

ESTTA Tracking number: **ESTTA158694**

Filing date: **08/23/2007**

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

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|------------------------|---|
| Proceeding | 92046514 |
| Party | Plaintiff Baby Einstein Company, LLC, The |
| Correspondence Address | Linda K. McLeod Finnegan, Henderson, Farabow, et al 901 New York Avenue, NW Washington, DC 20001-4413 UNITED STATES docketing@finnegan.com, linda.mcleod@finnegan.com, judy.valusek@finnegan.com, susannah.klank@finnegan.com |
| Submission | Withdrawal of Cancellation |
| Filer's Name | Linda K. McLeod |
| Filer's e-mail | docketing@finnegan.com, linda.mcleod@finnegan.com, judy.valusek@finnegan.com |
| Signature | /Linda K. McLeod/ |
| Date | 08/23/2007 |
| Attachments | 0004725.PDF (2 pages)(57112 bytes) |

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

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|---|--|
| <p>THE BABY EINSTEIN COMPANY, LLC</p> <p>Petitioner,</p> <p>v.</p> <p>DECOUFLE EQUITIES, INC.,</p> <p>Registrant.</p> | <p>Cancellation No. 92046514</p> <p>Mark: BABY HERCULES Reg. No. 3139944 Issued: September 5, 2006</p> |
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WITHDRAWAL OF CANCELLATION WITH PREJUDICE

Petitioner The Baby Einstein Company, LLC hereby withdraws the above-referenced cancellation with prejudice.

Respectfully submitted,



Dated: August 23, 2007

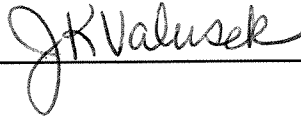
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Attorneys for Petitioner
The Baby Einstein Company, L.L.C.

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing WITHDRAWAL OF CANCELLATION WITH PREJUDICE was served by facsimile and Federal Express on this 23rd day of August 2007, upon counsel for Registrant:

Joyce B. Klemmer
Elizabeth G. Borland
Smith, Gambrell & Russell, LLP
Promenade II, Suite 3100
1230 Peachtree Street, NE
Atlanta, GA 30309-3592

A handwritten signature in cursive script, appearing to read "JK Valusek", is written above a solid horizontal line.