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

Proceeding	92052713
Party	Defendant Sand K., Inc.
Correspondence Address	TAL GRINBLAT LEWITT HACKMAN SHAPIRO ET AL 16633 VENTURA BOULEVARD, SUITE 1100 ENCINO, CA 91436 UNITED STATES dgurnick@lewitthackman.com, tgrinblat@lewitthackman.com, nkanter@lewitthackman.com
Submission	Withdrawal of Counterclaim
Filer's Name	Nicholas Kanter
Filer's e-mail	nkanter@lewitthackman.com, dgurnick@lewitthackman.com
Signature	/Nicholas Kanter/
Date	09/28/2011
Attachments	Sandk RD.pdf (2 pages)(11460 bytes)

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

In the matter of:)	Cancellation No. 92052713
)	
PREMIUM DENIM, LLC.,)	
)	SAND K'S VOLUNTARY
petitioner)	WITHDRAWAL OF COUNTERCLAIM
)	
v.)	
)	
SAND K, INC.,)	
)	
registrant)	
_____)	

VOLUNTARY WITHDRAWAL OF COUNTERCLAIM WITHOUT PREJUDICE

Sand K, Inc. has made an assignment for the benefit of creditors. In connection with the assignment, Sand K assigned all its assets, including its ownership of the Bette Paige trademark, registration and goodwill associated therewith, to an Assignee for the Benefit of Creditors. Based on the foregoing, though maintaining that the counterclaim is meritorious, Sand K no longer owns the trademark and goodwill that are at issue and therefore voluntarily withdraws its counterclaim, without prejudice to any claims that Sand K may possess and without prejudice to the rights, claims and remedies of any successor-in-interest to the ownership of the trademark and its goodwill.

DATED: September 28, 2011

LEWITT, HACKMAN, SHAPIRO,
MARSHALL & HARLAN

By: /s/ Nicholas Kanter
David Gurnick, SBN 115723
Nicholas Kanter, SBN 239436
LEWITT, HACKMAN, SHAPIRO,
MARSHALL & HARLAN

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of Sand K's Withdrawal of Cancellation is being served by first class mail, postage prepaid, to:

Rod S. Berman, Esq.
Jeffer Mangels Butler & Mitchell, LLP
1900 Avenue of the Stars, Seventh Floor
Los Angeles, CA 90067

DATED: September 28, 2011

/s/ Nicholas Kanter
Nicholas Kanter