

ESTTA Tracking number: **ESTTA952703**

Filing date: **02/07/2019**

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

Proceeding	92068804
Party	Plaintiff Smith-Root, Inc
Correspondence Address	J CURTIS EDMONDSON EDMONDSON IP LAW PLLC VENTURE COMMERCE CENTER, 3699 NE JOHN OLSEN AVE HILLSBORO, OR 97124 UNITED STATES jcedmondson@edmolaw.com 503-336-3749
Submission	Other Motions/Papers
Filer's Name	Joseph Curtis Edmondson
Filer's email	jcedmondson@edmolaw.com
Signature	/ J. Curtis Edmondson /
Date	02/07/2019
Attachments	SRI 1.130 - 20190207 - Joint Dismissal with Prejudice_Final.pdf(117242 bytes )

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

Smith-Root, Inc,	)	
Petitioner,	)	
v.	)	Cancellation No. 92068804
	)	Reg. No. 5,299,429
ANDE Corporation,	)	Mark: ANDE
Respondent.	)	
_____	)	

**JOINT DISMISSAL WITH PREJUDICE**

Pursuant to a settlement agreement, Smith-Root, Inc. ("Petitioner"), and the ANDE Corporation ("Respondent"), hereby jointly dismiss this matter with prejudice under the TTAB Rules and Fed Rule Civ Proc. 41.

Dated: February 7, 2019

Respectfully submitted,

/s/ J. Curtis Edmondson

**J. Curtis Edmondson**  
Edmondson IP Law  
3699 NE John Olsen Ave.  
Hillsboro, OR 97124

/s/ Mary Consalvi

**Mary Consalvi**  
ANDE Corporation  
Proskauer Rose LLP  
Eleven Times Square  
New York, NY 10036-8299  
Email: [mcons8@ande.com](mailto:mcons8@ande.com)  
*Attorney for Respondent*

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

Smith-Root, Inc,	)	
	)	
Petitioner,	)	Cancellation No. 92068804
v.	)	Reg. No. 5,299,429
	)	Mark: ANDE
ANDE Corporation,	)	
Respondent.	)	
_____	)	

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on February 1, 2019 a true and correct copy of the foregoing **JOINT DISMISSAL WITH PREJUDICE** was electronically mailed:

Mary Consalvi  
Counsel: ANDE Corporation  
Proskauer Rose LLP  
Eleven Times Square  
New York, NY 10036-8299  
Email: [mcons8@ande.com](mailto:mcons8@ande.com)  
*Attorney for Respondent*

*/s/ J. Curtis Edmondson*

**J. Curtis Edmondson**  
Edmondson IP Law  
3699 NE John Olsen Ave.  
Hillsboro, OR 97124