

COPY

BIENSTOCK & MICHAEL, P.C.
-COUNSELORS AT LAW-

250 WEST 57TH STREET, SUITE 1917
NEW YORK, NEW YORK 10107
TELEPHONE: (212) 399-0099
FACSIMILE: (212) 399-1278

NEW JERSEY OFFICE:
6 FERNWOOD DRIVE
FAIR LAWN, NEW JERSEY 07410
TELEPHONE: (201) 791-8367
FACSIMILE: (201) 791-8860

WWW.MUSICESQ.COM

WRITER'S DIRECT EMAIL:
DANIEL.SCHUMAN@MUSICESQ.COM

RONALD S. BIENSTOCK**
WILL A. MICHAEL

DANIEL S. SCHUMAN

OF COUNSEL:
RANDALL S. D. JACOBS
BARTON J. WESS

PARALEGAL:
JAMES E. MOELLER

ALSO ADMITTED IN NJ
ALSO ADMITTED IN WA

February 28, 2005

Andrew Baxley, Esq.
United States Patent and Trademark Office
Trademark Trial and Appeal Board
Alexandria, VA 22313-1451

**RE: Opposition Proceedings Against Fender Musical Instruments Corporation's
Trademark Applications Serial Nos.: 76515828, 76516126, 76516127
OUR FILE NUMBER: 30509**

Dear Mr. Baxley,

Pursuant to the recent correspondence from the Trademark Trial and Appeal Board ("the Board") dated January 27, 2005, the Board intends to consolidate as many of the pending opposition proceedings against Fender Musical Instruments Corporation (hereinafter FMIC) as possible. The Board has allowed thirty (30) days for all parties opposing the above-referenced applications to choose a mutually acceptable lead counsel for the proceedings. It is noted by the Board, in footnote two of the January 27th correspondence, that our firm represents 18 of the 22 parties. Therefore, with the additional consent of two more parties, we have assumed the role of lead counsel.

As lead counsel Bienstock & Michael P.C. represents the following twenty (20) opposers:

- 1) U.S. Music Corp.
- 2) Peavey Electronics Corporation
- 3) The ESP Guitar Company
- 4) Schecter Guitar Research, Inc.
- 5) Tradition Guitars Inc.
- 6) Sadowsky Guitars Ltd.
- 7) Saga Musical Instruments

- 8) Warmoth Guitar Products Inc.
- 9) W D Music Products, Inc.
- 10) Michael Tobias Design, LLC
- 11) Stuart Spector Designs, Ltd.
- 12) JS Technologies, Inc.
- 13) Levinson Musical Products Ltd.
- 14) James Triggs Guitars
- 15) Raise Praise d/b/a Tom Anderson Guitar Works
- 16) Lakland Musical Instruments, LLC
- 17) Indoor Storm, Ltd.
- 18) MBT International, Inc.
- 19) First Act Inc.
- 20) Hoshino Gakki Co., Ltd and Hoshino USA

The following parties remain outside of the intended consolidation and correspondence will remain with their respective authorized representative or through their attorney:

- 1) Jason Lollar d/b/a Lollar Guitars
- 2) DeTemple Guitars

Finally, please send all correspondence on behalf of the twenty (20) parties aforementioned to the address referenced below. Thank you for your time and consideration in this matter and we invite you to contact us with any questions, comments or concerns that you may have regarding this matter.

By email:
Telephone and facsimile:

Ronald.Bienstock@musicesq.com
ph: 212 399-0099, fax: 212 399-1278

Address:

Ronald S. Bienstock, Esq.
Bienstock & Michael, P.C.
250 W. 57th St., Suite 1917
New York, NY 10107

Very truly yours,



Daniel S. Schuman

RSB/dss
cc: Opposers Group

BIENSTOCK & MICHAEL, P.C.
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RONALD S. BIENSTOCK
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DANIEL S. SCHUMAN

OF COUNSEL:
RANDALL S. D. JACOBS
BARTON J. WEISS

PARALEGAL:
JAMES E. MOELLER

*ALSO ADMITTED IN NJ
*ALSO ADMITTED IN WA

F A X C O V E R S H E E T

DATE: MARCH 22, 2005

RE: FENDER OPPOSITION
OUR FILE NO.: 30509

TO: Mr. Andrew Baxley, ESQ.

FAX: (571) 273-4253

FROM: Daniel Schuman, ESQ.

PHONE: (212) 399-0099
FAX: (212) 399-1278

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Mr. Baxley,

Pursuant to your request, please find attached a copy of the lead counsel/consolidation letter dated February 28, 2005. If you have any questions or concerns please let us know.

Respectfully,

Daniel Schuman