

ESTTA Tracking number: **ESTTA252272**

Filing date: **12/02/2008**

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

Proceeding	92048092
Party	Defendant H2OCEAN INC.
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Submission	Other Motions/Papers
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Date	12/02/2008
Attachments	DBLScan0879_000.pdf (2 pages)(53429 bytes)

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

In the Matter of Trademark Reg. No. 3,074,033
Mark: OCEAN AID SPRAY
International Class: 3
Issued: March 28, 2006

Fleming and Company, Pharmaceuticals)	Cancellation No.: 92,048,092
Petitioner,)	
)	
vs.)	
)	
H2Ocean, Inc.)	
Respondent.)	

**VOLUNTARY CANCELLATION OF REGISTRATION WITH PREJUDICE
AND
WITHDRAWAL OF PETITION FOR CANCELLATION WITH PREJUDICE**

COME NOW the parties hereto, by and through their undersigned counsel, and, having settled the dispute between them, hereby give notice (1) that the parties have settled the dispute between them, (2) that the parties have stipulated to the dismissal of the lawsuit in the United States District Court for the Southern District of Florida which caused the Board to stay this Cancellation Proceeding, and (3) that respondent H2Ocean, Inc. has agreed to voluntarily cancel U.S. Trademark Registration No. 3,074,033.

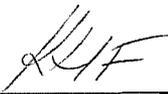
Accordingly, registrant H2Ocean, Inc., respondent herein, hereby requests cancellation with prejudice of U.S. Trademark Registration No. 3,074,033, and petitioner Fleming and Company, Pharmaceuticals consents to such cancellation. In addition, petitioner hereby requests withdrawal of its Petition for Cancellation with prejudice, and respondent consents to such withdrawal.

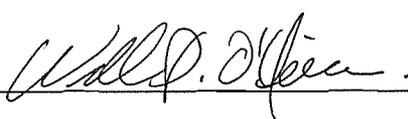
EXHIBIT B

The parties shall each bear their respective costs and attorney fees incurred herein.

LAW OFFICES OF KEVIN H. FABRIKANT
& ASSOC., P.L.

SENNIGER POWERS LLP

By:  _____

By:  _____

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