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

Kristen M. Cuene in her individual capacity and International Healthcare Exchange, LLC Petitioner/Opposer	§ § § § § § §	Opposition No. 91154988 Application Serial No. 76/130,042
v.	§ § § § §	
Global Healthcare Exchange, Inc. Applicant/Respondent	§ § § § §	

Trademark Trial and Appeal Board U.S. Patent and Trademark Office P.O. Box 1451 Alexandria, VA 22313-1451	CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence 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 the date forth herein: July <u>26</u> , 2005  Ann Mace
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RESPONSE TO JUNE 30, 2005 COMMUNICATION FROM TRADEMARK TRIAL AND APPEAL BOARD

Respondent Global Healthcare Exchange, LLC, by and through its attorneys, hereby responds to the June 30, 2005, communication from the Trademark Trial and Appeal Board requesting an update on the status of the civil action and submits this Response:

The civil action, *International Healthcare Exchange, Inc. d/b/a/ Global Healthcare Exchange and Kristin Cuene v. Global Healthcare Exchange, LLC et al.*, Case No. 02 CV-7862 LTS, filed by Kristin M. Cuene and International Healthcare Exchange, Inc. alleging infringement of the mark that is the subject of this opposition is still before the United States District Court for the Southern District of New York. Respondent Global Healthcare Exchange, Inc., the defendant in that action, filed a Motion for Summary Judgment and the motions have been fully briefed. This motion may be dispositive of the issues before the Board. The parties have stayed the remaining expert discovery and other case dates pending the ruling on the summary judgment motion.



Applicant/Respondent respectfully requests that Opposition No. 91154988 remain suspended pursuant to TBMP §510 and 37 C.F.R. §2.117 pending the resolution of the civil action.

Respectfully submitted,

SIDLEY AUSTIN BROWN & WOOD LLP

Dated: July 26, 2005

By: Ann Mace

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Certificate of Service

Counsel for the Applicant/Respondent certifies that a copy of the foregoing *Response to June 30, 2005 Communication from Trademark Trial and Appeal Board* was served by depositing a copy of the same with the U.S. Postal Service as first class mail, postage prepaid, addressed to: Jeffrey H. Greger, Mason Mason & Albright, 2306 S. Eads Street, Arlington, VA 22202-2543 on this 26th date of July, 2005.

By: Ann Mace
Ann Mace, Counsel for Applicant/Respondent