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

Proceeding	92055515
Party	Plaintiff Tony M. Lamoureux
Correspondence Address	CHRISTOPHER R GANTER CHRISTOPHER R GANTER LLC 5184 CALDWELL MILL ROAD, SUITE 204-425 BIRMINGHAM, AL 35242 UNITED STATES Crgant@aol.com
Submission	Withdrawal of Cancellation
Filer's Name	Christopher R. Ganter
Filer's e-mail	crgant@aol.com
Signature	/Christopher R. Ganter/
Date	10/11/2012
Attachments	101112MtnVoluntaryDismissalWPrejudice.pdf (2 pages)(217979 bytes)

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

In the matter of trademark Registration No. 3971868)	
)	
For the mark Lipotonix)	
)	
Date registered May 31, 2011)	
)	
Tony M. Lamoureux,)	Cancellation No. 92055515
)	
Petitioner,)	
)	
v.)	
)	
Gary D. Osborn)	
)	
Registrant.)	

**PETITIONER’S MOTION TO VOLUNTARILY DISMISS REGISTRANT GARY D.
OSBORN WITH PREJUDICE**

Comes Now, Petitioner Tony M. Lamoureux and hereby petitions the Trademark Trial and Appeal Board to dismiss the above styled cancellation action with prejudice. In support thereof, the parties reached a settlement in this matter on July 24, 2012. In exchange for certain consideration received by Petitioner from Registrant, Petitioner agreed to dismiss the above-styled cancellation with prejudice.

Respectfully submitted,

s/Christopher R. Ganter/
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Attorney for Tony M. Lamoureux

CERTIFICATE OF SERVICE

I hereby certify that on October 11, 2012 a true and correct copy of the foregoing sent via email to Registrant Gary D. Osborn's counsel at the following address:

bshields@flawoffice.com

s/Christopher R. Ganter/
Christopher R. Ganter
Attorney for Tony M. Lamoureux