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

Proceeding	91206328
Party	Plaintiff Dana Alexander, Inc.
Correspondence Address	ROBERT W SMITH MCCARTER & ENGLISH LLP FOUR GATEWAY CENTER, 100 MULBERRY STREET NEWARK, NJ 07102-4056 UNITED STATES kgarrone@mccarter.com
Submission	Withdrawal of Opposition
Filer's Name	Robert W. Smith
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Date	01/02/2013
Attachments	Withdrawal of Opposition Without Prejudice TERRA CACAO and TERRA CACAO & Design.pdf (2 pages)(34870 bytes)


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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-----	:	Opposition No. 91206328
DANA ALEXANDER, INC.,	:	Mark: TERRA CACAO
	:	Serial No. 79/095,580
Opposer,	:	
	:	Mark: TERRA CACAO & Design
-vs-	:	Serial No. 79/095,581
BARRY CALLEBAUT AG,	:	
Applicant.	:	
-----	:	

WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE

The Opposer, Dana Alexander, Inc., hereby expressly withdraws the above-referenced opposition without prejudice. This request is made in accordance with Rule 2.106 (c) of the Trademark Rules of Practice.

DATED: January 2, 2013

By: 
ROBERT W. SMITH
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE was served on the Applicant's listed correspondent and attorney of record on this 2nd day of January, 2013, via regular mail at the following address:

Dyan Finguerra-Ducharme, Esq.
WHITE & CASE LLP
1155 Avenue Of The Americas
New York, NY 10036


Deborah A. Popovic

Date: January 2nd, 2013