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Filing date: **03/13/2014**

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

Proceeding	91201328
Party	Defendant B and B Partners dba B & B Distillery
Correspondence Address	PETER L BREWER BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ PC 265 BROKVIEW CENTRE WAY, SUITE 600 KNOXVILLE, TN 37919 UNITED STATES pbrewer@bakerdonelson.com
Submission	Withdrawal Of Application
Filer's Name	Peter L. Brewer
Filer's e-mail	pbrewer@bakerdonelson.com
Signature	/s/ Peter L. Brewer
Date	03/13/2014
Attachments	Withdrawal_of_Old_Vol_TM-Executed.pdf(47437 bytes )

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

In re Trademark Applications of B and B Partners	§ § §	Opposition No. 91201328
U.S. Serial No. 85/181,825 Mark: <b>TENNESSEE VODKA OLD VOL</b>	§ § § §	Date Filed: November 20, 2010
U.S. Serial No. 85/181,827 Mark: <b>TENNESSEE VODKA VOLUNTEER SPIRIT</b>	§ § § §	Date File: November 20, 2010
Both Published in the OG (Trademarks) on April 26, 2011	§ §	Opposer: University of Tennessee

**APPLICANT’S NOTICE OF PARTIAL WITHDRAWAL**

COMES NOW Applicant, B and B Partners dba B & B Distillery (“B & B” or “Applicant”), by and through its undersigned counsel, Peter L. Brewer of Baker, Donelson, Bearman, Caldwell and Berkowitz, P.C., and hereby submits this its Notice of Partial Withdrawal. Applicant’s Notice is submitted pursuant to 37 CFR §2.68.

Under this Notice, Applicant hereby withdraws its application for registration of the following mark:

**U.S. Serial No. 85/181,825 for  
Tennessee Vodka Old Vol**

The parties in this Opposition proceeding have entered into a settlement agreement. Under the terms of the agreement, Applicant is withdrawing its pending application for TENNESSEE VODKA OLD VOL, while Petitioner is withdrawing (by separate document) its opposition to TENNESSEE VODKA VOLUNTEER SPIRIT.

Pursuant to TTAB Rule 602.02, consent to this withdrawal by Petitioner is provided by the consent notation, below.

Respectfully submitted,

Date: March 06, 2014

/Peter L. Brewer/  
Peter L. Brewer (TN Bar No. 000131)  
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*Attorneys for Applicant*

**Consent as to form and substance:**

/Frank H. Lancaster/  
Frank P. Lancaster, Esq.  
Associate General Counsel  
University of Tennessee  
Office of the General Counsel  
719 Andy Holt Tower  
Knoxville, Tennessee 37996

(865) 974-2544

March 06, 2014  
Date

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing Applicant's Notice of Partial Withdrawal is being mailed to:

Attorney Mark P. Crockett, Esq. (Counsel for Opposition Petitioner)  
Luedeka Neely Group, P.C.  
Suite 1871  
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900 South Gay Street  
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(865) 546-4305

mcrockett@lng-patent.com

via First Class Mail, confirmed via electronic mail, on this 6th day of March 2014.

/Peter L. Brewer/  
Peter L. Brewer