

ESTTA Tracking number: **ESTTA750819**

Filing date: **06/07/2016**

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

Proceeding	92061263
Party	Defendant D.P.I. Imports Inc.
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Submission	Other Motions/Papers
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Date	06/07/2016
Attachments	Heatkeep Stipulation.pdf(506143 bytes)

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

In the Matter of Trademark Registration No. 4,214,673
For the Mark: HEATKEEP
Registered on September 25, 2012

Kinco, LLC,)	
)	
Petitioner,)	
)	
v.)	Cancellation No. 92061263
)	
D.P.I. Imports, Inc.)	
)	
Registrant.)	
)	

**JOINT STIPULATION AND WITHDRAWAL OF PETITION TO CANCEL WITHOUT
PREJUDICE**

By and through their undersigned counsel, Kinco, LLC (“Petitioner”) and D.P.I. Imports, Inc. (“Registrant”) hereby stipulate and agree as follows:

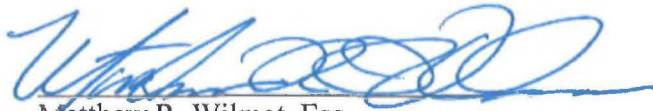
1. On April 4, 2016, Registrant filed a Section 7 Amendment with the United States Patent and Trademark Office (the “PTO”), requesting amendment of U.S. Registration No. 4,214,673, to remove “ponchos” and “raincoats” from the identification of goods. On June 1, 2016, the PTO issued a Post-Registration Office Action, directing Registrant to seek amendment of U.S. Registration No. 4,214,673 with the Board, pursuant to Trademark Rule 2.133. Registrant hereby respectfully requests amendment of U.S. Registration No. 4,214,673 by removing “ponchos” and “raincoats” from the identification of goods.

2. Subject to and contingent upon the Board's acceptance of the amendment of U.S. Registration No. 4,214,673 as set forth herein, Petitioner hereby withdraws Cancellation No. 92061263, without prejudice.

3. The Board is hereby authorized to withdraw the required fee for the proposed amendment from Registrant's counsel's deposit account.

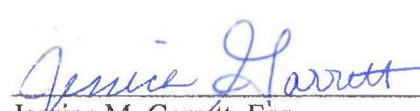
Dated: June 7, 2016

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