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Filing date: **08/15/2006**

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

Proceeding	91155215
Party	Plaintiff SMARTFOODS, INC. ,
Correspondence Address	Robert Neuner Baker Botts LLP 30 Rockefeller Plaza New York, NY 10112-4498
Submission	Withdrawal of Opposition
Filer's Name	Paul J. Reilly
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Signature	/Paul J. Reilly/
Date	08/15/2006
Attachments	SMARTPOPWithdrawalofOpp.pdf (3 pages)(82816 bytes)

EXHIBIT B

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

In the matter of Application Serial No. 76/347,782, SMART POP
Published in the *Official Gazette* on August 13, 2002

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SMARTFOODS, INC., :
 :
 :
 Opposer, :
 :
 v. : Opposition No. 91155215
 :
 :
 GENERAL CONTAINER :
 COMPANY LLC, :
 :
 :
 Applicant. :
-----X

OPPOSER'S CONSENTED MOTION
TO DISMISS OPPOSITION

Pursuant to 37 C.F.R. § 2.114(c), Opposer, Smartfoods, Inc. hereby moves to dismiss, without prejudice, Opposition against U.S. Trademark Application Serial No. 76/347,782 for the mark SMART POP through its undersigned counsel of record with the written consent of Applicant.

Respectfully submitted,

BAKER BOTTS LLP

Dated: 8-15-06

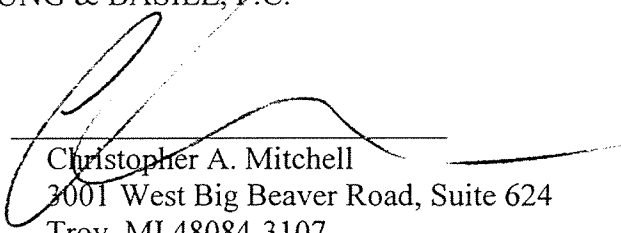
By: Paul J. Reilly
Paul J. Reilly
30 Rockefeller Plaza
New York, New York 10112
Attorneys for Respondents
(212) 408-2500

Applicant, General Container Company, LLC through its undersigned counsel of record, hereby consents to Opposer's motion to dismiss without prejudice the Opposition against U.S. Trademark Application Serial No. 76/347,782 for the mark SMART POP.

Respectfully submitted,

YOUNG & BASILE, P.C.

Dated: 24 February 2006 By: _____


Christopher A. Mitchell
3001 West Big Beaver Road, Suite 624
Troy, MI 48084-3107
Attorneys for Applicant
(734) 662-0270

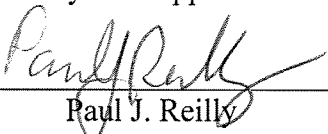
CERTIFICATE OF SERVICE

I certify that on August 15, 2006 a true and accurate copy of the foregoing OPPOSER'S CONSENTED MOTION TO DISMISS OPPOSITION was served via electronic mail upon:

Christopher A. Mitchell
YOUNG & BASILE, P.C.
3001 West Big Beaver Road, Suite 624
Troy, MI 48084-3107
(cma@ybpc.com)

Attorneys for Applicant

Dated: August 15, 2006



Paul J. Reilly