

ESTTA Tracking number: **ESTTA294396**

Filing date: **07/09/2009**

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

Proceeding	91172858
Party	Defendant GUARDIAN NEWS AND MEDIA LIMITED
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Signature	/drs/
Date	07/09/2009
Attachments	Guardian Motion to Amend and Withdraw Opposition 91172858.pdf (4 pages) (107620 bytes)

4Bringing together, for the benefit of others, of a variety of goods and services enabling customers to conveniently view and purchase those goods and/or order such services; the bringing together, for the benefit of others, of a variety of goods and services, through a general merchandise Internet web site, a general merchandise catalogue, newspaper, magazine or brochure by mail order and/or a television shopping channel, enabling customers to conveniently view and purchase those goods or order such services, by means of telecommunications, including ordering such goods/services by an Internet-enabled phone, excluding from all of the foregoing, providing services to customers in the fields of insurance, financial and investment and advisory services to customers in the field of wealth management, accumulation and preservation planning; in Class 35.

(2) Guardian Life's counsel has consented to the foregoing amendment to the services. Further, the parties in the captioned opposition proceeding have agreed to resolve the opposition, based on the foregoing amendment, if accepted.


(3) If Guardian News's amendment herein is accepted and entered by the Board, Opposer withdraws and dismisses with prejudice its Notice of Opposition herein; and

(4) Guardian News consents to Opposer's withdrawal and dismissal with prejudice of the Notice of Opposition herein.

SO STIPULATED AND AGREED, this 9 day of July, 2009

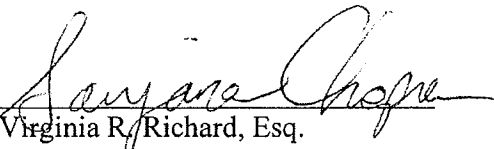
Respectfully submitted,

Dated: July 9, 2009

By: 
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Dated: July 9, 2009

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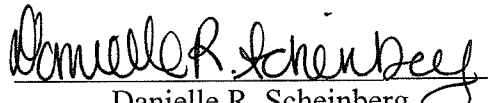
Attorneys for Opposer
Guardian Life Insurance Company of America

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below a true and correct copy of the aforementioned document, "**MOTION ON CONSENT TO AMEND APPLICATION SERIAL NO. 76,280,638 AND WITHDRAW WITH PREJUDICE THE NOTICE OF OPPOSITION,**" was served by First Class Mail, in an envelope with sufficient postage, upon the following counsel of record for the Opposer:

Katherine M. Todd
Sanjana Chopra
WINSTON & STRAWN LLP
200 Park Avenue
New York, NY 10166

Date: July 9, 2009


Danielle R. Scheinberg