

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

In re Application SN 75/207,849
Mark: Design
Applicant: Chan Li Chai Medical Factory (H.K.) Ltd.

12-16-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #70

GUANGZHOU CHENLIJI PHARMACEUTICAL FACTORY)

KWOK SHING IMPORT-EXPORT, INC.)

HERBA ENTERPRISE, INC.)

Opposers)

**Opposition Number
91111389**

vs.)

CHAN LI CHAI MEDICAL FACTORY (H.K.) LTD.,)

Applicant)

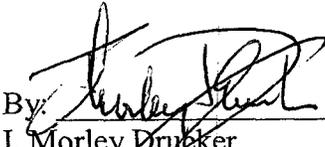
STIPULATION OF DISMISSAL

Pursuant to a settlement agreement entered into by and between the parties hereto, and pursuant to a "Stipulation of Dismissal with Prejudice" filed and entered in Civil Action No. EDCV 00-357VAP (CWx), (originally filed as Civil Action No. 97-6225 DDP (CWx)), in the U.S. District Court for the Central District of California, the parties hereto, by and through their respective attorneys, hereby stipulate that the above-identified opposition be dismissed with prejudice.

Dated: December 4, 2002

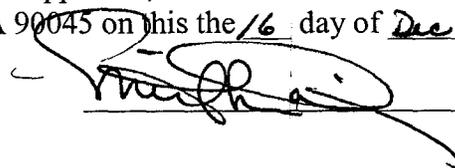
Respectfully Submitted,

By: Rochelle D. Alpert
Rochelle D. Alpert
Attorney for Opposers
Brobeck, Phleger & Harrison LLP
One Market
Spear Street Tower
San Francisco, CA 94105-2482

By:  12/11/02
I. Morley Drucker
Attorney for Applicant
Fulwider Patton Lee & Utecht, LLP
6060 Center Drive, 10th Floor
Los Angeles, CA 90045

Certificate of Service

This is to certify that the undersigned deposited with Certified Mail, Mailing Label No. ~~7001 0320 0000 2371 2385~~ directed to I. Morley Drucker, Attorney for Applicant, of Fulwider Patton Lee Utecht, LLP, 6060 Center Drive, 10th Floor, Los Angeles, CA 90045 on this the 16 day of Dec, 2002.



25 Metro Drive
Suite 700

San Jose
California 95110

T: 408-453-9200
F: 408-453-7979

TTAB
skjerven morrill LLP

December 16, 2002

VIA FIRST CLASS MAIL

BOX: TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
Attention: TTAB

12-16-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #70

Re: Stipulation of Dismissal
Opposition No: 91111389
Serial No.: 75/207,849
Our Reference: 11673.00003

Dear Commissioner:

Enclosed herewith is a Stipulation of Dismissal (in duplicate) in the Opposition proceeding number 91111389. We do not believe that any fees are associated with the filing of a Stipulation of Dismissal. If any fees are required, however, please charge our Deposit Account Number 19-2386.

A return receipt postcard and triplicate copy of this letter are enclosed for your convenience.

Very truly yours,

Dana Brody-Brown

Dana Brody-Brown
Attorney for Opposer Guangzhou Chenliji
Pharmaceutical Factory
California Bar No. 208,682

DBB/md
Enclosure
908917 v1

Cc: Frank S. Hiscox
Dianne L. Sweeney
I. Morley Drucker

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on the date shown below:

MIRTHA DIAZ
Typed or Printed Name of Person Signing Certificate

Mirtha Diaz
Signature

Dec 16, 2002
Date

DD