

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**Trademark Trial and Appeal Board**  
**P.O. Box 1451**  
**Alexandria, VA 22313-1451**

vb

Mailed: May 8, 2012

Opposition No. 91202823

POZEN Inc.

v.

Paul Shim

Cheryl S. Goodman, Interlocutory Attorney:

This case comes up on the following motions: 1) applicant's motion, filed March 14, 2012, to amend and 2) applicant's motion, filed February 15, 2012, to suspend.

The Board turns first to the motion to amend. The motion to amend, which seeks amendment to the dates of use, is without opposer's consent in the present proceeding. Additionally, the opposer in Opposition No. 91201166 also has not consented thereto. Accordingly, the motion to amend is deferred until final hearing or until decision on summary judgment. TBMP Sections 514.02 and 514.03 (3d ed. 2011).

The defendant's motion (filed February 15, 2012) for suspension of this proceeding pending the outcome of Opposition No. 91201166 (involving the same application) is granted as conceded.

Proceedings herein are **SUSPENDED** pending final disposition of Opposition No. 91201166. See Trademark Rules 2.117(a) and 2.127(a).<sup>1</sup>

Within twenty days after the final determination of Opposition No. 91201166, the parties must notify the Board so that this case may be called up for appropriate action.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.

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<sup>1</sup>The filing fails to indicate proof of service on opposer as required by Trademark Rule 2.119. In order to expedite this matter, opposer is directed to the following URL where it may view a copy of the filing:  
<http://ttabvueint.uspto.gov/ttabvue/v?pno=91202823&pty=OPP&eno=4>