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Filing date: **02/19/2008**

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

Proceeding	92047240
Party	Defendant Colorlab Cosmetics, Inc.
Correspondence Address	ANDREW J. HEINISCH REINHART BOERNER VAN DEUREN P.C. 2215 PERRYGREEN WAY Rockford, IL 61107 UNITED STATES aheinisc@reinhardt.com
Submission	Other Motions/Papers
Filer's Name	Andrew J. Heinish
Filer's e-mail	aheinisc@reinhardt.com
Signature	/Andrew J. Heinish/
Date	02/19/2008
Attachments	501993-OPP MotiontoWithdrawMotionforJudgment.pdf (5 pages)(128315 bytes)

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

Astarté Cosmetics,)	
)	Cancellation No. 92047240
Petitioner,)	BVD Case No. 501993-OPP
)	Appln. Reg. No. 2,990,223
vs.)	GO AHEAD MAKE MY SHADE
)	
Colorlab Cosmetics, Inc.)	
)	
Registrant.)	

**MOTION TO WITHDRAW MOTION FOR JUDGMENT PENDING
ENTRY OF STIPULATION OF DISMISSAL**

While Registrant searched the Trademark Trial and Appeal Board (TTAB) records, it could not find the electronic online record of the Stipulation Of Dismissal filed by the Petitioner. As evidenced by the attached, Petitioner has filed the Stipulation of Dismissal with the TTAB. Registrant moves that the Stipulation Of Dismissal previously filed with the TTAB be entered, which if entered, renders the Motion For Judgment moot. As such, upon entry of the Stipulation Of Dismissal filed by the Petitioner, Registrant moves to withdraw its pending Motion For Judgment.

Respectfully submitted

Reinhart Boerner Van Deuren P.C.

By /Andrew J. Heinisch/
Andrew J. Heinisch
One of the Attorneys for Registrant
Reinhart Boerner Van Deuren P.C.
2215 Perrygreen Way
Rockford, IL 61107
Telephone: (815) 633-5300

Date: February 19, 2008

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the following document

Motion to Withdraw Motion for Judgment for Pending Entry of Stipulation of Dismissal

has been served upon counsel for Petitioner, Astarté Cosmetics, this 19th day of February, 2008, directed to the Petitioner at the following address and in the below-stated manner:

Astarte Cosmetics
c/o Louis C. Paul, Attorney and
Authorized Representative
Louis C. Paul & Associates, PLLC
730 Fifth Avenue, 9th Floor
New York, NY 10019

VIA FIRST CLASS MAIL

Respectfully submitted,

Dated: February 19, 2008

/Andrew J. Heinisch/
Andrew J. Heinisch
Reinhart Boerner Van Deuren P.C.
2215 Perrygreen Way
Rockford, IL 61107
Telephone: (815) 633-5300

ATTORNEYS FOR REGISTRANT
COLORLAB COSMETICS, INC.

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this Motion to Withdraw Motion for Judgment Pending Entry of Stipulation of Dismissal is being transmitted to the Trademark Trial and Appeal Board of the United States Patent and Trademark Office via the Electronic Mailing System, on the date indicated below.

Date: February 19, 2008

/Nancy J. Kloster/

Andrew J. Heinisch

From: Louis C. Paul [lpaul@cosmeticslaw.com]
Sent: Friday, February 15, 2008 5:04 PM
To: Andrew J. Heinisch
Cc: Lauren Elan-Aubrey
Subject: Astarte v Colorlab -- Cancellation 92047240
Attachments: Astarte - Colorlab -- Stipulation of Dismissal.pdf

Dear Andrew:

Following our discussion, attached please find a PDF of the Stipulation of Dismissal as previously filed with the TTAB. As agreed, you will file this electronically and withdraw your motion for judgment as moot. Please provide us with confirmation once this has been done.

As I will be traveling much of the next two weeks, should you have any questions please contact my associate, Lauren Elan Aubrey who is copied on this email.

Kind regards,
Louis

Louis C. Paul & Associates, PLLC
730 Fifth Avenue, 9th Floor
New York, NY 10019
T – 212.659.7748
F – 212.712.8840

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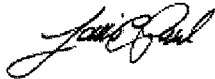
In the United States Patent and Trademark Office
Before the Trademark Trial and Appeal Board

Astarté Cosmetics, Inc.,)	
Petitioner)	Cancellation No. 92047240
)	GO AHEAD MAKE MY SHADE
vs.)	Registration No. 2,990,223
)	
Colorlab Cosmetics, Inc.,)	
Registrant)	

STIPULATION OF DISMISSAL

Having entered agreement with Registrant Colorlab Cosmetics, Inc., Petitioner, Astarté Cosmetics, Inc., by and through its attorneys Louis C. Paul & Associates, PLLC hereby dismisses of the above-referenced Cancellation proceeding with prejudice.

Astarté Cosmetics, Inc.



By: _____
Name: Louis C. Paul
Title: Attorney of record
Date: November 13, 2007