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05-14-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #74

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

LUMINEX CORPORATION

Petitioner,

vs.

MELALEUCA, INC.

Registrant.

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Cancellation No. 30,414

Mark: LUMINEX

Registration No. 2,298,181

TRADEMARK TRIAL AND  
APPEAL BOARD  
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**STIPULATED REQUEST FOR WITHDRAWAL  
AND DISMISSAL OF CANCELLATION**

Petitioner, Luminex Corporation, and Registrant, Melaleuca, Inc., by and through their attorneys and pursuant to 37 C.F.R. § 2.114(c), hereby stipulate that the captioned cancellation against the mark LUMINEX, Registration No. 2,298,181, be dismissed without prejudice and without costs to either party.

Petitioner, Luminex Corporation, through its attorneys and pursuant to 37 C.F.R. § 2.18, requests that all future correspondence regarding this proceeding be sent to Petitioner's attorneys at the address listed below.

Respectfully submitted,

Dated: May 13, 2002

By: 

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Attorneys for Petitioner  
LUMINEX CORPORATION

Dated: April 8, 2002

By: 

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Attorneys for Registrant  
MELALEUCA, INC.

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Peter D. Vogl, Pennie & Edmonds LLP, 1155 Avenue of the Americas, New York, New York 10036-2711, on May 14, 2002.

*Anita Nesser*

Anita Nesser

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 in an envelope addressed to: Box TTAB No Fee, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on MAY 14, 2002.  
Kathy A. Stuedt  
Name:  
E953575071  
Express Mail Cert. No.