

ESTTA Tracking number: **ESTTA428866**

Filing date: **09/06/2011**

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

Proceeding	91193562
Party	Plaintiff Deere & Company
Correspondence Address	ROBERT W HOKE NYEMASTER GOODE WEST HANSELL & OBRIAN PC ONE GREATAMERICA PLAZA, 625 FIRST STREET SE SUITE 400 CEDAR RAPIDS, IA 52401 UNITED STATES rwhoke@nyemaster.com, sjgayer@nyemaster.com
Submission	Withdrawal of Opposition
Filer's Name	Robert W. Hoke
Filer's e-mail	ptocr@nyemaster.com
Signature	/Robert W. Hoke/
Date	09/06/2011
Attachments	91193562 GEAR GATOR Abandonment of TM App and Termination of Opp w Opposer's Consent 090611.PDF (3 pages)(93720 bytes)

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

DEERE & COMPANY,)	
)	Opposition No. 91193562
)	
Opposer,)	
)	Serial No.: 77/715,080
v.)	
)	Mark: GEAR GATOR
)	
UNIPAT PRODUCTS, VIRGINIA, LLC,)	
)	Published: December 1, 2009
)	
Applicant.)	

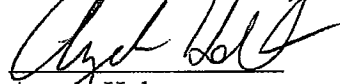
**ABANDONMENT OF TRADEMARK APPLICATION AND TERMINATION OF
OPPOSITION WITH OPPOSER'S CONSENT**

Applicant, through its attorneys and pursuant to 37 C.F.R. §2.68, hereby expressly abandons the above-identified application, with prejudice, which was opposed in Opposition No. 91156099. Applicant requests that said application be withdrawn and that the opposition be terminated.

This abandonment is being filed with the written consent of the opposing party.

Respectfully submitted,

UNIPAT PRODUCTS, VIRGINIA, LLC



Angela Holt
Attorney for Applicant

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Opposer, Deere & Company, hereby consents to applicant's foregoing express abandonment of Application Serial No. 77/715,080 for the mark GEAR GATOR, with prejudice, and further requests that the opposition be terminated accordingly.

DEERE & COMPANY

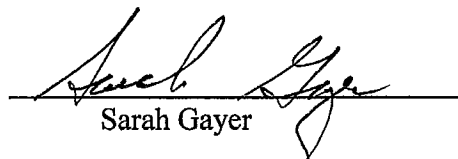


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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing **ABANDONMENT OF TRADEMARK APPLICATION AND TERMINATION OF OPPOSITION WITH OPPOSER'S CONSENT** has been forwarded, this September 6, 2011 by first class mail and email to:

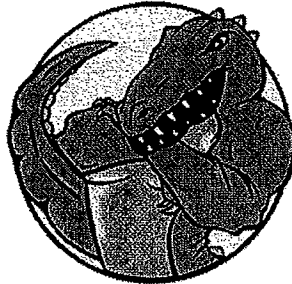
Angela Holt
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2101 West Clinton Ave., Suite 102
P.O. Box 2087
Huntsville, AL 35804



Sarah Gayer

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reg. No.: 3,831,398)
Class: 12) Attorney Docket No.: 09-0838.03
Registered: August 10, 2010)
For Untitled Design Mark Pictured Below:)
)



Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

SURRENDER OF REGISTRATION FOR CANCELLATION

Registrant UniPat Products, Virginia, LLC, through its attorneys and pursuant to 15 U.S.C. §1057(e), hereby expressly surrenders the above-identified registration in its entirety.

Respectfully submitted,

Angela Holt
Attorney for Registrant UniPat Products, Virginia, LLC
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