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

Proceeding	91203462
Party	Defendant Nextdoor.com, Inc.
Correspondence Address	JENNIFER L KELLY FENWICK WEST LLP 801 CALIFORNIA ST MOUNTAIN VIEW, CA 94041 UNITED STATES trademarks@fenwick.com, jkelly@fenwick.com, gjobson@fenwick.com
Submission	Other Motions/Papers
Filer's Name	Jennifer L. Kelly
Filer's e-mail	trademarks@fenwick.com, jkelly@fenwick.com, gjobson@fenwick.com, eball@fenwick.com
Signature	/Jennifer L. Kelly/
Date	07/07/2014
Attachments	NEXTDOOR Notice of Judgment.pdf(307782 bytes)

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

In the matter of
Trademark Application Serial No. 85/236,918 for NEXTDOOR

_____)	
Raj Abhyanker,)	
Opposer,)	
)	
vs.)	Opposition Nos. 91203462
)	and 91203762
Nextdoor.com, Inc.,)	
Applicant.)	
_____)	

**NEXTDOOR.COM, INC.’S NOTICE OF JUDGMENT
IN FAVOR OF NEXTDOOR.COM
AND RAJ ABHYANKER’S DISMISSAL WITH PREJUDICE OF ALL CLAIMS**

On November 6, 2012, the Board stayed Opposition Nos. 91203462 and 91203762 pending the outcome of a civil action between the parties: *Nextdoor.com, Inc., v. Raj Abhyanker*, Case No. CV-12-5667. Since then, all claims regarding ownership of the NEXTDOOR mark have been resolved in Applicant Nextdoor.com’s favor. Moreover, the Court dismissed with prejudice all other claims made by Opposer Raj Abhyanker in *Nextdoor.com, Inc., v. Raj Abhyanker*, Case No. CV-12-5667. Pursuant to TBMP 510.02(b), Nextdoor.com requests that the Board dismiss Opposition Nos. 91203462 and 91203762 with prejudice and enter a Judgment in Nextdoor.com’s favor so that Nextdoor.com’s Application Serial No. 85/236,918 for the NEXTDOOR mark may proceed to registration.

NEXTDOOR.COM, INC.’S
NOTICE OF JUDGMENT AND
REQUEST TO TERMINATE OPPOSITIONS
Mark: NEXTDOOR

More specifically, Nextdoor.com, notifies the Board that on May 16, 2014, the Court of the Northern District of California entered a Partial Final Judgment in *Nextdoor.com, Inc., v. Raj Abhyanker*, Case No. CV-12-5667 finding that:

1. Plaintiff Nextdoor.com, Inc. owns trademark rights in and has priority of use of the NEXTDOOR mark in the field of online social networking.
2. All of Counterclaimant Raj Abhyanker's claims to priority of use and ownership of the NEXTDOOR mark are hereby dismissed with prejudice.
3. Abhyanker, and each of his agents, servants, and employees, and those persons in active concert or participation with any of them who receive actual notice of this order, shall not use the NEXTDOOR mark, or any colorable imitation thereof or confusingly similar term, in the field of online social networking for so long as Nextdoor.com or its successors has not abandoned or ceased use of the NEXTDOOR mark.

Attached hereto as Exhibit A is a true and correct copy of the Court's May 16, 2014 Partial Final Judgment.

Additionally, on June 17, 2014, the Court entered an Order dismissing with prejudice each of Opposer's remaining claims against Nextdoor.com, including any claims for infringement of Abhyanker's alleged FATDOOR word or logo marks. Attached hereto as Exhibit B is a true and correct copy of the Court's June 17, 2014 Order dismissing with prejudice each of Abhyanker's remaining claims.

This Judgment and Order resolves all claims by Opposer in the civil action between the parties. On June 19, 2014, Opposer and Nextdoor.com filed a Joint Case Management Conference Statement with the Court confirming that the Court's Judgment and Order resolved Opposer's claims and that Applicant's NEXTDOOR mark can proceed to registration. In particular, the parties represented to the Court that:

There are also co-pending oppositions to Nextdoor.com's registration of its NEXTDOOR mark in the Trademark Trial and Appeal Board ("TTAB") filed by Abhyanker (Opposition Nos. 31203462 and 91203762). Those opposition proceedings have been suspended pending the outcome of this case. However, because of the Court's Judgment confirming Nextdoor.com's right to the NEXTDOOR mark [Dkt Nos. 192-193] and Abhyanker's dismissal of all claims [Dkt No. 226], the parties are required to notify the TTAB of the resolution of Abhyanker's claims so that the TTAB proceedings can resume and Nextdoor.com's application for the NEXTDOOR mark can proceed to registration.

Attached hereto as Exhibit C is a true and correct copy of the parties June 19, 2014 Joint Case Management Conference Statement.

Based on the foregoing, and pursuant to TBMP 510.02(b), Nextdoor.com requests that the Board dismiss Opposition Nos. 91203462 and 91203762 with prejudice and enter a Judgment in Nextdoor.com's favor so that Nextdoor.com's Application Serial No. 85/236,918 for the NEXTDOOR mark may proceed to registration.

Dated: July 7, 2014

By: /Jennifer L. Kelly/
Jennifer Kelly, Esq.
FENWICK & WEST LLP
555 California Street
San Francisco, California 94104
Tel: (415) 875-2300
Attorneys for Applicant
Nextdoor.com, Inc.

CERTIFICATE OF SERVICE

I declare that:

I am employed in the County of Santa Clara, California.

I am over the age of eighteen years and not a party to the within cause. My business address is Fenwick & West LLP, Silicon Valley Center, 801 California Street, Mountain View, CA 94041. On the date set forth below, I served the within **NEXTDOOR.COM, INC.'S NOTICE OF JUDGMENT IN FAVOR OF NEXTDOOR.COM AND RAJ ABHYANKER'S DISMISSAL WITH PREJUDICE OF ALL CLAIMS** on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, and causing it to be placed for first class delivery by the U.S. Postal Service, which envelope was addressed as follows:

Kuscha Hatami, Esq.
Raj Abhyanker, P.C.
1580 W. El Camino Real, Suite 13
Mountain View, CA 94040

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed at Mountain View, California, this 7th, day of July, 2014.

/Deborah A. Shaw/

Deborah A. Shaw

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