



11-23-2001

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #76

Exhibit

TTAB

SERVICE MARK
Customer No. 03000
Attorney Docket No. E1064/30002

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

OMS Investments, Inc. :
 :
 :
 Opposer, :
 :
 :
 v. :
 :
 :
 Environmental Remediation Group, Inc., :
 :
 :
 Applicant. :

Opposition No. 91150165

Box TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

NOTICE OF FILING ABANDONMENT OF APPLICATION
WITHOUT OPPOSER'S CONSENT

Sir:

Applicant, Environmental Remediation Group, Inc., hereby notifies the Trademark Trial and Appeal Board that it is filing on November 20, 2001 an Abandonment of Application Without Opposer's Consent for it's pending application to register the mark LEAD BE GONE, the subject mark of the above-identified opposition. A copy of the Abandonment as filed is submitted herewith as Exhibit A.

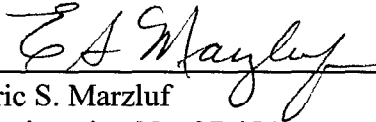
mg

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,
COHEN & POKOTILOW, LTD.

November 20, 2001

By: _____



Eric S. Marzluf
Registration No. 27,454
12th Floor - Seven Penn Center
1635 Market Street
Philadelphia, PA 19103-2212
(215) 567-2010
Attorneys for Applicant

CERTIFICATE OF MAILING

I hereby certify that the foregoing NOTICE OF FILING ABANDONMENT OF APPLICATION WITHOUT OPPOSER'S CONSENT with Exhibit A in the Opposition No. 91150165 is being deposited with the United States Postal services as First Class Mail, postage prepaid, in an envelope addressed to: Box NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on this 20th day of November, 2001.




Eric S. Marzluf

CERTIFICATE OF SERVICE

I hereby certify that one (1) true and correct copy of NOTICE OF FILING ABANDONMENT OF APPLICATION WITHOUT OPPOSER'S CONSENT with Exhibit A re Opposition No. 91150165 is being deposited as First Class, postage prepaid to:

Cory M. Amron, Esq.
William H. Oldach III, Esq.
Vorys, Sater, Seymour & Pease
1828 L Street, N.W., 11th Floor
Washington, DC 20036
Attorneys for Potential Opposer

on this 20th day of November, 2001.



Eric S. Marzuff

SERVICE MARK
Customer No. 03000
Attorney Docket No. E1064/30002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK EXAMINING OPERATION

Applicant : Environmental Remediation Group, Inc.
Serial No. : 76/955,284
Filed : May 24, 2000
Service Mark : LEAD BE GONE
Law Office : 110
Trademark Attorney : William P. Jacobi

ABANDONMENT OF APPLICATION
WITHOUT OPPOSER'S CONSENT

Box NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

COPY

Dear Sir:

Applicant hereby expressly abandons with prejudice the above entitled application.

This abandonment is without the written consent of OMS Investments, Inc., Opposer in Opposition

No. 91150165.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,
COHEN & POKOTILOW, LTD.

November 20, 2001

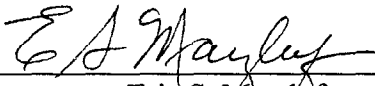
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Eric S. Marzluf