

ESTTA Tracking number: **ESTTA590192**

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

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

Proceeding	91213738
Party	Plaintiff SC Flare, Inc.
Correspondence Address	Robert H. Williams Rogers Townsend 220 Executive Center Dr. Columbia, SC 29210 UNITED STATES robert.williams@rtt-law.com
Submission	Withdrawal of Opposition
Filer's Name	Robert H. Williams
Filer's e-mail	Robert.Williams@rtt-law.com
Signature	/Robert H. Williams/
Date	03/03/2014
Attachments	Withdrawal.pdf(8637 bytes) COS Withdrawal.pdf(12686 bytes)

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

In re: Application Serial No. 85/940,785 for the mark FLARE.

SC FLARE, INC,

Opposer,

vs.

CONCEPT LABORATORY, LLC,

Applicant

Opposition No. 91213738

Withdrawal With Prejudice

SC Flare, Inc. (“Opposer”), a corporation duly organized and existing under the laws of the State of South Carolina, instituted Opposition No. 91213738 (the “Proceeding”) against Application Serial No. 85/940,785 for registration of the mark FLARE, filed by Concept Laboratory, LLC (“Applicant”), in furtherance of Opposer’s own pending application for the mark FLARE. Opposer and Applicant have resolved the controversy between them. Pursuant to such resolution, Opposer and Applicant agree, *inter alia*, that consumer confusion is unlikely to occur as a result of both marks being registered.

Accordingly, Opposer hereby withdraws the Proceeding with prejudice.

[Signature on Following Page]

Respectfully Submitted,

SC Flare, Inc.

By: /Robert H. Williams/
Robert H. Williams (Registration No. 60,114)
ROGERS, TOWNSEND & THOMAS, P.C.
220 Executive Center Drive
Columbia, South Carolina 29210
Tel: (803) 771-7900;
Fax: (803) 343-7017
Attorneys for Opposer SC Flare, Inc.

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

In re: Application Serial No. 85/940,785 for the mark FLARE.

SC FLARE, INC.,

Opposer,

vs.

CONCEPT LABORATORY, LLC,

Applicant

CERTIFICATE OF SERVICE

I, Robert H. Williams, an employee of the law firm of Rogers, Townsend & Thomas, PC, attorneys for Opposer, SC Flare, Inc., in the above captioned matter, do hereby certify that I have served copies of the following documents upon the below named individual(s) and/or counsel on March 3, 2014 via electronic mail, postage pre-paid and addressed as follows:

DOCUMENTS SERVED:

- *Withdrawal of Opposition with Prejudice*

PARTIES SERVED:

Attorney for Applicant:
Kevin Keener, Esquire
kevin.keener@keenerlegal.com

/Robert H. Williams/

Columbia, South Carolina