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

Proceeding	91196469
Party	Plaintiff Farm Fleet Supplies, Inc.
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Submission	Other Motions/Papers
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Signature	/Eric O. Haugen/
Date	02/18/2011
Attachments	Opposer's Notification to the Board Regarding Final Determination of Civil Action.pdf ( 2 pages )(25042 bytes ) Exhibit A.pdf ( 1 page )(20058 bytes )

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

FARM FLEET SUPPLIES, INC.,	)	
	)	
Opposer,	)	
	)	
vs.	)	<b>Opposition No. 91196469</b>
	)	<b>Ser. Nos. 77/894710; 77/894766 and 77/894812</b>
BLAIN SUPPLY, INC.	)	
	)	
Applicant	)	
	)	

**OPPOSER’S NOTIFICATION TO THE BOARD REGARDING FINAL  
DETERMINATION OF CIVIL ACTION**

This communication is submitted by Opposer, Farm Fleet Supplies, Inc., pursuant to instructions set forth in this board’s order of October 6, 2010 suspending the instant proceeding pending the determination of a civil action. On January 31, 2011 the subject civil action, *Blain Supply, Inc. v. Running Supply, Inc.*, Case No. 09-cv-746, venued in the United States District Court for the Western District of Wisconsin, was dismissed as the result of a settlement being reached as between the parties to that action. Opposer submits as Exhibit A a copy of the court’s order dismissing the subject lawsuit.

Opposer represents to this Board that the parties are attempting to negotiate a resolution of matters involving the marks at issue in the instant opposition proceeding. Earlier today, the undersigned forwarded a communication to Blain Supply, Inc.’s counsel setting forth a fair and reasonable settlement proposal. The undersigned believes that Blain Supply’s counsel will be communicating with him soon relevant to this settlement proposal.

Of course, the parties to this proceeding stand willing to clarify or address any questions or comments that the Board may have concerning any issues relevant to this matter.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon Blain Supply, Inc.'s attorneys at their address of record by First Class Mail on this date.

Respectfully Submitted,

Date: February 18, 2011

s/Eric O. Haugen  
Eric O. Haugen  
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Attorney for Opposer,  
Farm Fleet Supplies, Inc.

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN

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Blain Supply, Inc.,

Plaintiff,

ORDER

v.

Case No. 09-cv-746-wmc

Running Supply, Inc.,

Defendants.

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The court having been advised by counsel for the parties that the above-entitled action has been settled, this case is hereby dismissed. Any party may move to reopen for good cause shown.

Entered this 31st day of January, 2011.

/s/

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William M. Conley  
District Judge

