

ESTTA Tracking number: **ESTTA1336120**

Filing date: **01/25/2024**

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

Proceeding no.	91281307
Party	Defendant Tabacalera Palma, Ltd.
Correspondence address	FRANK HERRERA H NEW MEDIA LAW 113 SOUTH MONROE STREET 1ST FLOOR TALLAHASSEE, FL 32301 UNITED STATES Primary email: fherrera@hnewmedia.com Secondary email(s): g.ruiz-arthur@hnewmedia.com, tmdocket@hnewmedia.com 561-861-6380
Submission	Withdrawal of Counterclaim
Filer's name	Gustavo Sardina
Filer's email	g.sardina@hnewmedia.com
Signature	/Gustavo Sardina/
Date	01/25/2024
Attachments	notice of dismissal and abandonment.pdf(382571 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

J.C. Newman Cigar Company

Opposer,

v.

Opposition No. 91281307
Opposition to Serial No. 88866282
Cancellation of Registration No. 5998883

Tabacalera Palma, Ltd.

Applicant.

**NOTICE OF SETTLEMENT, DISMISSAL OF COUNTERCLAIM WITH PREJUDICE,
AND EXPRESS ABANDONMENT OF APPLICATION SERIAL NUMBER 88866282**

Applicant, Tabacalera Palma, Ltd. (“Tabacalera Palma” or “Applicant”), by and through undersigned counsel, hereby gives notice that the parties have entered into a written settlement agreement. Pursuant to and subject to the terms thereof, and pursuant to TBMP §§ 601.02 and 602.01, Applicant hereby withdraws its counterclaim to cancel Registration No. 5998883 with prejudice and expressly abandons Application Serial No. 88866282.

Dated: January 25, 2024

Respectfully submitted,

By: s/GUSTAVO SARDIÑA

Frank Herrera, Esq.

Florida Bar No. 494801

fherrera@hnewmedia.com

Gustavo Sardiña, Esq.

Florida Bar No. 31162

g.sardina@hnewmedia.com

H NEW MEDIA LAW

113 South Monroe Street, First Floor

Tallahassee, Florida 32301

Telephone: (561) 295-8893

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served on:

Sarah P. Harrell, Esq.

sharrell@btlaw.com

Michelle M. Mikol, Esq.

mmikol@btlaw.com

BARNES & THORBURG LLP

11 S. MERIDIAN ST.

INDIANAPOLIS, IN 46204

tmindocket@btlaw.com

sherry.martin@btlaw.com

by email on January 25, 2024

By: s/GUSTAVO SARDIÑA
Gustavo Sardiña