

ESTTA Tracking number: **ESTTA1310092**
Filing date: **09/14/2023**

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

Proceeding no.	92081308
Party	Plaintiff Textron Inc.
Correspondence address	GEOFFREY D. AURINI HARNESS, DICKEY, & PIERCE, P.L.C. 5445 CORPORATE DRIVE SUITE 200 TROY, MI 48098 UNITED STATES Primary email: gaurini@harnessip.com Secondary email(s): troymailroom@harnessip.com 248-641-1600
Submission	Withdrawal of Petition to Cancel
Filer's name	Geoffrey D. Aurini
Filer's email	gaurini@harnessip.com, palanglois@harnessip.com
Signature	/Geoffrey D. Aurini/
Date	09/14/2023
Attachments	Motion to Dismiss Cancellation Proceeding as Moot.pdf(511355 bytes)

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

Textron Inc.

Petitioner,

v.

Danny Dodd
Diana Dodd

Registrant.

Cancellation No. 92081308

Registration No. 6,772,899

Registration Date: June 28, 2022

Mark: ELITE & Background Design



MOTION TO DISMISS CANCELLATION PROCEEDING AS MOOT

1. In proceeding #92081308, Textron Inc. and Danny Dodd and Diana Dodd have reached a settlement agreement amongst themselves. Said agreement has resulted in assignment of the mark in question to Textron Inc., recorded at Reel/Frame 8178/0523.
2. Due to this agreement, there is no standing dispute between plaintiff and defendant.
3. Pursuant to Trademark Trial and Appeal Board Manual of Procedure § 601.02 (2023), Textron Inc. asks respectfully that this cancellation be dismissed.

I, Geoffrey D. Aurini, affirm that the above is true.

Respectfully Submitted,

Dated: September 14, 2023

By /Geoffrey D. Aurini /

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