

ESTTA Tracking number: **ESTTA300347**

Filing date: **08/11/2009**

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

Proceeding	91183831
Party	Plaintiff The 88
Correspondence Address	Michael N. Cohen Law Office of Michael N. Cohen, PC 9025 Wilshire Blvd., Suite 301 Beverly Hills, CA 90211 UNITED STATES michael@patentlawip.com
Submission	Withdrawal of Opposition
Filer's Name	MICHAEL N. COHEN
Filer's e-mail	michael@patentlawip.com
Signature	/MICHAEL N. COHEN/
Date	08/11/2009
Attachments	Withdrawal of Notice of Opposition.pdf ( 2 pages )(29154 bytes )

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

THE 88	)		
	)		
Opposer,	)	Opposition No.	91183831
	)	Serial No.	78830746
	)		
v.	)		
	)		
EIGHTY-EIGHT, LLC	)		
	)		
Applicant.	)		
_____	)		

**WITHDRAWAL OF NOTICE OF OPPOSITION**

The 88, by its undersigned counsel, hereby withdraws the instant Notice of Opposition in the above-identified opposition proceeding without prejudice. Applicant Eighty-Eight, LLC, hereby consents to the withdrawal of this Opposition with prejudice, pursuant to Trademark Rule 2.106(c) and to the June 10, 2009 Order.

Dated: August 11, 2009

Respectfully submitted,

**LAW OFFICE OF MICHAEL N. COHEN, P.C.**

By: /s/ Michael N. Cohen  
Michael N. Cohen, Reg. 50,527  
9025 Wilshire Blvd., Suite 301  
Beverly Hills, CA 90211  
(310) 288-4500 Telephone  
(310) 246-9980 Facsimile  
Michael@patentlawip.com

**CERTIFICATE OF MAIL AND CERTIFICATE OF SERVICE**

I hereby certify that this correspondence is being submitted electronically via the Electronic System for Trademark Trial and Appeals, and is being deposited with the United States Postal Service via First Class U.S. Mail in an envelope address to:

Karl S. Sawyer, Jr.  
Kennedy Covington Lobdell & Hickman, L.L.P.  
214 North Tryon Street  
Hearst Tower, 47<sup>th</sup> Floor  
Charlotte, NC 28202  
(704) 331-5792

Dated: August 11, 2009

By: /s/ Michael N. Cohen  
Michael N. Cohen, Esq.