

ESTTA Tracking number: **ESTTA1394754**Filing date: **11/08/2024**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding no.	91292337
Party	Defendant Philip Thornton
Correspondence address	PHILIP THORNTON 1500 ARLINGTON BLVD #411 ARLINGTON, VA 22209 UNITED STATES Primary email: inconpics@gmail.com No phone number provided
Submission	Withdrawal Of Application
Filer's name	Mark Jaffe
Filer's email	markj@5bridgeslaw.com
Signature	/Mark Jaffe/
Date	11/08/2024
Attachments	Withdrawal of application TTAB 91292337 for filing.pdf(185645 bytes)

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

X _____ X
:
Casio Keisanki Kabushiki Kaisha
DBA Casio Computer Co., Ltd.
Petitioner,

Opposition No. 91292337

Applicant Serial No. 97872959

v.

Philip Thornton,
Applicant.

X _____ X
:
:

NOTICE OF WITHDRAWAL OF APPLICATION

I am the attorney for Applicant Philip Thornton for the purpose of a resolution with Petitioner in this matter. Mr. Taylor has previously notified this forum that he would be proceeding pro se.

On Applicant's behalf, I write under TTAB Manual of Procedure § 602.1 and 27 CFR § 2.68 to withdraw the application Serial No. 97872959. Because Petitioner, through its counsel, has been unresponsive to my communications, we are unable to represent that this withdrawal is with the consent of all parties.

Petitioner had extended an offer of settlement to Applicant several months ago. In my correspondence with Petitioner's counsel, I informed them that my client may consider the proposed terms and asked them to put it in writing so that my client can review. Although I asked numerous times over the last two months, Petitioner never provided terms in writing and ultimately became non-responsive to our requests. As a result, we were unable to enter into a written agreement even though we acknowledged we may accept the terms.

Although I do not know if Petitioner's unresponsiveness is willful, it has prevented Applicant from acknowledging that this withdrawal is on consent of

all parties. Therefore, in the interests of justice and under the discretion of the TTAB, I ask on behalf of my client that withdraw of this application be deemed without prejudice to any of the parties' rights and that no further judgment be entered against my client beyond acknowledgment that the application has been withdrawn.

Dated: November 8, 2024

A handwritten signature in blue ink, consisting of several fluid, overlapping strokes that form a stylized representation of the name 'Mark Jaffe'.

Mark Jaffe
5 Bridges Law, PC
2027 Ascot Drive, # 1
Moraga, CA 94556

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Withdrawal of Application has been served on Petitioner by forwarding said copy on November 8, 2024, by email to: John Lyhus at the following email address: jelyh@fitcheven.com .

Dated: November 8, 2024

A handwritten signature in blue ink, appearing to read 'M. Jaffe', with a small dot at the end of the final stroke.

Mark Jaffe
5 Bridges Law, PC
2027 Ascot Drive, # 1
Moraga, CA 94556