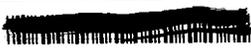


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01-10-2003

U.S. Patent & TMOs/TM Mail Rpt. Dt. #40

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

PIONEER KABUSHIKI KAISHA d/b/a)
PIONEER CORPORATION,)

Opposer,)

v.)
NISSEI SANGYO AMERICA, LTD. n/k/a)
HITACHI HIGH TECHNOLOGIES AMERICA,)
INC.,)

Applicant.)

Opposition No. 125,458

Mark: SUPERSCAN ELITE

Serial No.: 76/208,230

Published: March 19, 2002

**APPLICANT'S REQUEST FOR WITHDRAWAL
OF MOTION FOR PROTECTIVE ORDER**

Applicant, Nissei Sangyo America, Ltd., now known as Hitachi High Technologies America, Inc., hereby requests the withdrawal of a Motion for Protective Order filed in the above-captioned matter. In support hereof, Applicant states as follows:

1. On December 19, 2002, Applicant filed a motion requesting that the Board enter a protective order to prevent Opposer from engaging in a vexatious and harassing course of discovery, specifically requesting that no depositions take place before an agreed upon settlement conference on January 14, 2003.

2. Since the filing of the Motion, Opposer's counsel has indicated that it will not insist on taking any depositions before the January 14, 2003 settlement conference.

3. Accordingly, there is no longer a need for a protective order regarding the timing of depositions.

WHEREFORE, Applicant respectfully requests that its previously filed Motion for Protective order be withdrawn from consideration by the Board.

05 FEB 20 2003

Respectively submitted,

NISSEI SANGYO AMERICA, LTD. n/k/a
HITACHI HIGH TECHNOLOGIES
AMERICA, INC.


By One of Its Attorneys

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CERTIFICATE OF EXPRESS MAILING

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I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee", postage prepaid, in an envelope addressed to Box TTAB, NO FEE, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on the date indicated above.


Evan D. Brown

CERTIFICATE OF SERVICE

A copy of the foregoing is also being sent on the date indicated above by the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to Robert James Skousen, Skousen & Skousen, 12400 Wilshire Blvd., Suite 900, Los Angeles, CA 90025-1060


Evan D. Brown