

ESTTA Tracking number: **ESTTA705867**

Filing date: **11/02/2015**

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

Proceeding	91219769
Party	Plaintiff Novartis AG
Correspondence Address	JENEVIEVE MAERKER FOLEY HOAG LLP 155 SEAPORT BLVD BOSTON, MA 02210 UNITED STATES jmaerker@foleyhoag.com, jhuston@foleyhoag.com, jburns@foleyhoag.com, us-trademark@foleyhoag.com, bconnor@foleyhoag.com
Submission	Withdrawal of Opposition
Filer's Name	Jenevieve J. Maerker
Filer's e-mail	jmaerker@foleyhoag.com, jhuston@foleyhoag.com, jburns@foleyhoag.com, us-trademark@foleyhoag.com, bconnor@foleyhoag.com
Signature	/Jenevieve J. Maerker/
Date	11/02/2015
Attachments	Withdrawal of US Opposition.pdf(72999 bytes)

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

Novartis AG,

Opposer,

v.

NxThera, Inc.

Applicant.

Opposition No.
91219769

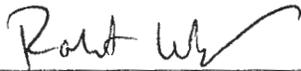
Application S.N.
86/075,496

OPPOSER'S WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE

Pursuant to 37 CFR § 2.106(c) and TBMP § 601.01, Opposer Novartis AG hereby withdraws its Opposition, and moves to dismiss without prejudice Opposition No. 91219769. Applicant NxThera, Inc. consents to this withdrawal.

Respectfully submitted,

NxThera, Inc.



Robert M. Wasnofski, Jr.
Dorsey & Whitney LLP
51 West 52nd Street
New York, New York 10019
wasnofski.robert@dorsey.com
(212) 415-9200

Jeffrey R. Cadwell
Dorsey & Whitney LLP
Tiana M. Towns
50 South Sixth Street, Ste. 1500
Minneapolis, MN 55402
cadwell.jeffrey@dorsey.com
towns.tiana@dorsey.com
(612) 340-2600

Novartis AG



Julia Huston
Jenevieve J. Maerker
Foley Hoag LLP
155 Seaport Blvd.
Boston, MA 02210
jhuston@foleyhoag.com
jmaerker@foleyhoag.com
(617) 832-1000

Attorneys for Opposer

Dated: Nov. 2, 2015

Attorneys for Applicant

Dated: Oct. 30, 2015

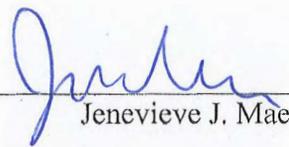
CERTIFICATE OF SERVICE

I hereby certify that a true copy of Opposer's Withdrawal of Opposition Without Prejudice was served upon Applicant's counsel of record, via email, pursuant to agreement by the parties, as follows:

Robert M. Wasnofski, Jr.
Dorsey & Whitney LLP
51 West 52nd Street
New York, NY 10019
(212) 415-9200
wasnofski.robert@dorsey.com
NY.Trademark@dorsey.com
IP.Docket@dorsey.com

Jeffrey R. Cadwell
Tiana M. Towns
Dorsey & Whitney LLP
50 South Sixth Street, Suite 1500
Minneapolis, MN 55402
(612) 340-2600
cadwell.jeffrey@dorsey.com
towns.tians@dorsey.com

on this date of Nov. 2, 2015.



Jenevieve J. Maerker