ESTTA Tracking number:

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Filing date:

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

Proceeding	92051039
Party	Defendant Professional Coatings, Inc.
Correspondence Address	Joe D. Calhoun Calhoun Law Firm P.O. Box 251504 Little Rock, AR 72225 UNITED STATES
Submission	Request to Withdraw as Attorney
Filer's Name	Joe D. Calhoun
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Signature	/jdc3/
Date	08/06/2009
Attachments	JointRequest4WithdrawalAttyRecord8-6-09.pdf (3 pages)(67217 bytes)

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

In Re Trademark Registration No. 2,892,968

for the mark PRO-COAT (std. char.) Issue Date: 10/12/2004

SWIMC, INC.

Petitioner

v.

Cancellation No. 92051039

PROFESSIONAL COATINGS, INC.

Registrant

JOINT REQUEST FOR WITHDRAWAL AS ATTORNEY OF RECORD

Applicant Professional Coatings, Inc. ("Registrant" or "Pro-Coat") and the undersigned counsel of record ("Counsel"), pursuant to 37 CFR §§ 10.40(a) and 10.40(b)(4), jointly request that the Board grant their Joint Request for Withdrawal as Attorney of Record in this cancellation proceeding.

- 1. Registrant has voluntarily terminated its engagement with Counsel, thereby revoking Counsel's power of attorney in this cancellation proceeding;
- 2. Counsel has taken reasonable steps to avoid foreseeable prejudice to the rights of Registrant, including (for example) obtaining extensions on the deadline to file and answer to the Petition for Cancellation, and discussing and providing Registrant with a final draft of an Answer for filing herein; and
- 2. Counsel has delivered and/or tendered all papers to Registrant and property to which Registrant is entitled.

WHEREFORE, Registrant Professional Coatings, Inc. and Calhoun Law Firm respectfully urges the Board to grant this Joint Request for Withdrawal as Attorney of Record.

Respectfully submitted:

PROFESSIONAL COATINGS, INC.

100 Commerce Park Drive

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By Steven Mitchell, President

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By: Joe D. Calhoun [Patent Bar Reg. No. 40,293]

Mulle

Attorney for Registrant Professional Coatings, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on the date set forth below, I electronically filed the foregoing with the U.S. Patent & Trademark Office, Trademark Trial and Appeal Board, with a copy being served via 1st class mail with the United States Postal Service, upon the following:

Deron A. Cook, Esq. c/o The Sherwin-Williams Company 101 W. Prospect Avenue 1100 Midland Bldg. – Legal Dept. Cleveland, Ohio 44115-1075

Calhoun I