

ESTTA Tracking number: **ESTTA259015**

Filing date: **01/06/2009**

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

Proceeding	91183205
Party	Plaintiff Sensible Foods LLC
Correspondence Address	David Baxes Sensible Foods LLC P.O. Box 750832 Petaluma, CA 94975 UNITED STATES trademark@mcgrathnorth.com,db@sensiblefoods.com
Submission	Withdrawal of Opposition
Filer's Name	David Baxes
Filer's e-mail	db@sensiblefoods.com
Signature	/David Baxes/
Date	01/06/2009
Attachments	Notice of Dismissal 010609.pdf (2 pages)(17945 bytes)

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

<p>Sensible Foods, LLC Opposer,</p> <p>vs.</p> <p>ConAgra RDM, Inc. Applicant.</p>	<p>Opposition No. 91183205</p>
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DISMISSAL OF OPPOSITION PROCEEDINGS

Pursuant to a settlement agreement entered into between both parties, Opposer Sensible Foods, LLC (hereinafter “Opposer”), by the signature of the Chief Executive Officer of Opposer, hereby dismisses the above-captioned Opposition Proceeding No. 91183205 in its entirety, with prejudice.

Respectfully submitted,

 /David Baxes/
David Baxes
CEO of Opposer
Sensible Foods, LLC
P.O. Box 750832
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CERTIFICATE OF SERVICE BY US MAIL

I certify that on January 6, 2009, I caused the foregoing DISMISSAL OF OPPOSITION PROCEEDINGS No. 91183205 to be served by U.S. Mail in a postage prepaid envelope to the following address:

Christopher M. Bikus
McGrath North Mullin & Kratz, PC LLO
First National Tower, Suite 3700
1601 Dodge Street
Omaha, NE 68102

Dated: January 6, 2009

/David Baxes/
David Baxes