

10/01/2002TAB

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

In the Matter of Application Serial No. 78/030,875

Filed on October 16, 2000

For the mark GUADALAJARA HACIENDA

Published in the *Official Gazette* on December 10, 2002 at Page TM 727



HMR Acquisition, Inc.)
d/b/a Hacienda Mexican Restaurants,)
)
Opposer)
)
v.)
)
Casual Dining, Inc.,)
)
Applicant)

Opposition No.: 91,155,801

STIPULATION OF DISPOSITION

HMR Acquisition Company, Inc. ("Opposer") and Casual Dining, Inc. ("Applicant") have agreed to a settlement of the proceedings before the U.S. Trademark Trial and Appeal Board in Opposition No. 91,155,801. Pursuant to Section 605.03 of the Trademark Trial and Appeal Board Manual of Procedure, it is hereby stipulated by each party's undersigned counsel that the Opposition against Applicant's marks be dismissed with prejudice and without costs or fees awarded to any party. Further, it is hereby stipulated that Applicant's Counterclaim for Cancellation of Opposer's federal registrations for the HACIENDA mark (U.S. Registration No. 2,484,222) and HACIENDA (and Design) mark (U.S. Registration No. 1,331,341) be dismissed with prejudice and without costs or fees awarded to any party.

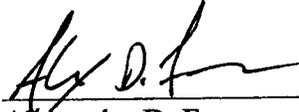
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Accordingly, the parties request that the Opposition proceedings and Cancellation proceedings be closed in its entirety.

Respectfully submitted,

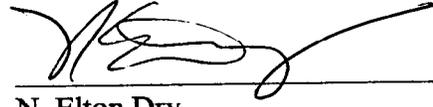
ICE MILLER

DRY & TASSIN, LLP



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Attorneys for HMR Acquisition Company, Inc.,
d/b/a Hacienda Mexican Restaurants
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(317) 236-5826 – Telephone

Date: September 5, 2003



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Date: September 3, 2003

10/01/2003TTAB

September 12, 2003

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

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Date of Deposit: 9/12/03

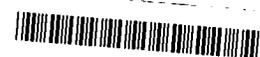
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Chad Normington
(Name of person mailing paper or fee)
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Signature

Re: HMR Acquisition Company, Inc. d/b/a Hacienda Mexican Restaurants v. Casual Dining, Inc.
Opposition No. 91155801
In the Matter of Application No. 78/030,875



09-12-2003
U.S. Patent & TMO/TM Mail Rcpt Dt. #78

Dear Sir/Madam:

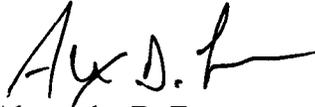
A Stipulation of Disposition is enclosed for filing in the above-referenced matter.

12/01/03 09:27:14
Assistant Commissioner
for Trademarks
September 12, 2003
Page 2

The undersigned hereby certifies that he has served a copy of said document on opposing counsel by copy of this letter this 12th day of September, 2003.

Respectfully submitted,

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ADF/pdr
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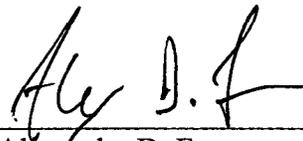
cc: Mr. B. Robert Kill
Ms. Tammy Boetsma

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Assistant Commissioner
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September 12, 2003
Page 3

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served, via Federal Express (Federal Express Label No. 8389 2958 6741), this 12th day of September, 2003, addressed to:

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