

ESTTA Tracking number: **ESTTA375826**

Filing date: **10/28/2010**

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

Proceeding	91179480
Party	Plaintiff Plasti-Fab Ltd.
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Signature	/mm/
Date	10/28/2010
Attachments	2010 1028 Opposer's Notice of Filing MSJ.pdf (2 pages)(70893 bytes)

TRADEMARK

Attorney Docket No. 26694-000500US

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

In re: *Application Ser. Nos. 79/023,935 and 79/023,934*
Published: August 7, 2007, and August 14, 2007, in the Official Gazette
Applicant: Kobelco Construction Machinery Co., Ltd.
Mark: **GEOSPEC and ACERA GEOSPEC (and design)**

PLASTI-FAB LTD.,

Opposer,

vs.

KOBELCO CONSTRUCTION
MACHINERY CO., LTD.,

Applicant.

Consolidated Opposition Nos. 91179480
(parent) and 91179482

**NOTICE OF FILING OF
OPPOSER'S MOTION FOR
SUMMARY JUDGMENT**

Please take notice that on October 28, 2010, Opposer Plasti-Fab Ltd. ("Opposer") filed with the Trademark Trial and Appeal Board ("TTAB"), by first-class mail pursuant to 37 C.F.R. § 2.197, Opposer's Motion for Summary Judgment ("Opposer's Motion"). Opposer's Motion is being filed as confidential; Opposer will file a redacted version for the public record. Due to technical difficulties with the TTAB's electronic filing system, Opposer was unable to file its Motion for Summary Judgment electronically. A courtesy copy of Opposer's Motion was emailed to opposing counsel.

Respectfully submitted,

TOWNSEND *and* TOWNSEND *and* CREW LLP

Date: October 28, 2010

By Miranda Martinez

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CERTIFICATE OF SERVICE

I hereby certify that on October 28, 2010, I served the foregoing on counsel for Applicant by depositing a true and correct copy of the same with the United States Postal Service, first class mail, postage prepaid, in an envelope addressed to:

Bassam N. Ibrahim
Buchanan Ingersoll & Rooney PC
1737 King Street, Suite 500
Alexandria, Virginia 22314-2727

Dated: October 28, 2010

Kara E. Felder

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to:

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

Dated: October 28, 2010

Kara E. Felder