

TTAB

Barry F. Soalt  
Direct Dial: (619) 525-3865  
E-mail: bfs@procopio.com

June 7, 2004

Via Express Mail

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



06-07-2004  
U.S. Patent & TMOtc/TM Mail Rcpt Dt. #78

Re: Dragon Optical, Inc.  
TTAB Opposition No. 91156273  
Our Reference No.: 111667-226 (OP2)

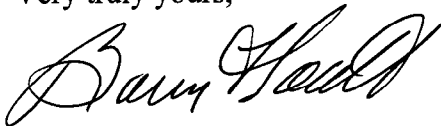
Dear Sir/Madam:

Enclosed you will find an original and two copies of each of the following documents:

1. Stipulation for Dismissal of Opposition;
2. Express Abandonment of Application Serial No. 75/752,738 Under 37 C.F.R. § 2.68 (re DRAGON FLY); and
3. Express Abandonment of Application Serial No. 75/752,796 Under 37 C.F.R. § 2.68 (re DRAGON)

Also enclosed is a self-addressed return receipt postcard confirm receipt of these documents.

Very truly yours,

  
Barry F. Soalt

BFS/gj  
Encl.

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

DRAGON OPTICAL, INC., :  
: :  
Opposer, : Opposition No. 91156273  
: :  
v. : Marks: DRAGON and DRAGON FLY  
: :  
THE BURTON CORPORATION, :  
: :  
Applicant :  
\_\_\_\_\_ :

06-07-2004

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

**STIPULATION FOR DISMISSAL OF OPPOSITION**

Commissioner for Trademarks  
BOX TTAB – NO FEE  
2900 Crystal Drive  
Arlington, VA 22202-3514

Dear Sir/Madam:

It is hereby stipulated, by and between Opposer and Applicant, through their respective counsel, and subject to the approval of the Trademark Trial and Appeal Board, the the above-referenced Opposition be dismissed without prejudice.

The parties have entered into a separate settlement agreement resolving the foregoing opposition. As part of that settlement agreement, applicant has agreed to abandon Application

---

CERTIFICATE OF MAILING  
(37 CFR 1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited as Express Mail No. EV304922578 US with the United States Postal Service on ~~June 7~~, 2004 with sufficient postage in an envelope addressed to the Commissioner for Trademarks, BOX TTAB – NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3514.


  
\_\_\_\_\_  
GEENA L. JACKSON

Serial Nos. 75/752,796 and 75/752,738, with the consent of Opposer. Copies of the Express Abandonment of Applications is attached hereto. Accordingly, it is requested that this opposition be dismissed, without prejudice.

An original and one copy of this Stipulation are being submitted herein.

Respectfully submitted,

Dated: June 7, 2004



Barry F. Soalt  
Procopio Cory Hargreaves & Savitch LLP  
530 B Street, Suite 2100  
San Diego, CA 92101  
Telephone: (619) 525-3865  
Facsimile: (619) 235-0398  
Attorneys for Opposer

Dated: May 27, 2004



Douglas R. Wolf  
Wolf Greenfield  
600 Atlantic Avenue  
Boston, MA 02210-2206  
Telephone: (617) 573-7860  
Facsimile: (617) 720-2441  
Attorneys for Applicant

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **STIPULATION FOR DISMISSAL OF OPPOSITION** was served upon attorney the attorney for Applicant:

Douglas R. Wolf  
Wolf Greenfield  
600 Atlantic Avenue  
Boston, MA 02210-2206

By first class U.S. mail, postage prepaid, on <sup>June</sup> May 7, 2004.

Dated: <sup>June</sup> May 7, 2004

By: Geena L. Jackson  
Geena L. Jackson

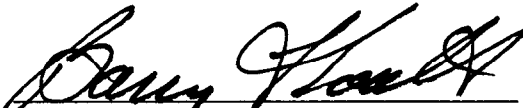


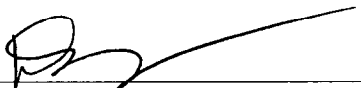
the consent of Opposer, Dragon Optical, Inc.

Dated: June 7, 2004

Dated: May 27, 2004

Respectfully submitted,

By:   
Barry F. Soalt  
Procopio, Cory, Hargreaves & Savitch LLP  
530 B Street, Suite 2100  
San Diego, California 92101-4469  
Telephone: (619) 238-1900  
Facsimile: (619) 235-0398  
Attorneys for Opposer  
Dragon Optical, Inc.

By:   
Douglas R. Wolf  
Wolf Greenfield  
600 Atlantic Avenue  
Boston, MA 02210-2206  
Telephone: (617) 573-7860  
Facsimile: (617) 720-2441  
Attorneys for Applicant  
The Burton Corporation

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the **Express Abandonment of Application Serial No. 75/752,738 Under 37 C.F.R. § 2.68** was served upon attorney the attorney for Applicant:

Douglas R. Wolf  
Wolf Greenfield  
600 Atlantic Avenue  
Boston, MA 02210-2206

By first class U.S. mail, postage prepaid, on ~~May~~ <sup>June</sup> ~~7~~ <sup>7</sup>, 2004.

Dated: ~~May~~ <sup>June</sup> ~~7~~ <sup>7</sup>, 2004

By: Geena L. Jackson  
Geena L. Jackson



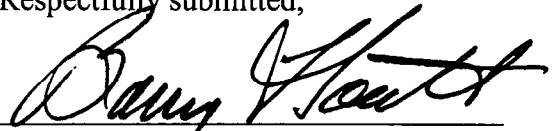


the consent of Opposer, Dragon Optical, Inc.

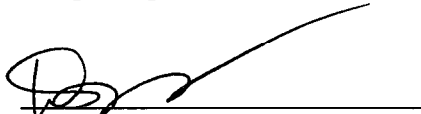
Dated: June 7, 2004

Dated: May 27, 2004

Respectfully submitted,

By: 

Barry F. Soalt  
Procopio, Cory, Hargreaves & Savitch LLP  
530 B Street, Suite 2100  
San Diego, California 92101-4469  
Telephone: (619) 238-1900  
Facsimile: (619) 235-0398  
Attorneys for Opposer  
Dragon Optical, Inc.

By: 

Douglas R. Wolf  
Wolf Greenfield  
600 Atlantic Avenue  
Boston, MA 02210-2206  
Telephone: (617) 573-7860  
Facsimile: (617) 720-2441  
Attorneys for Applicant  
The Burton Corporation

**CERTIFICATE OF SERVICE**

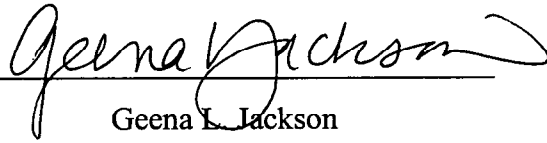
I hereby certify that a true copy of the **Express Abandonment of Application Serial No. 75/752,796 Under 37 C.F.R. § 2.68** was served upon attorney the attorney for Applicant:

Douglas R. Wolf  
Wolf Greenfield  
600 Atlantic Avenue  
Boston, MA 02210-2206

By first class U.S. mail, postage prepaid, on ~~May~~ <sup>June</sup> 7, 2004.

Dated: ~~May~~ <sup>June</sup> 7, 2004

By:

  
Geena L. Jackson