

# Merchant & Gould

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TRUE VALUE COMPANY,	)	
Opposer,	)	
	)	
v.	)	Concurrent Use No. 94002192
LISA HILL, INC.,	)	
Applicant.	)	

Mark: PARTY PLUS  
Serial No.: 77/505,130  
Docket Number: M&G 14972.0150USTA  
Official Gazette:

Due Date:  
Filing Date: October 25, 2004

**CERTIFICATE UNDER 37 CFR 1.8:**  
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451 on March 1, 2007.

By:   
Name: Judy M. Schmidt

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

Dear Commissioner:

We are transmitting herewith the attached:

- Return postcard.
- Transmittal Sheet in duplicate containing Certificate Under 37 C.F.R.
- Other: Joint Motion to Expressly Abandon Application With Consent and Dismiss Concurrent Use Proceeding with Consent.

**Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate copy of this sheet is enclosed.**

By:   
Name: Christopher J. Schulte  
Reg. No.:  
CJS/jms



03-05-2007

U.S. Patent & TMO/TM Mail Rcpt Dt. #30

(CONTESTED MATTER)

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

TRUE VALUE COMPANY,	)	
	)	Concurrent Use No. 94002192
Applicant,	)	
	)	Registration No. 2,169,375
v.	)	
	)	
LISA HILL, Inc.,	)	
Registrant.	)	
_____	)	

**CERTIFICATE UNDER 37 CFR 2.197:** The undersigned hereby certifies that this correspondence is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, on March 1, 2007.

By: Judy M Schmidt  
Name: Judy M Schmidt

**JOINT MOTION TO EXPRESSLY ABANDON APPLICATION WITH CONSENT  
AND DISMISS CONCURRENT USE PROCEEDING WITH CONSENT**

Pursuant to 37 C.F.R. § 2.68, Applicant, True Value Company, by way of its undersigned attorney, respectfully requests that the United States Patent and Trademark Office expressly abandon United States Trademark Application Serial No. 78/505130 for PARTY PLUS, which is the subject of this Concurrent Use Proceeding. Applicant does so with the consent of Lisa Hill, Inc.

Pursuant to 37 C.F.R. § 2.135, Registrant, Lisa Hill, Inc. by way of its undersigned authorized signatory, consents to the express abandonment of this application.

The parties jointly, and with consent, move to dismiss this Concurrent Use Proceeding.

Respectfully submitted,

MERCHANT & GOULD, P.C.

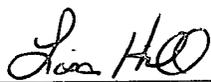
Dated: 2/27, 2007

By 

Christopher J. Schulte  
Attorney for Applicant  
MERCHANT & GOULD, P.C.  
P.O. Box 2910  
Minneapolis, MN 5402-0910  
(612) 336-4615

and

Dated: 2/20, 2007

By 

Lisa Hill  
Registrant  
Lisa Hill, Inc.  
6520 University, Suite 10  
Lubbock, Texas 79413

CERTIFICATE OF SERVICE

I hereby certify that on March 1, 2007, a copy of the foregoing JOINT MOTION TO EXPRESSLY ABANDON APPLICATION WITH CONSENT AND DISMISS CONCURRENT USE PROCEEDING WITH CONSENT was served by first class mail upon Registrant, Lisa Hill, Lisa Hill, Inc., 6520 University, Suite 10, Lubbock, Texas 79413.

  
Christopher J. Schulte  
Attorney for Applicant