

ESTTA Tracking number: **ESTTA88257**

Filing date: **07/03/2006**

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

|                        |   |
|------------------------|---|
| Proceeding             | 91166296  |
| Party                  | Plaintiff<br>CUBAN CIGAR BRANDS N.V.<br>CUBAN CIGAR BRANDS N.V.<br>5900 NORTH ANDREWS AVENUE<br>FORT LAUDERDALE, FL 33309                             |
| Correspondence Address | SUSAN M. SCHLESINGER<br>GRIMES & BATTERSBY, LLP<br>488 Main Avenue 3rd Floor<br>Norwalk, CT 06851-1008<br><br>schlesinger@gandb.com, grimes@gandb.com |
| Submission             | Withdrawal of Opposition  |
| Filer's Name           | Susan M. Schlesinger  |
| Filer's e-mail         | schlesinger@gandb.com, grimes@gandb.com   |
| Signature              | /sms/   |
| Date                   | 07/03/2006  |
| Attachments            | Withdrawal of Opposition 070306.pdf ( 2 pages )(168830 bytes )  |

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

In the Matter of Application Serial No. 76/565,632  
Published in the *Official Gazette* on April 19, 2005

|                           |   |                          |
|---------------------------|---|--------------------------|
| Cuban Cigar Brands, N.V., | X |                          |
|                           | : |                          |
| Opposer,                  | : |                          |
|                           | : |                          |
| v.                        | : | Opposition No.: 91166296 |
|                           | : |                          |
| Cuban Cigar Factory, Inc. | : |                          |
|                           | : |                          |
| Applicant.                | : |                          |
|                           | X |                          |

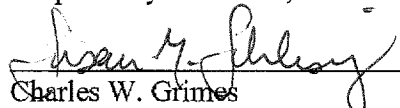
**WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE**

The parties in this Opposition proceeding have reached an agreement for settlement of the above-identified matter. Pursuant to the terms of the settlement agreement, Opposer hereby withdraws its Opposition, and Applicant hereby consents to such withdrawal of the Opposition without prejudice.

In view of the parties' settlement agreement, it is respectfully requested that this withdrawal without prejudice be granted.

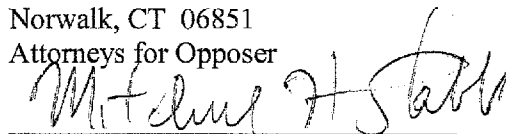
Dated: July 3, 2006

Respectfully submitted,

  
\_\_\_\_\_  
Charles W. Grimes

Susan M. Schlesinger  
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488 Main Avenue  
Norwalk, CT 06851  
Attorneys for Opposer

Dated: 30 June 06

  
\_\_\_\_\_  
Mitchell M. Stabbe

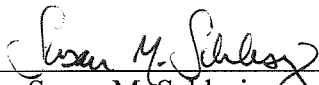
Dow, Lohnes & Albertson, PLLC  
1200 New Hampshire Avenue  
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Attorney for Applicant

**CERTIFICATE OF SERVICE**

This certifies that a copy of the foregoing Withdrawal of Opposition Without Prejudice was served on the Applicant on the date indicated below by depositing the same with U.S. Postal Service, First Class Mail, postage prepaid, to:

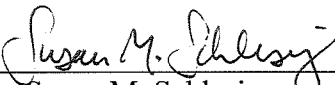
Mitchell M. Stabbe, Esq.  
Dow, Lohnes & Albertson, PLLC  
1200 New Hampshire Avenue  
Washington, D.C. 20036-6802

Dated: July 3, 2006

  
\_\_\_\_\_  
Susan M. Schlesinger

and further certifies that the aforementioned Withdrawal of Opposition Proceeding Without Prejudice was filed with the Trademark Trial and Appeal Board on the date indicated below on the ESTTA system of the United States Patent and Trademark Office website.

Dated: July 3, 2006

  
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Susan M. Schlesinger