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Filing date: **06/13/2019**

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

Proceeding	91236709
Party	Plaintiff Harvest Dispensaries, Cultivations & Production Facilities LLC
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Submission	Withdrawal of Opposition
Filer's Name	Mark Williams
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Date	06/13/2019
Attachments	4000-00002_06-13-2019_Termination_TTAB.pdf(116996 bytes)

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

In the matter of
Trademark Application Ser. No.: 87/134,385
For the Mark: HARVEST & Design
Filed: Aug. 10, 2016

Opposition No: 91236709

Harvest Dispensaries, Cultivations &
Production Facilities, LLC, an Arizona limited
liability company,

Opposer,

v.

Harvest on Geary, Inc., a California
corporation,

Applicant.

And

In the matter of
Trademark Reg. No. 5154042 for the mark
HARVEST; and Reg. No. 5279159 for the
mark HARVEST & Design

Harvest on Geary, Inc., a California
corporation,

Counter-Petitioner,

v.

Harvest Dispensaries, Cultivations &
Production Facilities, LLC, an Arizona limited
liability company,

Counter-Registrant.

STIPULATED TERMINATION OF PROCEEDING

Pursuant to Rules 2.135 and 2.106(c) of the Trademark Rules of Practice, 37 C.F.R. §§ 2.135 and 2.106(c), the parties agree to termination of this proceeding as follows:

Applicant and Counter-Petitioner (“Respondent”) hereby abandons Application Serial No. 87/134,385 with prejudice.

Respondent hereby withdraws the cancellation counterclaim against Registration Nos. 5,154,042 and 5,279,159 in this proceeding with prejudice.

Upon approval by the Board of Respondent’s abandonment of Application Serial No. 87/134,385 and withdrawal of the cancellation counterclaim against Registration Nos. 5,154,042 and 5,279,159, Opposer withdraws this opposition proceeding against Application Serial No. 87/134,385 with prejudice.

Dated: June 13, 2019

Respectfully submitted,

/Mark Williams/

Jeremy Kapteyn
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*Attorneys for Opposer and Counter-
Registrant*

Consented to by,

Dated: June 13, 2019

/Ira M. Shwartz/

Ira M. Schwartz
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Applicant and Counter-Petitioner

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Stipulated Termination of Proceeding has been served on the parties specified below by forwarding a copy by e-mail on this date to:

Ira M. Schwartz
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Attorneys for Applicant and Counter-Petitioner

Dated: June 13, 2019

/Mark Williams/
Mark Williams