

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

Jeffrey E. Jones, *dba* Dent Perfect :  
 :  
 :  
 Opposer, : Opp. No. 91/161,227  
 : Serial No. 78/220,810  
 :  
 v. :  
 :  
 :  
 Seth A. Byerley and Troy D. Ward :  
 Partnership, The :  
 :  
 :  
 Applicant. :

CERTIFICATE UNDER 37 CFR 1.8(a)  
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
BEING DEPOSITED WITH THE UNITED STATES POSTAL  
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE  
ADDRESSED TO THE COMMISSIONER FOR TRADEMARKS,  
2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513

ON 9-3-04  
Jonathan Bay  
REGISTRATION NO. 35069  
DATE 9-3-04

**STIPULATION OF DISMISSAL  
AND ABANDONMENT OF TRADEMARK APPLICATION**

Opposer Jeffrey E. Jones ("Jones") and Applicant The Seth A. Byerley and Troy D. Ward Partnership ("Byerley/Ward") have reached a settlement agreement and now request disposition of the above-referenced opposition as follows:

- (1) Pursuant to 37 C.F.R. §2.68 and with the consent of Opposer Jones, Applicant Byerley/Ward expressly abandons application Serial No. 78/220,810, the subject matter of the above-referenced opposition; and
- (2) Jones and Byerley/Ward, by and through their undersigned attorneys, stipulate that the above-identified opposition proceeding be dismissed, with prejudice.

Dated: Sept. 3, 2004.

JEFFREY E. JONES

SETH A. BYERLEY & TROY D. WARD,  
PARTNERSHIP, THE

By:

Jonathan A. Bay  
Jonathan A. Bay  
Attorney at Law  
333 Park Central E., Ste. 314  
Springfield, Missouri 65806

Nick Rouse  
Nick Rouse  
DUNLAP, CODDING & ROGERS  
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Attorney for Opposer

Attorneys for Applicant

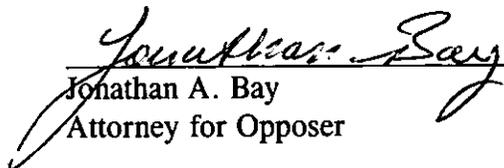


09-08-2004

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing **STIPULATION OF DISMISSAL AND ABANDONMENT OF TRADEMARK APPLICATION** signed by the parties or representatives therefor and effective September 3, 2004, has been SERVED by First Class Mail, postage prepaid, this 3<sup>rd</sup> day of September, 2004, UPON Attorneys for Applicant:

Nicholas D. Rouse, Esq.  
DUNLAP CODDINGS & ROGERS  
1601 Northwest Expressway, Ste. 1000  
Oklahoma City, OK 73118

  
Jonathan A. Bay  
Attorney for Opposer

