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

Proceeding	91185323
Party	Defendant FHI Heat, Inc.
Correspondence Address	Nathan B. Webb Emerson, Thomson & Bennett LLC 777 W. Market Street Akron, OH 44303 UNITED STATES iplaw@etblaw.com
Submission	Response to Board Order/Inquiry
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Date	11/19/2009
Attachments	Status Report for TTAB.pdf (2 pages)(94279 bytes)

UNITED STATE PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

Farouk Systems, Inc.)	
Opposer)	Opposition No. 91185323
)	
)	Application No. 77369976
v.)	
)	Mark: "FHI"
)	
FHI Heat, Inc.)	
Applicant)	
_____)	

Status Report

COMES NOW, the applicant FHI Heat, Inc. and responds to the October 20, 2009 Trademark Trial and Appeal Board order requiring a status update on the above captioned matter. Applicant states as follows:

1. The above referenced trademark opposition was suspended on October 10, 2008 pending disposition of the civil litigation between the parties.
2. The parties have recently reached settlement terms with respect to the civil action.
3. The terms of settlement included a requirement that FHI Heat, Inc. abandon their "FHI" trademark application (Serial No. 77369976).
4. Applicant entered an express abandonment of said "FHI" trademark application on November 19, 2009.

WHEREFORE, Applicant hereby submits that reinstatement of opposition proceedings is unnecessary given the abandonment of the opposed trademark application, and requests that this opposition proceeding be closed.

Respectfully submitted,

Emerson, Thomson & Bennett LLC

A handwritten signature in black ink that reads "Nathan B. Webb". The signature is written in a cursive style with a horizontal line underneath it.

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