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Filing date: **11/19/2010**

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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Date	11/19/2010
Attachments	2010 1119 Opposer's Motion for Suspension.pdf (3 pages)(79073 bytes)

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, 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

**OPPOSER'S MOTION FOR
SUSPENSION WITHOUT CONSENT**

Plasti-Fab Ltd. ("Opposer") respectfully moves the Trademark Trial and Appeal Board ("TTAB") to suspend the above-captioned proceedings, pursuant to 37 CFR § 2.117(c).

On October 28, 2010, Opposer filed its Motion for Summary Judgment (the "Motion"). According to 37 CFR § 2.127(d), when a party files a motion for summary judgment, the case will be suspended by the TTAB with respect to all matters not germane to the motion. To date, Opposer has not yet received a suspension order. Opposer's testimony period is currently set to close on November 28, 2010.

Opposer attempted to confer with Applicant to request Applicant's consent to this request, but was unable to reach Applicant. Accordingly, and in light of the approaching close to

Opposer's testimony period, Opposer respectfully moves without Applicant's consent for a suspension of the proceedings until the TTAB issues a ruling on the Motion.

Respectfully submitted,

TOWNSEND AND TOWNSEND AND CREW LLP

Date: November 19, 2010

By: Miranda Martinez
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CERTIFICATE OF SERVICE

I hereby certify that on November 19, 2010, I served the foregoing **OPPOSER'S MOTION FOR SUSPENSION WITHOUT CONSENT** 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: November 19, 2010



Kara Fielder