

ESTTA Tracking number: **ESTTA376391**

Filing date: **11/02/2010**

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

Proceeding	91195612
Party	Plaintiff Nycomed Gmbh
Correspondence Address	Darren W. Saunders Hiscock & Barclay LLP 7 TIMES SQUARE NEW YORK, NY 10036 UNITED STATES apatel@hblaw.com, dsaunders@hblaw.com
Submission	Other Motions/Papers
Filer's Name	Darren W. Saunders
Filer's e-mail	trademarks@hblaw.com, dsaunders@hblaw.com, apatel@hblaw.com, jbernard@hblaw.com, ai@pattishall.com
Signature	/Darren W. Saunders/
Date	11/02/2010
Attachments	Nycomed - ON Optimum Nutrition Stip of Dismissal (PROTONE).pdf ( 1 page ) (22636 bytes )

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

-----	:	
Nycomed GmbH,	:	
	:	
Opposer,	:	Opposition No.: 91195612
	:	
-against-	:	
	:	
ON Optimum Nutrition Limited,	:	
	:	
Applicant.	:	
-----	:	

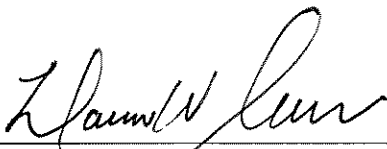
**STIPULATION OF DISMISSAL**

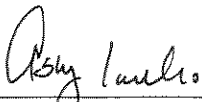
Pursuant to TBMP §605.03, and based upon an agreement entered into by and between the parties, Nycomed GmbH and ON Optimum Nutrition Limited hereby stipulate to dismissal, with prejudice, of all the claims raised in Opposition Proceeding No. 91195612.

Respectfully submitted,

**HISCOCK & BARCLAY, LLP**

**PATTISHALL, MCAULIFFE,  
NEWBURY, HILLIARD &  
GERALDSON LLP**

By:   
 Darren W. Saunders, Esq.  
 Alpa V. Patel, Esq.  
 Seven Times Square  
 New York, New York 10036  
 E-mail: dsanders@hblaw.com  
 E-mail: apatel@hblaw.com

By:   
 Ashly Iacullo, Esq.  
 311 South Wacker Drive  
 Suite 5000  
 Chicago, Illinois 60606  
 E-mail: ai@pattishall.com

Dated: Oct. 22, 2010

Dated: Oct. 21, 2010