

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

D. MICHAEL BURK d/b/a FOKUS, INC.,
an Illinois corporation,

Petitioner,

v.

DERBY CYCLE WERKE GMBH,
a German corporation,

Registrant.

)
)
) Cancellation No. 92043029
)
) Reg. No. 2,188,714
) 75-040827
)
)
)
)

STIPULATED DISMISSAL OF CANCELLATION PROCEEDING

The parties having entered into a Consent Agreement, Petitioner, with Registrant's consent, hereby dismisses this cancellation proceeding without prejudice.

Respectfully submitted,

D. MICHAEL BURK d/b/a FOKUS, INC.

Date: 9-7-04

By: Lewis T. Steadman, Jr.
Lewis T. Steadman, Jr.
Holland & Knight LLP
131 South Dearborn Street, 30th Floor
Chicago, Illinois 60603
(312) 263-3600

Attorneys for Petitioner

CONSENTED TO:

DERBY CYCLE WERKE GMBH

Date: 8-2-04

By: Stewart J. Bellus
Stewart J. Bellus
Collard & Roe, P.C.
1077 Northern Boulevard
Roslyn, New York 11576-1696
(516) 365-9802

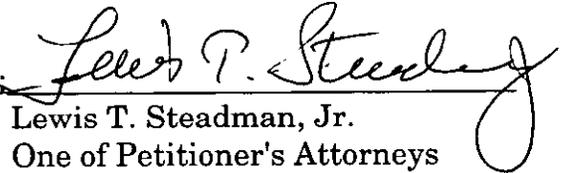
Attorneys for Registrant



CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of **STIPULATED DISMISSAL OF CANCELLATION PROCEEDING** is being deposited with the United States Postal Service as First Class Mail, postage prepaid in an envelope addressed to Commissioner for Trademarks, BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513 this 10th day of September, 2004.

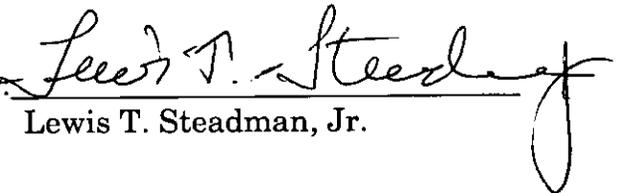
Date: September 10, 2004

By: 
Lewis T. Steadman, Jr.
One of Petitioner's Attorneys

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true and correct copy of the foregoing document has been served on counsel for Registrant, Stewart J. Bellus, Esq., Collard & Roe, P.C., 1077 Northern Boulevard, Roslyn, New York 11576-1696 this 10th day of September, 2004.

Date: Sept. 10, 2004

By: 
Lewis T. Steadman, Jr.