

ESTTA Tracking number: **ESTTA479644**

Filing date: **06/22/2012**

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

Proceeding	91202894
Party	Plaintiff Power Analytics Corporation
Correspondence Address	BARRY F SOALT PROCOPIO CORY HARGREAVES & SAVITCH LLP 525 B STREET, SUITE 2200 SAN DIEGO, CA 92101 UNITED STATES docketing@procopio.com, glj@procopio.com
Submission	Withdrawal of Opposition
Filer's Name	Barry F. Soalt
Filer's e-mail	docketing@procopio.com, glj@procopio.com, bfs@procopio.com
Signature	/bfs/
Date	06/22/2012
Attachments	Notice_of_Withdrawal_of_Opposition_-_Power_Analytics_MidRange.pdf ( 4 pages )(261267 bytes ) Proof of Service Notice_of_Withdrawal_of_Opposition_-_Power_Analytics_MidRange.pdf ( 1 page )(15611 bytes )

ATTACHMENT "A"

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

Power Analytics Corporation,

Opposer,

v.

MidRange Performance Group,

Applicant.

Opposition No. 91/202,894

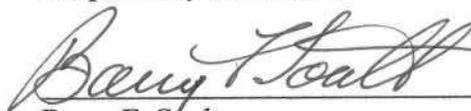
Mark: POWER ANALYTICS

**NOTICE OF WITHDRAWAL OF OPPOSITION**

Pursuant to 37 C.F.R. § 2.106(c), Rule 601.01 of the Trademark Trial and Appeal Board Manual of Procedure, the Settlement Agreement between the parties, and the Express Abandonment of Application Serial No. 85/259,140 filed by Applicant, Opposer Power Analytics Corporation withdraws the referenced opposition without prejudice. Applicant has consented to this withdrawal.

Dated: 6/5, 2012

Respectfully submitted,

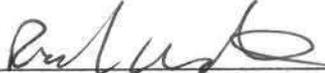


Barry F. Soalt  
PROCOPIO, CORY, HARGREAVES  
& SAVITCH LLP  
525 B Street, Suite 2200  
San Diego, CA 92101-4469  
Telephone: (619) 525-3865  
Facsimile: (619) 744-5465  
barry.soalt@procopio.com

Attorneys for Opposer  
Power Analytics Corporation

Dated: 4/12, 2012

MIDRANGE PERFORMANCE GROUP,  
INC.

By:   
Randy Watson

Its: Pres. Dir.  
Title

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In the Matter of Trade Mark Application**

**Serial No. 85/259,140**

**POWER ANALYTICS**

**Applicant: MidRange Performance Group**

**Filed: March 6, 2011**

**Express Abandonment of Application Serial No. 85/259,140**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Sir/Madam:

MidRange Performance Group, hereby expressly abandons and withdraws service mark application Serial No. 85/259,140 for POWER ANALYTICS.

Respectfully submitted,

Dated: 5/29, 2012

MidRange Performance Group

By:   
Randy Watson

Its: PRESIDENT  
Title

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing NOTICE OF WITHDRAWAL of OPPOSITION and EXPRESS ABANDONMENT OF APPLICATION SERIAL NO. 85/259,140 was served upon the Opposer's Counsel by First Class U.S. mail, postage prepaid on \_\_\_\_\_, 2012:

Barry F. Soalt  
Procopio, Cory, Hargreaves & Savitch LLP  
525 B Street, Suite 2200  
San Diego, CA 92101-4469

Dated: 5/29/12, 2012

By: 

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing NOTICE OF WITHDRAWAL OF OPPOSITION with attached EXPRESS ABANDONMENT OF APPLICATION SERIAL NO. 85/259,140 is being mailed on June 22, 2012 by First Class Mail to Applicant:

William Watson  
MIDRANGE PERFORMANCE GROUP  
100 ARAPAHOE AVE STE 14  
BOULDER, CO 80302-5862

Dated: June 22, 2012

  
\_\_\_\_\_  
Geena L. Jackson