

TTAB

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

In Re: Application Serial No. 76/349,932 for the mark FUSION published in the *Official Gazette* on August 19, 2003.

ROYAL DOULTON (UK) LIMITED,)
)
) Opposer,)
)
) v.)
)
) **WILTON INDUSTRIES, INC.**)
)
) Applicant.)

Opposition No. 91158551

76349932



Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

02-19-2004
U.S. Patent & TMO/TM Mail Rcpt Dt. #64

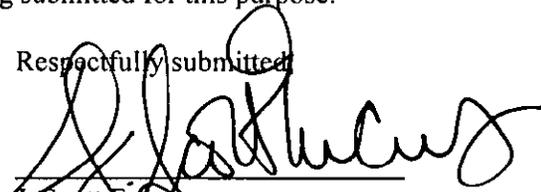
SUBMISSION OF DOCUMENTS

Sir:

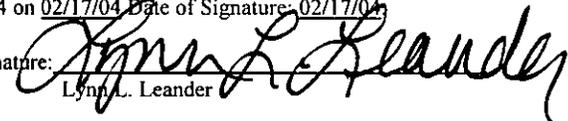
Enclosed please find the MOTION TO WITHDRAW NOTICE OF OPPOSITION to be filed in the United States Patent and Trademark Office in the above-referenced trademark application.

If there are any fees due in connection with this matter, please charge Applicant's Attorney's Deposit Account No. 01-0265. A duplicate of this paper is being submitted for this purpose.

Respectfully submitted


J. Scott Evans
Attorney for Opposer
N.C. State Bar No. 22,714

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Attorney Docket No. 658/48

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attn: Commissioner for Trademarks, 2900 Crystal Drive, Arlington VA 22202-3514 on 02/17/04 Date of Signature: 02/17/04
Signature: 
Lynn L. Leander

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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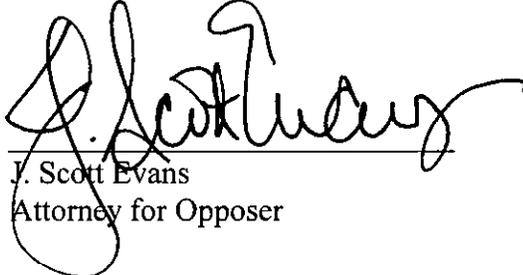
MOTION TO WITHDRAW NOTICE OF OPPOSITION

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

In the matter of trademark Application Serial No. 76/349,932 and Opposition No. 91158551, upon entry of the Stipulation to Abandon Application (a copy of which is attached hereto), Royal Doulton (UK) Limited hereby withdraws its opposition against the mark FUSION as being moot.

Respectfully submitted,

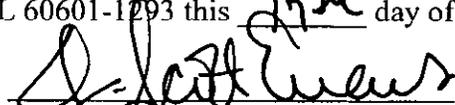
ADAMS EVANS P.A.

By: 
J. Scott Evans
Attorney for Opposer

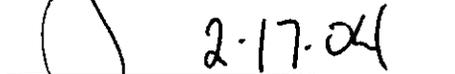
Date: 2.17.04

CERTIFICATE OF MAILING AND SERVICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail, postage prepaid, to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514, and to Christina L. Martini, Esq., Piper Rudnick LLP, 203 North LaSalle Street, Suite 1800, Chicago, IL 60601-1293 this 17th day of February, 2004.



J. Scott Evans



Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRADEMARK: FUSION
APPLICANT: Wilton Industries, Inc.
SERIAL NO.: 76/349,932
FILING DATE: December 7, 2001
EXAMINER: Carol Spils
LAW OFFICE: 105

STIPULATION TO ABANDON APPLICATION

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

In the matter of trademark Application Serial No. 76/349,932 and Opposition No. 91158551, Wilton Industries, Inc. hereby withdraws its application to register the mark FUSION with the consent of all adverse parties hereto, pursuant to the Trademark Rules of Practice §2.135 (37 C.F.R. §2.135).

Respectfully submitted,

PIPER RUDNICK LLP

Date: 2/16/04

By: 

Christina L. Martini
Attorney for Applicant

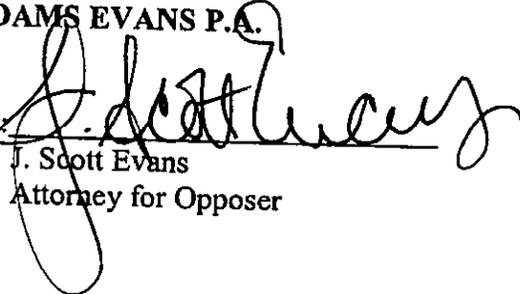
PIPER RUDNICK LLP
P.O. Box 64807
Chicago, Illinois 60664-0807
(312) 368-4000
Attorney for Applicant

CONSENT TO ABANDONMENT OF APPLICATION

Opposer hereby consents to this Stipulation to Abandon Application and to Applicant's withdrawal of trademark Application Serial No. 76/349,932.

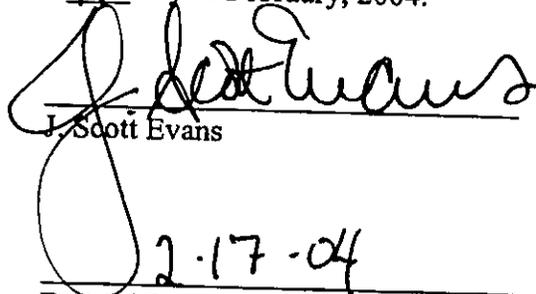
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ADAMS EVANS P.A.

By: 
J. Scott Evans
Attorney for Opposer

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J. Scott Evans

2-17-04
Date of Signature