

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

Mailed: August 16, 2005

Opposition No. 91165181

CYTOSPORT, INCORPORATED

v.

PACIFICHEALTH LABORATORIES,
INC.

On August 5, 2005, opposer filed a withdrawal of the opposition, with applicant's written consent.¹

In view thereof, the opposition is dismissed without prejudice. See Trademark Rule 2.106(c).²

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

¹Applicant's written consent to withdrawal has misidentified the proceeding number but in all other respects reflects consent to withdrawal for the proceeding herein.

²Plaintiff's motion to extend, filed July 25, 2005 is moot.