

ESTTA Tracking number: **ESTTA600266**

Filing date: **04/24/2014**

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

Proceeding	91213383
Party	Defendant Allmax Nutrition Inc.
Correspondence Address	SEAN L SWEENEY TREDECIM LLC PO BOX 9739 PORTLAND, ME 04104 UNITED STATES sean@tredecimlaw.com
Submission	Withdrawal Of Application
Filer's Name	Sean L. Sweeney
Filer's e-mail	sean@tredecimlaw.com
Signature	/Sean L. Sweeney/
Date	04/24/2014
Attachments	Abandonment with consent.pdf(88132 bytes )

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

Universal Protein Supplements Corporation,

Opposer,

v.

Allmax Nutrition Inc.,

Applicant.

Serial No. **85/925,414**

Opposition No. **91213383**

Mark: **TRAIN LIKE AN ANIMAL**

Publication Date: **October 8, 2013**

**EXPRESS ABANDONMENT WITH CONSENT**

Pursuant to 37 CFR § 2.68 and a Settlement Agreement between the parties, applicant, Allmax Nutrition Inc., hereby expressly abandons application serial no. 85/925,414 and requests that the Opposition be dismissed with prejudice.

Counsel for the opposer, Universal Protein Supplements Corporation, has consented in writing to this express abandonment.

Dated: April 24, 2014

Respectfully Submitted,

/Sean L. Sweeney/

Sean L. Sweeney  
TREDECIM LLC  
91-J Auburn St., #1133  
Portland, ME 04103  
(207) 221-6100  
sean@tredecimlaw.com

*Attorney for the Applicant*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing EXPRESS ABANDONMENT WITH CONSENT has been served on counsel of record for opposer, Universal Protein Supplements Corporation, by emailing said copy per agreement to:

Maureen Beacom Gorman  
MARSHALL, GERSTEIN & BORUN LLP  
233 South Wacker Drive, Suite 6300  
Chicago, IL 60606  
(312) 474-6300  
[MGorman@marshallip.com](mailto:MGorman@marshallip.com)

Dated: April 24, 2014

/ Sean L. Sweeney/  
Sean L. Sweeney