

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**Trademark Trial and Appeal Board**  
**P.O. Box 1451**  
**Alexandria, VA 22313-1451**

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Mailed: April 22, 2010

Opposition No. 91186148

Opposition No. 91186863

Publix Asset Management  
Company

v.

The Great Atlantic & Pacific  
Tea Company, Inc.

**Elizabeth A. Dunn, Attorney (571-272-4267):**

The stipulated protective agreement filed on March 29, 2010 is noted and its use in this proceeding is approved. The parties are referred, as appropriate, to TBMP §§ 412.03 (Signature of Protective Order), 412.04 (Filing Confidential Materials With Board), 412.05 (Handling of Confidential Materials by Board).

The parties are advised that only confidential or trade secret information should be filed pursuant to a stipulated protective agreement. Such an agreement may not be used as a means of circumventing paragraphs (d) and (e) of 37 CFR § 2.27, which provide, in essence, that the file

of a published application or issued registration, and all proceedings relating thereto, should otherwise be available for public inspection.

Discovery, disclosure, and trial dates remain as set in the parties' February 24, 2010 stipulation which was approved by the Board on February 25, 2010.

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