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10/31/2008

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

Proceeding	91186526
Party	Plaintiff Auburn University
Correspondence Address	Timothy A. Bush, Esq. Sirote & Permutt, P.C. 2311 Highland Avenue South Birmingham, AL 35255 UNITED STATES tbush@sirote.com, tmcclain@sirote.com, lrosenberg@frosszelnick.com
Submission	Withdrawal of Opposition
Filer's Name	Timothy A. Bush
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Signature	/tab/
Date	10/31/2008
Attachments	526.PDF (2 pages)(41923 bytes)

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

	
AUBURN UNIVERSITY)
Opposer,) Opposition No. 91186526
v.) Mark: A AUBURN SPORT SINCE 1963
HARTWELL INDUSTRIES, INC.)
Applicant.)
)

Commissioner for Trademarks PO Box 1451 Alexandria, VA 22313-1451

WITHDRAWAL OF NOTICE OF OPPOSITION

Sir:

In view of an agreement reached by the parties, Opposer hereby withdraws without prejudice its Notice of Opposition to registration of the mark in Serial No. 77/143,040. This withdrawal is being filed prior to the filing of an Answer by Applicant.

Respectfully submitted, Auburn University

By:

Timothy A. Bush

SIROTE & PERMUTT, P.C.

P.O. Box 55727

Birmingham, Alabama 35255-5727

Ware

ATTORNEY FOR OPPOSER

Date: / 0/31/08

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing Opposer's "WITHDRAWAL OF NOTICE OF OPPOSITION" was served on Applicant by Express Mail Post Office to Addressee, on the 31st day of October, 2008, to Applicant's counsel at the following address:

Nancy C. DiConza FROSS ZELNICK LEHRMAN & ZISSU, P.C. 866 United Nations Plz New York, NY 10017-1822

Tiffany McClain