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98.505.130

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

TRUE VALUE COMPANY

v.

Concurrent Use  
Proceeding No. 94002192

LISA HILL, INC.,

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**ANSWER TO NOTICE OF CONCURRENT USE PROCEEDING**

Sir:

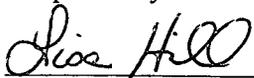
Pursuant to 37 C.F.R. § 2.99(d), LISA HILL, INC., a Texas corporation, hereby answers the Notice of Concurrent Use proceeding as follows.

1. LISA HILL, INC., has been using the subject service mark *Party Plus Warehouse* since August 1983.
2. LISA HILL, INC., filed the mark *Party Plus Warehouse* with the USPTO on April 29, 1997.
3. The mark was not restricted to any geographic area but rather was valid in all of the United States. LISA HILL, INC., intends to use the mark in areas outside of Lubbock, Texas.
4. The mark *Party Plus Warehouse*, encompasses the mark *Party Plus*. The disclaimer only states "NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PARTY" or "WAREHOUSE" APART FROM THE MARK AS SHOWN."

WHEREFORE, it is urged that TRUE VALUE COMPANY is not entitled to the current use registration which it seeks.

12-26-2006

Respectfully submitted,



LISA HILL

*Pro se*

LISA HILL, INC.,  
6520 University, Suite 10  
Lubbock, Texas 79413

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above and foregoing has this 21 day of December, 2006, been placed in the United States mail, properly stamped and addressed as follows:

By Certified Mail, Return Receipt Requested:

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P. O. Box 1451  
Lexandria, VA 22313-1451

By regular U.S. Mail:

Christopher J. Schulte  
Merchant & Gould, P.C.  
P.O. Box 2910  
Minneapolis, MN 55402-0910



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LISA HILL