

# TTAB

36030-6011031

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

Nextel Communications, Inc.	)	
	)	
Opposer,	)	Opposition No. <u>91157104</u>
	)	
v.	)	
	)	
ATI Technologies, Inc.	)	
	)	
	)	
Applicant	)	
	)	

Serial No.: 76/075,854  
 Filed: June 23, 2000  
 Mark: NXT

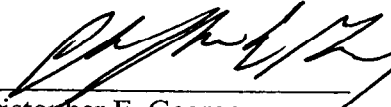
**EXPRESS WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE**

The parties have reached an agreement and the Opposer, Nextel Communications, Inc. (“Opposer”), by and through its attorneys, hereby withdraws, without prejudice, its Opposition, Opp. No. 91157104 to Application Serial No. 76/075,854 for the mark NXT and all pending matters therein. Applicant has not filed an answer to the Notice of Opposition in this matter therefore Applicant’s written consent is not required. 37 CFR § 2.106(c).

Based on the foregoing, the Opposer respectfully requests that Opposition No. 91157104 be withdrawn without prejudice and that this proceeding be concluded.

December 6, 2004

NEXTEL COMMUNICATIONS, INC.

By:   
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12-06-2004

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #74

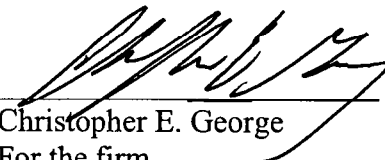
Attorney for Opposer

**CERTIFICATE OF SERVICE**

I, Christopher E. George, one of the Attorneys for Opposer, hereby certify that on this 6<sup>th</sup> day of December, 2004, a true and correct copy of the foregoing **WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE** was served by first class mail, postage prepaid, upon:

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