

ESTTA Tracking number: **ESTTA237080**

Filing date: **09/16/2008**

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

Proceeding	91180399
Party	Defendant Monsanto Technology, LLC
Correspondence Address	MONSANTO TECHNOLOGY, LLC 800 N. LINDBERGH BLVD; E2NA SAINT LOUIS, MO 63167-0001 UNITED STATES
Submission	Motion to Dismiss - Rule 12(b)
Filer's Name	Bryan K. Wheelock
Filer's e-mail	bwheelock@hdp.com
Signature	/Bryan K. Wheelock/
Date	09/16/2008
Attachments	Scanned Signed Motion to Dismiss.PDF (2 pages)(54660 bytes) Scanned Signed Express Abandonment 77041214.PDF (1 page)(22015 bytes) Scanned Signed Express Abandonment 77141664.PDF (1 page)(22386 bytes)

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

Aquatrols Corporation of)
America, Inc.,)
)
Opposer,) Opposition No. 91178823
) Serial No. 77041214
v.)
)
Monsanto Technology, LLC,)
)
Applicant.)


Aquatrols Corporation of)
America, Inc.,)
)
Opposer,) Opposition No. 91180399
) Serial No. 77141664
v.)
)
Monsanto Technology, LLC,)
)
Applicant.)

MOTION TO DISMISS

Applicant, Monsanto Technology, LLC (“Applicant” or “Monsanto”) hereby moves the TTAB to dismiss the two above-identified oppositions with prejudice. Applicant is submitting herewith the Express Abandonments for both subject applications.

Dated: September 16, 2008

Respectfully submitted,

By: 
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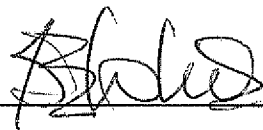
*Attorneys for Applicant,
Monsanto*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. mail, postage fully paid, this 16th day of September, 2008, on the following:

Duane M. Byers
Nixon & Vanderhye, P.C.
901 North Glebe Road
Suite 1100
Arlington, Virginia 22203

Attorneys for Opposer



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Monsanto Technology LLC :

Serial No. 77/041,214 :

Filing Date: November 10, 2006 :

For: AQUAGRO :

International Class 31 :

Publication Date: June 19, 2007 :

EXPRESS ABANDONMENT

Applicant, Monsanto Technology, hereby expressly abandons the instant application.

Respectfully submitted,

Sept 16, 2008
Date


Barbara Bunning-Stevens
Intellectual Property Counsel for Applicant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

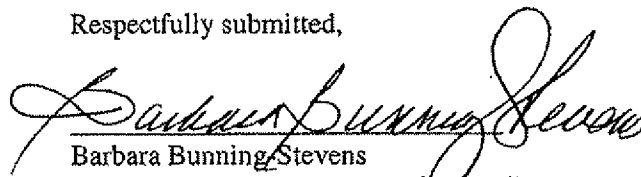
Applicant: Monsanto Technology LLC :
Serial No. 77/141,664 :
Filing Date: March 27, 2007 :
For: AQUAGRO :
International Class 1 :
Publication Date: September 25, 2007

EXPRESS ABANDONMENT

Applicant, Monsanto Technology, hereby expressly abandons the instant application.

Respectfully submitted,

Sept 16, 2008
Date


Barbara Bunning Stevens
Intellectual Property Counsel for Applicant