

09/12/2003 10:23am

09-12-03

From-PILLSBURY WINTHROP CARMEL VLY.

858 509 4010

T-709 P.002/004 F-472

I hereby certify this Consented Withdrawal of Petition to Cancel by Applied Precision, LLC, (in duplicate) Cancellation No. 92040962, a certificate of service and a self-addressed stamped postal acknowledgement card are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee," mailing label no. EV 159 091 242 US, in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Dr, Arlington, VA 22202-3514 on June 12, 2003.

Esther J. Choe
Esther J. Choe

EV159091242US

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

Applied Precision, LLC

Petitioner,

vs.

Softworks, Inc.

Registrant.

Our Ref. No. 44182.290034

)
) Cancellation No. 92040962
)
)
) Reg. No. 1,374,584
)
)
)
)

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

CONSENTED WITHDRAWAL OF PETITION TO CANCEL

Sir or Madame:

It is stipulated and agreed by and between the parties that the Petitioner hereby expressly withdraws its Petition to Cancel Reg. No. 1,374,584, without prejudice.

Registrant, Softworks, Inc., has expressly consented to this Motion as indicated by its signature below.

08/12/2003 10:23am

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858 509 4010

T-709 P.003/004 F-472

CONSENTED WITHDRAWAL OF PETITION TO CANCEL
Cancellation No. 92040962

Dated: 6-12, 2003.

Respectfully submitted,

APPLIED PRECISION LLC

By: *Gabrielle A. Holley*
GABRIELLE A. HOLLEY
KIMBERLY A. MCDONNELL
PILLSBURY WINTHROP LLP
11682 El Camino Real, Suite 200
San Diego, California 92130

Attorneys for Opposer

Consented to by:

SOFTWORKS, INC.

By: *Paul T. Dacier*
Name: Paul T. Dacier
Title: Director, Softworks, Inc
Date: June 3, 2003

