

ESTTA Tracking number: **ESTTA584918**

Filing date: **01/31/2014**

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

Proceeding	91209496
Party	Plaintiff Vuly Pty Ltd
Correspondence Address	JEFFREY H GREGER LOWE HAUPTMAN HAM & BERNER LLC 2318 MILL ROAD , SUITE 1400 ALEXANDRIA, VA 22314 UNITED STATES jhgreger@ipfirm.com,kbaird@ipfirm.com,ryoung@ipfirm.com
Submission	Withdrawal of Opposition
Filer's Name	Jeffrey H. Greger
Filer's e-mail	jhgreger@ipfirm.com,kbaird@ipfirm.com,docketing@ipfirm.com
Signature	/jhg/
Date	01/31/2014
Attachments	Withdrawal of Opp w-o prej.pdf(106820 bytes)

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

In the matter of U.S. Application Serial No. 85/636,667

Mark: DEFY GRAVITY and Design



Publication Date: October 30, 2012

_____)	
VULY PTY LTD.)	
)	
Opposer,)	
)	
v.)	Opposition No.: 91-209496
)	
DEFY GRAVITY LLC)	
)	
Applicant)	
_____)	

WITHDRAWAL OF OPPOSITION WITH CONSENT

Pursuant to TBM §601.1, opposer, Vuly Pty. Ltd., withdraws the above-identified opposition without prejudice. The parties have entered into a settlement agreement.

This withdrawal without prejudice is with the consent of the applicant.

Respectfully submitted,

/jeffreyhgreger/

Jeffrey H. Greger
Lowe Hauptman Ham LLP
2318 Mill Rd. Suite 1400
Alexandria, VA 22314
Jhgreger@ipfirm.com

Seen and agreed:

/Annetteheller/

Annette P. Heller
Heller & Associates
400 Chesterfield Center, Suite 400
Chesterfield MO 63017
tmattorneyheller@aol.com

Certificate of Service

I hereby certify that a copy of the foregoing shall be forwarded this day to Applicant's attorney by fax or email pursuant to agreement between the parties.

Annette P. Heller
Heller & Associates
Suite 400
400 Chesterfield Ctr.
Chesterfield, Missouri, 63017
Email: tmattorneypt@aol.com,tmattorneypt@aol.com