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

Proceeding	91176901
Party	Plaintiff Bodyonics, Ltd.
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Date	10/03/2007
Attachments	PoppersReplySuspend.pdf (1 page)(198038 bytes)

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

Bodyonics, Ltd.

Opposer,

v.

Jeffrey Lee Kaplan and Ilie
Ioncescu,

Applicants.

RESPONSE TO MOTION TO SUSPEND

Serial No. 78862294
ENERGY POPPERS

Opposition No. 91176901

On September 21, 2007, Applicant mailed to Opposer a Motion to Suspend Opposition Hearing which was entered into the TTAB database on October 2, 2007. Putting aside the total lack of merit of the Motion¹, no Petition to Cancel Opposer's mark is on file with the TTAB. Consequently, this Motion is moot as it does not relate to any cancellation proceeding currently before the TTAB. Therefore, the Motion must be denied.

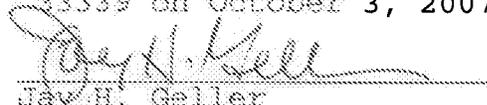
Dated: October 3, 2007



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I certify that the foregoing is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Ilie Ioncescu and Jeffrey Kaplan at P.O. Box 11106, Ft. Lauderdale, FL 33339 on October 3, 2007.



Jay H. Geller

¹ The Motion is untimely and there is no authority cited for the proposition that an earlier filed proceeding that has pending Motions for Summary Judgment that have been fully briefed can be suspended pending disposition of a completely different action whose outcome would have no bearing on the pending Opposition.