



02-11-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

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

In the matter of Trademark Application Serial No.:75/860,037
For the mark STADIAFLEX, filed December 13, 1999
Published in the *Official Gazette* (Trademarks) on: January 2, 2001

MBT HOLDING AG)	
)	
and)	
)	
DEGUSSA CONSTRUCTION CHEMICALS, INC.)	
(f/k/a SKW-MBT MANAGEMENT, INC.))	Opposition No.122,605
)	
and)	
)	
WATSON BOWMAN ACME CORPORATION)	
)	
Opposers,)	
)	
v.)	
)	
SCHUL INTERNATIONAL COMPANY)	
)	
Applicant.)	
)	
)	

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

**STIPULATED ABANDONMENT OF APPLICATION AND
WITHDRAWAL OF OPPOSITION**

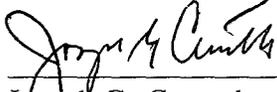
Opposers, MBT Holding AG, Degussa Construction Chemicals, Inc. (f/k/a SKW-MBT Management, Inc.), and Watson Bowman Acme Corporation and Applicant, Schul International Company, by their respective attorneys, hereby stipulate and agree as follows:

1. Applicant, with the consent of Opposers, hereby expressly abandons and withdraws its Trademark Application Serial No. 75/860,037 to register the mark STADIAFLEX pursuant to Trademark Rule 2.135, with prejudice. 37 C.F.R. §2.135.

2. Opposers, with the consent of Applicant, hereby withdraw the present opposition, Opposition No. 122,605 pursuant to Trademark Rule 2.106(c), without prejudice. 37 C.F.R. §2.106(c).

SO STIPULATED AND AGREED:

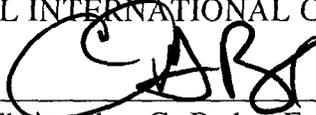
MBT HOLDING AG
DEGUSSA CONSTRUCTION CHEMICALS, INC.
(f/k/a SKW-MBT MANAGEMENT, INC.)
WATSON BOWMAN ACME CORP.

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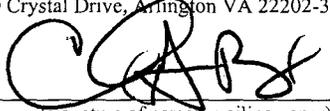
Attorneys for Applicant

Date: 2/11/2002

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EL _____ US - "Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: BOX TTAB-NO FEE. Commissioner of Trademarks, 2900 Crystal Drive, Arlington VA 22202-3513.

CHRISTOPHER BETKE
(type or print name of person signing paper)


(signature of person mailing paper)

2/11/02
(date)

CERTIFICATE OF SERVICE

I hereby certified that a true copy of the foregoing STIPULATED ABANDONMENT OF APPLICATION AND WITHDRAWAL OF OPPOSITION was served upon Opposers' authorized attorney this 11th day of Feb., 2002 by first-class mail, postage prepaid at the following address:

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TIAB



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February 11, 2002

VIA EXPRESS MAIL

Commissioner of Trademarks
2900 Crystal Drive
Arlington, VA 22202-3515

RE: Trademark Application Serial No.: 75/860,037

Dear Sir or Madam:

Enclosed please find Stipulated Abandonment of Application and Withdrawal of Opposition in reference to the above matter.

Kindly docket and file same.

Thank you for your attention to this matter.

Very truly yours,

Christopher G. Betke

CGB/cam
enclosure
cc: Salvator Sidoti, Esq. (w/encl.) via Regular Mail

MAS