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

Proceeding	91213811
Party	Plaintiff E. & J. Gallo Winery
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Date	10/30/2014
Attachments	2014 10 30_Stip Withdrawal of Opp Conditional.pdf(18408 bytes)

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

In re Serial No. 85/897,212

E. & J. Gallo Winery,

Opposer,

v.

Adler Fels Winery, LLC,

Applicant.

Opposition No. 91213811

TO: ASSISTANT COMMISSIONER FOR TRADEMARKS
BOX TTAB –FEE
2900 Crystal Drive
Arlington, VA 22202-3513

**STIPULATED WITHDRAWAL OF OPPOSITION CONDITIONED UPON
APPROVAL OF AMENDMENT OF APPLICATION**

Sir or Madam,

It is hereby stipulated and agreed between the parties, this Honorable Board consenting, that Opposition No. 91213811 be suspended until approval of the amendment, requested below, to the goods in Application Serial No. 85/897,212.

Applicant, Adler Fels Winery, LLC, requests the following amendment be made to the subject application of this proceeding, which is with the consent of Opposer.

Amendment to the Identification of Goods

Please amend the current goods description from “wine” to “wine marketed exclusively in connection with brides and weddings.” Opposer, through its counsel, has consented to the amendment and, if accepted by the Board, shall resolve the opposition.

Dismissal With Prejudice Once Amendment is Accepted

If the requested amendment to the identification of goods in Application Serial No. 85/897,212 is approved by the U.S. Patent and Trademark Office, it is hereby stipulated and agreed between

the parties, this Honorable Board consenting, that Opposition No. 91213811 be dismissed with prejudice.

If, for any reason, the requested amendment to the identification of goods in Application Serial No. 85/897,212 is not approved by the U.S. Patent and Trademark Office, it is hereby stipulated and agreed between the parties, this Honorable Board consenting, that the opposition proceeding resume.

Respectfully submitted,

By: /Barry Strike/

Barry Strike

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Attorneys for Opposer E. & J. Gallo Winery

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing STIPULATED WITHDRAWAL OF OPPOSITION CONDITIONED UPON APPROVAL OF AMENDMENT OF APPLICATION was served by U.S. Priority Mail to Applicant's counsel at the following address:

Barry Strike
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556 Commercial Street
San Francisco, CA 94111

DATED: October 30, 2014

By: /s/ Nelda Piper
Nelda Piper
Paralegal