

ESTTA Tracking number: **ESTTA372850**

Filing date: **10/12/2010**

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

Proceeding	91188673
Party	Plaintiff CytoSport, Inc.
Correspondence Address	GORDON K. HILL THORPE NORTH & WESTERN, LLP 8180 S. 700 EAST, SUITE 350 SANDY, UT 84070 UNITED STATES hill@tnw.com, sisneros@tnw.com, docket@tnw.com
Submission	Withdrawal of Opposition
Filer's Name	Peter M. de Jonge
Filer's e-mail	murphy@tnw.com, docket@tnw.com, barraclough@tnw.com, dejonge@tnw.com
Signature	/petermdejonge/
Date	10/12/2010
Attachments	91188673.pdf (2 pages)(47194 bytes)

Peter M. de Jonge
THORPE NORTH & WESTERN, LLP
8180 South 700 East, Suite 350
Sandy, Utah 84070
Telephone: (801) 566-6633
Facsimile: (801) 566-0750

Attorney for Cytosport, Inc.
Opposed Mark: CITOMIX
U.S. Trademark Application Serial Number 78/825,262

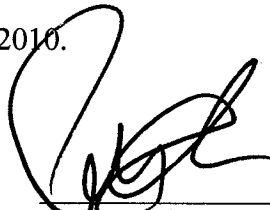
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD**

Cytosport, Inc.)	
)	
)	
Plaintiff,)	
)	
v.)	Opposition No. 91188673
)	
Guna, Inc.)	
)	
)	
Applicant.)	

WITHDRAWAL OF OPPOSITION

Pursuant to 37 C.F.R. 2.106(c), Cytosport, Inc. ("Plaintiff") hereby withdraws the above-referenced opposition proceeding with prejudice.

DATED this 12th day of October, 2010.



Peter M. de Jonge
THORPE NORTH & WESTERN, LLP
8180 South 700 East, Suite 350
Sandy, Utah 84070
Tel. (801) 566-6633

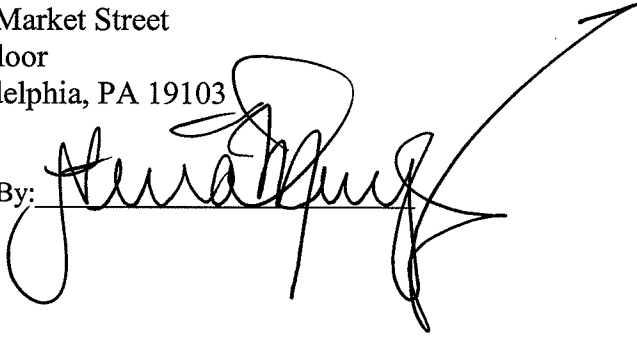
Attorneys for Opposer
Cytosport, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Withdrawal of Opposition has been served on Applicant's counsel by mailing said copy on this 12 day October, 2010 via First Class Mail, postage prepaid to the address below:

Tristram R. Fall, III
FOX ROTHSCHILD LLP
2000 Market Street
10th Floor
Philadelphia, PA 19103

By:

A handwritten signature in black ink, appearing to read "Tristram R. Fall, III", written over a horizontal line. The signature is highly stylized and cursive, with a long, sweeping flourish extending upwards and to the right.