

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

GENESCO BRANDS INC., AS SUCCESSOR)
OF GENESCO INC.,)

Opposer,)

v.)

GREGORY MARTZ,)

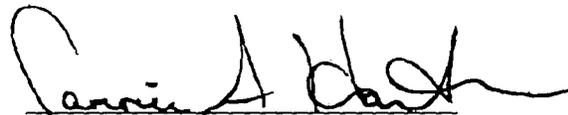
Applicant.)

Serial No. 75/707,767
Opposition No. 121,296

NOTICE OF WAIVER OF ORAL ARGUMENT BY OPPOSER

Pursuant to a conversation between Virginia S. Taylor, counsel for Opposer, and Ms. Annie Burroughs of the Trademark Trial and Appeal Board, Opposer Genesco Brands Inc. confirms that it waives oral argument in the above referenced matter. Opposer is willing to submit the case to the Board on the briefs.

Respectfully submitted:

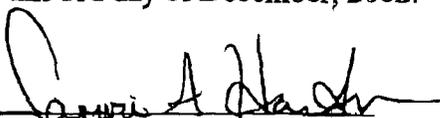


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Attorneys for Opposer
Genesco Brands Inc., as successor of
Genesco Inc.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent via facsimile to: Annie Burroughs, TTAB NO FEE, facsimile number 703-308-9092, on this 3rd day of December, 2002.

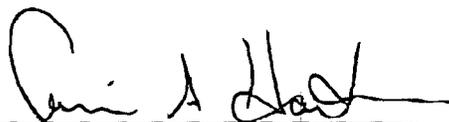

Carrie A. Hartman

CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the foregoing NOTICE OF WAIVER OF ORAL ARGUMENT BY OPPOSER on counsel for Applicant by depositing a copy thereof by first class mail, postage prepaid, and addressed as follows:

Douglas M. Vickery, Esq.
Emerald Plaza
402 West Broadway
Suite 1550
San Diego, California 92101

This 3rd day of December, 2002.


Carrie A. Hartman

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December 3, 2002

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VIA facsimile

Assistant Commissioner for Trademarks
2900 Crystal Drive
Box TTAB Fee
Arlington, Virginia 22202-3514

Re: Opposer: Genesco Brands, Inc. (as successor of Genesco
 Inc.)
 Applicant: Gregory Martz
 Opposition No.: 121,296
 Our Ref. No.: G2120-205339

Dear Sir or Madam:

Attached hereto please find Opposer's Notice of Waiver of Oral Argument in the above-referenced matter.

Thank you for your assistance.

Sincerely,



Carrie A. Hartman

CAH:rej

Enclosure

cc: Ms. Karen F. Kilian
 Virginia S. Taylor, Esq.

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Carrie A. Hartman

FROM

4

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