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Filing date: **08/09/2012**

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

Proceeding	91194987
Party	Defendant Nancy Sidonie Cohen
Correspondence Address	NANCY SIDONIE COHEN 3744 MANDEVILLE CANYON ROAD LOS ANGELES, CA 90049-1026 UNITED STATES lychou@aol.com, micah@shadesofgreyclothing.com
Submission	Other Motions/Papers
Filer's Name	Nancy Sidonie Cohen
Filer's e-mail	lychou@aol.com
Signature	/NancySCohen/
Date	08/09/2012
Attachments	Response dated August 8.pdf (2 pages)(955616 bytes)

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

In the matter of Trademark Application Serial Number 77/852,023
For the Mark: **SHADES OF GREY**
Published in the *Official Gazette* on March 23, 2010

NANCY SIDONIE COHEN
Applicant

v.

SWARM, LLC,
Opposer;

Opposition No.: 91194987
Application: Serial No. 77/852,023
MARK: SHADES OF GREY
Published for Opposition: March 23, 2010

Response to Suspension Inquiry

In response to the Paralegal Specialist's inquiry regarding the status of the civil action related to the above-referenced opposition, Applicant advises the Board as follows:

The case pertaining to the above referenced trademarks was originally filed in the United States District Court for the Central District of California on April 28, 2010, and was shortly thereafter removed to an arbitration proceeding before JAMS (Judicial Arbitration and Mediation Service) in Los Angeles: SWARM, LLC, a California limited liability company, dba Shades of Greige, Claimant, vs. MICAH A. COHEN, an individual, dba Shades of Grey by Micah Cohen; NANCY SIDONIE COHEN, an individual; and ALL SHADES UNITED, LLC, a California limited liability company, Respondents.

After a lengthy proceeding and briefings the arbitrator, the Hon. George Schiavelli, issued an Interim Award in favor of Respondents Micah Cohen, Nancy Cohen and All Shades United LLC on all counts on March 27, 2012.

Since that date the parties have exchanged additional pleadings, including motions for the award of fees and costs, and the matter is now awaiting a final decision by Judge Schiavelli. His final decision is expected shortly.

As soon as the Final Arbitration Award is forthcoming we will notify and, at that time, the Final Award will be submitted to the United States District Court in Los Angeles for entry and certification, which is generally perfunctory.

Please do not hesitate to contact the undersigned with any questions or for additional information.

Respectfully submitted,

By: Nancy S Cohen

NANCY SIDONIE COHEN

Date: August 8, 2012

3744 Mandeville Canyon Road

Los Angeles, California 90049

Telephone: (310) 472-9094

Email: lychou@aol.com

Proof of Service

I hereby certify that a true and correct copy of the instant **Response to Suspension Inquiry** has been served on the Correspondent of Record, Russel Allyn and Jessie K. Reider (BUCHALTER NEMER, A Professional Corporation) attorneys for Opposer Swarm, LLC at the address of record for the instant proceeding. A copy of the instant Response was sent via First Class mail, postage prepaid, on August 8, 2012 to:

Russel Allyn
Jessie K. Reider
BUCHALTER NEMER, APC
California Bar No. 237,113
1000 Wilshire Boulevard, Suite 1500
Los Angeles, California 90017-2457

By: Nancy S Cohen