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Filing date: **03/29/2013**

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

Proceeding	91204211
Party	Defendant MICHAEL JASON BENDINELLI
Correspondence Address	ANGELA ALVAREZ SUJEK BODMAN PLC 201 SOUTH DIVISION STREET, SUITE 400 ANN ARBOR, MI 80222-4508 UNITED STATES ASujek@bodmanlaw.com
Submission	Other Motions/Papers
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Date	03/29/2013
Attachments	91204211.pdf (3 pages)(114030 bytes)

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

In the matter of Application Serial No. 85/351051
Filed on June 20, 2011
For the Service mark BACK TO THE ROOTS
Published in the *Official Gazette* on November 8, 2011

B.T.T.R. Ventures, LLC,)
)
)
Opposer,) Opposition No. 91204211
)
v.)
)
Michael Jason Bendinelli,)
)
)
Applicant.)

**MOTION TO WITHDRAW AS ATTORNEYS FOR APPLICANT MICHAEL JASON
BENDINELLI**

Attorney Angela Alvarez Sujek, Attorney Susan M. Kornfield, and Attorney Karen H. Anderson (collectively, "Attorneys") hereby request permission to withdraw from representing Applicant Michael Jason Bendinelli ("Applicant") in Opposition No. 91204211:

1. Attorneys state that the reasons for the request to withdraw are Applicant's lack of payment of invoices in a reasonable period of time and Applicant's lack of communication with regard to handling of matters.
2. Attorneys state that they have given notice to Applicant that they are withdrawing from employment and will be filing the necessary documents with the Trademark Trial and Appeal Board.

3. Attorneys state there is time for Applicant to employ another attorney before Applicant's next due date in Opposition No. 91204211, which is suspended through May 26, 2013. After the opposition proceeding resumes, the next deadline for a response is June 25, 2013, when Plaintiff's Pretrial Disclosures are due, and the next deadline for a response from Applicant is August 24, 2013, when Defendant's Pretrial Disclosures are due.

4. Attorneys state that all papers and property that relate to the proceeding and to which the client is entitled have been delivered or are available to the client. In addition, counsel has offered a complete copy of the client's file for client's new attorney.

5. Attorneys state that they have notified Applicant of any responses that may be due, and of the deadline for response.

CONCLUSION

Attorneys request that this Motion to Withdraw be granted and that Attorneys be permitted to withdraw from representing Applicant in Opposition No. 91204211.

Respectfully submitted,

BODMAN PLC

By: Angela Alvarez Sujek
Angela Alvarez Sujek
Susan M. Kornfield
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Dated: March 29, 2013

Certificate of Service

I hereby certify that true and complete copies of the foregoing Motion to Withdraw as Attorneys for Applicant Michael Jason Bendinelli in Opposition No. 91204211 have been served upon Michael Jason Bendinelli and Dawn Newton by mailing said copies on March 29, 2013, via First Class Mail, postage prepaid to:

Michael Jason Bendinelli
103 Shoreview Rd.
Chelsea MI 48118

Dawn Newton
Fitzgerald Abbott & Beardsley
1220 Broadway, 21st Floor
Oakland, CA 94612



Mary Poupard