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

STERLING SOFTWARE, INC.

Opposer,



vs.

05-03-2002

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #74

COOL PARTNERS, L.L.C.

Applicant.

Opposition No. 118,765

In the matter of:

Application Serial No. 75/696,384
Mark: COOLLINK AND DESIGN

Filed on May 3, 1999

Published in the Official Gazette
on December 21, 1999

TRADEMARK TRIAL AND
APPEAL BOARD
02 MAY 15 AM 6:23

MOTION TO SUSPEND

Applicant moves to suspend the above-referenced opposition proceeding in accordance with TBMP §510.03. Applicant filed a voluntary petition for bankruptcy under Chapter 7 on January 22, 2002. Thus, under 11 U.S.C. §362 the above-referenced opposition proceeding should be stayed as of January 22, 2002.

Accompanying this Motion is a copy of Applicant's Petition for Bankruptcy.

Respectfully submitted on this 30th day of April, 2002.

Robin A. Brooks
MUNSCH HARDT KOPF & HARR, P.C.
1445 Ross Avenue, Suite 4000
Dallas, Texas 75202
Office: (214) 855-7585
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ATTORNEY FOR APPLICANT
COOL PARTNERS, L.L.C.

FORM B1

United States Bankruptcy Court
Northern District of Texas, Dallas Division

COPY

Voluntary Petition

Name of debtor (if individual, enter Last, First, Middle):

Cool Partners, Inc.

Name of Joint Debtor (Spouse) (Last, First, Middle):

All Other Names used by the Debtor in the last 6 years
(include married, maiden, and trade names):Coolink Broadcast Network; Coolink;
CLBN; Cool Partners, LLCAll Other Names used by the Joint Debtor in the last 6 years
(include married, maiden, and trade names):

Soc. Sec./Tax I.D. No. (if more than one, state all):

75-2883709; 75-2783843

Soc. Sec./Tax I.D. No. (if more than one, state all):

Street Address of Debtor: (No. & Street, City, State and Zip Code):

6780 Abrams Road
Suite 103; PMB 126
Dallas, TX 75231

Street Address of Joint Debtor: (No. & Street, City, State and Zip Code):

County of Residence or of the

Principle Place of Business: Dallas

County of Residence or of the
Principle Place of Business:

Mailing Address of Debtor (if different from street address):

Mailing Address of Joint Debtor (if different from street address):

Location of Principal Assets of Business Debtor

(if different from addresses listed above): SandStream Networks Inc., 1955 Lakeway Dr., Ste. 230, Lewisville, TX 75057 AND
U-Haul Tollway #741027, 1501 N. Dallas Parkway, Plano, TX 75093, Units 1000, 1057, 1301, 1326, 1328, 2046, 2325 & 2327

Information Regarding the Debtor (Check Applicable Boxes)

Venue (Check any applicable box)

- ☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
- ☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Type of Debtor (Check all boxes that apply)

- ☐ Individual(s) ☐ Railroad
- ☒ Corporation ☐ Stockbroker
- ☐ Partnership ☐ Commodity Broker
- ☐ Other _____

Chapter or Section of Bankruptcy Code Under Which
the Petition is Filed (Check one box)

- ☒ Chapter 7 ☐ Chapter 11 ☐ Chapter 13
- ☐ Chapter 9 ☐ Chapter 12
- ☐ Sec. 304 - Case ancillary to foreign proceeding

Nature of Debts (Check one box)

- ☐ Consumer/Non-Business ☒ Business

Chapter 11 Small Business (check all boxes that apply)

- ☐ Debtor is a small business as defined in 11 U.S.C. § 101
- ☐ Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)

Statistical/Administrative Information (Estimates only)

- ☐ Debtor estimates that funds will be available for distribution to unsecured creditors
- ☒ Debtor estimates that, after any exempt property is excluded and administrative expenses are paid, there are no funds available for distribution to unsecured creditors.

Estimated Number of Creditors * (See Attached)

1-15 16-49 50-99

☐ ☒ ☐

Estimated Assets

\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1,000,000	\$1,000,001 to \$10,000,000	\$10,000,001 to \$50,000,000	\$50,000,001 to \$100,000,000
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Estimated Debts

Filing Fee (Check one box)

- ☒ Full Filing fee attached
- ☐ Filing fee to be paid in installments. (Applicable to individuals only).
Must attach signed application for the court's consideration

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

Case # 02-30446 HCA

Chapter 7

Filed: 12:31 PM, 01/22/02

Dallas

030136410 - BR

12:35 PM, January 22, 2002

Judge: Harold C. Abramson

Trustee: Robert Yaquinto

Debtor(s):

Cool Partners, Inc.

First Meeting of Creditors

11:20 AM, February 22, 2002

Code

07

Qty

1

Amount

\$200.00

ATTORNEY

TOTAL PAID: \$200.00

RECEIPT

DOCKET
ALARMFind authenticated court documents without watermarks at docketalarm.com.

Voluntary Petition:*(This page must be completed and filed in every case)*Name of Debtor(s):
Cool Partners, Inc.

FORM B1, Page 2

Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet)

Location

Where Filed: **N/A**

Case Number:

Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet.)

Name of Debtor:

N/A

Case Number:

Date Filed:

District:

Relationship:

Judge:

Signatures**Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

(If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7) I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor has been authorized

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

X

Richard Millman

Printed Name of Authorized Individual

President

Title of Authorized Individual

Date **January 4, 2002****Signature of Attorney**

X

Signature of Attorney for Debtor(s)

Joe E. Marshall, Esq. TBN 1303110

Printed Name of Attorney for Debtor(s)

Munsch Hardt Kopf & Harr, P.C.

Firm Name

4000 Fountain Place, 1445 Ross Avenue

Address

Dallas, Texas 75202-2790**(214) 855-7500**

Telephone Number

January 11, 2002

Date

Signature of Non-Attorney Petition Preparer

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. §110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed Name of Bankruptcy Petition Preparer

Social Security Number

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach Additional sheets conforming to the appropriate official form for each person.

X

Signature of Bankruptcy Preparer

Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156

Exhibit A

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)

☐ Exhibit A is attached and made a part of this petition.**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

X

Signature of Attorney for Debtor(s)

Date

* Debtor was previously in the business of providing, among other things, ISP services (Internet dial-up service) to residential and commercial customers. Debtor's ISP services were provided to its customers on a twelve month pre-paid basis. As part of the sale of its ISP division to Earthlink Services, Inc. in November, 2000, ISP customers may have claims based on the Debtor's failure to fulfill its pre-paid service obligations. The maximum obligation owed to any one ISP customer was \$75. There were approximately 17,500 ISP customers on the date of the division sale. As of this date, only a nominal number of rebate claims have been made.

DALLAS 576226_1 5015.1

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served on Opposer's counsel on April 30, 2002, by depositing same with the United States Postal Service for delivery by Certified Mail, Return Receipt Requested, addressed as follows:

Anita Nesser
BAKER BOTTS, L.L.P.
2001 Ross Avenue, Suite 1000
Dallas, Texas 75201-2980



Robin A. Brooks

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