

GAYDOS  
CHURNSIDE &  
BALTHROP P.C.  
ATTORNEYS AT LAW

Sheryl Balthrop  
Donald J. Churnside  
Gerry Gaydos

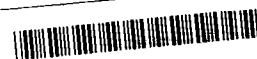
E. Al Lushenko  
Maria Trost  
V. James Wilson, Of Counsel

TTAB  
440 East Broadway  
Suite 300  
P.O. Box 1499  
Eugene, OR 97440

541.343.8060  
888.761.1073  
541.343.1599 FAX

July 8, 2002

Trademark Trial and Appeal Board  
Box TTAB No Fee  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513



07-11-2002  
U.S. Patent & TMOfo/TM Mail Rpt Dt. #01

Re: Block Drug Company, Inc. v. Om-Chi Herb Co.  
Opposition No. 124,085  
Serial No. 75/940,304

Dear TTAB:

The above referenced opposition was filed by counsel for Block Drug Company, Inc. with the USPTO on October 31, 2001. A responsive pleading was filed by our office on behalf of Om-Chi Herb Co. on December 19, 2001.

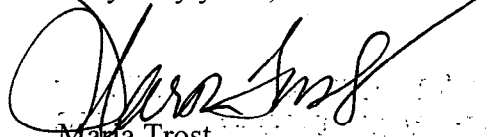
Parties to this matter have voluntarily entered into an agreement to settle the opposition. Pursuant to the terms of the Agreement, the applicant requests the following addition to the description of goods for the COGNITOL trademark application:

“Such goods shall be limited to sale and distribution in the following markets: health food stores, health care practioners, herbal conferences and herbal shops including on-line herbal outlets and through Applicant’s web site.”

Please suspend the opposition proceeding pending approval of the amendment to the description of goods. Upon approval and entry of the above amendment to the COGNITOL trademark application, Block Drug Company has consented to terminating opposition.

Please feel free to contact me if you have questions or concerns regarding this matter.

Very truly yours,

  
Maria Trost  
of Attorneys for Om-Chi Herb Co.

cc: Client  
Gary Krugman

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APPEAL BOARD  
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