

ESTTA Tracking number: **ESTTA1183968**

Filing date: **01/11/2022**

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

Proceeding no.	91267003
Party	Plaintiff Next Retail Limited
Correspondence address	JEFFREY A. LINDENBAUM ROTHWELL, FIGG, ERNST & MANBECK, P.C. THE HOLYOKE-MANHATTAN BUILDING, 80 SOUTH HIGHLAND AVENUE OSSINING, NY 10562 UNITED STATES Primary email: jlindenbaum@rothwellfigg.com Secondary email(s): jlindenbaum@collenip.com, docket@collenip.com 914-941-5668
Submission	Withdrawal of Opposition
Filer's name	Jeffrey A. Lindenbaum
Filer's email	jlindenbaum@rothwellfigg.com, jlindenbaum@collenip.com, docket@collenip.com
Signature	/Jeffrey A. Lindenbaum/
Date	01/11/2022
Attachments	Next AB signed GLI_Stipulation_220111.pdf(100877 bytes )

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

Next Retail Limited,

Opposer,

v.

Genomma Lab Internacional, S.A.B. de C.V.,

Applicant.

Opposition No.: 91267003

Serial No.: 88839289

Mark: NEXT-AB

**STIPULATION OF WITHDRAWAL OF APPLICATION AND WITHDRAWAL OF  
OPPOSITION WITHOUT PREJUDICE,  
ON CONSENT**

Applicant, Genomma Lab Internacional, S.A.B. de C.V., with the consent of Opposer, Next Retail Limited, hereby respectfully requests, pursuant to Rule 602.01 of the TBMP, that Application Serial No. 88839289 (the "Application"), which is the subject of these proceedings, be withdrawn without prejudice.

If the above requested withdrawal of the Application is approved by the Board and entered of record by the Board and the PTO, Opposer, pursuant to 37 CFR § 2.106(c), with Applicant's consent, requests that this Opposition No. 91267003 be withdrawn without prejudice.

The Parties also jointly request that this Opposition remains suspended pending a ruling by the Board on this Stipulation of Withdrawal of Application and Withdrawal of Opposition.

Respectfully submitted,

/Jeffrey A. Lindenbaum/

Mitchell E. Radin

Jeffrey A. Lindenbaum

ROTHWELL, FIGG, ERNST & MANBECK,  
P.C.

The Holyoke-Manhattan Building

80 South Highland Avenue

Ossining, New York 10562

mradin@rothwellfigg.com

jlindenbaum@rothwellfigg.com

Phone: 914-941-5668

*Attorneys for Opposer*

January 11, 2022

Respectfully submitted,

s/Kirstin M. Jahn/

Kirstin M. Jahn

JAHN & ASSOCIATES, LLC

1942 Broadway Suite 314

Boulder, Colorado 80302

Kirstin@jahnlaw.com

Phone: 303-545-5128

*Attorneys for Applicant*

January 11, 2022

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 03-2465.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FILED ELECTRONICALLY WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE ON THE DATE SHOWN BELOW.

**CERTIFICATE OF SERVICE**

I, Jeffrey Lindenbaum, hereby certify that I caused true and correct copies of the STIPULATION OF WITHDRAWAL OF APPLICATION AND WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE, ON CONSENT to be served upon the named counsel for Applicant via email at the following email addresses:

[Kirstin@jahnlaw.com](mailto:Kirstin@jahnlaw.com)

Said service having taken place this 11<sup>th</sup> day of January 2022.

Date: January 11, 2022

/Jeffrey A. Lindenbaum/