

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

vw

Mailed: March 3, 2011

Opposition No. 91196803

N3 Oceanic, Inc.

v.

Food Technology & Design,
LLC dba Foodpharma

On February 25, 2011, the Board approved the amendment to applicant's identification of goods in application Serial No. 77931682, and allowed opposer time in which to file a withdrawal of the opposition.

On the same day, applicant filed a withdrawal of the opposition with prejudice, on behalf of opposer, signed by opposer.¹ In view thereof, the opposition is dismissed with prejudice.

***By the Trademark Trial
and Appeal Board***

¹ The Board notes that the withdrawal filed by applicant does not indicate proof of service upon opposer as required by Trademark Rule 2.119. If opposer did not receive a copy of the paper, it may obtain one online at the TTABVUE link on the Board's web page, at www.uspto.gov.