

ESTTA Tracking number: **ESTTA47018**

Filing date: **10/03/2005**

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

Proceeding	91153648
Party	Plaintiff HEATH VALLEY COMPANY 2820 8TH STREET BERKELEY, CA 94710
Correspondence Address	ROBERT W. SMITH MCCARTER & ENGLISH, LLP FOUR GATEWAY CENTER 100 MULBERRY STREET NEWARK, NJ 07102-4096
Submission	Withdrawal of Opposition
Filer's Name	Robert W. Smith
Filer's e-mail	rsmith@mccarter.com, kknoll@mccarter.com
Signature	/Robert W. Smith/
Date	10/03/2005
Attachments	cabsha express withdrawal of opp.pdf (2 pages)

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

-----X
HEALTH VALLEY COMPANY : Opposition No. 91153648
: :
Opposer, : :
vs. : Mark: CABSHA
: :
: Serial No. 76/292,742
ARCOR S.A.I.C. : :
: :
Applicant. : :
-----X

Box TTAB - No Fee
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

EXPRESS WITHDRAWAL OF OPPOSITION

Sir:

The Opposer, Health Valley Company, hereby expressly withdraws the above-referenced opposition. This request is made in accordance with Rule 2.106 (c) of the Trademark Rules of Practice.

Respectfully submitted,
McCARTER & ENGLISH, LLP

BY: 

ROBERT W. SMITH
McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
Newark, New Jersey 07102-4096
(973) 622-4444

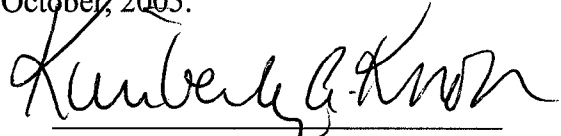
Date: 10/3/05

ME15274488.1

In re Opposition No.: 91153648
Page 2
October 3, 2005

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing EXPRESS WITHDRAWAL OF OPPOSITION is served on the attorneys for Opposer, Perla M. Kuhn, Esq., Hughes Hubbard & Reed LLP, One Battery Park Plaza, New York, New York, 10004-1482 by U.S. Postal Service first class mail on the 3rd day of October, 2005.



Kimberly A. Knott