

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

ACUITY BRANDS, INC.,)	
)	
Opposer,)	
)	Opp. No. 91161334
v.)	Serial No. 78/229,283
)	
TURTLE WAX, INC.,)	
)	
Applicant.)	
)	

**STIPULATION OF DISMISSAL
AND ABANDONMENT OF TRADEMARK APPLICATION**

Pursuant to 37 C.F.R. § 2.68 and with the consent of Opposer Acuity Brands, Applicant Turtle Wax expressly abandons application Serial No. 78/229,283, which was the subject matter of the above-referenced opposition. Acuity Brands and Turtle Wax, by and through their undersigned attorneys, stipulate that the above-identified opposition proceeding be dismissed without prejudice.

Dated: Dec. 19, 2006.

ACUITY BRANDS, INC.

TURTLE WAX, INC.

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