

TTAB

# TROUTMAN SANDERS LLP

A T T O R N E Y S   A T   L A W  
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February 11, 2005

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

Re: *Shaw's Supermarkets, Inc. v. Shaw's Southern Belle Frozen Foods, Inc.*  
Opposition No.: 91160953

Honorable Commissioner:

Enclosed please find the original and two (2) copies of the following documents for filing:

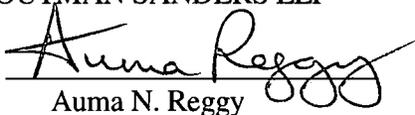
- (1) Stipulated Dismissal of Opposition Without Prejudice;
- (2) Certificate of Service.

Upon dismissal of the above-referenced Opposition, and subsequent issuance of a Notice of Allowance, Applicant will simultaneously file a Statement of Use and Concurrent Use Application for the subject Application.

The Commissioner is hereby authorized to charge any fees that are deemed to be payable, to our Deposit Account No. 20-1507.

Respectfully submitted,

TROUTMAN SANDERS LLP

By:   
Auma N. Reggy  
Attorneys for Applicant



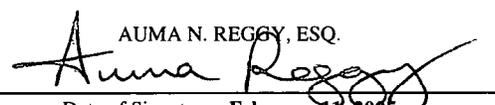
02-14-2005

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #66

Enclosures  
cc Geri L. Haight, Esq.

**CERTIFICATE OF MAILING**  
**Date of Deposit: February 11, 2005**

I hereby certify that this Stipulated Dismissal of Opposition Without Prejudice is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451.

AUMA N. REGGY, ESQ.  
  
Date of Signature: February 11, 2005

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TYSONS CORNER • VIRGINIA BEACH • WASHINGTON, D.C.

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

**SHAW'S SUPERMARKETS, INC.**

**Opposer,**

v.

**SHAW'S SOUTHERN BELLE FROZEN  
FOODS, INC.**

**Applicant.**

**Opposition No. 91160953**

**Serial No. 78/156485**

**Mark: SHAW'S PREMIUM  
SEAFOOD & DESIGN**

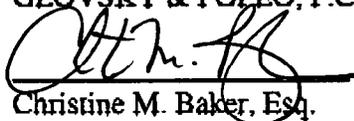
**STIPULATED DISMISSAL OF OPPOSITION WITHOUT PREJUDICE**

COMES NOW Opposer, Shaw's Supermarkets, Inc., by and through its authorized attorneys, and Applicant, Shaw's Southern Belle Frozen Foods, Inc., by and through its authorized attorneys, who hereby stipulate that the above-captioned opposition proceeding be dismissed without prejudice.

This 9<sup>th</sup> day of February, 2005

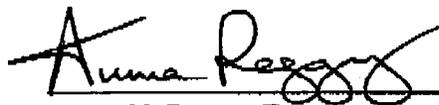
**Consented to by:**

**MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY & POPEO, P.C.**



Christine M. Baker, Esq.  
666 Third Avenue  
New York, New York 10017

**TROUTMAN SANDERS LLP**



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Bank of America Plaza  
Suite 5200  
600 Peachtree Street, N.E.  
Atlanta, Georgia 30308-2216

**CERTIFICATE OF MAILING**  
Date of Deposit: 2/11, 2005

I hereby certify that this Stipulated Dismissal of Opposition Without Prejudice is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, Attention: U.S. Trademark Trial and Appeal Board

AUMA N. REGGY



Date of Signature: 2/11, 2005

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

SHAW'S SUPERMARKETS, INC.	)	
	)	
Opposer,	)	Opposition No. 91160953
	)	
v.	)	Serial No. 78/156485
	)	
SHAW'S SOUTHERN BELLE FROZEN	)	Mark: SHAW'S PREMIUM
FOODS, INC.	)	SEAFOOD & DESIGN
	)	
Applicant.	)	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Stipulated Dismissal of Opposition Without Prejudice was sent by first class mail, postage prepaid, to counsel for Opposer, as follows:

Christine M. Baker, Esq.  
Mintz, Levin, Cohn, Ferris, Glovsky & Popeo, P.C.  
666 Third Avenue  
New York, New York 10017

This 11<sup>th</sup> day of February, 2005.

TROUTMAN SANDERS LLP

By:

  
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Attorneys for Applicant