

ESTTA Tracking number: **ESTTA1049297**

Filing date: **04/15/2020**

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

Proceeding	91252954
Party	Defendant WellBeings, LLC
Correspondence Address	MIKE R. TURNER NEAL, GERBER & EISENBERG LLP 2 NORTH LASALLE STREET, SUITE 1700 CHICAGO, IL 60602 trademarks@nge.com no phone number provided
Submission	Request to Withdraw as Attorney
Filer's Name	Mike R. Turner
Filer's email	mturner@nge.com, knye@nge.com, temanuelson@nge.com, emang@nge.com, ecfdoCKET@nge.com
Signature	/Mike R. Turner/
Date	04/15/2020
Attachments	Motion to Withdraw.pdf(99301 bytes)

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

TRILOGY I/P, LLC

Opposer,

v.

WELLBEINGS, LLC,

Applicant.

Opposition No. 91252954

Application S/N: 88/296,588

Mark: W Wellbeings & design

Unopposed Motion to Withdraw

Pursuant to TBMP 513.01 and 37 CFR § 11.116, the law firm of Neal Gerber Eisenberg, LLP (“the Firm”), through the undersigned attorney, hereby moves to withdraw from representation of WellBeings, LLC (“WellBeings”). In support of its Motion, the Firm states as follows:

1. Due to issues that complicated its ability to continue, the Firm has terminated its engagement with WellBeings as to all matters of legal representation.
2. The Firm notified WellBeings of the termination of the engagement on April 7, 2020, and was asked to provide any replacement counsel as to this Opposition. This is the only remaining matter in which the Firm was representing WellBeings. The Firm has received no response identifying any replacement counsel.
3. The Firm is not in possession of any papers or property that relate to this proceeding to which WellBeings is entitled at this time. The Firm has provided WellBeings with contact information and correspondence with opposing counsel.

4. No fees have been paid in advance to the Firm relating to this or any other matter by WellBeings.

5. A copy of this Motion is being provided to counsel for Trilogy, I/P and to WellBeings, in accordance with the below Certificate of Service.

6. This Opposition is in its very preliminary stages and the initial pleading is not due until May 26, 2020. Indeed, it is doubtful that the Firm even needs permission to withdraw given that it has taken no substantive act in this proceeding and has not appeared other than to file mutually-agreed administrative extensions and to file this Motion.

7. The Firm has conferred with opposing counsel regarding this Motion and confirmed that the Motion will not be opposed by Opposer.

Respectfully submitted,

Date: April 15, 2020

By: /Mike R. Turner/

Neal, Gerber & Eisenberg LLP
Two North LaSalle Street
Chicago, Illinois 60602-3801
(312) 269-8000
(312) 269-1747 (fax)

CERTIFICATE OF SERVICE

I, Mike R. Turner, an attorney, state that, pursuant to 37 CFR §§ 2.101 and 2.119, I caused a copy of the foregoing Unopposed Motion to Withdraw to be served upon:

For Opposer:

Jenna P. Torres, Esq.
Eckert Seamans Cherin & Mellott, LLC
Two Liberty Place, 22nd Floor,
50 South 16th Street
Philadelphia, PA 19102

For WellBeings, LLC:

WellBeings, LLC
Attn: Legal
939 W. Lake Street
Chicago, ILLINOIS

With copy to its majority owner:

Cresco Labs, LLC
Attn: Legal
400 West Erie Street, Suite 300
Chicago, Illinois 60654

via electronic mail, on April 15, 2020.

/Mike Turner/
Mike Turner