

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

TEQUILA CENTINELA, S.A. de C.V.,)	Case Number: 1:04CV02201
)	Judge: Royce C. Lamberth
Plaintiff,)	
)	STIPULATION AND
v.)	ORDER OF DISMISSAL WITH
)	PREJUDICE OF ALL CLAIMS AND
BACARDI & COMPANY LIMITED,)	COUNTERCLAIMS, PURSUANT TO
)	RULE 41(a)(1)(A)(ii), Fed. R. Civ. P.
Defendant.)	

PLEASE TAKE NOTICE that, upon further consideration and review of additional facts, Defendant, BACARDI & COMPANY LIMITED, has no further objection to the registration by Plaintiff, TEQUILA CENTINELA, S.A. de C.V., of the mark CABRITO & Design as depicted in U.S. Application Serial No. 76/112,825. BACARDI & COMPANY LIMITED agrees not to further oppose or interfere, by way of a cancellation action or otherwise, with Plaintiff's efforts to register and maintain this mark or any resulting registration in the United States. If necessary in order for TEQUILA CENTINELA, S.A. de C.V. to register this mark, BACARDI & COMPANY LIMITED will provide its written consent to the registration of this mark.

IT IS THEREFORE STIPULATED AND AGREED, by and between the above-captioned parties through their undersigned counsel that, pursuant to Rule 41(a)(1)(A)(ii), Fed. R. Civ. P., and a settlement reached between the parties, the parties herein voluntarily dismiss all claims and counterclaims asserted in the captioned action *with prejudice*, with all parties to bear their own costs and counsel fees.

WHEREFORE, the parties respectfully request that this Court grant the relief herein stipulated and agreed to by the parties.

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S.A. DE C.V.

Dated: November 13, 2008

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SO ORDERED, this 13th day of November, 2008

 /s/
Royce C. Lamberth
UNITED STATES DISTRICT JUDGE