Document 49-4

Filed 08/28/2006

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EXHIBIT C

Request for Judicial Notice ISO Motion to Dismiss/Strike

Case Management Order

FreecycleSunnyvale v. The Freecycle Network, Inc.

Case No. C06-00324 CW

(N.D. Cal. filed Jan. 18, 2006)

To:

THE FREECYCLE NETWORK (ilacv@dmvl.com)

Subject:

TRADEMARK APPLICATION NO. 78475113 - FREECYCLE - N/A

Sent:

11/22/05 3:52:08 PM

Sent As:

ECOM102@USPTO.GOV

Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/475113

APPLICANT:

THE FREECYCLE NETWORK

78475113

CORRESPONDENT ADDRESS:

JOHN C. LACY

DECONCINI MCDONALD YETWIN & LACY, P.C.

2525 E BROADWAY BLVD STE 200

TUCSON, AZ 85716-5300

RETURN ADDRESS:

Commissioner for Trademarks

P.O. Box 1451

Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words

"Box Responses - No Fee."

MARK:

FREECYCLE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

Please provide in all correspondence:

CORRESPONDENT EMAIL ADDRESS:

jlacy@dmyl.com

 Filing date, serial number, mark and applicant's name.

- 2. Date of this Office Action.
- 3. Examining Attorney's name and Law Office number.
- 4. Your telephone number and email address.

Serial Number 78/475113

EXAMINER'S AMENDMENT

ADVISORY – AMENDMENTS TO GOODS/SERVICES: If the identification of goods and/or services has been amended below, any future amendments must be in accordance with 37 C.F.R. §2.71(a) and TMEP §1402.07(e).

AMENDMENT AUTHORIZED: As authorized by Mr. John C. Lacy on November 22, 2005, the application is amended as noted below. *If applicant disagrees with or objects to any of the amendments below, please notify the undersigned trademark examining attorney immediately.* Otherwise, no response is necessary. TMEP §707.

Identification of Services

The identification of services has been amended as follows. TMEP §1402.01

Providing a website which features advertisements for giving and receiving of free property of others on a global computer network, in INTERNATIONAL CLASS 35.

If applicant has questions about its application or needs assistance, please contact the assigned trademark examining attorney directly at the number below.

/Giselle M. Agosto/

Giselle M. Agosto

Trademark Examining Attorney

Law Office 102

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