

**UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451**

JST/Winter/kk

Mailed: November 2, 2007

Opposition No. 91173550

Zimmer Technology, Inc.

v.

Pacesetter, Inc.

On October 17, 2007, applicant filed an abandonment of its application Serial No. 78739171, without prejudice, and with opposer's written consent.

In view thereof, application Serial No. 78739171 stands abandoned without prejudice, and the opposition is dismissed without prejudice. See Trademark Rule 2.135.

***By the Trademark Trial  
and Appeal Board***