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Filing date: **04/28/2011**

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

Proceeding	91197998
Party	Defendant Pure Fishing, Inc.
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Submission	Withdrawal Of Application
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Signature	/Angelica M Colwell/
Date	04/28/2011
Attachments	Opp No 91197998 Consented Abandonment of Application.pdf (3 pages) (62107 bytes)

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

THE TORO COMPANY,)	
)	
Opposer,)	Opposition No. 91197998
)	Application Serial No. 77255909
v.)	
)	Mark: TORO
PURE FISHING, INC.)	
)	
Applicant)	

Trademark Trial and Appeal Board
United States Patent and Trademark Office
PO Box 1451
Alexandria, Virginia 22313-1451

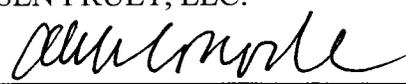
APPLICANT PURE FISHING, INC.'S ABANDONMENT OF APPLICATION

Now comes Applicant PURE FISHING, INC., by and through its undersigned counsel, pursuant to 37 CFR §2.68 and TTAB 602.01, and hereby expressly abandons, with prejudice, the pending application for the trademark TORO, Serial No. 77255909, filed on or about August 15, 2007.

Opposer, The Toro Company, agrees to the abandonment, with prejudice, of Pure Fishing's application to register TORO and to the dismissal of the Notice of Opposition with prejudice. Opposer reserves the right to take appropriate legal action against Applicant should Applicant, in the future, use or attempt to register the trademark "TORO" in a manner that Opposer considers likely to cause confusion or dilute Opposer's rights in the TORO trademark.

DATED: April 28, 2011

NEXSEN PRUET, LLC:

By: 

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I SO CONSENT:

DATED: April 28, 2011

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ATTORNEYS FOR OPPOSER,
THE TORO COMPANY

CERTIFICATE OF SERVICE

This is to certify that a true and complete copy of the foregoing ABANDONMENT OF APPLICATION has been served upon the following counsel of record by mailing a copy of the same in the United States mail, first class postage prepaid, addressed as shown below this 28th day of April, 2011.

Linda M. Byrne
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ATTORNEY OF RECORD FOR THE TORO COMPANY

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