

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

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SIERRA SYSTEMS GROUP, INC.,

Petitioner,

v.

SIERRA SYSTEMS, INC.,

Respondent/Registrant.

Cancellation Nos. 30,750 and 30,763



04-26-2004

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

BOX TTAB
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

PETITIONER'S REQUEST TO WITHDRAW CANCELLATION PROCEEDINGS

Cancellation Proceeding No. 30,750 seeks to cancel Registration No. 2,023,950 for the mark SIERRA. Cancellation No. 30,763 seeks to cancel Registration No. 2,208,097 for the mark SIERRA SYSTEMS. These cancellation actions were consolidated per the Board's Order of April 4, 2001.

The parties have now resolved their differences and Registration Nos. 2,023,950 and 2,208,097 have both been assigned to Petitioner, said Assignment having been recorded on April 14, 2004 at Reel 002832, Frame 0200. A copy of the Notice of Recordation of Assignment Document is submitted herewith as Exhibit A.

PETITIONER'S REQUEST TO WITHDRAW
CANCELLATION PROCEEDINGS - 1

MERP\1919PL12.DOC

CHRISTENSEN
O'CONNOR
JOHNSON
KINDNESS^{PLLC}


LAW OFFICES
1420 FIFTH AVENUE
SUITE 2500
SEATTLE, WASHINGTON 98101-2347
TELEPHONE: (206) 682-8100

1 In light of the assignment of the above registrations to Petitioner, Petitioner hereby withdraws
2 consolidated cancellation Actions Nos. 30,750 and 30,763 and requests entry of an Order terminating
3 these proceedings.

4 DATED this 22nd day of April, 2004.

5 Respectfully submitted,

6 CHRISTENSEN O'CONNOR
7 JOHNSON & KINDNESS^{PLLC}

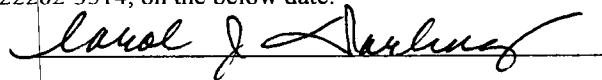
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10 James R. Uhlir
11 Faye L. Tomlinson
12 Gregory F. Wesner
13 Attorneys for Petitioner
14 Sierra Systems Group, Inc.

15 **CERTIFICATE OF MAILING**

16 I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first
17 class mail with postage thereon fully prepaid and addressed to the Commissioner for Trademarks, Trademark Trial and
18 Appeal Board, 2900 Crystal Drive, Arlington, VA 22202-3514, on the below date.

19 Date: April 22, 2004

20 

21 **CERTIFICATE OF SERVICE**

22 I hereby certify that on the 22nd day of April, 2004, a true copy of the foregoing was served on
23 counsel for Respondent via first class mail addressed as follows:

24 Howard E. Silverman, Esq.
25 Greenberg Traurig, P.C.
77 West Wacker Drive, Suite 2500
Chicago, Illinois 60601

Dated: April 22, 2004



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EXHIBIT A

PETITIONER'S REQUEST TO WITHDRAW
CANCELLATION PROCEEDINGS - 3

MERP1919PL12.DOC

CHRISTENSEN
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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



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APRIL 22, 2004

PTAS
CHRISTENSEN O'CONNOR JOHNSON, ET AL
JAMES R. UHLIR, ESQ.
1420 FIFTH AVENUE
SUITE 2800
SEATTLE, WA 98101-2347

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/14/2004

REEL/FRAME: 002832/0200
NUMBER OF PAGES: 3

BRIEF: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

ASSIGNOR:
SIERRA SYSTEMS, INC.

DOC DATE: 03/10/2004
CITIZENSHIP: DELAWARE
ENTITY: CORPORATION

ASSIGNEE:
SIERRA SYSTEMS GROUP, INC.
1177 W. HASTINGS STREET
SUITE 2500
VANCOUVER, B.C., CANADA V6E 2K3

CITIZENSHIP:
ENTITY: CANADIAN CORPORATION

APPLICATION NUMBER: 75073544
REGISTRATION NUMBER: 2033950

FILING DATE: 03/15/1996
ISSUE DATE: 01/28/1997

MARK: CON AM
DRAWING TYPE: STYLIZED WORDS, LETTERS, OR NUMBERS

002832/0200 PAGE 2

APPLICATION NUMBER: 75248849
REGISTRATION NUMBER: 2208097

FILING DATE: 02/27/1997
ISSUE DATE: 12/08/1998

MARK: SIERRA SYSTEMS
DRAWING TYPE: STYLIZED WORDS, LETTERS, OR NUMBERS

SHARON LATIMER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

04/14/2004
700078502

1-31-92

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

Patent and Trademark Office
Attorney Docket No: SIER61919

To the Director - U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Sierra Systems, Inc.

- Individuals Association
- General Partnership Limited Partnership
- Corporation-State of Delaware
- Other _____

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies):

Name: Sierra Systems Group, Inc.
 Address: 1177 W. Hastings Street, Suite 2500
 City: Vancouver, B.C. State: Canada
 ZIP: V6E 2K3

- Individual(s) citizenship _____
- Association State of _____
- General Partnership State of _____
- Limited Partnership State of _____
- Corporation-State State of _____
- Other Canadian Corporation

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designation must be a separate document from Assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other _____

Execution date: March 10, 2004

4. Application number(s) or registration number(s):

A. Trademark Application No(s).

B. Trademark Registration Nos. 2,023,950; 2,208,097

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed.

James R. Uhler, Esq.
 CHRISTENSEN O'CONNOR
 JOHNSON KINDNESS^{PLLC}
 1420 Fifth Avenue
 Suite 2800
 Seattle, WA 98101-2347
 206.682.8100

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41):.....\$ 65.00

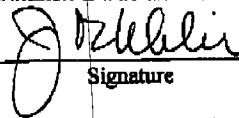
8. The Director is authorized to charge any fees that may be required or credit any overpayment to Deposit Account Number 03-1740.

DO NOT USE THIS SPACE

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

James R. Uhler
 Name of Attorney or Agent
 Registration No. 25,096
 Direct Dial 206.695.1703



Signature


4/14/04
Date

Total number of pages including cover sheet, attachments and document: 2

OMB No. 0651-0011 (exp. 4/94)

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper for U.S. Trademark Registration Nos. 2,023,950 and 2,208,097 is being facsimile transmitted to: Commissioner for Trademarks, U.S. Patent and Trademark Office, Facsimile No. 703-306 5995, on April 14, 2004.


(Signature)

Jennifer Coldiron
(Typed name of person signing the certificate)

CH 565.00 031740 203950