

LAW OFFICES

FITZGERALD, SCHORR, BARMETTLER & BRENNAN, P.C., L.L.O.

JOSEPH J. BARMETTLER
GREGORY B. MINTER
BRUCE D. VOSBURG
ROBERT T. CANNELLA
GERALD L. FRIEDRICHSEN
NICK R. TAYLOR*
THOMAS G. McKEON
SUSAN J. SPAHN
THOMAS R. OSTDIEK
ANDREW T. SCHLOSSER
CAMILLE R. HAWK
CARLA HEATHERSHAW RISKO*
DUSTIN J. KESSLER

200 REGENCY ONE
10050 REGENCY CIRCLE
OMAHA, NEBRASKA 68114-3794
(402) 342-1000

facsimile: (402) 342-1025
e-mail: fitzlaw@fitzlaw.com
website: www.fitzlaw.com

WILLIAM A. TINSMAN
OF COUNSEL

WILLIAM J. BRENNAN
RETIRED

JAMES J. FITZGERALD, JR.
1903-1989

CHARLES A. SCHORR
1924-1998

January 2, 2009

*ALSO LICENSED TO PRACTICE IN IOWA

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
Commissioner for Trademarks
Madison East, Concourse Level
Room C 55
600 Dulany Street
Alexandria VA 22314

VIA FEDERAL EXPRESS

TTAB

Re: Mark: HANDS ON FUN! and Design
Serial No.: 76/586885
TTAB Opposition Proceeding No.: 91168399
Mark: HANDS ON FUN! and Design
Serial No.: 76/586891
TTAB Opposition Proceeding No.: 91168419

Gentlemen:

Enclosed for filing are duplicate originals of a Motion and Stipulation with respect to the settlement of the above two referenced Oppositions which have been previously consolidated under Opposition No. 9168399. The Motion and Stipulation seeks leave to amend defendant's applications for registration which are the subject of the above referenced Oppositions and to dismiss the two oppositions in accordance with a Settlement and Consent Agreement entered into and signed by both the Opposer and the Applicant.

The Motion and Stipulation seeks permission and leave to amend the applications for registration which are the subject of the above referenced Oppositions by adding the following language to the description of services and goods with which the marks are used:

“... all of which are not marketed to general merchandise mass retailers for resale.”

Enclosed for filing are the proposed amendments for each of the two applications which are the subject of the above referenced Oppositions: Serial No. 76/586891 filed April 15, 2004 and Serial No. 76/586885 filed April 15, 2004.

Through the Motion and Stipulation the parties to the above reference Oppositions hereby request that the enclosed amendments to the applications be approved and further request that the above referenced Oppositions be dismissed, all pursuant to and in accordance with the enclosed Motion and Stipulation.

A copy of this letter has been served upon Counsel for the Opposer, who has signed the enclosed Motion and Stipulation in recognition of agreement thereto and proof of service.

Very truly yours,



BRUCE D. VOSBURG
For the Firm

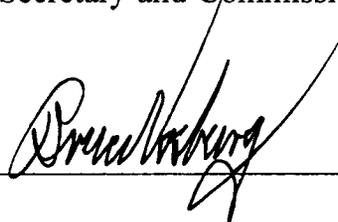
BDV:acm

Enclosures

cc: Thomas R. Dee, Opposer's Attorney
Robert R. Siffing

MAILING CERTIFICATE

I certify that this correspondence and the enclosures are being deposited with Federal Express in an envelope addressed to the Assistant Secretary and Commissioner of Patents and Trademarks on this 2nd day of January, 2008.



November 1, 2005 seeking registration of the mark "HANDS ON FUN" for a variety of goods and services in Classes 15, 16, 28 and 35 (Opposition No. 91168399) (the "OTC Applications").

2. The Settlement and Consent Agreement between the parties provides for an amendment to the OTC Applications consisting of an amendment to the description of services and goods with which the marks are used to include the following language at the end of each class description: ". . . all of which are not marketed to general merchandise mass retailers for resale." (hereinafter the "Services/Goods Description Amendment").

3. The Settlement and Consent Agreement provides that upon acceptance of the Services/Goods Description Amendment referred to above by the Trademark Trial and Appeal Board and the U.S. Trademark Office, Fibre-Craft Materials Corporation, the opposer, shall dismiss or withdraw its Opposition Nos. 91168399 and 91168419 to the registration applications of Oriental Trading Company, Inc. referenced above.

4. Both Oriental Trading Company, Inc. and Fibre-Craft Materials Corporation request that the OTC Applications be amended as referenced above to add the following language to each description of services and goods with which the marks are used, ". . . all of which are not marketed to general merchandise mass retailers for resale." ("The Services/Goods Description Amendment").

5. Both the Opposer, Fibre-Craft, and the Respondent, OTC, agree and stipulate to the above and jointly move for approval of the amendment to the applications referenced above and further move and request that the Trademark Trial and Appeal Board also approve the dismissal of the two above referenced oppositions upon such approval of the Services/Goods Description Amendment. Such request is made pursuant to TBMP §605.03(b).

6. The parties hereto further acknowledge service and proof of service of this Motion and Stipulation by their signatures hereto.

Respectfully Submitted,

ORIENTAL TRADING COMPANY, INC.,
Applicant

By: Bruce Vosburg

Title: Applicant's Attorney

Date: 12/30/08

Bruce D. Vosburg #14342
Gerald L. Friedrichsen #15898
FITZGERALD, SCHORR, BARMETTLER
& BRENNAN, P.C., L.L.O.
10050 Regency Circle, Suite 200
Omaha, Nebraska 68114
Tel: (402) 342-1000 Fax: (402) 324-1025
Attorneys for Applicant,
Oriental Trading Company, Inc.

FIBRE-CRAFT MATERIALS
CORPORATION, Opposer

By: Thomas R. Dee

Title: Opposer's Attorney

Date: 12/16/08

Thomas R. Dee
VEDDER, PRICE, KAUFMAN &
KAMM HOLZ, P.C.
222 North LaSalle Street
Chicago, IL 60601
Attorneys for Opposer
Fibre-Craft Materials Corporation

LAW OFFICES

FITZGERALD, SCHORR, BARMETTLER & BRENNAN, P.C., L.L.O.

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January 2, 2009

Assistant Commissioner for Trademarks
United States Patent and Trademark Office
Box Responses - No Fee
P.O. Box 1451
Alexandria VA 22313-1451

Attn: Sharon A. Meier
Trademark Attorney
Law Office 116

In re: Mark: HANDS ON FUN & Design
Serial No.: 76/586885
Applicant: Oriental Trading Company, Inc.
Filing Date: 4/15/04

Dear Ms. Meier:

Pursuant to and in accordance with the Motion and Stipulation to Amend Defendant's Applications for Registration filed with the Trademark Trial and Appeal Board in Opposition No. 91168399, applicant hereby amends the description of services for the above referenced mark as follows:

Class 15

Musical instruments, in International Class 15 all of which are not marketed to general merchandise mass retailers for resale.

Class 16

School supplies and educational craft items, namely, arts and crafts paint kits,

party ornaments of paper, party ornaments of plastic, photo holder cards, stickers, cardboard, stencils, paper bags, paper boxes, calendars, bookmarks, corkboards, paper banners, notebooks, corkboard pins, pompoms, paint brushes, paper drop cloths, marker caddies, adhesive tapes for stationery or household use, glue for stationery or household use, paper hole punch, pencil sharpeners, personal storage organizers, paint applicator rollers, stamp pads, paper filters, crayons, chalk, dry erase writing boards, lap boards for reading and writing, chalkboards; art supplies and artists' materials, namely, stencils, cardboard, notebooks, pens, glue for stationery or household use, corkboards, paper hole punch, paint brushes, paper filters, crayons, pencil sharpeners, chalk, dry erase writing boards, lap boards for reading and writing, chalkboards, paper embossers, modeling clay, molds for modeling clay, collages, magnetic paper, cellophane paper, paper drop cloths, sponge stamps, personal storage organizers, paint applicator rollers, and stamp pads, in International Class 16 all of which are not marketed to general merchandise mass retailers for resale.

Class 28

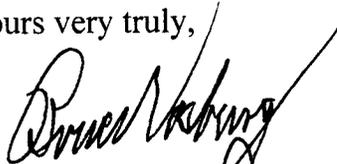
Toys, games, and novelty items, namely, puzzles, plastic toy jewels and jewelry, ribbon sticks, flying disks, jump ropes, plastic animals, playground cones, hoops, rubber balls, bean bags, toy building blocks, kaleidoscopes, puppets, play food, toy masks, foam wigs; toy modeling dough, play tunnels, children's wire construction and art activity toys, in International Class 28 all of which are not marketed to general merchandise mass retailers for resale.

Class 35

Mail order catalog services in the field of school supplies and educational, craft, gift and novelty items, art supplies, art materials, toys and musical instruments, in International Class 35 all of which are not marketed to general merchandise mass retailers for resale.

Applicant respectfully submits that with these changes and the dismissal of the opposition proceeding, the applicant's mark should be approved for registration and a certificate issued.

Yours very truly,



BRUCE D. VOSBURG
For the Firm

BDV:acm

cc: Robert R. Siffing