
Addison, TX 75001

David P. Branfman, Esq.
BRANFMAN & ASSOCIATES
12750 High Bluff Drive, Suite 100
San Diego, CA 92130

Dated: April 30, 2007

By: _____
Roland D. Cobb