

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

SWF

May 1, 2023

Cancellation No. 92081480

Frank August, LLLP

v.

BFrank, LLC

Steven W. Ferrell Jr., Interlocutory Attorney

The motion (filed March 21, 2023) to withdraw as counsel of record in this proceeding (8 TTABVUE) is hereby denied without prejudice because it fails to comply with the requirements of Trademark Rule 2.19(b) and Patent and Trademark Rule 11.116.

Specifically, the motion does not include the following requirements: (1) a statement that any advance payment of fee or expense that has not been earned or incurred has been refunded, or, if appropriate, a statement that no fees or expenses have been paid in advance and not refunded and (2) proof of service of the request **upon the client** and upon every other party to the proceeding. *See* Trademark Rule 2.19(b). TRADEMARK TRIAL AND APPEAL BOARD MANUAL OF PROCEDURE (TBMP) § 513.01.

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In view thereof, counsel is allowed until **thirty days from the date of this order** to submit a motion which complies with Trademark Rule 2.19(b) and Patent and Trademark Rule 11.116, as indicated above.

Proceedings otherwise remain suspended pending response to this order and the motion to dismiss. The parties will be notified by the Board when proceedings are resumed, and dates will be reset, as appropriate.

A copy of this order has been sent to all persons listed below.

cc:

BFRANK, LLC
61498 GRAHAM RD
AMITE, LOUISIANA 70422

ANDREW D DORISIO
DICKINSON WRIGHT PLLC
300 WEST VINE STREET, SUITE 1700
LEXINGTON, KY 40507

JORDAN B FRANKLIN
KEARNEY MCWILLIAMS & DAVIS PLLC
55 WAUGH DR, SUITE 150
HOUSTON, TX 77007