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

DIMC, Inc.

Opposer,

v.

Opposition No.: 123,812

Gebr. Obermaier OHG

Applicant.



07-28-2003

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #22

03/09/10 10:5:32

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2900 Crystal Drive  
Arlington, Virginia 22202-3513

**WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE**

In view of the Applicant's, Gebr Obermaier, OHG, withdrawal of Application Serial No. 78/010,626 (see APPLICANT'S NOTICE OF WITHDRAWAL OF APPLICATION, attached as Exhibit A), DIMC, Inc., by and through its attorney, hereby withdraws the above-identified opposition proceeding without prejudice.

Respectfully submitted,

**DIMC, Inc.**

Date: 7/24/03

By: *Vivien Y. Tsang*  
Vivien Y. Tsang  
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Attorney for Opposer

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8 (A)

Date of Deposit: July 24th, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to BOX TTAB NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

*Stacey Gunn*  
Stacey Gunn

08/11/00011A

EXHIBIT A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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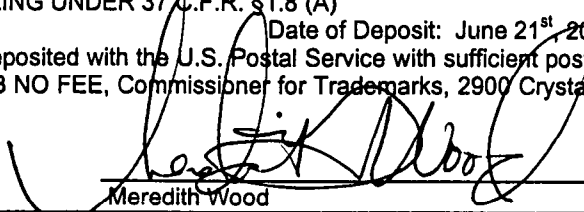
Gebr. Obermaier OHG

Applicant.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8 (A)

Date of Deposit: June 21<sup>st</sup> 2003

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Meredith Wood

**APPLICANT'S NOTICE OF WITHDRAWAL OF APPLICATION**

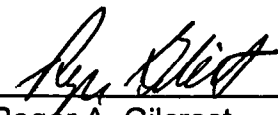
Now comes Applicant, Gebr Obermaier, OHG, who, by and through counsel, hereby notifies the Board that it has withdrawn Application Serial No. 78/010,626, the sole application subject of the above-styled Opposition. See APPLICANT'S WITHDRAWAL OF APPLICATION, attached as Exhibit A.

This withdrawal has been made with consent of counsel for Opposer, Vivien Y. Tsang in a telephone conference of June 11, 2003.

Respectfully submitted,

**Gebr. Obermeier, OHG**

Date: July 21<sup>st</sup>, 2003

By:   
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09/11/2003TTAG

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the foregoing APPLICANT'S NOTICE OF WITHDRAWAL OF APPLICATION was sent via first class mail, postage pre-paid this 21<sup>st</sup> day of July, 2003, to Vivien Y. Tsang, Esq., c/o The Sherwin-Williams Company, 101 Prospect Avenue NW, 1100 Midland Bldg. - Legal Dept., Cleveland, OH 44115-1075.



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