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ESTTA Tracking number: **ESTTA1146041**

Filing date: **07/12/2021**

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

Proceeding	91254566
Party	Plaintiff Sontiq, Inc.
Correspondence Address	SANDRA L ETHERTON ETHERTON LAW GROUP LLC P.O. BOX 13808 SCOTTSDALE, AZ 85267 UNITED STATES Primary Email: trademarks@ethertonlaw.com Secondary Email(s): sandra@ethertonlaw.com 602-681-3331
Submission	Other Motions/Submissions
Filer's Name	Sandra L Etherton
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Signature	/sle36982/
Date	07/12/2021
Attachments	560-057 Motion to Withdraw.pdf(420001 bytes)

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

In the matter of trademark registration

Serial No:	5,215,366
Registration Date:	May 30, 2017
For the mark:	CYBERSCOUT
Published in the *Official Gazette*:	January 24, 2017

CyberScout, LLC, Registrant v. Skout Secure Intelligence LLC, Applicant	Opposition No. 91254566 (Parent case) Cancellation No. 92073775 (Child case)

MOTION TO WITHDRAW AS ATTORNEY OF RECORD

Pursuant to 37 CFR § 11.116(a) and TBMP §116.02(a), Etherton Law Group, LLC, hereby moves to withdraw as counsel of record for Registrant, Sontiq, Inc., for both parent case Opposition No. 91254566 and child case Cancellation No. 92073775. Undersigned counsel further moves to change the attorney of record to the Sontiq, Inc. general counsel:

John Burcham, General Counsel
Sontiq, Inc.
7580 N. Dobson Road
Suite 201
Scottsdale, AZ 85256
(301) 346-7113
jburcham@sontiq.com.

After the original registrant, Cyberscout, LLC, assigned its rights to the current registrant, Sontiq, Inc., the undersigned attorney terminated its representation of Cyberscout, LLC. In response, Sontiq, Inc.'s general counsel notified undersigned counsel that new counsel would

take over the former Cyberscout matters. Undersigned counsel replied in writing that it would wait to withdraw until July 12, 2021, to permit sufficient time for the appropriate changes in counsel in USPTO matters, and if no changes were made, would withdraw as counsel as of that date and name Sontiq's general counsel as attorney of record. Neither Sontiq, Inc. nor new counsel has made any changes to the attorney of record, and new counsel has not communicated substantively with undersigned counsel about taking over these proceedings. Consequently, because undersigned counsel has been discharged but no replacement counsel has been entered, undersigned counsel moves to withdraw and change the attorney of record to the Sontiq, Inc. general counsel.

Undersigned counsel has taken steps to the extent reasonably practicable to steps to avoid foreseeable prejudice to the rights of the Registrant, such as giving reasonable notice to the client, allowing time for employment of other counsel, surrendering papers and property to which the client is entitled. 37 CFR § 11.116(d). No advance payment of fee or expense has been paid by the client and thus is none is refunded. *Id*. Specifically, the undersigned law firm has notified the Registrant of its intent to withdraw weeks in advance and name the general counsel as attorney of record. Undersigned counsel has repeatedly notified Registrant of the upcoming deadlines and submits this motion to withdraw while these matters are suspended. Undersigned counsel believes withdrawal can be accomplished without material adverse effect on the interests of the client 37 CFR § 11.116(b).

Further, because replacement counsel has not been named, undersigned counsel believes that the client failed substantially to fulfill an obligation to the practitioner regarding the practitioner's services and has been given reasonable warning that the practitioner will withdraw unless the obligation is fulfilled. 37 CFR § 11.116(b).

WHEREFORE, the undersigned requests an order granting its withdrawal as counsel of record for the Applicant and further appointing Registrant's general counsel as attorney of record.

Respectfully submitted,

ETHERTON LAW GROUP, LLC

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing document was served on the following counsel of record via electronic mail on July 12, 2021. bnatter@haugpartners.com, docket@haugpartners.com, kkoemm@haugpartners.com, jsblendorio@haugpartners.com.

Ben Natter
Haug Partners LLP
745 Fifth Ave
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Sandra L Etherton