

TTAB

Benita M. Das

Direct Dial: 310.201.7438
Direct Fax: 310.201.2338
E-Mail: bdas@ggfirm.com
File Number: 80601-00033
Document Number: 1457747.1



February 23, 2005

Commissioner for Trademarks
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Re: ***Agreed Motion to Suspend Opposition Proceedings***
Applicant: Lori Persing and Eric Persing dba Spectrasonics
Opposition No.: 91/158,448
Mark: ATMOSPHERE
Serial No.: 76/475,501
Filed: December 15, 2002
Our Ref. No.: 80601-00033

Dear Sir/Madam:

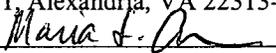
Enclosed herein is Applicant's Agreed Motion to Suspend Opposition Proceedings in connection with the above-referenced mark.

Please direct all communications regarding this matter to the undersigned.

Very truly yours,


Benita M. Das

BMD:mlc

<p>Enclosures:</p> <ol style="list-style-type: none">1. Agreed Motion to Suspend Opposition Proceedings2. Certificate of Mailing3. Postcard	<p style="text-align: center;"><u>CERTIFICATE OF MAILING</u></p> <p>I, Maria L. Caunan, 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 February 23, 2005.</p> <p style="text-align: center;"> Maria L. Caunan</p>
---	---



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

In the matter of U.S. Trademark Application
Serial No.: 76/475,501
Filed: December 15, 2002
Trademark: ATMOSPHERE
Published: November 11, 2003

Opposition No. 91/158,448

Sean Daley,
Opposer,

vs.

Lori Persing and Eric Persing dba
Spectrasonics,
Applicants.

AGREED MOTION TO SUSPEND OPPOSITION PROCEEDINGS

On August 27, 2004, Opposer, Sean Daley, filed an Agreed Motion to Suspend Opposition Proceedings with the consent of Applicant, Lori Persing and Eric Persing dba Spectrasonics. This Motion was accepted by the Trademark Trial and Appeal Board ("TTAB") on September 2, 2004 and the TTAB suspended proceedings for six months up to and including March 2, 2005.

Applicants, Lori Persing and Eric Persing dba Spectrasonics, with the consent of Opposer, Sean Daley, now move for an order suspending the Opposition proceeding for an additional thirty (30) days up to and including April 1, 2005, subject to the right of either party to request resumption at any time, pursuant to 37 CFR Section 2.117 (c). In support thereof Applicant states as follows:

1. The parties are negotiating a settlement agreement and are close to reaching a final agreement.

2. Opposer's attorney, Luke DeMarte, consented to this Motion via telephone conference with Applicant's attorney, Benita Das, on February 23, 2005.

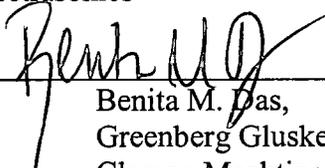
Accordingly, Applicant requests an Order suspending this opposition for an additional thirty (30) days, subject to the right of either party to request resumption at any time.

Respectfully submitted,

Eric Persing And Lorey Persing
dba Spectrasonics

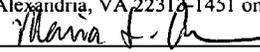
Dated: February 23, 2005

By: _____


Benita M. Das,
Greenberg Glusker Fields
Claman Machtinger & Kinsella LLP,
Attorneys for Applicant

CERTIFICATE OF MAILING

I, Maria L. Caunan, 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 February 23, 2005.

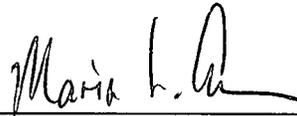


Maria L. Caunan

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served upon counsel for the Opposer, to the following address, via first class mail, postage prepaid, this February 23, 2005.

Luke W. DeMarte
Seyfarth Shaw LLP
55 East Monroe Street, Suite 4200
Chicago, IL 60603



Maria L. Caunan