

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

Winter/rr

Mailed: May 26, 2009

Opposition No. 91186986

Loest & McNamee, Inc.

v.

Shaun Roberts Allen

ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:

The answer and counterclaim filed by applicant on February 20, 2009 is noted. The counterclaim to cancel opposer's pleaded Registration No. 2906981 has not been considered because the proper fee has not been paid. See Trademark Rules 2.106(b)(2) and 2.111.

Applicant is allowed until **TWENTY-ONE DAYS** from the mailing date of this order to submit the fee for its counterclaim, failing which said counterclaim and opposer's answer thereto will be given no further consideration.

This proceeding is otherwise SUSPENDED. Disclosure, discovery and trial periods will be reset upon resumption.

