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Filing date: **08/22/2018**

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

Proceeding	91239260
Party	Plaintiff Health Care Fitness Integrations, LLC
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Submission	Withdrawal of Opposition
Filer's Name	Erik J Osterrieder
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Date	08/22/2018
Attachments	11 - Motion to Withdraw.pdf(19628 bytes )

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

HEALTH CARE FITNESS INTEGRATION, LLC,	§	Ser. No. 87/549,195
Opposer,	§	ACE MEDICAL EXERCISE
	§	SPECIALIST
	§	Pub. for Opp. Date: Dec. 5, 2017
	§	
v.	§	
	§	
AMERICAN COUNCIL ON EXERCISE,	§	
Applicant.	§	
	§	
	§	

**OPPOSER’S MOTION TO WITHDRAW WITHOUT PREJUDICE**

Opposer files this motion to withdraw without prejudice before the answer is filed. Fed. R. Civ. P. 41(a); 37 CFR § 2.106(c); TBMP §§ 101.02, 601.01. Accordingly, Opposer respectfully requests granting of this motion without prejudice and closing of this opposition.

Respectfully submitted,

Dated: August 22, 2018

By: /Erik J. Osterrieder/  
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ATTORNEY FOR OPPOSER

**CERTIFICATE OF TRANSMISSION**

This is to certify that a true and correct copy of the foregoing **OPPOSER'S MOTION TO WITHDRAW WITHOUT PREJUDICE** was transmitted, via ESTTA, to the Trademark Trial and Appeal Board, on the date of signing below:

American Council on Exercise  
4851 Paramount Drive  
San Diego, CA 92123  
[legal@acefitness.org](mailto:legal@acefitness.org); [markr@branfman.com](mailto:markr@branfman.com)

Dated: August 22, 2018

By: /Erik J. Osterrieder/  
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ATTORNEY FOR OPPOSER

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing **OPPOSER'S MOTION TO WITHDRAW WITHOUT PREJUDICE** was served via email on Opposer/Applicant/Counter-Defendant at:

American Council on Exercise  
4851 Paramount Drive  
San Diego, CA 92123  
[legal@acefitness.org](mailto:legal@acefitness.org); [markr@branfman.com](mailto:markr@branfman.com)

Dated: August 22, 2018

By: /Erik J. Osterrieder/  
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