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

Proceeding	91186121
Party	Plaintiff 4273371 Canada Inc.
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Date	11/07/2008
Attachments	Pldg- Stipulated amendment-request for dismissal 07Nov08.PDF (3 pages) (162651 bytes)

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

4273371 CANADA INC.,)	Opposition No. 91186121
)	
Opposer,)	Serial No. 77/274,089
)	Serial No. 77/274,095
v.)	Serial No. 77/264,103
)	For REPORT SIGNATURE and design
THE TOPLINE CORPORATION,)	
)	
Applicant.)	
_____)	

**STIPULATED AMENDMENT TO APPLICATIONS AND
REQUEST FOR DISMISSAL WITH PREJUDICE UPON ENTRY
OF AMENDMENTS AND FOR INTERIM SUSPENSION**

Opposer Topline Corporation (“Opposer”) and Applicant 4273371 Canada, Inc. (“Applicant”) have resolved their differences via a settlement agreement. Pursuant to that agreement, the parties stipulate and request that the description of goods in Applicant’s U.S. Trademark Application Serial No. 77/274,089 be amended to add the words “all for women and girls.” The amended description would read as follows:

small leather goods, namely, handbags, purses, wallets, change purses, shoulder bags, beach bags, clutch bags, attache cases, tote bags, traveling bags, credit card cases, document cases, cosmetic cases sold empty, key cases and briefcases; school bags; all purpose sports bags; luggage, namely, suitcases and traveling trunks; and umbrellas all for women and girls

The parties further stipulate and request that the description of goods in Applicant’s U.S. Trademark Application Serial No. 77/274,103 be amended to add the words “women’s and girls” and delete the words “men’s, women’s and children’s.” The amended description would read as follows (deleted language struck through and new language underlined below):

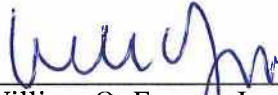
Women's and girls' footwear; to women's and girl's footwear; women's and girl's clothing and apparel accessories, namely, shirts, pants, jeans, sweaters, skirts, dresses, suits, sleepwear, lingerie, shorts, coats, jackets, swimwear, hosiery, belts, hats, gloves and scarves all for women and girls

Subject to the approval of the Trademark Trial and Appeal Board of the above Amendments, the parties hereby stipulate and agree that upon entry of such Amendments, this proceeding may be terminated and Applicant's application allowed to proceed to registration.

The parties further agree that this opposition may be suspended pending a decision on the proposed Amendments and the dismissal or resumption of this opposition proceeding.

Respectfully submitted,

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Attorneys for Applicant

10-31-08
Date

11/7/08
Date

CERTIFICATE OF SERVICE

I hereby certify that on November 7, 2008, a copy of the foregoing STIPULATED AMENDMENT TO APPLICATIONS AND REQUEST FOR DISMISSAL WITH PREJUDICE UPON ENTRY OF AMENDMENTS AND FOR INTERIM SUSPENSION was caused to be served upon counsel for Applicant, via First-Class Mail, postage prepaid, addressed as follows:

William O. Ferron, Esq.
SEED IP LAW GROUP PLLC
701 Fifth Avenue, Suite 5400
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/Paul Fields/

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted by electronic means to the United States Patent and Trademark Office on the date shown below.

Paul Fields

Paul Fields
(Type or printed Name of Person Signing
Certificate)

/Paul Fields/

/Paul Fields/
(Signature)

November 7, 2008

November 7, 2008
(Date)