

91167306

Attorney: Cheryl A. Clayton  
Serial No.: 76/544697



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Law Office: 102  
Mark: ITAX

In re Trademark Application of  
AXCAN PHARMA INC.

Filed: September 15, 2003

Atty. Ref.: 551-224

\* \* \* \* \*

November 28, 2006

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451



12-12-2006

U.S. Patent & TMO/TM Mail Rcpt Dt #74


Sir:

**WITHDRAWAL OF APPLICATION**

Applicant hereby withdraws the above-identified application with the consent of  
IVAX CORPORATION, the Opposer, in Opposition No. 91167306.

Respectfully submitted,  
AXCAN PHARMA INC..


Dec. 12, 2006  
Date

By:   
Frank P. Presta  
NIXON & VANDERHYE P.C.  
Attorneys for Applicant  
901 North Glebe Road, 11<sup>th</sup> Floor  
Arlington, Virginia 22203  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100

IVAX  
Serial No. 76/544697

**CONSENTED TO:**

Date: 12/6/06

IVAX CORPORATION  
By: 

Lisa A. Pieroni  
Attorney for Opposer  
Kirschstein, Ottinger, Israel & Schiffmiller  
489 Fifth Avenue, 17<sup>th</sup> Floor,  
New York, New York 10017  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100