

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Mailed: June 9, 2004

Opposition No. 92041697

Wellness Resources, Inc.

v.

Griffin, Nancy M.

**David Mermelstein, Attorney:**

The stipulated protective agreement filed June 3, 2004, is noted. The parties are referred, as appropriate, to Trademark Rule 2.126(d)<sup>1</sup> and TBMP §§ 412.02, *et seq.* (2d ed. rev. 1 March 2004).

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.

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<sup>1</sup> Trademark Rule 2.126(d), effective November 2, 2003, applies to this proceeding, notwithstanding any inconsistent provision of the parties' stipulation. See, Rules of Practice for Trademark-Related Filings under the Madrid Protocol Implementation Act, 68 Fed. Reg. 55,748 (Sept. 26, 2003).