

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

In re App. Serial No. **78/247,326**
 Mark: COOL CAT PRODUCTS and Design
 Filed: May 8, 2003
 Class: 18
 Applicant: John D. Gullahorn
 Published in the *Official Gazette* at TM 433 on May 11, 2004

PERFECT FOODS, INC.

Opposer

v.

JOHN D. GULLAHORN

Applicant

Opposition No. 91160978

NOTICE OF RELIANCE
ON SWORN AFFIDAVIT
OF ALYSE M. MATSIL

Opposer, Perfect Foods, Inc., hereby gives notice that it intends to rely on the sworn affidavit of Alyse M. Matsil (Opposer's Exhibit 16 attached hereto) given on April 6, 2005 in the above-identified opposition. In particular, Opposer seeks to rely on Ms. Matsil's sworn affidavit to establish the indicated facts:

capacity of Opposer's witness, Alyse M. Matsil, as Vice President and Secretary-Treasurer of Perfect Foods, Inc., in her deposition testimony given on April 5, 2005

Respectfully submitted,

Perfect Foods, Inc.

Date: April 7, 2005

By: Dennis T. Griggs
 Dennis T. Griggs
 Attorney for Opposer

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CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this NOTICE OF RELIANCE ON SWORN AFFIDAVIT OF ALYCE M. MATSIL (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Trademark Trial and Appeal Board, 2900 Crystal Drive, Arlington, VA 22202-3513.

S. Maria Tedesco

(Typed name of person mailing paper)

Date: April 7, 2005



(Signature of person mailing paper)

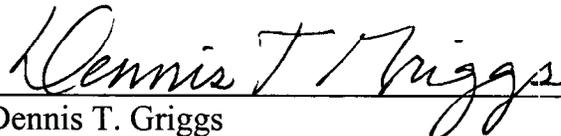
CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing NOTICE OF RELIANCE ON SWORN AFFIDAVIT OF ALYSE M. MATSIL has been forwarded this 7th day of April 2005, by first class mail, postage prepaid and addressed to:

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