

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

dmd

Mailed: March 31, 2008

In re Punching Concepts, Inc.
d/b/a Pro Cal, Inc.

Serial No. 78782799

Filed: 12/30/05

R. SCOTT KELLER
WARNER NORCROSS & JUDD LLP
111 LYON ST NW STE 900
GRAND RAPIDS, MI 49503-2487

Millicent Canady, Paralegal Specialist

The captioned appeal has now been fully briefed and is ready for decision. However, the registration, which forms the basis for refusal under Section 2(d), was registered on February 12, 2002. Accordingly, a Section 8 affidavit of use was due to be filed by February 12, 2008, or within the six-month grace period following that date. Office records do not reflect the filing of such a paper as yet. If the Section 8 affidavit is not filed within the six-month grace period following the due date, this Office will automatically cancel the cited registration three months and five days after the close of the grace period.

Accordingly, the Board hereby suspends action on this appeal pending a determination as to whether the cited registration has been cancelled. The status of the cited registration will be known on approximately November 17, 2008. However, if applicant wishes the Board to render a decision now (in which case the cited registration must be treated as existing and valid), applicant should so advise the Board within 30 days of this suspension order.

.oOo.