

ESTTA Tracking number: **ESTTA139895**

Filing date: **05/10/2007**

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

Proceeding	91171120
Party	Defendant Oralogix Corporation Oralogix Corporation 8011 Stenton Avenue Wyndmoor, PA 19038
Correspondence Address	JOHN J. O'MALLEY VOLPE AND KOENIG, P.C. SUITE 1600 30 S. 17TH STREET PHILADELPHIA, PA 19103 jjo@volpe-koenig.com, ptomail@volpe-koenig.com
Submission	Withdrawal Of Application
Filer's Name	John J. O'Malley
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Signature	/John J. O'Malley/
Date	05/10/2007
Attachments	Applicant's Motion on Consent to Request Abandonment of Application.pdf (2 pages)(73959 bytes)

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

In the Trademark Opposition of

Mark: ESPRI
Appln. No.: 78/536,986
Published: January 31, 2006

Opposition No. 91171120

3M ESPE AG,
vs. Opposer,
Oralogix Corporation,
Applicant.

**APPLICANT'S MOTION ON CONSENT TO REQUEST
ABANDONMENT OF APPLICATION**

Pursuant to Trademark Rule 2.135 (37 C.F.R. § 2.135), Oralogix Corporation, Applicant herein, through its authorized attorney, requests that Application Serial No. 78/536,986 for the mark ESPRI be abandoned with prejudice.

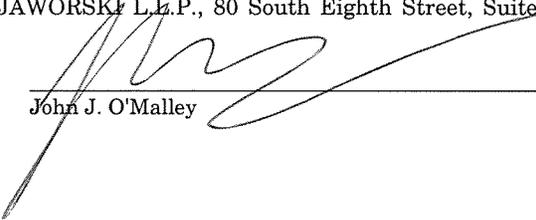
Applicant has requested and has received the consent to this request for abandonment of application from Opposer's counsel, Timothy M. Kenny, Esquire. Applicant requests this abandonment of application pursuant to a settlement agreement entered into by Applicant and Opposer. Accordingly, Applicant and Opposer request this abandonment of application in accordance with their

* * *
Certificate of Service and Mailing

I hereby certify that this correspondence is being filed online via ESTTA to: Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451, on May 10, 2007.

I further certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to Timothy M. Kenny, Esquire, FULBRIGHT & JAWORSKI L.L.P., 80 South Eighth Street, Suite 2100, Minneapolis, MN 55402-2112 on May 10, 2007.

5/10/07
Date of Signature


John J. O'Malley

agreement to resolve this matter amicably and without unnecessary expenditure of the Board's resources.

A copy of this motion on consent is being sent to Opposer's counsel.

Respectfully submitted,

Oralogix Corporation

By: _____

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