

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

lms

Mailed: January 9, 2006

Opposition No. **91167514**

Vantage Technologies  
Assessment, L.L.C.

v.

Intelius Inc.

**Linda Skoro, Interlocutory Attorney**

This case now comes up on applicant's December 7, 2005, motion to suspend the proceeding pending a decision in Cancellation No. 92042948, *Intelius Inc. v. Vantage Technology Holdings LLC*. In that proceeding, applicant has petitioned to cancel the registration that underlies this proceeding, opposer having claimed rights in that registration as a licensee. Applicant contends that should it prevail and the registration is cancelled, it will have a bearing on this proceeding. Opposer objects arguing that the grounds alleged in the two proceedings are different, and even if the underlying registration is cancelled, opposer has asserted common law rights in its use of the mark, independent of the registration.

While opposer's arguments indicate that even a cancellation of the underlying registration may not completely determine all the issues in this proceeding, it will have a

bearing on matters of evidence and proof, as well as the issue of licensee estoppel. Additionally, because the cancellation proceeding is in its testimony period, suspension should not cause any undue delay to opposer. Accordingly, applicant's motion to suspend is granted. See Trademark Rule 2.117(c).

Within twenty days after the Board's decision in Cancellation No. 92042948, the interested party should notify the board so that this case may be called up for appropriate action. During the suspension period the board should be notified of any address changes for the parties or their attorneys.