

ESTTA Tracking number: **ESTTA528225**

Filing date: **03/22/2013**

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

Proceeding	91204425
Party	Defendant Swift-Train Company, LLC
Correspondence Address	JOSEPH W BERENATO III BERENATO WHITE LLC 6550 ROCK SPRING DR , STE 240 BETHESDA, MD 20817 1173 UNITED STATES jberenator@bw-iplaw.com
Submission	Withdrawal Of Application
Filer's Name	Patricia M. Rehfield
Filer's e-mail	prehfield@bw-iplaw.com, dinman@bw-iplaw.com, jberenato@bw-iplaw.com
Signature	/s/
Date	03/22/2013
Attachments	motion_as filed.pdf (3 pages)(51305 bytes)

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

Serial No.: 85/535188
Mark: RIVER BEND FLOORING

PlastiFab Ltd. :
: :
: :
: :
Opposer, : Opposition No. 91204425
: :
v. : :
: :
Swift-Train Company, LLC : :
: :
: :
Applicant. : :
: :

AGREED MOTION TO ABANDON APPLICATION

Applicant Swift-Train Company, LLC, through its undersigned attorney, hereby expressly abandons Application No. 85/359,188 and requests that Opposition No. 91204425 be sustained. P. Jay Hines, counsel for Opposer, has consented to the motion.

Respectfully submitted,



Date: March 15, 2013

Joseph W. Berenato, III
Berenato & White, LLC
6550 Rock Spring Drive, Suite 240
Bethesda, Maryland 20817
Tel: (301) 896-0600
Fax: (301) 896-0607
E-mail: jberenato@bw-iplaw.com
Attorneys for Applicant

Agreed to:

A handwritten signature in black ink, appearing to read "P. Jay Hines", written over a horizontal line.

P. Jay Hines
Cantor Colburn LLP
1800 Diagonal Road, Ste. 510
Alexandria, VA 22314

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing Agreed Motion To Abandon Application upon Opposer's counsel via electronic mail, per agreement between the parties, on March 15, 2013, addressed as follows:

P. Jay Hines
Cantor Colburn LLP
1800 Diagonal Road, Ste. 510
Alexandria, VA 22314
JHines@CantorColburn.com

By: 

Joseph W. Berenato, III
Berenato & White, LLC
6550 Rock Spring Drive, Suite 240
Bethesda, Maryland 20817
Tel: (301) 896-0600
Fax: (301) 896-0607
E-mail: jberenato@bw-iplaw.com
Attorneys for Applicant