

ESTTA Tracking number: **ESTTA27029**

Filing date: **02/28/2005**

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

Proceeding	91159032
Party	Defendant Little Giant Pump Company Little Giant Pump Company P.O. Box 12010 Oklahoma City, OK 731572010
Correspondence Address	Bill D. McCarthy Fellers, Snider et al. Suite 1700 Bank One Tower, 100 North Broadway Oklahoma City, OK 73102-8820
Submission	JOINT MOTION TO DISMISS OPPOSITION
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Date	02/28/2005
Attachments	Joint Motion to Dismiss Opposition.pdf (2 pages)

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

In the matter of Application Serial No.: **78/120,828**
Filed On: **April 10, 2002**
For the Mark: **ESP**
Published in the Official Gazette (Trademarks) on: **October 22, 2002**

ITT INDUSTRIES, INC.,
Opposer,

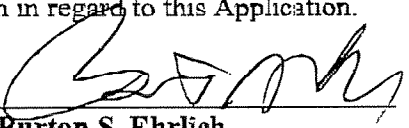
v. Opposition No. 91159032

LITTLE GIANT PUMP COMPANY,
Applicant.

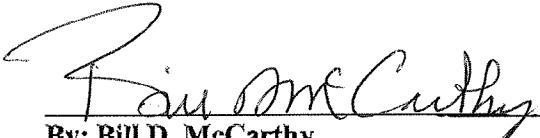
Box TTAB NO FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

JOINT MOTION TO DISMISS OPPOSITION

Applicant and Opposer, through their respective attorneys, jointly submit this motion to dismiss the above-referenced Opposition to trademark Application ESP without prejudice pursuant to Trademark Rule 2.106 (c), 37 C.F.R. Section 2.106 (c). Pursuant to the grant of this dismissal, no further action should be taken in regard to this Application.



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~~2-28-05~~ 2-28-05

Date

Date

2/28/05

Respectfully submitted,

LITTLE GIANT PUMP COMPANY

Date: 2/28/05

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Certificate of Electronic Transmission

I hereby certify that this paper is being electronically transmitted to the United States Patent and Trademark Office.

On: 2/28/05
Date

Nancy J. Marshall
Signature

Nancy J. Marshall
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Certificate of Service

I hereby certify that a true and complete copy of the foregoing JOINT MOTION TO DISMISS OPPOSITION was deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail in an envelope addressed to Burton S. Ehrlich, Ladas & Parry, 224 S. Michigan Avenue, Suite 1200, Chicago, Illinois 60604 this ~~28~~ 1 day of ~~February~~ March, 2005.

Bill D. McCarthy
Bill D. McCarthy, Registration No. 26,772