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10-23-2003

U.S. Patent & TMO/c/TM Mail Rpt Dt. #22

DOCKET NO: 42557-0002

OPPOSITION

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

Acuson Corporation,

Opposer,

v.

Chad Therapeutics, Inc.,

Applicant.

Opposition No. 91153429

NOTICE OF EXPRESS ABANDONMENT

Assistant Commissioner For Trademarks
Trademark Trial And Appeal Board
2900 Crystal Drive
Arlington, VA 22202-3513

Applicant, through its attorneys, has expressly abandoned the application which is the subject of the above-referenced opposition. A copy of the Letter of Express Abandonment with Consent is attached hereto. Applicant respectfully requests that the opposition be terminated. Opposer Acuson Corporation consents to this termination.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as in an envelope addressed to Assistant Commissioner For Trademarks, Trademark Trial and Appeal Board, 2900 Crystal Drive, Arlington, VA 22202-3513 on October 21, 2003.

By: Debbie Dean-Cross

Signature

Date: October 21, 2003

Respectfully submitted,

SNELL & WILMER LLP

By:

Albin H. Gess
Reg. No. 25,726
1920 Main Street, Suite 1200
Irvine, CA 92614
949/253-4920

Attorney for Applicant
Chad Therapeutics, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Express Abandonment was deposited in the United States mail, first-class postage prepaid to, Applicant's attorney, on the 21st day of October, 2003, addressed as follows:

Susan Somers Neal
Kevin J. McDevitt
Melissa J. Lee
Neal & McDevitt
1603 Orrington Avenue
Suite 2000
Evanston, IL 60201

Dated: October 21, 2003

By: _____



Debbie Dean-Cross

Trademark
42557-0900 (BP85)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

CHAD THERAPEUTICS, INC.

Serial No.: 76/316,656

Filed: September 24, 2001

Mark: SEQUOIA

Examining Attorney: Elizabeth Pignatello

Law Office: 105

October 21, 2003

Irvine, California 92614

LETTER OF EXPRESS ABANDONMENT WITH CONSENT

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513



10-23-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

Dear Sir:

Applicant, through its attorneys and pursuant to 37 C.F.R. § 2.68, hereby expressly abandons the above-identified application which was published for opposition on September 11, 2002, and opposed in Opposition No. 91/153429.

Applicant respectfully requests that the application be withdrawn and the opposition terminated. Opposer Acuson Corporation consents to this withdrawal pursuant to a settlement agreement between the parties.

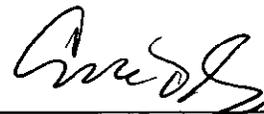
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on October 21, 2003.

By: Debbie Dean-Cross


Signature

Respectfully submitted,

SNELL & WILMER L.L.P.



Albin H. Gess
Registration No. 25,726
1920 Main Street, Suite 1200
Irvine, California 92614-7230
Telephone: (949) 253-2720

Dated: October 21, 2003

42557.0900\GESSA\IRV\337019

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