

ESTTA Tracking number: **ESTTA163547**

Filing date: **09/19/2007**

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

| | |
|---------------------------|--|
| Proceeding | 91171362 |
| Party | Plaintiff Opus Corporation |
| Correspondence Address | Kristin L.C. Haugen Briggs and Morgan, P.A. 2200 IDS Center, 80 South Eighth Street Minneapolis, MN 55402 UNITED STATES MLafeber@Briggs.com |
| Submission | Withdrawal of Opposition |
| Filer's Name | Michael M. Lafeber |
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| Signature | /Michael M. Lafeber/ |
| Date | 09/19/2007 |
| Attachments | Petition for Withdrawal of Opposition.pdf (2 pages)(34149 bytes) |

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

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|--|---|-----------------------------|
| OPUS CORPORATION, et al, |) | Opposition No. 91171362 |
| |) | |
| Petitioners, |) | In the Matter of |
| |) | Trademark Ser. No. 78707317 |
| vs. |) | |
| |) | For the Mark: OPUSTONE |
| OPUSTONE, LLC, |) | |
| a Florida limited liability corporation, |) | |
| |) | |
| Applicant. |) | |
| | | |

PETITION FOR WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE

Petitioners Opus Corporation, Opus Northwest Construction Corporation, Opus South Corporation, and Opus Architects & Engineers, Inc. ("Petitioners") and Opustone, LLC ("Applicant") have reached a settlement agreement ("Agreement"). Pursuant to the Agreement, which includes written consent of the Applicant to withdraw the opposition without prejudice, Petitioners, with the consent of Andrew S. Ehard, Applicant's counsel, hereby withdraw their opposition to the application at issue *without* prejudice.

Dated: September 19, 2007

BRIGGS AND MORGAN, P.A.

By  _____

Michael M. Lafaber (Minn. #242871)

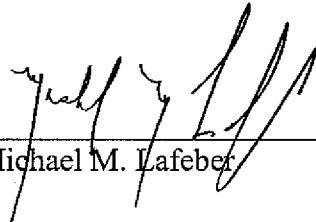
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**ATTORNEY FOR PETITIONERS OPUS
CORPORATION, OPUS NORTHWEST
CONSTRUCTION CORPORATION, OPUS
SOUTH CORPORATION, AND OPUS
ARCHITECTS & ENGINEERS, INC.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition for Withdrawal of Opposition Without Prejudice was served on Andrew S. Ehard, Esq. at Merchant & Gould, P.C. via email (AEhard@merchantgould.com) on September 19, 2007.

Date: September 19, 2007



Michael M. Lafeber