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File Number: 80601-00033
Document Number: 1466413.1



April 26, 2005



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

04-29-2005

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #39

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 Motion to Suspend Opposition Proceedings in connection with the above-referenced mark.

It is believed that no fees are due at this time. However, please charge our Deposit Account No. 50-1833 for any fees that are due for this matter. A duplicate copy of this letter is enclosed for this purpose.

Please direct all communications regarding this matter to the undersigned.

Very truly yours,



Benita M. Das

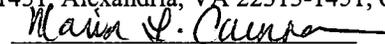
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Enclosures:

1. Agreed Motion to Suspend Opposition Proceedings
2. Certificate of Mailing
3. Postcard

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 April 26, 2005.



Maria L. Caunan

**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

Sean Daley,

Opposer,

vs.

Lori Persing and Eric Persing dba
Spectrasonics,

Applicants.

Opposition No. 91/158,448

AGREED MOTION TO SUSPEND OPPOSITION PROCEEDINGS

The Trademark Trial and Appeal Board has granted a thirty (30) day extension until May 8, 2005 in their letter mailed April 8, 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 June 7, 2005, subject to the right of either party to request resumption of the Opposition Proceedings at any time, pursuant to 37 C.F.R. § 2.117 (c). In support thereof, Applicant respectfully states as follows:

1. The parties are continuing to negotiate a settlement agreement, which will resolve the issues between the parties, and are close to reaching a final agreement.
2. Opposer's attorney, Luke DeMarte, consented to this Motion via conference call with Applicant's attorney, Benita Das, on April 26, 2005.

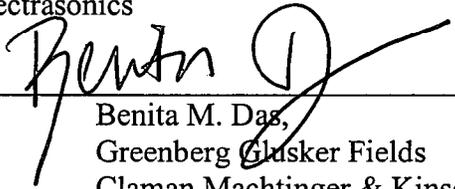


Accordingly, the parties request an Order suspending this opposition for an additional thirty (30) days, subject to the right of either party to request resumption at any time.

Respectfully submitted,

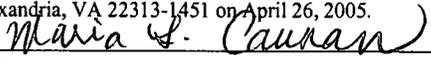
Eric Persing And Lorey Persing
dba Spectrasonics

Dated: April 26, 2005

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

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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 April 26, 2005.

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



Maria L. Caunan