

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KRB Seed Company, LLC
Serial No.: 76/535,843
Filed: July 20, 2003
For: T.M. REBEL

Examiner: Ronald E. Aikens
Law Office: 103

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

Attention: Trademark Trial and Appeal Board

Sir:

MOTION FOR SUSPENSION OF PROCEEDINGS

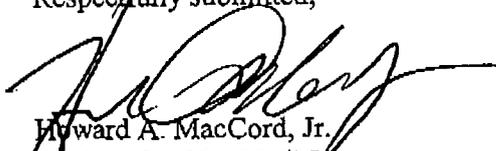
UNDER 37 C.F.R. § 2.117; TMEP § 510; AND TMEP § 1213

Applicant moves for suspension of the proceedings in this Appeal pending the outcome of Applicant's appeal to the Court of Appeals for the Federal Circuit of the Board's decision in application serial number 76/289,621, reported as *In re KRB Seed Company*, 76 USPQ 2d 1156 (TTAB 2005). (Federal Circuit case number 06-1133)

In the Examining Attorney's Appeal Brief (fifth page of text), the Examining Attorney has relied upon this Board's decision in the Appeal of the refusal to register REBEL for grass seed. Applicant has appealed the decision in regard to the REBEL mark to the Court of Appeals for the Federal Circuit, and the decision of the Court of Appeals should be illuminating as to the merits of the case of the subject Appeal.

Suspension of the proceedings pending the outcome of the Appeal to the Court of Appeals for the Federal Circuit is expected to conserve the resources of the Board and Applicant, and therefore this motion has merit.

Respectfully submitted,



Howard A. MacCord, Jr.
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(336) 273-4422

Date: December 28, 2005
File No.: 8:126-025

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR TRADEMARKS, P.O. Box 1451, Alexandria, VA 22313-1451, on December 28, 2005.

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Christian E. Carter-Seyboth
Signature

December 28, 2005
Date of Signature

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Date: 28 December 2005
SN/Reg. No. 76/536,843
Filing/Issue Date 30 July 2003
Applicant Name KRB Seed Co., LLC
Interf/Opp/Canc. No. _____

Sir,

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- T.M. Renewal
- T.M. Declaration Sec. 15
- OTHER (Specify)

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motion for suspension; postcard

MacCord Mason PLLC - Docket No. 8326-025

Commissioner for Trademarks
P.O. Box 1451
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Date: 28 December 2005
SN/Reg. No. 79/535 843
Filing/Issue Date 30 July 2003
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- T.M. Statement of Use
- T.M. Renewal
- T.M. Declaration Sec. 15

OTHER (Specify)
motion for suspension; postcard

MacCord Mason PLLC - Docket No. 8026-025

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TO: Clara Vela	FROM: Art MacCord
ORGANIZATION/FIRM:	DATE: May 31, 2006
FAX NUMBER: (571) 273-4316	RECIPIENT'S PHONE NUMBER:
TOTAL # OF PAGES (Including Cover): 9	YOUR E-MAIL ADDRESS:
RE: Motion to Suspend for our file numbers 8326-025 and 8326-028	

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