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Filing date: **02/27/2016**

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

Proceeding	91226202
Party	Plaintiff ICON Health & Fitness, Inc.
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Submission	Other Motions/Papers
Filer's Name	Gregory M. Hess
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Date	02/27/2016
Attachments	Notice of Withdrawal of Pleading in 91226202.pdf(12013 bytes)

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

In the Matter of Application Serial No. 86729827 (PRO-FORM PF2)

Filed: August 19, 2015

Published for Opposition: December 8, 2015

ICON HEALTH & FITNESS, INC.,)	
)	Opposition No. 91226202
Opposer,)	
)	<u>NOTICE OF WITHDRAWAL</u>
v.)	<u>OF PLEADING</u>
)	
)	
MYCONE DENTAL SUPPLY CO., INC.,)	
)	
Applicant.)	

Opposer ICON Health and Fitness, Inc. hereby withdraws the Amended Notice of Opposition filed February 27, 2016 and identified as docket item number 5 as having been improvidently and incorrectly filed. Opposer attempted to file an amended notice of opposition as a matter of course to correct an error in the original notice and made several additional changes, within twenty-one (21) days after service of the original Notice of Opposition as permitted by TMBP § 507.01 and Rule 15(a)(1)(A) of the Federal Rules of Civil Procedure. Due to technical and other difficulties, the Amended Notice of Opposition was not timely filed and received a filing date of February 27, 2016. Opposer will file a motion for leave to file the amended notice.

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Dated: February 27, 2016

Respectfully submitted,
PARR BROWN GEE & LOVELESS

/s/ Gregory M. Hess

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CERTIFICATE OF SERVICE

I hereby certify that on February 27, 2016, I caused a true and correct copy of the foregoing Notice of Withdrawal of Pleading to be served by United States First Class Mail, postage prepaid, upon the following attorney of record for applicant:

Lisa A. Lori
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/Gregory M. Hess/