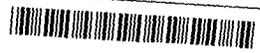


TTAB



03-10-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #01

Attorney Docket No. MCRVT-037M
Certificate of Mailing
Trademark Opposition

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

In the Matter of Trademark Application Serial No. 75/361,431

Medtronic, Inc)	
)	Opposition No. 91154186
Opposer,)	
)	
vs.)	
)	
MicroVention, Inc.)	
)	
Applicant.)	
_____)	

LETTER OF EXPRESS ABANDONMENT

BOX TTAB
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Sir:

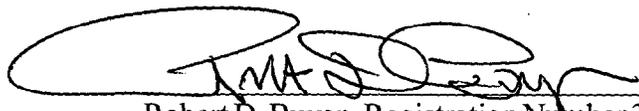
Applicant MicroVention, Inc., by and through its counsel and pursuant to 37 C.F.R. § 2.68, hereby expressly abandons the above-identified application Serial No. 76/361,431 for the mark MARINER. Applicant requests that the application be withdrawn and the opposition terminated.

This express abandonment does not constitute and shall not imply that Applicant agrees that Opposer's pleaded trademark rights and registration are valid or not subject to cancellation. Nor

does this express abandonment constitute or imply any admission or agreement with any of the allegations or averments set forth in the Notice of Opposition.

Respectfully submitted,

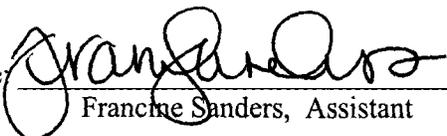
3/4/03
Date


Robert D. Buyan, Registration Number 32,460
STOUT, UXA, BUYAN & MULLINS, L.L.P.
4 Venture, Suite 300
Irvine, California 92618
Telephone: (949) 450-1750
Facsimile: (949) 450-1764
Attorneys for Applicant

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 to BOX TTAB, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on March 4, 2003.

Date: March 4, 2003

Signature: 
Francine Sanders, Assistant

PROOF OF SERVICE

State of California)
) ss.
County of Orange)

I am over the age of 18 and not a party to the within action; my business address is STOUT, UXA, BUYAN & MULLINS, LLP 4 Venture, Suite 300, Irvine, CA 92618. On March 3, 2003, the attached **LETTER OF EXPRESS ABANDONMENT** was served on all interested parties in this action by U.S. Mail, postage prepaid, at the address(es) as follows:

Michael F. Clayton
Brett I. Miller
Morgan Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Executed on March 3, 2003 at Irvine, California. I declare under penalty of perjury that the above is true and correct.



Francine Sanders