

TAB

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

IN THE MATTER OF:

TRADEMARK APPLICATION NO. 76/372,550 - ARDENBEAUTY

DATE OF PUBLICATION: JUNE 3, 2003

_____)
The Wet Seal, Inc.,)
)
Opposer,)
)
v.)
)
FD Management, Inc.,)
)
Applicant.)
_____)

Opposition No. 91157022

NOTICE OF RELIANCE UNDER RULE 2.122(d)

Pursuant to 37 C.F.R. § 2.122(d)(2), Applicant, FD Management, Inc., hereby submits and introduces the following registrations which it owns into evidence in this Opposition:

1. Certified copy of U.S. Registration No. 153,598 — ELIZABETH ARDEN;
2. Certified copy of U.S. Registration No. 545,890 — ELIZABETH ARDEN;
3. Certified copy of U.S. Registration No. 545,592 — ELIZABETH ARDEN;
4. Certified copy of U.S. Registration No. 557,022 — ELIZABETH ARDEN (stylized);
5. Certified copy of U.S. Registration No. 1,073,947 — ELIZABETH ARDEN;
6. Certified copy of U.S. Registration No. 1,579,710 — ELIZABETH ARDEN;
7. Certified copy of U.S. Registration No. 1,577,216 — ELIZABETH ARDEN; and
8. Certified copy of U.S. Registration No. 1, 656,519 — ELIZABETH ARDEN;

These registrations are relevant to show the existence of the Applicant's long prior rights in marks containing the surname "Arden" in the cosmetics and fragrance categories.



03-31-2005

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #32

Dated: March 30, 2005

Respectfully submitted,

Attachments - 8

A handwritten signature in cursive script, reading "Joseph R. Dreitler", is written over a horizontal line.

Joseph R. Dreitler

Brian J. Downey

Mary R. True

JONES DAY

P.O. Box 165017

Columbus, Ohio 43216-5017

Telephone: (614) 281-3902

Facsimile: (614) 461-4198

Attorneys for Applicant

FD MANAGEMENT, INC.

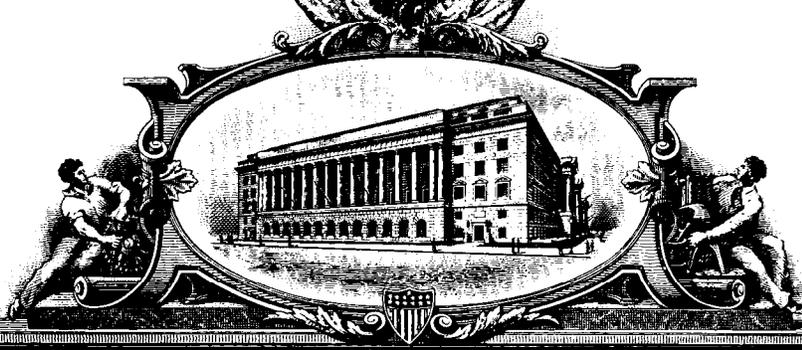
CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Reliance Under Rule 2.122(d) was served via facsimile and U.S. mail on John M. Cone, Esq. c/o Akin, Gump, Strauss, Hauer & Feld, LLP, 1700 Pacific Avenue, Suite 4100, Dallas, Texas 75201, this 30th day of March 2005.



Nancy A. Fickle

755221



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

February 09, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION *153,598* IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *March 21, 1922*
3rd RENEWAL FOR A TERM OF *20* YEARS FROM *March 21, 1982*

LESS GOODS

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.
A DELAWARE CORPORATION

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS



P. SWAIN
Certifying Officer

Renewed January 5, 1948 (Supplemental Register) to Elizabeth Arden Sales Corporation, of New York, N.Y.

UNITED STATES PATENT OFFICE.

FLORENCE N. LEWIS, OF NEW YORK, N. Y.

TRADE-MARK FOR SKIN LOTIONS AND CREAMS, REDUCING LOTION, BLEACH CREAM, AND DEPILATORY.

ACT OF MARCH 19, 1920.

153,598.

Registered Mar. 21, 1922.

Application filed May 6, 1921. Serial No. 147,271.

STATEMENT.

To all whom it may concern:

Be it known that I, FLORENCE N. LEWIS, a citizeness of the United States of America, residing at New York, county of New York, State of New York, doing business under the name of ELIZABETH ARDEN at 673 Fifth Avenue, in said city, have adopted and used the trade-mark shown in the accompanying drawing, for skin lotions and creams, ~~reducing~~ lotion, bleach cream, and depilatory, in

Class 6, Chemicals, medicines, and pharmaceutical preparations.

The trade-mark has been continuously used in my business since January 2nd, 1910.

The trade-mark is applied or affixed to the goods by stamping it on the goods, or by placing on the packages containing the same, a printed label on which the trade-mark is shown.

FLORENCE N. LEWIS.

ELIZABETH ARDEN

DECLARATION.

State of New York, county of New York, ss. FLORENCE N. LEWIS, being duly sworn, deposes and says that she is the applicant named in the foregoing statement; that she believes the foregoing statement is true; that she believes herself to be the owner of the mark sought to be registered; that no other person, firm, corporation or association, to the best of her knowledge and belief has the right to use said mark in the United States of America, on merchandise of the same descriptive properties as those recited in the foregoing statement; that said mark is used by her in commerce among the several States of the United States; that the

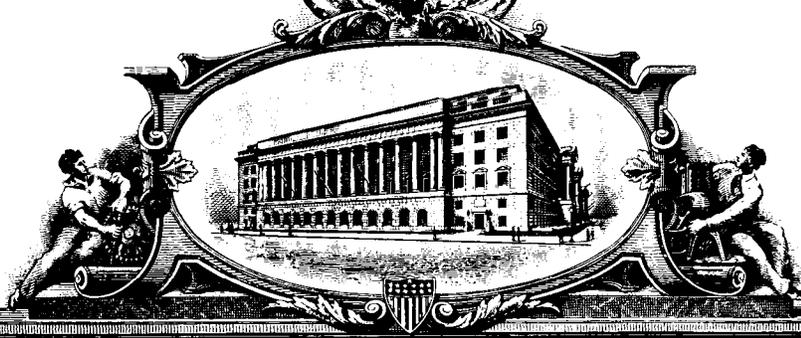
description and drawing presented truly represent the mark sought to be registered; that the specimens show the mark as actually used upon the goods; and that the mark has been in bona fide use for not less than one year in interstate commerce by the applicant or her predecessors in business.

FLORENCE N. LEWIS.

Subscribed and sworn to before me, a notary public this 16th day of September, 1921.

[L. s.] HORTENSE L. PETERSEN,
Notary Public.

755221



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

February 11, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION 545,890 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 20 YEARS FROM *July 31, 1991*
3rd RENEWAL FOR A TERM OF 10 YEARS FROM *July 31, 2001*
SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.
A DELAWARE CORP.

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS



Trudie Wallace
TRUDIE WALLACE
Certifying Officer

Registered July 31, 1951

Registration No. 545,890

PRINCIPAL REGISTER
Trade-Mark

UNITED STATES PATENT OFFICE

Elizabeth Arden Sales Corporation,
New York, N. Y.

Act of 1946

Application July 11, 1949, Serial No. 581,848

ELIZABETH
ARDEN

STATEMENT

Elizabeth Arden Sales Corporation, a corporation duly organized under the laws of the State of Delaware, located at New York city, New York, and doing business at 681 Fifth Avenue, city of New York and State of New York, has adopted and is using the trade-mark shown in the accompanying drawing, for FACIAL AND BATH SOAPS, in Class 52, Detergents and soaps, and presents herewith five specimens showing the trade-mark as actually used in connection with such goods, the mark being applied to the wrappers containing the goods, or to labels or stickers affixed to the containers or boxes containing the goods, and requests that the same be registered

in the United States Patent Office on the Principal Register in accordance with the act of July 5, 1946.

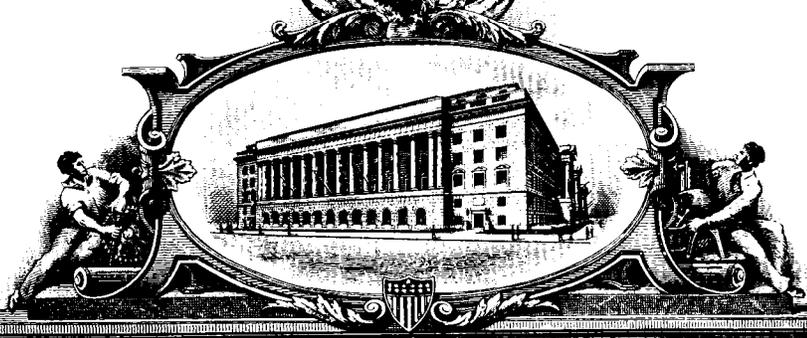
The trade-mark was first used on May 12, 1925, and first used in commerce among the several States of the United States, which may lawfully be regulated by Congress on May 12, 1925.

The name presented is that of "Elizabeth Arden" whose consent to use and register her name is of record in this case.

ELIZABETH ARDEN SALES
CORPORATION,

By FRANCES O'LEARY,
Secretary.

755221



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

February 11, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION 545,592 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 20 YEARS FROM *July 24, 1951*
3rd RENEWAL FOR A TERM OF 10 YEARS FROM *July 24, 2001*
SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.
A DELAWARE CORP.

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS



Trudie Wallace
TRUDIE WALLACE
Certifying Officer

Registered July 24, 1951

Registration No. 545,592

PRINCIPAL REGISTER
Trade-Mark

UNITED STATES PATENT OFFICE

Elizabeth Arden Sales Corporation,
New York, N. Y.

Act of 1946

Application January 12, 1950, Serial No. 590,731

ELIZABETH ARDEN

STATEMENT

Elizabeth Arden Sales Corporation, a corporation duly organized under the laws of the State of Delaware, located at New York city, New York, and doing business at 681 Fifth Avenue, city of New York, and State of New York, has adopted and is using the trade-mark shown in the accompanying drawing, for SKIN LOTIONS AND CREAMS, REDUCING LOTION, BLEACH CREAM, AND DEFLATORY, in Class 51, Cosmetics and toilet preparations, and presents herewith five specimens showing the trade-mark as actually used in connection with such goods, the trade-mark being applied to labels or stickers which are attached to the containers containing the goods, and requests that the same be registered in the United States Patent Office on the Principal Register in accordance with the act of July 5, 1946.

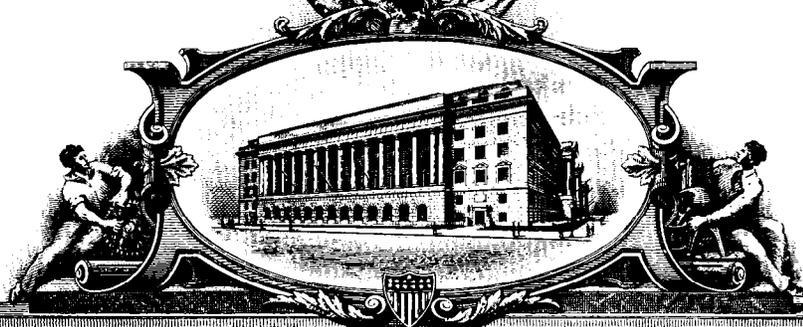
The trade-mark was first used by applicant's predecessor in business on January 2, 1910, and first used in commerce among the several States of the United States, which may lawfully be regulated by Congress on January 3, 1910.

Applicant is the owner of Registered Trade-Marks Nos. 153,598, dated March 21, 1922, renewed January 5, 1948, and 501,507, dated August 10, 1948.

The name presented is that of "Elizabeth Arden" whose consent to register is of record in this case.

ELIZABETH ARDEN SALES
CORPORATION,
By FRANCES O'LEARY,
Secretary.

755221



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

February 10, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION 557,022 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 20 YEARS FROM *April 01, 1952*
3rd RENEWAL FOR A TERM OF 10 YEARS FROM *April 01, 2002*
SECTION 8 & 15
AMENDMENT/CORRECTION/NEW CERT(SEC7) ISSUED
LESS GOODS

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.
A DELAWARE CORPORATION

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS

L. Edelen

L. EDELEN
Certifying Officer



Int. Cl.: 42

Prior U.S. Cl.: 100

United States Patent and Trademark Office
Amended

Reg. No. 557,022

Registered Apr. 1, 1952

OG Date Aug. 6, 2002

**SERVICE MARK
PRINCIPAL REGISTER**

ELIZABETH ARDEN

FD MANAGEMENT, INC. (DELAWARE CORPORATION)
300 DELAWARE AVENUE
WILMINGTON, DE 19801, BY CHANGE OF NAME, BY ASSIGNMENT, BY ASSIGNMENT, BY ASSIGNMENT, BY ASSIGNMENT ELIZABETH ARDEN SALES CORPORATION (DELAWARE CORPORATION) NEW YORK, NY
THE NAME PRESENTED IS THAT OF "ELIZABETH ARDEN" WHOSE CONSENT TO USE AND REGISTER HER NAME IS OF RECORD IN THIS CASE.

FOR: FACE, BODY, AND HAIR MAKE-UP AND CARE, CONSISTING OF: FACE TREATMENT—NAMELY,

MASSAGES, APPLICATION OF COSMETICS, EYELASH AND EYEBROW DYEING, EYEBROW TWEEZING AND ADVICE ON CARE OF SKIN AND MAKE-UP; BODY MASSAGES, PASSIVE ~~REDUCING TREATMENTS~~; HAIR CUTTING, HAIR SETTING, HAIR CURLING, PERMANENT WAVING, SCALP TREATMENTS, HAIR TINTING, HAIR DYEING, HAIR SHAMPOOING, MANICURING, PEDICURING, REMOVAL OF SUPERFLUOUS HAIR, AND ~~CORRECTIVE EXERCISES AND ROLLER TREATMENTS~~,
IN CLASS 100 (INT. CL. 42).

FIRST USE 1-2-1912; IN COMMERCE 1-2-1912.

SER. NO. 71-581,927, FILED 7-14-1949.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Aug. 6, 2002.*

DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

int a 3

Registered Apr. 1, 1952

Registration No. 557,022

AFFIDAVIT SEC. 8

ACCEPTED

PRINCIPAL REGISTER

AFFIDAVIT SEC. 15

RECEIVED 4-30-57

Service Mark

RENEWED

ELI LILLY & COMPANY
INDIANAPOLIS, IND.

UNITED STATES PATENT OFFICE

Elizabeth Arden Sales Corporation,
New York, N. Y.

Act of 1946

Application July 14, 1949, Serial No. 581,927

Elizabeth Arden

STATEMENT

Elizabeth Arden Sales Corporation, a corporation duly organized under the laws of the State of Delaware, located at New York city, New York, and doing business at 681 Fifth Avenue, city of New York, and State of New York, has adopted and is using the service mark shown in the accompanying drawing, for FACE, BODY, AND HAIR MAKE-UP AND CARE, CONSISTING OF: FACE TREATMENT—NAMESLY, MASSAGES, APPLICATION OF COSMETICS, EYELASH AND EYEBROW DYEING, EYEBROW TWEEZING AND ADVICE ON CARE OF SKIN AND MAKE-UP; BODY MASSAGES, ~~PASSIVE-REDUCING TREATMENTS~~; HAIR CUTTING, HAIR SETTING, HAIR CURLING, PERMANENT WAVING, SCALP TREATMENTS, HAIR TINTING, HAIR DYEING, HAIR SHAMPOOING, MANICURING, PEDICURING, REMOVAL OF SUPERFLUOUS HAIR, AND CORRECTIVE EXERCISES AND ROLLER TREATMENTS, in Class 100, Miscellaneous, and presents herewith

five specimens showing the service mark as actually used in connection with the sale or advertising of such services; the service mark being used as follows: by being printed upon written matter advertising the services, and requests that the same be registered in the United States Patent Office on the Principal Register of the act of July 5th, 1946.

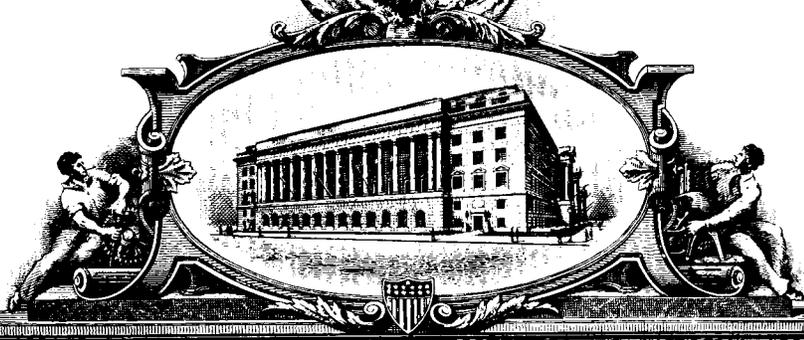
The name presented is that of "Elizabeth Arden" whose consent to use and register her name is of record in this case.

The service mark was first used on January 2nd, 1912, and first used in the sale or advertising of services and the services rendered in commerce among the several States which may lawfully be regulated by Congress on January 2nd, 1912.

ELIZABETH ARDEN SALES
CORPORATION,

By FRANCES O'LEARY,
Secretary.

755221



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

February 11, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION 1,073,947 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 20 YEARS FROM *September 27, 1977*
1st RENEWAL FOR A TERM OF 10 YEARS FROM *September 27, 1997*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.

A DELAWARE CORP.

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS



Trudie Wallace
TRUDIE WALLACE
Certifying Officer

Int. Cl.: 9

Prior U.S. Cl.: 26

United States Patent Office

Reg. No. 1,073,947
Registered Sept. 27, 1977

TRADEMARK
Principal Register

ELIZABETH ARDEN

Eli Lilly and Company (Indiana corporation)
307 E. McCarty St.
Indianapolis, Ind. 46206

For: EYEGLOSS FRAMES, in CLASS 9 (U.S. CL.
26).
First use Sept. 28, 1976; in commerce Sept. 28, 1976.
The name "Elizabeth Arden" is that of a deceased in-
dividual.
Owner of Reg. Nos. 153,598, 660,774, and others.
Ser. No. 104,951, filed Nov. 1, 1976.

J. D. SAMS, Examiner

755221



THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office**

February 10, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,579,710* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *January 30, 1990*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *January 30, 2000*
SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.

A DELAWARE CORPORATION

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS



P. SWAIN
Certifying Officer

Int. Cl.: 3

Prior U.S. Cls.: 51 and 52

Reg. No. 1,579,710

United States Patent and Trademark Office Registered Jan. 30, 1990

**TRADEMARK
PRINCIPAL REGISTER**

ELIZABETH ARDEN

UNOPCO SUB, INC. (DELAWARE CORPORATION)
C/O CORPORATION TRUST COMPANY
1209 ORANGE STREET
WILMINGTON, DE 19801, ASSIGNEE OF
ELIZABETH ARDEN, INC. (INDIANA CORPORATION) NEW YORK, NY 10055

FOR: TOILET LOTIONS; SKIN CREAMS;
PERFUMES; FACE, DUSTING AND TALCUM
POWDERS; MAKE-UP FOUNDATIONS; NAIL
PREPARATIONS; OILS, CREAMS AND OINT-
MENTS FOR THE ALLEVIATION AND PRE-
VENTION OF SUN BURN; SACHETS IN POW-
DERED FORM; ROUGE; LIP PENCILS, SALVE;

EYEBROW PENCILS; EYE SHADOW; MAS-
CARA; OINTMENTS; SHAMPOOS; BATH
SALTS AND OILS; DEPILATORIES; AND DE-
ODORANTS, IN CLASS 3 (U.S. CLS. 51 AND 52).
FIRST USE 1-2-1910; IN COMMERCE

1-2-1910.

OWNER OF U.S. REG. NOS. 534,323, 1,073,947
AND OTHERS.

THE NAME "ELIZABETH ARDEN" IN THE
MARK DOES NOT IDENTIFY A LIVING INDI-
VIDUAL.

SER. NO. 73-776,361, FILED 1-23-1989.

G. T. GLYNN, EXAMINING ATTORNEY

755221



THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office**

February 10, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,577,216* IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *January 16, 1990*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *January 16, 2000*
SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.
A DELAWARE CORPORATION

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS



P. SWAIN
Certifying Officer

Int. Cl.: 3

Prior U.S. Cl.: 51

Reg. No. 1,577,216
United States Patent and Trademark Office Registered Jan. 16, 1990

TRADEMARK
PRINCIPAL REGISTER

ELIZABETH ARDEN

UNOPCO SUB, INC. (DELAWARE CORPORATION)
C/O CORPORATION TRUST COMPANY
1209 ORANGE STREET
WILMINGTON, DE 19801, ASSIGNEE OF
ELIZABETH ARDEN, INC. (INDIANA CORPORATION) NEW YORK, NY 10055

FOR: SKIN MOISTURIZERS, SKIN LOTIONS,
SKIN CREAMS AND PERFUMERY, IN CLASS 3
(U.S. CL. 51).

FIRST USE 8-6-1988; IN COMMERCE
8-6-1988.

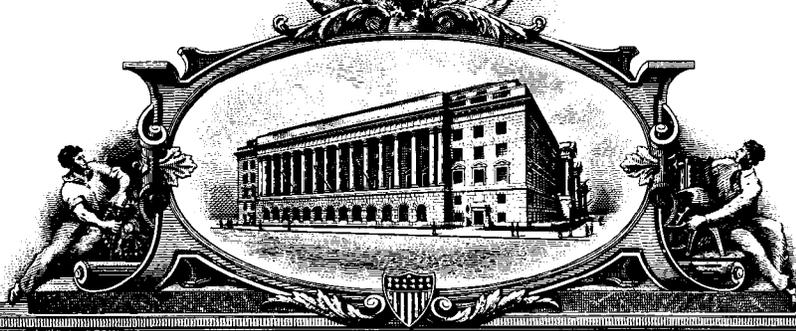
OWNER OF U.S. REG. NOS. 534,323, 1,073,947
AND OTHERS.

THE NAME "ELIZABETH ARDEN" DOES
NOT IDENTIFY A LIVING INDIVIDUAL.

SER. NO. 73-777,845, FILED 1-26-1989.

G. T. GLYNN, EXAMINING ATTORNEY

755221



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

February 08, 2005

THE ATTACHED U.S. TRADEMARK REGISTRATION 1,656,519 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *September 10, 1991*
1st RENEWAL FOR A TERM OF 10 YEARS FROM September 10, 2001
SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

FD MANAGEMENT, INC.
A DELAWARE CORPORATION

By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS

L. Edelen

L. EDELEN
Certifying Officer



Int. Cls.: 14 and 18

Prior U.S. Cls.: 3, 27, 28, and 41

United States Patent and Trademark Office **Reg. No. 1,656,519**
Registered Sep. 10, 1991

**TRADEMARK
PRINCIPAL REGISTER**

ELIZABETH ARDEN

UNOPCO SUB, INC. (DELAWARE CORPORATION)
390 PARK AVENUE
NEW YORK, NY 10022

FOR: JEWELRY, IN CLASS 14 (U.S. CLS. 27 AND 28).

FIRST USE 3-19-1990; IN COMMERCE 3-19-1990.

FOR: LUGGAGE AND UMBRELLAS, IN CLASS 18 (U.S. CLS. 3 AND 41).

FIRST USE 3-16-1990; IN COMMERCE 3-16-1990.

OWNER OF U.S. REG. NOS. 153,598, 1,579,710, AND OTHERS.

THE NAME "ELIZABETH ARDEN" DOES NOT IDENTIFY A PARTICULAR LIVING INDIVIDUAL.

SN 74-017,600, FILED 1-9-1990.

CATHERINE KAISER KREBS, EXAMINING ATTORNEY