

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



04-16-2003

U.S. Patent & TMO/c/TM Mail Rpt Dt. #34

MUSCLETECH RESEARCH AND  
DEVELOPMENT, INC.,

Opposer,

v.

VITAQUEST INTERNATIONAL, INC.,

Applicant.

Opposition No. 122,022

WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE

Pursuant to a settlement agreement between the parties, Opposer, MuscleTech Research and Development, Inc., by and through its undersigned attorneys, hereby withdraws Opposition No. 122,022 without prejudice.

Respectfully submitted,

KENYON & KENYON

Dated: April 14, 2003

By:

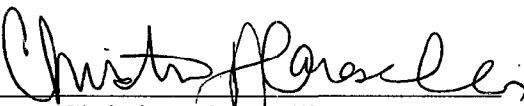
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MuscleTech Research and Development, Inc.

**CERTIFICATE OF SERVICE**

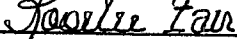
I hereby certify that a true and correct copy of the foregoing Withdrawal of Opposition Without Prejudice was served today, by first class, postage prepaid mail on Charles J. Raubicheck, Esq., Frommer Lawrence & Haug LLP, 745 Fifth Avenue, New York, NY 10151.

Dated: April 14, 2003

  
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Christin J. Caroselli

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on

Date April 14, 2003 Box T.T.A.B. - NOTEE

Signature   
KENYON & KENYON