

ESTTA Tracking number: **ESTTA314405**

Filing date: **10/30/2009**

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

Proceeding	92051386
Party	Plaintiff Time Plaza, Inc.
Correspondence Address	Jen-Feng Lee WorldEsquire Law Firm 80 S. Lake Avenue, Suite 708 Pasadena, CA 91101 UNITED STATES jflee@worldesquire.com
Submission	Withdrawal of Cancellation
Filer's Name	Jen-Feng Lee
Filer's e-mail	jflee@worldesquire.com, jflee@ipfirm.us
Signature	/jflee/
Date	10/30/2009
Attachments	TimePlaza-Dismissal.pdf ( 2 pages )(19229 bytes )

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

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4   In the matter of Registration No.:     3,418,299  
5   Registered date:                         Apr. 29, 2008  
6   Mark:                                     LOCS

Cancellation No.: 92051386

7   Time Plaza, Inc.,  
8                                 Petitioner,  
9                                 vs.  
10   Jay-Y Enterprise Co. Inc.  
11                                 Registrant.

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14                                   **Notice of Settlement of Civil Action and Dismissal with Prejudice**

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16         The Board ordered to suspend present action, on 10/08/2009, in light of a civil action  
17         filed by Jay-Y Enterprise Co. Inc. (“Jay-Y”), *Jay-Y enterprise v. Time Plaza, et al*, 08-  
18         CV-7600 FMC (RZx) (“Civil Action”)

19         Petitioner Time Plaza, Inc. (“Time Plaza”) has settled with Jay-Y.

20         As such, Petitioner Time Plaza requested the dismissal of present TTAB action, with  
21         prejudice.

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**Notice of Settlement and Dismissal with Prejudice**

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**Dated:** October 30, 2009

Respectfully submitted,

/jflee/

Jen-Feng (Jeff) Lee  
Kenneth K. Tanji, Jr.  
Attorneys for Petitioner,  
Time Plaza, Inc.

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**CERTIFICATE OF SERVICE**

The undersigned Attorney hereby certifies that a copy of the foregoing Petitioner's Notice of Settlement and Dismissal with Prejudice was served on the Registrant's counsel, by emailing to the address(es) below on October 30, 2009.

<p><b>Constance R. Lindman</b>  <b>Overhauser Law Offices</b>  <b>740 W. Green Meadows Dr., #300</b>  <b>Greenfield, IN 46140</b>  <b>crlindman@overhauser.com</b></p>	

/jflee/

Jen-Feng Lee