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Filing date: **08/21/2008**

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

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|------------------------|---|
| Proceeding | 92047833 |
| Party | Plaintiff MIOX Corporation |
| Correspondence Address | Deborah A. Peacock Peacock Myers, P.C. P.O. Box 26927 Albuquerque, NM 87125-6927 UNITED STATES achaselfeld@hollandhart.com |
| Submission | Withdrawal of Cancellation |
| Filer's Name | Deborah A. Peacock |
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| Signature | /Deborah A. Peacock/ |
| Date | 08/21/2008 |
| Attachments | Signed Stipulated Withdrawal of Cancellation-Service 8-21-08.pdf (3 pages) (36754 bytes) |

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

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| MIOX Corporation., Petitioner, v. Orica Australia Pty. Ltd., Respondent. | Cancellation No. 92047833 Registration No. 2,598,272 Mark: MIEX |
|--|---|

STIPULATED WITHDRAWAL OF CANCELLATION

Petitioner, MIOX Corporation, by and through its counsel, hereby withdraws the Petition for Cancellation in the above-identified proceeding with prejudice. Respondent, Orica Australia Pty. Ltd., has agreed to this withdrawal as evidenced by the signature of its counsel set forth below.



Deborah A. Peacock

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Dated: August 5, 2008

Dated: 8/18/08

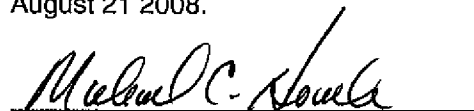
CERTIFICATE OF MAILING

I hereby certify that on this 21st day of August, 2008, a copy of the foregoing Stipulated Withdrawal of Cancellation was sent by first class United States mail, postage prepaid in an envelope addressed to the following counsel for Respondent:

Andrea Anderson
Annie Chu Haselfeld
HOLLAND & HART LLP
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CERTIFICATE OF TRANSMISSION

I hereby certify that this Stipulated Withdrawal of Cancellation is being deposited under 37 CFR 1.6(a)(4) as an electronic filing via Electronic System for Trademark Trials and Appeals (ESTTA) addressed to: Commissioner for Trademarks, Trademark Trial and Appeal Board, USPTO, on August 21 2008.



Michael C. Houck,
Paralegal
Peacock Myers, P.C.

August 21, 2008

(Date Signed)