

ESTTA Tracking number: **ESTTA946396**

Filing date: **01/09/2019**

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

Proceeding	91241321
Party	Plaintiff Nitro Circus IP Holdings LP
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Submission	Withdrawal of Opposition
Filer's Name	John P. Margiotta
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Date	01/09/2019
Attachments	F2888527.pdf(47644 bytes )

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

In the Matter of the Application Serial No. 79/196,163  
Mark: NITRO

NITRO CIRCUS IP HOLDINGS LP,

Opposer,

v.

NITRO AG,

Applicant.

Opp. No. 91241321

**WITHDRAWAL OF OPPOSITION WITH PREJUDICE**

Opposer withdraws this opposition with prejudice. Nothing herein shall be read as any concession regarding the counterclaims made in the proceeding by Applicant, which Opposer reserves the right to defend.

Dated: New York, New York  
January 9, 2019

Respectfully submitted,

FROSS ZELNICK LEHRMAN  
& ZISSU, P.C.

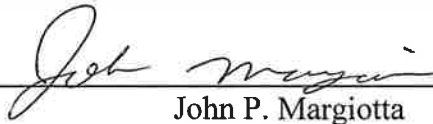
By:

  
John P. Margiotta

Attorneys for Opposer  
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**CERTIFICATE OF SERVICE**

I hereby certify that I caused a copy of the WITHDRAWAL OF OPPOSITION WITH PREJUDICE to be served by e-mail on this 9<sup>th</sup> day of January, 2019, upon applicant's attorney and correspondent of record, Catherine C. Miller, Esq., at [ccmiller@hollandhart.com](mailto:ccmiller@hollandhart.com).

  
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John P. Margiotta