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Filing date: **04/27/2015**

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

Proceeding	91213413
Party	Plaintiff Mappin & Webb Limited
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Date	04/27/2015
Attachments	4-27-15 Stipulations of Fact for Accelerated Case Resolution.pdf(136236 bytes)

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

<p style="text-align:center">MAPPIN & WEBB LIMITED, Opposer, v. M WEBB, LLC, Applicant.</p>	<p>Opposition No. 91213413</p> <p>Mark: M WEBB Serial No. 85460569 Filed: October 31, 2011</p>
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STIPULATIONS OF FACT FOR ACCELERATED CASE RESOLUTION

Opposer Mappin & Webb Limited (“Opposer”) and Applicant M Webb, LLC (“Applicant”) jointly stipulate to the following facts for purposes of Accelerated Case Resolution.

1. Opposer has standing to bring this Opposition.
2. Opposer’s priority date for two U.S. applications based on §1(b) of the Lanham Act for the “MAPPIN & WEBB” (Application Serial No. 85350960) and “MAPPIN & WEBB LONDON” (Application Serial No. 85350965) trademarks for “Leather articles, namely, wallets, credit card holders and calling card holders, luggage tags, purses, trunks and travelling bags; umbrellas, parasols and walking sticks; articles made of precious materials or coated or plated therewith, namely, credit card holders and calling card holders” in International Class 018 and other listed goods in International Classes 8, 9, 14, 16, 20, 21, and 35 is June 20, 2011 (“Opposer’s Filing Date”).

3. Applicant's filing date for its U.S. application based on §1(b) of the Lanham Act for the "M WEBB" trademark (Application Serial No. 85460569) for "Handbags, purses, wallets, tote bags" in International Class 018 and "women's apparel and accessories, namely, shirts, t-shirts, pants, dresses, skirts, shorts, jackets, coats, sweaters, lingerie, pajamas, robes, socks, hosiery, scarves, gloves, hats, belts and footwear" in International Class 025 is October 31, 2011 ("Applicant's Filing Date").

4. Opposer has priority because Opposer's Filing Date precedes Applicant's Filing Date.

5. Opposer does not have any stores in the United States that sell goods under the mark MAPPIN & WEBB.

6. Opposer currently sells jewelry, watches, picture frames, glassware, gift items, and cutlery at MAPPIN & WEBB stores in the UK and on its website at www.mappinandwebb.com (which currently does not allow for shipment of goods into the United States).

7. Opposer has never sold any clothing under the mark MAPPIN & WEBB.

8. Applicant currently does not and has never used the mark M WEBB on any goods in the United States.

9. Applicant has sold clothing under the mark MARISSA WEBB in the United States but has not yet sold goods under the mark M WEBB.

10. M Webb, LLC is the legal name of Applicant.

11. Opposer and Applicant are not aware of any instances of any actual confusion between each other's marks.

Dated: April 21, 2015

Respectfully submitted,

/Molly Buck Richard/
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ATTORNEYS FOR M WEBB, LLC

Respectfully submitted,

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LIMITED

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing STIPULATIONS OF FACT FOR ACCELERATED CASE RESOLUTION was served by email and first class mail, postage prepaid, on this 27th day of April 2015, upon counsel for Applicant at the following address of record:

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