

ESTTA Tracking number: **ESTTA40786**

Filing date: **08/02/2005**

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

Proceeding	91162473
Party	Plaintiff Nine West Development Cprporation Nine West Development Cprporation 200 West 9th Street Plaza Wilmington, DE 19801 UNITED STATES
Correspondence Address	Katherine Blaukopf Nine West Development Cprporation 1411 Broadway New York, NY 10018 UNITED STATES jshmulewitz@jny.com
Submission	Withdrawal of Opposition
Filer's Name	Jennifer Shmulewitz
Filer's e-mail	jshmulewitz@jny.com
Signature	/jennifer shmulewitz/
Date	08/02/2005
Attachments	studi nine stipulation.pdf (3 pages)

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

In the Matter of Application Serial Nos. 76/557,010 and 76/557,011
Published in the Official Gazette on June 15, 2004
Marks: STUDIO NINE and STUDIO 9

Nine West Development Corporation,)	
)	
Opposer,)	Opposition No. 91/162,473
)	
v.)	
)	
Only Nine Apparel, LLC,)	
)	
Applicant.)	
)	

Stipulation of Settlement

Pursuant to TMBP § 605.03(a) and the parties' settlement agreement, it is hereby stipulated that the notice of opposition in the above-referenced proceeding be dismissed without prejudice. The parties respectfully request that the subject applications be reinstated and notices of allowance issued as quickly as possible.

Dated: August 2, 2005

By:  _____
Jennifer Shmulewitz
Assistant General Counsel
NINE WEST DEVELOPMENT
CORPORATION
1129 Westchester Avenue
White Plains, New York 10604

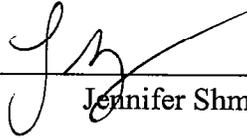
Dated: August 2, 2005

By: _____
Teresa A. Lee
PRYOR CASHMAN SHERMAN &
FLYNN LLP
410 Park Avenue
New York, NY 10022
Attorneys for Applicant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Withdrawal was served on this 2nd day of August 2005 by depositing a true copy of the same with the United States Postal Service as First-Class Mail to:

Teresa A. Lee
PRYOR CASHMAN SHERMAN & FLYNN LLP
410 Park Avenue
New York, NY 10022



Jennifer Shmulewitz