

ESTTA Tracking number: **ESTTA935561**

Filing date: **11/16/2018**

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

Proceeding	92069900
Party	Defendant HealthSmart Foods, Inc.
Correspondence Address	S CLAIRE GIBSON THE GIBSON LAW GROUP PLLC 244 FIFTH AVENUE STE D17 NEW YORK, NY 10001 UNITED STATES claire@gibsonlaw.nyc, admin@gibsonlaw.nyc 917-563-2483
Submission	Voluntary Surrender Of Registration
Filer's Name	Sheena Claire Gibson
Filer's email	claire@gibsonlaw.nyc, admin@gibsonlaw.nyc
Signature	/S. Claire Gibson/
Date	11/16/2018
Attachments	VOLUNTARY SURRENDER FOR CANCELLATION WITH CONSENT_16 Nov 18.pdf(268129 bytes)

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

In the matter of Registration No. 4,715,611
For the Mark CARB COUNTERS
Registered on April 7, 2015

Celebrate Brands, LLC

Petitioner,

v.

HealthSmart Foods, Inc.

Respondent.

Cancellation No.: 92069900

VOLUNTARY SURRENDER FOR CANCELLATION WITH CONSENT

In response to the Board's request dated 16 November 2018, Respondent is providing the electronic consent of Petitioner's attorney for voluntary surrender for cancellation of the subject registration.

Respectfully submitted,

Dated: November 16, 2018

The Gibson Law Group, PLLC

By: /s/ S. Claire Gibson

S. Claire Gibson
244 Fifth Avenue, STE D17
New York, NY 10001
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Attorney for Respondent
HealthSmart Foods, Inc.



The Gibson Law Group PLLC <claire@gibsonlaw.nyc>

Cancellation Proceeding 92069900 against SN 86367600 CARB COUNTERS; Our Ref: 00145-76

Jon Jekel <jekel@fr.com>

Fri, Nov 9, 2018 at 5:09 PM

To: "Claire Gibson, Esq." <claire@gibsonlaw.nyc>

Cc: Gibson Law <admin@gibsonlaw.nyc>, tmdoctc <TMDocTC@fr.com>, Margaret Trevino <trevino@fr.com>, Lisa Greenwald-Swire <Greenwald-Swire@fr.com>

Dear Claire,

Thank you for your email. That's great news. We consent to the voluntary surrender of the registration.

While I have you, can you confirm that your client no longer uses CARB COUNTERS?

Please let me know if you have any questions. Otherwise, have a great weekend!

Thanks again,

Jon

Jon Jekel :: Fish & Richardson P.C. :: (650) 839-5215

From: Claire Gibson, Esq. <claire@gibsonlaw.nyc>

Sent: Friday, November 9, 2018 2:02 PM

To: Jon Jekel <jekel@fr.com>

Cc: Gibson Law <admin@gibsonlaw.nyc>; tmdoctc <TMDocTC@fr.com>; Margaret Trevino <trevino@fr.com>

Subject: Cancellation Proceeding 92069900 against SN 86367600 CARB COUNTERS; Our Ref: 00145-76

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