

ESTTA Tracking number: **ESTTA235582**

Filing date: **09/09/2008**

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

Proceeding	91170320
Party	Plaintiff LoveSac Corporation
Correspondence Address	Robyn L. Phillips Workman Nydegger 60 East South Temple, Ste. 1000 Salt Lake City, UT 84111 UNITED STATES rphillips@wnlaw.com, jgarcia@wnlaw.com
Submission	Withdrawal of Opposition
Filer's Name	Robyn L. Phillips
Filer's e-mail	rphillips@wnlaw.com
Signature	/Robyn L. Phillips/
Date	09/09/2008
Attachments	15605_66 Stipulated Withdrawal of Opposition with Prejudice.pdf ( 3 pages ) (171907 bytes )

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

In the matter of: Trademark Application Serial No. 76/633,460  
Published in the Official Gazette of December 13, 2005, at TM 586, Int'l Class 20  
Filed: March 15, 2005  
Mark: **COMFORT SAC and design**

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LOVESAC CORPORATION,  
  
Opposer,

v.

MARKOS & WIDLY, INC.,  
  
Applicant.

Opposition No. 91170320

**STIPULATED WITHDRAWAL  
OF OPPOSITION  
WITH PREJUDICE**

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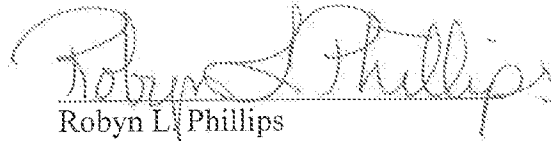
Opposer Lovesac Corporation and Applicant Markos & Widly, Inc. d/b/a Elite Products, by and through their attorneys, hereby stipulate and agree to the withdrawal of the above-captioned opposition proceeding with prejudice. Accordingly, Opposer, with consent of Applicant, hereby withdraws the present opposition, Opposition No. 91170320 with prejudice.

So Stipulated and Agreed:

DATED this 9<sup>th</sup> day of September, 2008.

WORKMAN | NYDEGGER

By:

  
Robyn L. Phillips

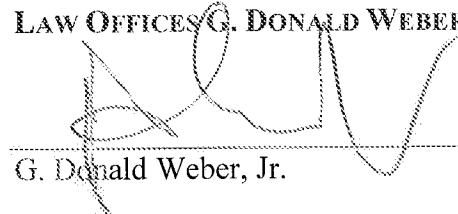
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, UT 84111

Attorney for Opposer  
LOVESAC CORPORATION

DATED this 5<sup>th</sup> day of September, 2008.

LAW OFFICES G. DONALD WEBER, JR.

By:

  
G. Donald Weber, Jr.

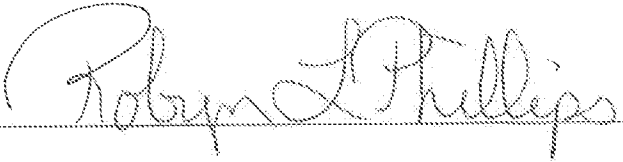
LAW OFFICES G. DONALD WEBER, JR.  
18442 TAFT AVE  
VILLA Park, Ca 92861-2759

Attorney for Applicant  
MARKOS & WIDLY, INC. d/b/a  
ELITE PRODUCTS

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing Stipulated Withdrawal of Opposition With Prejudice was served on Applicant by mailing a true copy thereof to its attorney of record, by First Class Mail, postage prepaid this 9<sup>th</sup> day of September, 2008, in an envelope addressed as follows:

G. Donald Weber, Jr.  
LAW OFFICES G. DONALD WEBER, JR.  
18442 TAFT AVE  
VILLA Park, Ca 92861-2759

  
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