OIPE IAP97 FEB 07 2007 PATENT & TRADEMARK OFFICE

TTAB
76,977,556

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

KINETIC MARKETING INC.	)	
Opposer/Registrant,	)	Opposition No. 91168895
	)	SN 76/977,556
v.	)	Cancellation No. 92045572
	)	Reg. 1,951,402
QINETIQ LIMITED	)	Attny. Ref.: 124-1147
Applicant/Petitioner.	)	

Date: February 7, 2007

Sir:

Attached are copies of papers filed pursuant to a settlement agreement between QinetiQ Limited and Kinetic Marketing, Inc. Because these papers relate to and affect Cancellation Proceeding No. 92045572 and Opposition No. 91168895, a copy is being filed with the Board.

Respectfully submitted
NIXON & VANDERHYE, P.C.

By: Sheryl De Luca
Sheryl De Luca
901 North Glebe Road, 11th Flr.
Arlington, Virginia 22203
Tel: (703) 816-4022

Encl.

[redacted]
02-07-2007
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #1

1147091

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing letter to the Board was served on counsel for Registrant, Julie B. Seyler, Abelman, Frayne & Schwab, 666 Third Avenue, New York, New York 10017, via First Class Mail this 7th day of February, 2007.

Sheryl De Luca

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re **[X]** TRADEMARK APPLICATION
QinetiQ Limited
Serial No.: 76/288,427
Filed: July 18, 2001
Reg. No.
Dated:
Mark: QINETIQ

[ ] TRADEMARK REGISTRATION of:
Class(es): 9
Examiner: De Jonge
Our Account No. 14-1140

Our Reference: 124-888

Box RESPONSES
NO FEE

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

Date: February 7, 2007

Sir:

The document indicated below is attached for filing and is incorporated by reference. Fees are attached as calculated below:

[ ] BASED ON INTENT-TO-USE: TRADEMARK Application in class(es) ($375.00 (6001) per class)	$	0.00
[ ] BASED ON USE: TRADEMARK Application in 0 class(es) ($375.00) (6001) with 0 specimen(s) (one specimen per class)	$	0.00
[ ] Request to Divide Trademark Application. ($100) (6006)	$	0.00
[ ] TRADEMARK Application in class(es) ($375.00) (6001) claiming priority under 15 U.S.C. 1126(d)	$	0.00
[ ] TRADEMARK Application in 0 class(es) ($375.00) (6001) based on foreign registration under 15 U.S.C. 1126(e)	$	0.00
[ ] Response to Official Action of ; [ ] 0 new class(es) after response ($375.00 per class) (6001)	$	0.00
[ ] Allegation of Use (under Sec. 1051(c)) ($100.00 per class) (6002) in 0 class(es) with 0 specimen(s)	$	0.00
[ ] Allegation of Use (under Section 1051(d) ($100.00 per class) (6003) in 0 class(es), together with 0 specimen(s)	$	0.00
[ ] Request for an Extension of Time to File Statement of Use ($150.00 per class) (6004) in class(es)	$	0.00
[ ] Notice of Appeal in 0 class(es) ($100.00 per class) (6403)	$	0.00
[ ] Declaration Of Use Under Section 8 in 0 class(es) ($100.00 per class) (6205)	$	0.00
[ ] LATE FEE FOR SECTION 8 ($ 100.00 per class) in 0 class(es) (6206)	$	0.00
[ ] Declaration Of Use Under Section 15 in 0 class(es) ($200.00 per class) (6208)	$	0.00
[ ] Combined Declaration of Use Under Sections 8&15 in 0 class(es) ($300.00 per class) (6205 and 6208) Above 8 and/or 15 with 0 specimen(s) (one per class)	$	0.00
[ ] LATE FEE FOR COMBINED SECTION 8&15 ($ 100.00 (6206) per class) in 0 class(es)	$	0.00
[ ] Combined Declaration Under Sections 8 & 9 for Renewal application in 0 class(es) ($500.00) ($400.00 (6201) per class for renewal and $100.00 (6205) per class for Section 8 Decl.) with 0 specimen(s) (one per class)	$	0.00
[ ] LATE FEE FOR COMBINED SECTION 8 & 9 ($100.00 (6203) per class/$100.00 (6206)fee per Section = $200.00 (6206)) in 0 class(es)	$	0.00
[ ] Assignment to be recorded against 0 mark at $40.00 (8521) (and 0 additional marks at $25.00 (8522))	$	0.00
[ ] Petition to Revive $100 (6005)	$	
[X] Other: STIPULATED WITHDRAWAL OF OPPOSITION		
TOTAL	$	0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

NIXON & VANDERHYE P.C.

By Atty: Sheryl De Luca

Signature: Sheryl De Luca

901 North Glebe Road, 11th Floor
Arlington, Virginia 22203-1808
Telephone: (703) 816-4022
Facsimile: (703) 816-4100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Law Office: 112
Serial No. 76/977,556
Mark: QINETIQ

In re Trademark Application of

QinetiQ Limited

Atty. Ref.: 124-1147

Filed: July 18, 2001

Attorney: De Jonge

* * * * * * * * * * * * *

February 7, 2007

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

Sir:

Enclosed for filing is a "STIPULATED WITHDRAWAL OF OPPOSITION."

Respectfully submitted
NIXON & VANDERHYE, P.C.

By: Sheryl De Luca

Sheryl De Luca
901 North Glebe Road, 11th Flr.
Arlington, Virginia 22203
Tel: (703) 816-4022

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

KINETIC MARKETING INC. Opposer, v. QINETIQ LIMITED Applicant.	)	Opposition No. 91168895

STIPULATED WITHDRAWAL OF OPPOSITION

Pursuant to a Settlement Agreement, the parties hereby stipulate and agree that the above Opposition No. 91168895 can and should be withdrawn by Kinetic Marketing, Inc. with prejudice. As a result, the parties jointly request the TTAB to enter an Order to this effect.

Respectfully submitted:

KINETIC MARKETING, INC.

By: _____

Julie B. Seyler
ABELMAN, FRAYNE & Schwab
666 Third Avenue
New York, New York 10017
Tel: (212) 949-9022

Exhibit E

QINETIQ LIMITED

By: Sheryl De Luca for

Robert W. Adams
NIXON & VANDERHYE P.C.
901 N. Glebe Road, 11th Floor
Arlington, Virginia 22203
Tel: (703) 816-4000

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing "STIPULATED WITHDRAWAL OF OPPOSITION" was served on counsel for Registrant, Julie B. Seyler, Abelman, Frayne & Schwab, 666 Third Avenue, New York, New York 10017, via First Class Mail this 7th day of February, 2007.

Sheryl De Luca

Sheryl De Luca