

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2009-1114
(Serial No. 77/006,212)

IN RE JAMES T. KIRBY

Appeal from the United States Patent and Trademark Office,
Trademark Trial and Appeal Board.

ON MOTION

ORDER

James T. Kirby moves without opposition to voluntarily dismiss his appeal.

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The motion is granted.
- (2) Each side shall bear its own costs.

FOR THE COURT

MAY 18 2009

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

cc: James Scott Gerien, Esq
Raymond T. Chen, Esq.

MAY 18 2009

JAN HORBALY
CLERK

s17

MAY 18 2009

ISSUED AS A MANDATE: _____