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Filing date: **10/05/2015**

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

Proceeding	79143258
Applicant	BÄ#rner Distribution; International GMBH
Applied for Mark	BÄ#RNER GERMANY
Correspondence Address	ELIZABETH K BROCK HARNESS DICKEY & PIERCE PLC 5445 CORPORATE DRIVE SUITE 200 TROY, MI 48098 UNITED STATES docketingtm@hdp.com
Submission	Applicant's Motion to Suspend
Attachments	Motion to Suspend 10052015.pdf(30467 bytes)
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Date	10/05/2015

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

Law Office:	112)	
)	
Examiner:	Kevin Scott Corwin, Esq.)	
)	
Applicant:	Börner Distribution; International GmbH)	REQUEST TO
)	SUSPEND
Serial No.:	79/143,258)	APPEAL
)	
Filed:	December 9, 2013)	
)	
Mark:	BÖRNER GERMANY & Design)	
)	

Pursuant to TMBP § 1213, Applicant, by and through its Attorney of Record, respectfully requests the Board to suspend proceedings in the instant case, stating as follows:

1. In the instant application, Ser. No. 79/143,258, the Examining Attorney has refused registration, requiring further amendments to the goods.
2. Applicant also owns co-pending application Ser. No. 79/144,291 for the mark BÖRNER in plain text, for the same goods and services. Although the two applications were assigned to different Examining Attorneys, similar issues with the goods have been raised. Applicant is attempting to address the concerns of both Examining Attorneys while maintaining consistency between the two co-pending applications for similar marks. Applicant's response to an Office Action in the co-pending case is due no later than January 16, 2016.
3. Pursuant to TMBP § 1213, "proceedings with respect to the [ex parte] appeal may be suspended by the Board upon written request by the applicant showing good cause for the requested suspension."
4. If Applicant's amendments to co-pending application Ser. No. 79/144,291 are accepted by the Examining Attorney, these amendments may be accepted in the instant application as well, rendering moot this appeal.

WHEREFORE, Applicant respectfully requests that this appeal be suspended to give Applicant additional time to amend the goods in both co-pending applications, and to seek approval for a consistent identification of goods from both Examining Attorneys.

Respectfully submitted,

Date: October 5, 2015

By: *Elizabeth Brock*

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