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

Proceeding	91166201
Party	Defendant Fortune Casuals, LLC Fortune Casuals, LLC attn: Walt Lacher 10119 Jefferson Blvd. Culver City, CA 90232
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Date	05/24/2007
Attachments	Consent Motion to Amend Appl & Dismiss.pdf (3 pages)(31241 bytes)

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

ASHLEY PAIGE DEPEW,)	Opposition No. 91166201
)	
Opposer,)	Application Serial No. 78/447486
)	
vs.)	Mark: PAIGE
)	
FORTUNE CASUALS, LLC,)	
)	
Applicant.)	
)	<u>CONSOLIDATED WITH:</u>
)	
PREMIUM DENIM, LLC)	Opposition No. 91175192
)	
Opposer,)	Application Serial No. 78/668652
)	
vs.)	Mark: ASHLEY PAIGE
)	
ASHLEY P. DEPEW,)	
)	
Applicant.)	
)	

CONSENTED MOTION TO AMEND ASHLEY PAIGE DEPEW'S TRADEMARK
APPLICATION AND CONSENT TO DISMISSAL OF OPPOSITION NO. 91166201
AND CONSENT TO DISMISSAL OF OPPOSITION NO. 91175192

Ashley Paige Depew, with the consent of Premium Denim, LLC and Fortune Casuals, LLC, hereby respectfully requests that her Application No. 78/668652 for the mark "Ashley Paige" please be amended to include the following statement: "Applicant agrees that any registration issuing from the subject application shall not cover the composite mark 'ASHLEY PAIGE' if the component 'PAIGE' is more prominent in appearance from a consumer standpoint than the component 'ASHLEY'. Nothing contained herein is intended to prevent Applicant from obtaining registration of her composite mark, either in the U. S. or abroad."

Contingent upon entry of the foregoing amendment, Premium Denim, LLC agrees and consents to dismiss its Opposition No. 91175192, filed January 17, 2007, with prejudice.


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Further, contingent upon entry of the foregoing amendment, Ashley Paige Depew agrees and consents to dismiss her Opposition No. 91166201, filed August 10, 2005, with prejudice.

DATED: May 22, 2007

REUBEN, RAUCHER & BLUM

By


TIMOTHY D. REUBEN

Appearing Specially for Ashley Paige Depew

DATED: May 23, 2007

JEFFER, MANGELS, BUTLER & MARMARO

By


ROD S. BERMAN

Attorneys for Premium Denim, LLC

DATED: May 23, 2007

ROPERS, MAJESKI, KOHN & BENTLEY

By


JAMES C. POTEPAN

JAMES C. HILDEBRAND

Attorneys for Premium Denim, LLC

DATED: May 23, 2007

NAGLER & ASSOCIATES

By:


LAWRENCE H. NAGLER

DAVID F. BERRY

Attorneys for Fortune Casuals, LLC

CERTIFICATE OF SERVICE

It is hereby certified that on **May 24, 2007**, a copy of the foregoing **CONSENTED MOTION TO AMEND ASHLEY PAIGE DEPEW'S TRADEMARK APPLICATION AND CONSENT TO DISMISSAL OF OPPOSITION NO. 91166201 AND CONSENT TO DISMISSAL OF OPPOSITION NO. 91175192** has been sent by first class mail, postage prepaid to the following attorneys:

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