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Opposition

TTAB

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By


EVELYN ROBINSON

Date Mailed

August 4, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chiquita Brands, Inc.

Serial No.: 78/197,625

Filing Date: December 24, 2002

Published: May 4, 2004

Mark: CHIQUITA PERFECTLY FRESH



08-09-2005

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #

Commissioner for Trademarks
P.O. Box 1451
Arlington, VA 22313-1451

ABANDONMENT OF TRADEMARK APPLICATION

WITH OPPOSER'S CONSENT

To the Commissioner of Trademarks:

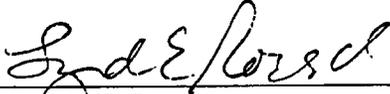
Applicant, through its attorneys and pursuant to 37 C.F.R. § 2.68, hereby expressly abandons the above-identified application, which was opposed in Opposition No. 91161939, without prejudice. Applicant requests that said application be withdrawn and the opposition terminated.

The application is being filed with the written consent of the opposing party.

Respectfully Submitted,

DINSMORE & SCOHL, LLP

Dated: August 4, 2005

By: 
Lynda E. Roesch
Attorney for Applicant

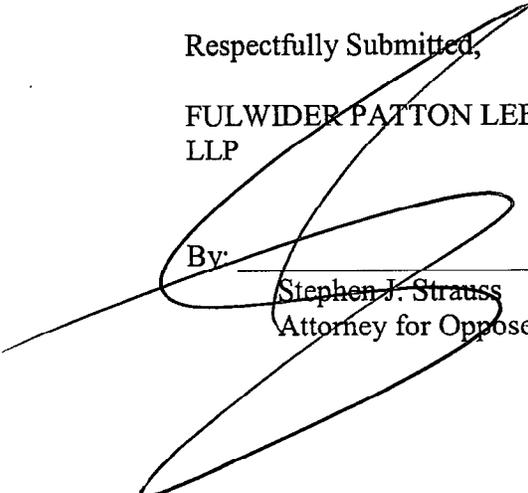
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Opposer, Luberski, Inc., hereby consents to the Applicant's foregoing express abandonment of Application Serial No. 78/197,625 for the trademark CHIQUITA PERFECTLY FRESH without prejudice and further requests that the opposition be terminated accordingly.

Respectfully Submitted,

FULWIDER PATTON LEE & UTECHT,
LLP

Dated: August 4, 2005

By: 
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