

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

nmt/em

Mailed: December 13, 2010

Cancellation No. 92046058

Cancellation No. 92046064

Masimo Corporation

v.

Medtronic, Inc.

In view of the stipulation filed November 11, 2010, the petition to cancel is dismissed ***without prejudice*** and the counterclaim to Registration No. 2968680 is ***dismissed with prejudice.***

***By the Trademark Trial
and Appeal Board***