

ESTTA Tracking number: **ESTTA237767**

Filing date: **09/19/2008**

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

Proceeding	91178151
Party	Plaintiff Delphi Technologies, Inc.
Correspondence Address	Linda E. Sudzina Rader, Fishman & Grauer PLLC 39533 Woodward Avenue Suite 140 Bloomfield Hills, MI 48304 UNITED STATES les@raderfishman.com, InterPartesParalegals@raderfishman.com
Submission	Withdrawal of Opposition
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Signature	/Linda E. Sudzina/
Date	09/19/2008
Attachments	20080919114420031.pdf ( 2 pages )(111541 bytes )

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

DELPHI TECHNOLOGIES, INC.	)	
	)	
Opposer,	)	
	)	Opposition No. 91178151
v.	)	Marks: AUDYSSEY EQ and
	)	AUDYSSEY EQ WITH BASS XT
	)	App. Serial Nos. 78/949,303 and 78/949,316
AUDYSSEY LABORATORIES, INC.	)	
	)	
Applicant.	)	
_____	)	

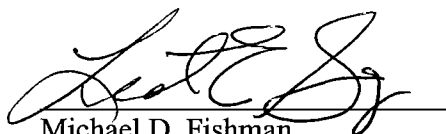
**WITHDRAWAL OF OPPOSITION WITH PREJUDICE**

The parties to the above-identified proceeding have negotiated a settlement resolving all outstanding issues between the parties relative to Application Serial Nos. 78/949,303 and 78/949,316. Accordingly, Opposer, Delphi Technologies, Inc, pursuant to 37 CFR § 2.106(c) and TBMP § 601.01, hereby requests that the opposition be withdrawn with prejudice.

Please direct any inquiries to Opposer's undersigned counsel.

Respectfully submitted,

**COUNSEL FOR OPPOSER**

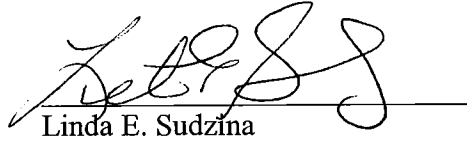


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Dated: September 19, 2008

**CERTIFICATE OF TRANSMITTAL**

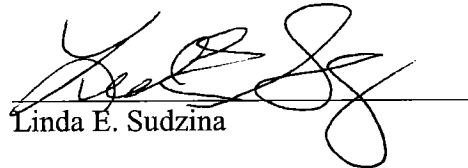
I hereby certify that this correspondence is being electronically transmitted in PDF format to the Trademark Trial and Appeal Board through the Electronic System for Trademark Trials and Appeals (ESTTA) on September 19, 2008

  
Linda E. Sudzina

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing *Withdrawal of Opposition with Prejudice* upon the Applicant by causing a true and correct copy thereof to be sent on September 19, 2008, by e-mail and first class mail, postage prepaid to:

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Linda E. Sudzina