

ESTTA Tracking number: **ESTTA950859**

Filing date: **01/30/2019**

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

Proceeding	92068154
Party	Plaintiff Vaporus Holdings Inc.
Correspondence Address	FREDERICK PINTO PINTO LEGAL 99 PRINCE ST STE 701 MONTREAL, QC H3C 2M7 CANADA fpinto@pintolegal.ca, mchevalier@pintolegal.ca, aperillat@pintolegal.ca, ccheng@pintolegal.ca +1-514-941-3551
Submission	Withdrawal of Petition to Cancel
Filer's Name	Frederick Pinto
Filer's email	fpinto@pintolegal.ca, mchevalier@pintolegal.ca, ccheng@pintolegal.ca
Signature	/Frederick Pinto/
Date	01/30/2019
Attachments	TTAB Withdrawal of Cancellation 92068154 written consent at- tached.pdf(451534 bytes )

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

*In re* Registration Nos. 4802100 and 4802101  
Filed: Jun. 13, 2014  
Registered: Sep. 01, 2015  
For: **VAPOROUS** and **VAPOROUS (stylized)**

Vaporus Holdings Inc.

Plaintiff,

vs.

Vaporous Technologies, LLC

Defendant.

Cancellation No. 92068154

Filed March 19, 2018

**NOTICE OF WITHDRAWAL**

Pursuant to an agreement between the parties and, with the consent of Defendant, Plaintiff hereby withdraws its petition to cancel the Defendant's Registration Nos. 4802100 and 4802101 in the matter identified hereinabove.

Respectfully submitted,

PINTO LEGAL

Dated: January 15, 2019

By /Frederick Pinto/  
Frederick Pinto  
*Attorney for Plaintiff*

99 Prince Street, Suite 701  
Montreal, Quebec H3C 2M7  
Canada  
Telephone: 1-514-941-3551  
Facsimile: 1-514-905-5689

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of VAPORUS HOLDINGS INC.'s Withdrawal of its Petition to Cancel to VAPOROUS was served to Vaporous Technologies, LLC electronically on January 15, 2019 on Glen L. Nuttall, Esq., counsel for Defendant.

By:     /Frederick Pinto/      
Frederick Pinto

**Subject:** RE: Vaporous - TTAB Proceeding No. 92068154 - Withdrawal  
**Date:** Tuesday, January 29, 2019 at 9:11:27 PM GMT-05:00  
**From:** Glen Nuttall  
**To:** mchevalier@pintolegal.ca  
**CC:** fpinto@pintolegal.ca, ccheng@pintolegal.ca  
**Attachments:** image002.jpg, image003.jpg, image004.jpg

Dear Mr. Chevalier,

I confirm that my client, Vaporous Technologies, LLC, consents to your client's withdrawal, without prejudice, of its petition to cancel (TTAB No. 92068154).

Regards,

-Glen Nuttall

---

**From:** mchevalier@pintolegal.ca [mailto:mchevalier@pintolegal.ca]  
**Sent:** Monday, January 28, 2019 12:35 PM  
**To:** Glen Nuttall <GlenNuttall@koslaw.com>  
**Cc:** fpinto@pintolegal.ca; ccheng@pintolegal.ca  
**Subject:** RE: Vaporous - TTAB Proceeding No. 92068154 - Withdrawal

Dear Mr. Nuttall,

Following up on the TTAB Order of January 17<sup>th</sup>, 2019, we would ask you to please confirm that we can use this email thread to evidence your client's consent to the withdrawal of the petition to cancel.

Best regards,



ATTORNEYS | TRADE-MARK AND PATENT AGENTS  
AVOCATS | AGENTS DE MARQUES DE COMMERCE ET DE BREVETS

---

**MICHAEL CHEVALIER, LL.M.**

AVOCAT | LAWYER

--

**PINTO LÉGAL INC.**

99 PRINCE STREET, SUITE 701, MONTREAL QC, H3C 2M7  
C. (514) 358-4922 T. (514) 905-5389 F. (514) 905-5689

[www.pintolegal.ca](http://www.pintolegal.ca) | [LinkedIn](#)

**CONFIDENTIALITY NOTICE.** The content of this e-mail is confidential and is intended for the exclusive use of its addressee. If you are not the addressee, any consultation, copying, distribution, disclosure or any other use is strictly prohibited. If you have received this e-mail in error, please advise the sender by immediately replying to this message and thereafter delete it and destroy all copies.

**AVIS DE CONFIDENTIALITÉ.** Si vous n'êtes pas le destinataire, il vous est strictement interdit de le consulter, copier, faire suivre, divulguer ou autrement l'utiliser. Si vous avez reçu ce courriel par erreur, veuillez en aviser l'expéditeur en répondant immédiatement au présent message et ensuite l'effacer et détruire toute copie.

**From:** Glen Nuttall <[GlenNuttall@koslaw.com](mailto:GlenNuttall@koslaw.com)>  
**Sent:** Tuesday, January 15, 2019 7:40 PM  
**To:** [mchevalier@pintolegal.ca](mailto:mchevalier@pintolegal.ca)  
**Cc:** [fpinto@pintolegal.ca](mailto:fpinto@pintolegal.ca); [ccheng@pintolegal.ca](mailto:ccheng@pintolegal.ca)  
**Subject:** RE: Vaporous - TTAB Proceeding No. 92068154 - Withdrawal

We acknowledge receipt. Thank you.

---

**From:** [mchevalier@pintolegal.ca](mailto:mchevalier@pintolegal.ca) [<mailto:mchevalier@pintolegal.ca>]  
**Sent:** Tuesday, January 15, 2019 2:51 PM  
**To:** Glen Nuttall <[GlenNuttall@koslaw.com](mailto:GlenNuttall@koslaw.com)>  
**Cc:** [fpinto@pintolegal.ca](mailto:fpinto@pintolegal.ca); [ccheng@pintolegal.ca](mailto:ccheng@pintolegal.ca)  
**Subject:** RE: Vaporous - TTAB Proceeding No. 92068154 - Withdrawal

**Sent on behalf of Me Frederick Pinto**

Dear Mr. Nuttall,

You will find attached herewith Plaintiff's Notice of Withdrawal of its petition to cancel the registered trademarks Vaporous.

We would ask that you kindly acknowledge this email upon receipt.

Best regards,



ATTORNEYS | TRADE-MARK AND PATENT AGENTS  
AVOCATS | AGENTS DE MARQUES DE COMMERCE ET DE BREVETS

---

**MICHAEL CHEVALIER, LL.M.**

AVOCAT | LAWYER

--

**PINTO LÉGAL INC.**

99 PRINCE STREET, SUITE 701, MONTREAL QC, H3C 2M7  
C. (514) 358-4922 T. (514) 905-5389 F. (514) 905-5689

[www.pintolegal.ca](http://www.pintolegal.ca) | [LinkedIn](#)

**CONFIDENTIALITY NOTICE.** The content of this e-mail is confidential and is intended for the exclusive use of its addressee. If you are not the addressee, any consultation, copying, distribution, disclosure or any other use is strictly prohibited. If you have received this e-mail in error, please advise the sender by immediately replying to this message and thereafter delete it and destroy all copies.

**AVIS DE CONFIDENTIALITÉ.** Si vous n'êtes pas le destinataire, il vous est strictement interdit de le consulter, copier, faire suivre, divulguer ou autrement l'utiliser. Si vous avez reçu ce courriel par erreur, veuillez en aviser l'expéditeur en répondant immédiatement au présent message et ensuite l'effacer et détruire toute copie.

**From:** Glen Nuttall <[GlenNuttall@koslaw.com](mailto:GlenNuttall@koslaw.com)>  
**Sent:** Thursday, January 10, 2019 10:33 PM  
**To:** [mchevalier@pintolegal.ca](mailto:mchevalier@pintolegal.ca)  
**Cc:** [fpinto@pintolegal.ca](mailto:fpinto@pintolegal.ca)  
**Subject:** RE: Vaporous - TTAB Proceeding No. 92068154 - Withdrawal

Dear Mr. Chevalier,  
Thank you for contacting me regarding this issue. My client will consent to the withdrawal of the petition to cancel.  
I trust you will file the petition within the next few days.  
Thank you,  
-Glen

---

**From:** [mchevalier@pintolegal.ca](mailto:mchevalier@pintolegal.ca) [<mailto:mchevalier@pintolegal.ca>]  
**Sent:** Thursday, January 10, 2019 1:37 PM  
**To:** Glen Nuttall <[GlenNuttall@koslaw.com](mailto:GlenNuttall@koslaw.com)>  
**Cc:** [fpinto@pintolegal.ca](mailto:fpinto@pintolegal.ca)  
**Subject:** RE: Vaporous - TTAB Proceeding No. 92068154 - Withdrawal

**Sent on behalf of Mr. Frederick Pinto**

Dear Mr. Nuttall,

The present email is to inform you that, after conferring with our client, our client no longer intends to challenge the validity of the trademark registrations in the matter of VAPOROUS – TTAB Proceeding No. 92068154.

Please confirm whether you consent to the withdrawal of our petition to cancel.

Best regards,



ATTORNEYS | TRADE-MARK AND PATENT AGENTS  
AVOGATS | AGENTS DE MARQUES DE COMMERCE ET DE BREVETS

---

**MICHAEL CHEVALIER, LL.M.**

AVOCAT | LAWYER

--

**PINTO LÉGAL INC.**

99 PRINCE STREET, SUITE 701, MONTREAL QC, H3C 2M7  
C. (514) 358-4922 T. (514) 905-5389 F. (514) 905-5689