

ESTTA Tracking number: **ESTTA724310**

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

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

Proceeding	92062653
Party	Plaintiff CrossFit, Inc.
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Submission	Withdrawal of Cancellation
Filer's Name	Susan B. Meyer
Filer's e-mail	bamato@gordonrees.com, smeyer@gordonrees.com, hpan- gan@gordonrees.com, rkelllogg@gordonrees.com, ipdocket@gordonrees.com
Signature	/Susan B. Meyer/
Date	02/02/2016
Attachments	PLDGTTAB Dismissal Signed by Joe160201.PDF(64594 bytes)

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

In the matter of Registration No. 3,838,462)
For the Trademark **5280**) Cancellation No. 92062653
And)
Registration No. 3,871,084)
For the Trademark **5280 Realty**)
_____))
CROSSFIT, INC.,)
)
)
Petitioner,)
v.)
)
5280 REALTY, INC.)
)
)
Registrant.)
)
)
_____)

DISMISSAL OF CANCELLATION

The Parties have agreed to settle this matter and have executed a settlement agreement on or about February 1, 2016. Petitioner dismisses, with prejudice, its petitions to cancel Registration Numbers 3,838,462 (“5280”) and 3,871,084 (“5280 Realty”), and Respondent 5280 Realty, Inc., dismisses with prejudice, its Counterclaim petitions to cancel U.S. Trademark Registration Numbers (3,826,111; 4,049,689; 4,053,443; 4,332,239; 3,007,458; 4,122,681; 4,874,681) and petition for cancellation of Serial Applications (85,936,449; 85,792,892; 85,792,895; 86,072,983) to the Trademark Trial and Appeal Board Proceeding Number 91295686.

Petitioner and Registrant request the Trademark Trial and Appeal Board enter the dismissal.



Dated: February 1, 2016

GORDON & REES LLP

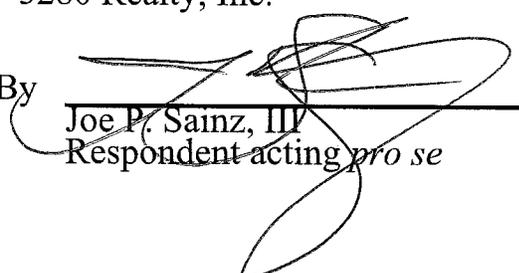
By



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