

ESTTA Tracking number: **ESTTA549940**

Filing date: **07/23/2013**

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

Proceeding	91200769
Party	Defendant Ferring B.V.
Correspondence Address	ARNE M OLSON OLSON CEPURITIS LTD 20 N WACKER DR, 36TH FLOOR CHICAGO, IL 60606 3103 UNITED STATES TMDocket@olsonip.com, docket@olsonip.com, kgaripay@olsonip.com, aolson@olsonip.com
Submission	Other Motions/Papers
Filer's Name	Kathryn E. Garipay
Filer's e-mail	TMDocket@olsonip.com, kgaripay@olsonip.com, aolson@olsonip.com
Signature	/Kathryn E. Garipay/
Date	07/23/2013
Attachments	Request to Amend and Withdraw.pdf(57144 bytes)

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

SYNTHES USA, LLC,	:	
	:	
Opposer,	:	
	:	
v.	:	Opposition No. 91200769
	:	
FERRING B.V.,	:	Serial No. 76/702,122
	:	Serial No. 76/702,123
Applicant.	:	

**REQUEST TO AMEND APPLICATION
AND WITHDRAWAL OF OPPOSITION**

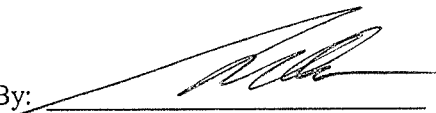
Pursuant to an agreement reached by the parties, Applicant, Ferring B.V., with the consent of Synthes USA, LLC, requests that Application Serial No. 76/702,123, be amended to read:

Class 1: CHEMICAL AND BIOCHEMICAL PRODUCTS CONTAINING THE ACTIVE INGREDIENT MESALAMINE FOR THE PRODUCTION OF PHARMACEUTICAL PREPARATIONS AND SUBSTANCES FOR THE TREATMENT OF INFLAMMATORY BOWEL DISEASE; CHEMICAL AND BIOCHEMICAL PREPARATIONS CONTAINING THE ACTIVE INGREDIENT MESALAMINE FOR SCIENTIFIC USE FOR THE TREATMENT OF INFLAMMATORY BOWEL DISEASE; RAW MATERIALS, NAMELY, MESALAMINE FOR USE IN THE MANUFACTURE OF PHARMACEUTICAL PREPARATIONS FOR TREATING GASTROINTESTINAL DISEASES AND CONDITIONS.

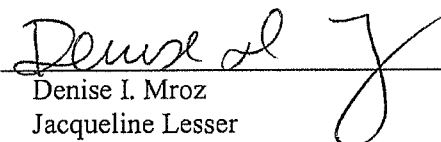
Opposer, Synthes USA, LLC, requests that its Notice of Opposition against Serial No. 76/702,122 and Serial No. 76/702,123, Opposition No. 91200769, be withdrawn with prejudice, provided that the foregoing requested amendment is approved by the Patent and Trademark Office.

FERRING B.V.

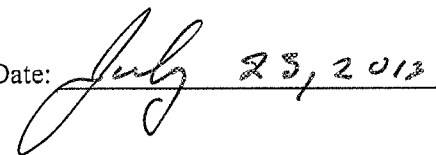
SYNTHES USA, LLC

By: 
Arne M. Olson
Kathryn E. Garipay
OLSON & CEPURITIS, LTD.
20 North Wacker Drive
36th Floor
Chicago, Illinois 60606

Attorneys for Applicant

By: 
Denise I. Mroz
Jacqueline Lesser
WOODCOCK WASHBURN LLP
Cira Centre, 12th Floor
2929 Arch Street
Philadelphia, PA 19104

Attorney for Opposer

Date: 

Date: 