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Filing date: **08/28/2009**

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

Proceeding	91190175
Party	Plaintiff 100 Blacks in Law Enforcement Who Care, Inc., 100 Blacks Who Care, Inc.
Correspondence Address	Karen Bekker Norris, McLaughlin & Marcus, P.A. 875 Third Avenue New York, NY 10022 UNITED STATES kbekker@nmmlaw.com
Submission	Other Motions/Papers
Filer's Name	Karen Bekker
Filer's e-mail	kbekker@nmmlaw.com
Signature	/s/ Karen Bekker
Date	08/28/2009
Attachments	Motion to Withdraw.pdf ( 2 pages )(136318 bytes ) Affirmation in Support of Motion to Withdraw.pdf ( 3 pages )(172916 bytes )

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

In the matter of Application Number 77626835 for **ONE HUNDRED BLACKS IN LAW ENFORCEMENT WHO CARE** *Published on April 14, 2009*

<p>100 BLACKS IN LAW ENFORCEMENT WHO CARE, INC. AND 100 BLACKS WHO CARE, INC.,</p> <p style="text-align:center">Opposers,</p> <p style="text-align:center">v.</p> <p>MARQUEZ CLAXTON AND 100 BLACKS IN LAW ENFORCEMENT WHO CARE, an unincorporated association,</p> <p style="text-align:center">Applicant.</p>	<p>Opposition No. 91190175</p>
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Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514  
BOX TTAB / FEE

**MOTION TO WITHDRAW AS REPRESENTATIVE**

PLEASE TAKE NOTICE that, upon the Declaration of Karen Bekker sworn to on August 28, 2009, Norris, McLaughlin & Marcus, P.A. (“NMM”) will move this Board for an Order pursuant to T.T.A.B. Rule 513.01, and 37 C.F.R. § 10.40(c)(5), granting NMM’s Motion to Withdraw as Representative for the Opposer, 100 Blacks in Law Enforcement Who Care, Inc. (“100 Blacks”).

Opposer has requested that NMM withdraw as counsel, based on financial considerations. 37 C.F.R. § 10.40(c)(5) provides that “a practitioner may not request permission to withdraw in matters pending before the Office unless such request or such withdrawal is

because . . . . The practitioner's client knowingly and freely assents to termination of the employment . . . ." As this Motion to Withdraw is based on a request by the Opposer, it clearly meets this standard.

NMM has taken all steps to comply with 37 C.F.R. § 10.40(a). Opposer 100 Blacks has been notified that this Motion is being filed, and has had an opportunity to make other arrangements for representation. All papers and property that relate to the proceeding and to which the client is entitled have been delivered to the client. No part of NMM's fee has been paid in advance.

Therefore, NMM respectfully requests that this application be granted in all respects.

Dated: August 28, 2009  
New York, NY

Respectfully submitted,



Karen Bekker  
Karen Bekker  
Attorneys for Opposers  
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**DECLARATION IN SUPPORT OF MOTION TO WITHDRAW AS REPRESENTATIVE**

Karen Bekker declares under penalty of perjury pursuant to 28 U.S.C. § 1746 as follows:

1. I am an attorney admitted to practice in the state of New York and an associate with the law firm of Norris McLaughlin & Marcus, P.A. (“NMM”). I submit this Affirmation in Support of the Motion of NMM to withdraw as representative for Opposer, 100 Blacks in Law Enforcement Who Care, Inc. (“100 Blacks”).

2. NMM was retained as counsel by 100 Blacks and has served as counsel since filing the Notice of Opposition earlier this year.

3. In representing 100 Blacks, NMM communicated with Mr. Noel Leader, the organization's Minister of Finance, in person, by email, and by telephone.

4. On or about July 29, 2009, Mr. Leader, on behalf of 100 Blacks, advised NMM that it no longer wished to retain NMM as counsel for financial reasons.

5. NMM was instructed to take no further steps as counsel for 100 Blacks, save for this motion.

6. Upon information and belief, Mr. Leader has notified counsel for Applicant.

7. NMM has taken all steps to comply with 37 C.F.R. § 10.40(a).

8. Opposer 100 Blacks has been notified that this Motion is being filed, and has had an opportunity to make other arrangements for representation.

9. All papers and property that relate to the proceeding and to which the client is entitled have been delivered to the client.

10. No part of NMM's fee has been paid in advance.


11. Based on the foregoing, it is respectfully requested that an Order be granted relieving NMM as attorney of record for Opposer 100 Blacks.

The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of her own knowledge are true; and all statements made on information and belief are believed to be true.

WHEREFORE, NMM respectfully requests that this application be granted in all respects.

Dated: August 28, 2009  
New York, NY

Respectfully submitted,

  
Karen Bekker  
Karen Bekker