

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

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LeMans Corporation,)	
)	
Opposer,)	Opposition No.: 91166852
)	
v.)	Application No.: 76/558,081
)	Trademark: RAT RADIAL ALL
Excel Tire & Wheel Corp.,)	TERRAIN
)	
Applicant.)	
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STIPULATED MOTION TO SUSPEND PROCEEDINGS

Applicant, Excel Tire & Wheel Corp., (“Applicant”), a California Corporation, located at P.O. Box 1044, Walnut, California 91788, and Opposer, LeMans Corporation, (“Opposer”), a Wisconsin corporation, located at 3501 Kennedy Road, Janesville, Wisconsin 53547-5222, through their attorneys, hereby stipulate and respectfully request that the Board suspend all proceedings and pending deadlines in this opposition for six (6) months, pursuant to Section 3:27 of the Trademark Trial and Appeal Board Manual of Procedure.

There is good cause for the Board to grant this request. Opposer’s counsel, Mr. Edward E. Clair, Esq., provided Opposer’s stipulation to this joint motion in a telephone conference on November 2, 2005. Settlement discussions are under way that, if successful, would obviate the need for the Opposition Action.



11-22-2005

U.S. Patent & TMO/TM Mail Rcpt Dt. #72

Respectfully submitted,

BAKER & McKENZIE

Dated: November 16, 2005



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CERTIFICATE OF MAILING AND PROOF OF SERVICE

I hereby certify that the foregoing **Motion To Suspend Proceedings** has been deposited as first class mail with the United States Postal Service, postage prepaid, in an envelope addressed to:

Commissioner for Trademarks
Attn: TTAB
P.O. Box 1451
Alexandria, VA 22313-1451

Edward E. Clair
Fitch, Even, Tabin & Flannery
120 South LaSalle Street
Suite 1600
Chicago, Illinois 60603-3406

on the 16th day of November, 2005.



Jeffrey O. Davidson

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