

ESTTA Tracking number: **ESTTA393793**

Filing date: **02/17/2011**

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

Proceeding	91190161
Party	Plaintiff Farouk Systems, Inc.
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Date	02/17/2011
Attachments	Response to Status Inquiry.pdf (5 pages)(99772 bytes)

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

FAROUK SYSTEMS, INC.,

Opposer,

v.

FRANK TAVAKOLI,

Applicant.

Opposition No. 91190161
Application Serial No. 77/554,386

Opposition No. 91190162
Application Serial No. 77/554,389

Opposition No. 91190167
Application Serial No. 77/554,383

For the Mark: **SHI**

RESPONSE TO STATUS INQUIRY

Farouk Systems, Inc. ("Opposer"), by and through its counsel, hereby responds to the status inquiry from the Trademark Trial and Appeal Board (the "Board") dated February 9, 2011.

Litigation between the parties is ongoing.¹ Discovery has closed as of February 15th, 2011. (See Exhibit A hereto). Dispositive motions and all other motions (including

¹ Pursuant to a Court Order dated April 30, 2010, Civil Action No. 4:09-cv-04078 between Opposer and Applicant in the U.S. District Court for the Southern District of Texas has been consolidated with Civil Action No. 4:09-cv-03400 for all purposes - including discovery, motion practice and trial.

The style of the consolidated case is UNITED STATES OF AMERICA v. 1,000 FLAT IRONS, 120 HAIR DRYERS, and 120 HAIR DRYER DIFFUSERS and BRELIAN, INC.; and FAROUK SYSTEMS, INC., v. SHI SALON, LLC, BRELIAN, INC., SHIVA LABORATORIES, INC., FRANK TAVAKOLI, SALON WHOLESALERS & DISTRIBUTORS, INC., and MAJID JAMEOSSANAYE.

Daubert) are due as of March 11, 2011. *Id.* The Court has not yet set a trial date, but is expected to do so in the next couple of months. *Id.*

Opposer respectfully requests that the Board maintain the suspension of the above captioned Opposition proceedings until final disposition of the civil action between the parties.

Dated: February 17, 2011

Respectfully requested,

FAROUK SYSTEMS, INC.

By: _____


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Farouk Systems, Inc.

CERTIFICATE OF SERVICE

I, Mark G. Chretien, counsel for Farouk Systems, Inc. in the above-captioned actions, hereby certify that, on the 17th day of February, 2011, I served a copy of the foregoing Response to Status Inquiry, via First Class Mail, postage prepaid, and email upon the following entity:

John R. Casperson, PA
P.O. Box 36369
Pensacola, Florida 32516
johncasperson@cox.net

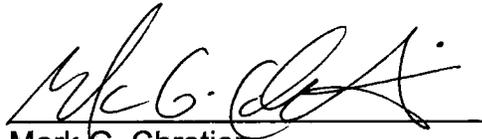

Mark G. Chretien

EXHIBIT A

