

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

Mailed: March 16, 2005

Opposition No. 91160366

J. Kinderman & Sons, Inc.
d/b/a Brite St

v.

Intermatic Incorporated

Angela Campbell, Paralegal Specialist:

On February 18, 2005, the Board approved the amendment to applicant's identification of goods in application Serial No. 78192919, and allowed opposer time in which to file a withdrawal of the opposition.

On February 28, 2005, opposer filed a withdrawal of the opposition with prejudice. In view thereof, the opposition is dismissed with prejudice.

***By the Trademark Trial
and Appeal Board***