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

Proceeding	92046928
Party	Plaintiff BILLION DOLLAR SMILE, LTD.
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Submission	Request to Withdraw as Attorney
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Date	09/11/2009
Attachments	MTW.pdf ( 3 pages )(26412 bytes )

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

Billion Dollar Smile, Ltd.,	§	Cancellation No.: 92046928
	§	
Petitioner,	§	Mark: MILLION DOLLAR SMILE
	§	
v.	§	Registration No. 3,084,967
	§	
William M. Dorfman,	§	Date of Issue: April 25, 2006
	§	
Registrant.	§	

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

**MOTION TO WITHDRAW AS REPRESENTATIVE**

Jackson Walker LLP (JW) moves to withdraw the firm and all of its attorneys (including Tom Adolph) as representatives of Petitioner, Billion Dollar Smile, Ltd. (“BDS”).

The attorney representing BDS, Mark Tidwell, has resigned from JW and is now a partner at Haynes & Boone, LLP. Mr. Tidwell and Haynes & Boone, LLP will now represent Petitioner. Two items are due in the near future – a reply brief and correction of the exhibits. Mr. Tidwell has represented that he is filing both of these items.

Petitioner knowingly and freely assents to termination of the employment.

JW has taken reasonable steps to avoid foreseeable prejudice to the rights of BDS, including giving due notice to BDS (Petitioner approved the withdrawal September 8, 2009), allowing time for employment of another practitioner (Mr. Tidwell is the only attorney at JW who was actively involved in this matter for at least one year, and Mr. Tidwell and Haynes & Boone, LLP are representing Petitioner), delivering to the client (through its new representative) all papers and property to which the client is entitled, and complying with applicable laws and rules, JW does not owe any part of any fee paid to BDS.

This request to withdraw from representation is not in any way related to an extension or reopening of time that a party would not otherwise be entitled to.

WHEREFORE, Jackson Walker LLP moves for an order permitting the firm and all of its attorneys to withdraw from representation of Petitioner in this cancellation proceeding.

Respectfully submitted,

JACKSON WALKER L.L.P.

*/s/Thomas H. Adolph*

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**CERTIFICATE OF SERVICE**

I certify that on September 11, 2009, a copy of this document and its attachments was served on the following, via certified, first-class mail:

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*/s/ Tom Adolph*  
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Tom Adolph

**CERTIFICATE OF FILING**

I certify that this document is being filed electronically with the United States Patent and Trademark Office's Electronic System for Trademark Trials and Appeals (ESTTA) on this 11<sup>th</sup> day of September, 2009.

*/s/ Tom Adolph*  
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Tom Adolph