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Filing date: **09/29/2008**

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

Proceeding	91175581
Party	Defendant Binder Salem Co. Inc.
Correspondence Address	CLARK D. GROSS RUSS, AUGUST & KABAT 12424 WILSHIRE BLVD , SUITE 1200 LOS ANGELES, CA 90025-1031 UNITED STATES cgross@raklaw.com
Submission	Withdrawal Of Application
Filer's Name	Clark D. Gross
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Date	09/29/2008
Attachments	20080929103445498.pdf (1 page)(62475 bytes)

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

In re Application of:)	
Binder Salem Company, Inc.)	
Serial No.: 78/830,058)	Opposition No. 91175581
Filing Date: March 6, 2006)	
Mark: ROCKER STALKER)	

**ABANDONMENT OF TRADEMARK APPLICATION WITH OPPOSER'S
CONSENT AND STIPULATED WITHDRAWAL OF OPPOSITION**

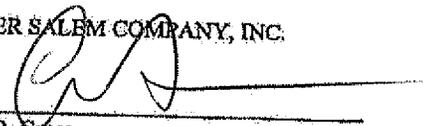
Pursuant to 37 C.F.R. §§2.68 and 2.135, Applicant, Binder Salem Company, Inc., by and through its attorneys, hereby expressly abandons the above-identified application, without prejudice, and requests that the application be withdrawn from consideration for registration of the subject mark. The application was opposed in Opposition No. 91175581 by Opposer, Rocky Brands, Inc. Rocky Brands, Inc., by and through its attorneys, hereby consents to applicant's foregoing express abandonment of the application, without prejudice, for Serial No. 78/830,058.

Rocky Brands, Inc. and Binder Salem Company, Inc. stipulate that they have resolved issues between them in connection with the above-identified Opposition. Therefore, pursuant to 37 C.F.R. §2.106(c), Rocky Brands, Inc. and Binder Salem Company, Inc. hereby agree, by and through their attorneys, to a withdrawal of Opposition 91175581, without prejudice, filed against Binder Salem Company, Inc.'s application Serial No. 78/830,058.

The parties respectfully request that the application be expressly abandoned and the above-identified opposition be dismissed, both without prejudice, pursuant to 37 C.F.R. §§2.135 and 2.106(c).

Agreed to by:

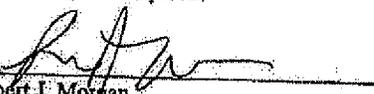
BINDER SALEM COMPANY, INC.

By: 
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Attorneys for Applicant,
Binder Salem Company, Inc.

Date: 29 Sept., 2008

ROCKY BRANDS, INC.

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Attorneys for Opposer,
Rocky Brands, Inc.

Date: 9/23, 2008