

ESTTA Tracking number: **ESTTA169877**

Filing date: **10/19/2007**

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

Proceeding	92046394
Party	Plaintiff Mangia, Inc.
Correspondence Address	Bruce B. Brunda Stetina Brunda Garred & Brucker 75 Enterprise, Suite 250 Aliso Viejo, CA 92656 UNITED STATES bbrunda@stetinalaw.com
Submission	Withdrawal of Cancellation
Filer's Name	Bruce B. Brunda
Filer's e-mail	opposition@stetinalaw.com, john.Wilson@hellerehrman.com
Signature	/Bruce B. Brunda/
Date	10/19/2007
Attachments	StipulatedDismissal Executed.pdf (3 pages)(54595 bytes)

Case: MNGIA-005M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD
IN RE REGISTRATION NO. 3,133,621

Mangia, Inc.,)	Cancellation No.: 92046394
)	
Petitioner,)	
)	
vs.)	
)	
Cortopassi Partners,)	
)	
Respondent.)	
_____)	

JOINT DISMISSAL OF CANCELLATION WITHOUT PREJUDICE

Box TTAB – No Fee
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Dear Sir or Madam:

Petitioner, Mangia, Inc. and Respondent, Cortopassi Partners hereby dismiss this Cancellation Proceeding No. 92046394 without prejudice concerning registration of the mark "MANGIA!" as presented in Respondent's Registration No. 3,133,621.

This Dismissal is with the consent of both parties and is being filed pursuant to a fully executed Settlement Agreement between the parties dated May 15, 2007.

The Board's Order of Dismissal of this cancellation is now requested.

Please charge any fees which may be due in relation to this matter to Deposit Account No. 19-4330.

A Proof of Service to Respondent's counsel is attached hereto.

HELLER EHRMAN LLP

Dated: 10/19/07



John C. Wilson
Heller Ehrman LLP
4350 La Jolla Village Drive, 7th Floor
San Diego, CA 92122
(858) 450-8462

Counsel for Respondent,
Cortopassi Partners

STETINA BRUNDA GARRED & BRUCKER

Dated: Oct 19, 2007



Bruce B. Brunda
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Counsel for Petitioner,
Mangia, Inc.

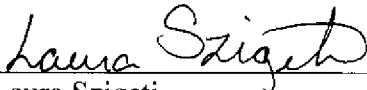
PROOF OF SERVICE

State of California)
) ss.
County of Orange)

I am over the age of 18 and not a party to the within action; my business address is 75 Enterprise, Suite 250, Aliso Viejo, California 92656. On October 19, 2007, the attached **JOINT DISMISSAL OF CANCELLATION WITHOUT PREJUDICE** was served on all interested parties in this action by U.S. Mail, postage prepaid, at the address as follows:

John C. Wilson
Heller Ehrman LLP
4350 La Jolla Village Dr. 7th Floor
San Diego, CA 92122

Executed on October 19, 2007 at Aliso Viejo, California. I declare under penalty of perjury that the above is true and correct. I declare that I am employed in the office of STETINA BRUNDA GARRED & BRUCKER at whose direction service was made.



Laura Szigeti