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

Proceeding	92054984
Party	Defendant Sigma Holding Corporation
Correspondence Address	J PHILIP POLSTER POLSTER LIEDER WOODRUFF & LUCCHESI LC 12412 POWERSCOURT DRIVE, SUITE 200 ST LOUIS, MO 63131 UNITED STATES jpolster@polsterlieder.com, mlucchesi@polsterlieder.com
Submission	Other Motions/Papers
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Date	11/22/2013
Attachments	NOTICE withdrawal of Oral Hearing.pdf(31247 bytes )

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

**Trademark: ROX**  
**Registration No. : 3,742,187**  
**Registration Date: January 26, 2010**

<b>Roxane M. Bresette</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	<b>Cancellation No. 92054984</b>
<b>v.</b>	)	
	)	
<b>Sigma Holding Corporation</b>	)	
	)	
<b>Registrant.</b>	)	

**STIPULATED WITHDRAWAL OF REQUEST FOR ORAL HEARING**

COMES NOW Registrant, Sigma Holding Company (“Sigma”), by and through its undersigned attorneys and hereby withdraws its request for oral argument for the above identified Cancellation proceeding. Registrant hereby states the following:

- 1) Petitioner, Roxane M. Bresette filed her Final Brief on May 15, 2013;
- 2) Registrant, Sigma filed its final Brief on June 17, 2013;
- 3) Registrant, per 37 CFR §2.129 (a) requested by a separate notice, a request for oral hearing on June 20, 2013.
- 4) Petitioner filed a reply brief on July 6, 2013.
- 5) The undersigned attorney for Sigma discussed the need for oral argument with Petitioner, Roxane M. Bresette, in a telephone call on November 20, 2013. The parties agreed to allow the Board to decide the case without oral hearing.

THEREFORE, by stipulation, Sigma withdraws its request for oral hearing. The parties await the decision by the Board on the merits.

By: /jphilippolster/  
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ATTORNEYS FOR REGISTRANT

CERTIFICATE OF SERVICE

I certify that on this 22<sup>nd</sup> day of November, 2013 a copy of Stipulated Request for Withdrawal of Oral Argument was served via U.S. First Class Mail, Postage Prepaid to:

Roxane M. Bresette  
4817 N. Territory Loop  
Tucson, Arizona 85750

PETITIONER

/jphilippolster/  
J. Philip Polster