



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

Toyota Jidosha Kabushiki Kaisha,)	
t/a Toyota Motor Corporation,)	
and)	
Toyota Motor Sales, U.S.A., Inc.,)	
)	
Opposers)	
)	
v.)	
)	
Syngenta Participations AG,)	
)	
Applicant)	
)	

CONSOLIDATED

Opposition No.: 157,206
 Mark: LEXUS
 U. S. Appln. Serial No.: 78/145,546

Opposition No.: 159,578
 Mark: LEXXUS
 U. S. Appln. Serial No.: 78/185,538

OPPOSERS' RESPONSE TO APPLICANT'S MOTION FOR RECONSIDERATION

Opposers, Toyota Jidosha Kabushiki Kaisha t/a Toyota Motor Corporation and Toyota Motor Sales, U.S.A., Inc., submit this response to Applicant's Motion for Reconsideration of the Board Order of March 11, 2005.

Opposers have not undertaken to consult by telephone with Applicant, because Applicant's counsel has been consistently discourteous in dealing with Opposers' counsel since the outset of this case. Therefore, it has been impossible to communicate with Applicant other than by written correspondence.

Applicant is not entitled to copies of settlement agreements until a protective order has been entered. Applicant refused to delete from the Stipulated Protective Order language that the Board found unnecessary. Accordingly, Opposers are awaiting the Board's ruling on entry of a protective order.

Opposers have not retained an expert to date. Accordingly, there is no expert report to produce.

Opposers have conducted no survey in connection with this matter. Because Opposers have not conducted a survey, no survey can be produced.

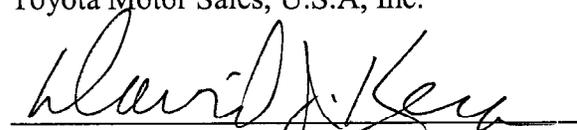
Discoverable information regarding court decisions has already been identified.

For the foregoing reasons, Applicant's Motion for Reconsideration should be denied.

Respectfully submitted,

Toyota Jidosha Kabushiki Kaisha,
t/a Toyota Motor Corporation and
Toyota Motor Sales, U.S.A, Inc.

By:



David J. Kera
Amy Sullivan Cahill
Oblon, Spivak, McClelland,
Maier, & Neustadt, P.C.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
Fax: (703) 413-2220
Attorneys for Opposers

Date:

April 19, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **OPPOSERS' RESPONSE TO APPLICANT'S MOTION FOR CONSIDERATION** was served on counsel for Applicant, this 19th day of April, 2005, by sending via First Class mail, postage prepaid to,

James A. Zellinger, Esquire
SYNGENTA CROP PROTECTION INC.
410 Swing Road
Greensboro, North Carolina 27409