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

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|---------------------------|--|
| Proceeding | 91170426 |
| Party | Defendant Barbato, Angela J. |
| Correspondence Address | JOHN CYRIL MALLOY, III MALLOY & MALLOY P.A. 2800 S.W. 3RD AVENUE MIAMI, FL 33129 aransom@malloylaw.com, litigation@malloylaw.com |
| Submission | Withdrawal Of Application |
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| Signature | /Andrew W. Ransom/ |
| Date | 10/15/2007 |
| Attachments | Notice of Withdrawal of Application.pdf (3 pages)(36386 bytes) |

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

In the matter of Registration No. 78/649,789
For the mark: "RITA PUNCH"

| | | |
|----------------------------------|---|-------------------------|
| Sociedad Anonima Vina Santa Rita |) | |
| |) | |
| Opposer, |) | |
| |) | |
| v. |) | Opposition No. 91170426 |
| |) | |
| Angela J. Barbato |) | |
| |) | |
| Applicant. |) | |
| _____ |) | |

**NOTICE OF EXPRESS WITHDRAWAL OF
APPLICATION SERIAL NO. 78/658,802**

COMES NOW the Applicant, Angela J. Barbato ("Applicant"), as to Application Serial No. 78/649,789 for the mark "RITA PUNCH" for use in connection with non-alcoholic cocktail mix, and expressly withdraws said Application Serial No. 78/649,789.

Dated: October 15, 2007

By: /Andrew W. Ransom/
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document was served on, by United States Mail, postage pre-paid this 15TH day of October, 2007.

Brian D. Anderson, Esq.
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Respectfully submitted,

By: /Andrew W. Ransom/
Andrew W. Ransom
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CERTIFICATE OF FILING

I HEREBY CERTIFY that the foregoing document was filed electronically via the ESTTA, at the United States Patent and Trademark Office, Trademark Trial and Appeal Board, web site, www.uspto.com, this 15TH day of October, 2007.

Respectfully submitted,

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