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

Proceeding	91192099
Party	Plaintiff McDonald's Corporation
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Signature	/Lawrence E. James, Jr./
Date	01/19/2010
Attachments	NGEDOCs-#1684079-v1-Response_to_Motion_for_Show_Cause_Order.pdf (2 pages)(10863 bytes)

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

McDONALD’S CORPORATION,)	
)	Opposition No. 91192099
Opposer,)	
)	
v.)	Mark: McSWEET
)	Application S/N: 77/722,272
McSWEET, LLC,)	Filed: April 24, 2009
)	Published: September 1, 2009
Applicant.)	

**OPPOSER’S RESPONSE TO APPLICANT’S MOTION FOR AN ORDER FOR
OPPOSER TO SHOW CAUSE**

In view of the Opposer’s Request for Voluntary Surrender of Registration Nos. 1,118,362; 1,541,797; 1,552,143; 1,566,184; 1,943,180; and 2,289,608 (the “Voluntarily Surrendered Registrations”) and its Reply in Support of Its Motion for Leave to Amend, filed concurrently herewith, Opposer submits that Applicant’s Request for a Show Cause Order is moot and should be denied. Since Opposer has already consented to entry of the relief sought, namely judgment of cancellation for the Voluntarily Surrendered Registrations, the issuance of a show cause order would only unnecessarily complicate and delay this proceeding.

WHEREFORE, Opposer respectfully requests that the Board deny Applicant’s Motion for An Order To Show Cause and grant whatever other relief it deems proper.

Respectfully submitted,

McDONALD’S CORPORATION

Date: January 19, 2010

By: /Lawrence E. James, Jr./
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CERTIFICATE OF TRANSMISSION

I, Lawrence E. James, Jr., hereby certify that the foregoing OPPOSER’S RESPONSE TO APPLICANT’S MOTION FOR AN ORDER FOR OPPOSER TO SHOW CAUSE is being sent via First Class U.S. Mail and electronically transmitted via the Electronic System for Trademark Trials and Appeals (“ESTTA”) at <http://estta.uspto.gov/> on the date noted below:

Date: January 19, 2010

By: /Lawrence E. James, Jr./
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CERTIFICATE OF SERVICE

I, Lawrence E. James, Jr., state that I served a copy of the foregoing OPPOSER’S RESPONSE TO APPLICANT’S MOTION FOR AN ORDER FOR OPPOSER TO SHOW CAUSE upon counsel for Applicant:

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via First Class Mail in accordance with Trademark Rule §§ 2.201 and 2.119 on this 19th day of January, 2010.

 /Lawrence E. James, Jr./
Lawrence E. James, Jr.