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Filing date: **03/10/2014**

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

Proceeding	91212801
Party	Defendant Nutritional Science Solutions Ltd
Correspondence Address	WAHEEDAN JARIWALLA 69 UXBRIDGE LANE GLOUCESTER, UNITED KINGDOM waheedan@jariwalla.com
Submission	Other Motions/Papers
Filer's Name	Waheedan Jariwalla
Filer's e-mail	waheedan@jariwalla.com
Signature	/wj/
Date	03/10/2014
Attachments	energypep - abandonment of application v3.pdf(84867 bytes)

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

**In the Matter of Application Serial No. 85/548,096
Published in the Official Gazette on June 4, 2013**

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PEPSICO INC.	:	
	:	
Opposer/Plaintiff	:	Opposition No. 91212801
	:	
-against-	:	
	:	
NUTRITIONAL SCIENCE	:	
SOLUTIONS LIMITED	:	
	:	
Applicant/Defendant	:	
-----	X	

ABANDONMENT OF APPLICATION

Pursuant to the Board's Order dated March 2, 2014, this filing serves as a correction of the previously filed "ABANDONMENT OF APPLICATION" dated February 25, 2014.

Defendant, NUTRITIONAL SCIENCE SOLUTIONS LIMITED hereby withdraws its trademark application number 85548096 with prejudice. Counsel for Defendant had agreed to the abandonment and consented to the filing of the motion and this fact was mistakenly omitted from the previous motion.

Dated: March 10, 2014

Respectfully submitted,

NUTRITIONAL SCIENCE
SOLUTIONS LIMITED

By it's attorney,

/s/ Waheedan Jariwalla
Waheedan Jariwalla, Esq.
69 Uxbridge Lane
Gloucester, England, UK
waheedan@jariwalla.com

Certificate of Service

I certify that on March 10, 2014 I caused a copy of the foregoing ABANDONMENT OF APPLICATION to be transmitted by email to opposer's attorney Paul J. Reilly at:

Paul.Reilly@bakerbotts.com.

March 10, 2014
Date

/wj/
Waheedan Jariwalla, Esq.