

ESTTA Tracking number: **ESTTA305970**

Filing date: **09/14/2009**

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

Proceeding	91183540
Party	Defendant Trinity Care Senior Living, LLC
Correspondence Address	Richard L. Moseley PO Box 630708 Houston, TX 77263-0708 UNITED STATES kenneth-h-johnson@sbcglobal.net
Submission	Withdrawal Of Application
Filer's Name	Richard L. Moseley
Filer's e-mail	kenneth-h-johnson@sbcglobal.net
Signature	/Richard L. Moseley/
Date	09/14/2009
Attachments	TRINITY DISMISSAL and ABAND0001.PDF ( 2 pages )(60298 bytes )

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

TRINITY HEALTH CORPORATION,	)	
	)	
Opposer,	)	
	)	Opposition No. 91183540
v.	)	Serial No. 76/664,994
	)	Mark: TRINITY CARE
TRINITY CARE SENIOR LIVING, LLC,	)	
	)	
Applicant.	)	
_____	)	

**STIPULATED NOTICE OF EXPRESS ABANDONMENT WITHOUT  
PREJUDICE PURSUANT TO 37 C.F.R. § 2.135 AND TBMP § 602.01 AND STIPULATED  
MOTION TO DISMISS WITHOUT PREJUDICE**

Pursuant to 37 C.F.R. § 2.135 and TBMP § 602.01, Applicant, through its undersigned counsel, hereby expressly abandons Application Serial No. 76/664,994 without prejudice.

Once Application Serial No. 76/664,994 has been officially abandoned, Applicant, through its undersigned counsel, consents to dismiss the proceeding without prejudice.

Dated: September 14, 2009

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

Richard L. Moseley  
PO Box 630708  
Houston, TX 77263-0708  
kenneth-h-johnson@sbcglobal.net  
*Attorneys for Applicant*

Opposer, through its undersigned counsel, consents to the abandonment of Application Serial No. 76/664,994 without prejudice.

Once Application Serial No. 76/664,994 is officially abandoned, Opposer, through its undersigned counsel, moves to dismiss the proceeding without prejudice.

Dated: September 11, 2009

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

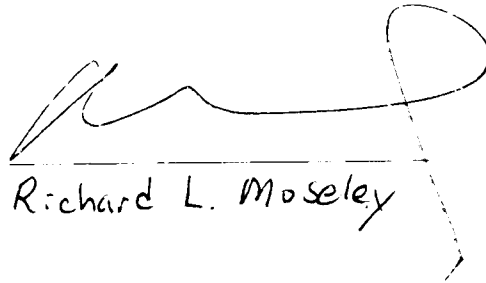
Michael D. Fishman  
Linda E. Monge  
RADER FISHMAN & GRAUER PLLC  
39533 Woodward Avenue, Suite 140  
Bloomfield Hills, Michigan 48304  
Telephone: (248) 594-0600  
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*Attorneys for Opposer*

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing STIPULATED NOTICE OF EXPRESS ABANDONMENT WITHOUT PREJUDICE PURSUANT TO 37 C.F.R. § 2.135 AND TBMP § 602.01 AND STIPULATED MOTION TO DISMISS WITHOUT PREJUDICE upon Opposer by causing a true and correct copy thereof to be sent by first class mail, postage prepaid to:

Linda E. Monge  
Rader, Fishman & Grauer PLLC  
39533 Woodward Ave., Suite 140  
Bloomfield Hills, MI 48304

Date: September 14, 2009



Richard L. Moseley