

ESTTA Tracking number: **ESTTA493461**

Filing date: **09/10/2012**

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

Proceeding.	91197616
Applicant	Plaintiff BCP Imports, LLC
Other Party	Defendant Howard Montag Group LLC

Motion for Suspension in View of Civil Proceeding With Consent

The parties are engaged in a civil action which may have a bearing on this proceeding. Accordingly, BCP Imports, LLC hereby requests suspension of this proceeding pending a final determination of the civil action. Trademark Rule 2.117.

BCP Imports, LLC has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

BCP Imports, LLC has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,
/richardsmacmillan/
Richard S. MacMillan
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09/10/2012

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

BCP Imports, LLC)
) Opposition No. 91197616
)
 v.)
) Attorney Docket 1-52450
Howard Montag Group LLC)

Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE

In response to the notice dated August 9, 2012, the Board is hereby informed that the civil action between the parties, which occasioned the suspension of this proceeding, is currently on-going.

Respectfully submitted,

/richardsmacmillan/

Richard S. MacMillan
Reg. No. 30,085

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing paper was delivered by e-mail to Dennis P. McCooe, attorney for Howard Montag Group LLC, Blank Rome LLP, 1 Logan Square, Floor 8, Philadelphia, PA 19103-6998 at mccoee@blankrome.com, this 10th day of September, 2012.

/richardsmacmillan/

Richard S. MacMillan
Attorney for BCP Imports, LLC