

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

vb

Mailed: May 14, 2009

Opposition No. 91189382

Apex, LLC

v.

Ultradent Products, Inc.

On May 11, 2009, the parties filed applicant's abandonment with prejudice of its application Serial No. 77454031, and opposer's withdrawal of opposition with prejudice.

In view thereof, application Serial No. 77454031 stands abandoned with prejudice, and the opposition is dismissed with prejudice. See Trademark Rules 2.106(c) and 2.135.

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