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

Proceeding	91186209
Party	Plaintiff Sizzler USA Franchise, Inc.
Correspondence Address	Jessica C. Bromall Jeffer, Mangels, Butler & Marmaro LLP 1900 Ave. of the Stars, 7th Floor Los Angeles, CA 90067-4308 UNITED STATES trademarkdocket@jmbm.com
Submission	Withdrawal of Opposition
Filer's Name	Jessica C. Bromall
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Date	05/12/2010
Attachments	Withdrawal of Opp.pdf ( 2 pages )(10128 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

<p>SIZZLER USA FRANCHISE, INC., Opposer, v. ICON BURGER DEVELOPMENT COMPANY, Applicant.</p>	<p>Opposition No.: 91/186,209 Application Serial No.: 77/427,433 Mark: SMASH SMASH.SIZZLE.SAVOR. &amp; Design Published for Opposition: August 5, 2008 Atty. Ref. No.: 59243-9074</p>
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Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**WITHDRAWAL OF OPPOSITION**

Pursuant to 37 C.F.R. § 2.106(c) and the Settlement Agreement reached between the parties, opposer Sizzler USA Franchise, Inc. hereby withdraws with prejudice the Notice of Opposition filed in the captioned proceeding.

Respectfully submitted,

Dated: May 12, 2010

/S/ JESSICA C. BROMALL

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**CERTIFICATE OF SERVICE**

It is hereby certified that on **May 12, 2010**, a copy of the foregoing WITHDRAWAL OF OPPOSITION has been sent by first class mail, postage prepaid, to Applicant's attorney at the following address:

Timothy P. Getzoff, Esq.  
HOLLAND & HART LLP  
1800 Broadway, Suite 300  
Boulder, CO 80302

Dated: May 12, 2010

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Esther Silverman