

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADEMARK EXAMINING DIVISION



03-28-2002

Patent & TMO/TM Mail Rpt. Dt. #40

In re Application of )  
Creative Natural Products, Inc. )  
Application No.: 75/042,311 )  
Filed: 01/11/1996 )  
Mark: Miscellaneous Design (XOXOX) )

Opposition No. 112,307  
Hershey Chocolate & Confectionery  
Corporation v. Creative Natural  
Products, Inc.

BOX TTAB - NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

TRADEMARK TRIAL AND  
APPEAL BOARD  
02 APR 15 AM 5:50

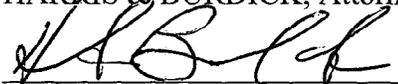
Abandonment of Trademark Application with Consent

Sir/Madam:

Applicant, through its attorneys and pursuant to 37 C.F.R. § 2.68, hereby expressly abandons the above-identified application which was published for Opposition purposes on 05/12/1998 and opposed in Opposition No. 112,307 ("the Opposition"), without prejudice. Applicant requests that the above-identified application be withdrawn and that the Opposition be terminated also without prejudice. This Abandonment is filed with the written consent of all the opposing parties as evidenced by the attached signature(s).

Respectfully submitted,  
HARRIS & BURDICK, Attorneys for Applicant

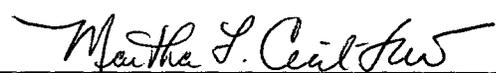
Date: 3-25-02

  
By: Harold A. Burdick, Esq.

6676 Gunpark Drive, Suite E  
Boulder, Colorado 80301  
Tel. No. 303-530-1355

Opposer, Hershey Chocolate & Confectionery Corporation consents to the applicant's abandonment of Application Serial No. 75/042,311 for the mark Miscellaneous Design (XOXOX) without prejudice and to the termination of Opposition No. 112,307 without prejudice.

HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION

  
By: Martha L. Cecil-Few, President & Counsel  
3060 Ward Road, Wheat Ridge, CO 80033; Tel. No. 303-463-2460

Date: March 22, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Creative Natural Products, Inc. ) Opposition No. 112,307  
Serial Number 75/042,311 ) Hershey Chocolate &  
Filed January 11, 1996 ) Confectionery  
Mark: Miscellaneous Design ) Corporation v. Creative  
Natural Products, Inc.

ABANDONMENT OF TRADEMARK APPLICATION WITH CONSENT

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to : Box TTAB - NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on March 25, 2002.

Harold A. Burdick

Name of Applicant, Assignee  
or Registered Representative

*H.A. Burdick*

Signature

March 25, 2002

Certificate of Service

It is hereby certified that a copy of this ABANDONMENT OF TRADEMARK APPLICATION WITH CONSENT was served by first-class mail, postage prepaid, by mailing it to: Martha L. Cecil-Few, Esq., Hershey Chocolate & Confectionery Corporation, 5060 Ward Road, Wheat Ridge, CO 80033, on March 25, 2002.

Harold A. Burdick

Name of Applicant, Assignee  
or Registered Representative

*H.A. Burdick*

Signature

March 25, 2002