

ESTTA Tracking number: **ESTTA382306**

Filing date: **12/07/2010**

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

Proceeding	91195234
Party	Plaintiff Sepracor Inc.
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Submission	Withdrawal of Opposition
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Signature	/s/Jennifer L. Barry
Date	12/07/2010
Attachments	91195234 Stipulated Abandonment and Withdrawal.pdf ( 2 pages )(24438 bytes )

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

In re the Application of Comfort Revolution, LLC

Serial No.: 77/873063  
Filed: November 16, 2009  
Trademark: **LUNESTA**  
Published: March 23, 2010

Sepracor Inc., )  
a Delaware corporation, )  
 )  
                  Opposer, )  
                  v. )  
 )  
Comfort Revolution, LLC, )  
a Delaware Limited Liability Company, )  
 )  
                  Applicant. )  
\_\_\_\_\_ )

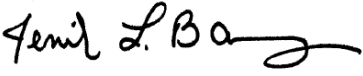
OPPOSITION NO. 91195234

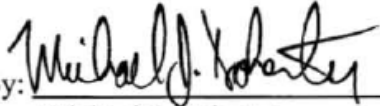
**STIPULATED ABANDONMENT  
OF APPLICATION AND  
WITHDRAWAL OF OPPOSITION**

Opposer Sunovion Pharmaceuticals Inc. f/k/a Sepracor Inc. and Applicant Comfort Revolution, LLC, by their attorneys, hereby stipulate and agree as follows:

1. Applicant, with the consent of Opposer, hereby expressly abandons and withdraws its application, Serial No. 77/873063, for the mark LUNESTA pursuant to Trademark Rule 2.135; 37 C.F.R. § 2.135.
2. Opposer, with the consent of Applicant, hereby withdraws the present opposition, No. 91195234, pursuant to Trademark Rule 2.106(c), 37 C.F.R. § 2.106(c), without prejudice.

SO STIPULATED AND AGREED.

By:   
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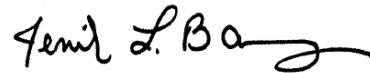
Dated: December 6, 2010

Dated: December 6, 2010

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing document has been served on Applicant's Attorney/Correspondent of Record by mailing said copy on December 7, 2010 via First Class Mail, postage prepaid to:

Michael J. Doherty  
Doherty IP Law Group LLC  
37 Belvidere Ave  
Washington, NJ 07882-1451



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Jennifer L. Barry