

ESTTA Tracking number: **ESTTA957737**

Filing date: **03/04/2019**

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

Proceeding	91238772
Party	Plaintiff J M Smith Corporation
Correspondence Address	NATALMA M MCKNEW FOX ROTHSCHILD LLP 2 W WASHINGTON STREET, SUITE 1100 GREENVILLE, SC 29601 UNITED STATES tmcknew@foxrothschild.com, tepting@foxrothschild.com, bballew@foxrothschild.com, ipdocket@foxrothschild.com 864-751-7608
Submission	Withdrawal of Opposition
Filer's Name	Natalma M. McKnew
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Signature	/Natalma M. McKnew/
Date	03/04/2019
Attachments	JM Smith-NIR Notice of Withdrawal of Opposition.pdf(9599 bytes)

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

In the Matter of Application No. 87/381,048

For the Mark: HEALTH WISE (and Design)

Published in the Official Gazette on September 12, 2017

J M Smith Corporation,)	
)	Opposition No. 91238772
Opposer,)	
)	
v.)	
)	
Nutritional Resources, Inc.,)	
)	
Applicant.)	

NOTICE OF WITHDRAWAL OF OPPOSITION

Pursuant to Section 601, TBMP, and consistent with the ruling of the TTAB dated February 25, 2019 (the “TTAB Ruling”), Opposer J M Smith Corporation hereby withdraws their Opposition to the within-cited application of Applicant Nutritional Resources, Inc.

This withdrawal is specifically conditioned upon Applicant’s compliance with the required amendment to its pending Application, in accordance with the TTAB Ruling.

We consent to the action of Applicant and acknowledge and agree to the amendment of its pending Application as reflected in said TTAB Ruling.

Respectfully submitted,

/Natalma M. McKnew/

Natalma M. McKnew, Esq.

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ATTORNEYS FOR OPPOSER J M
SMITH CORPORATION

Dated: March 4, 2019

WE CONSENT:

/Courtney L. Patrick/

Courtney L. Patrick, Esq.

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ATTORNEYS FOR APPLICANT
NUTRITIONAL RESOURCES, INC.

Date: March 4, 2019

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Applicant.)	

CERTIFICATE OF MAILING

I hereby certify that a true and complete copy of the foregoing NOTICE OF WITHDRAW OF OPPOSITION has been served on Nutritional Resources, Inc. via email (clp@klosinski.com) on March 4, 2019.

/Natalma M. McKnew/
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