

**United States Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
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Mailed: September 6, 2011

In re TIBBO TECHNOLOGY INC.

Serial No. 85011412

Filed: 4/12/10

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Applicant's request for suspension, filed August 16, 2011, is noted. Applicant essentially seeks dismissal of the appeal on the ground that the registration which has been cited against the registration of applicant's mark will be cancelled for failure to timely file a Section 8 affidavit.

The cited registration issued on July 26, 2005, and therefore a Section 8 affidavit had to be filed by no later than January 26, 2012 (i.e., within the six-month grace period after the due date for filing the affidavit). See Section 8 (c)(1) of the Trademark Act, 15 U.S.C. 1058. Office records do not indicate that a Section 8 affidavit has been filed, but it is Office policy to wait for one month and five days after the grace period for filing a

Section 8 affidavit before a registration will be cancelled, in this case, until March 2, 2012.

Accordingly, proceedings in the appeal are hereby suspended until March 2, 2012. If the cited registration is cancelled, the Board will dismiss the appeal as involving a moot question. If prior to the Board's taking action in the appeal applicant becomes aware that the cited registration has been cancelled, it may so advise the Board and request that the Board dismiss the appeal as moot.

*By the Trademark Trial  
and Appeal Board*