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Filing date: **06/15/2010**

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

Proceeding	91192531
Party	Defendant Plantronics, Inc and Altec Lansing, LLC
Correspondence Address	ANNE HIARING HOCKING HIARING & SMITH, LLP 101 LUCAS VALLEY ROAD , SUITE 300 SAN RAFAEL, CA 94903 UNITED STATES info@hiaringsmith.com
Submission	Other Motions/Papers
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Date	06/15/2010
Attachments	Stipulated Amend to App w-Contingent W-D - 061510.pdf (3 pages)(209628 bytes)

ATTACHMENT B

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

Mark: MIX
Serial No.: 77/685,661
Publication Date: July 7, 2009

Mitek Corp, Inc.)	Opposition No. 91192531
)	
)	STIPULATED AMENDMENT OF
)	APPLICATION AND
Opposer,)	CONTINGENT WITHDRAWAL
)	OF NOTICE OF OPPOSITION
vs.)	WITH PREJUDICE
)	
Altec Lansing, LLC,)	
)	
Applicant.)	

**STIPULATED AMENDMENT OF APPLICATION AND CONTINGENT
WITHDRAWAL OF NOTICE OF OPPOSITION WITH PREJUDICE**

Applicant, Altec Lansing, LLC, and Opposer, Mitek Corp, Inc., hereby stipulate and agree as follows:

1. Applicant, with the written consent of Opposer, hereby requests that its identification of goods be restricted as follows in Class 9 for Application Serial No. 77/685,661: “portable audio speakers not suitable for car sound systems”.

Pursuant to Section 1505.01(a) of the Trademark Manual of Examining Procedure, this amendment may be entered without requiring either an additional search or the republication of the mark.

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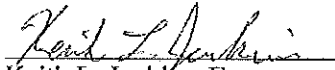
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2. Contingent upon approval by the Trademark Trial and Appeal Board of the amendment requested, and applicant's agreement to the terms of the Settlement Agreement, Opposer hereby withdraws its Notice of Opposition with prejudice.

SO STIPULATED AND AGREED:

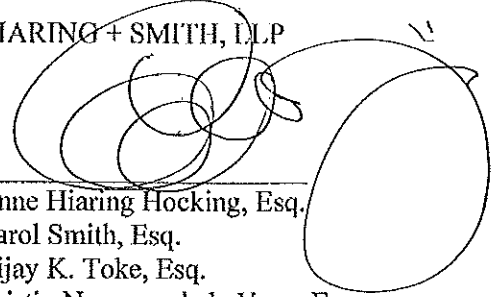
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Dated: June 14, 2010

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Dated: June 14, 2010

CERTIFICATE OF SERVICE BY MAIL

This is to certify that one copy of the foregoing **STIPULATED AMENDMENT OF APPLICATION AND CONTINGENT WITHDRAWAL OF NOTICE OF OPPOSITION WITH PREJUDICE** was mailed by first class mail, postage prepaid, on June 15, 2010 to Opposer's counsel:

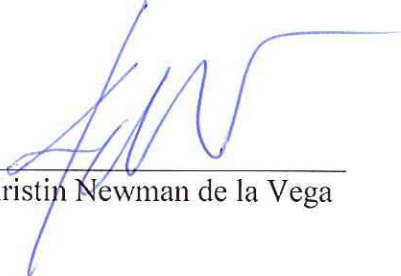
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Attorney for Opposer

Dated: June 15, 2010

Signed: _____


Kristin Newman de la Vega