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Filing date: **04/19/2012**

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

Proceeding	91204123
Party	Plaintiff Fluidmaster, Inc.
Correspondence Address	Richard P. Sybert Gordon & Rees LLP 101 West Broadway, suite 1600 San Diego, CA 92101-8217 UNITED STATES rsybert@gordonrees.com, smeyer@gordonrees.com, mmims@gordonrees.com
Submission	Other Motions/Papers
Filer's Name	Susan B. Meyer
Filer's e-mail	rsybert@gordonrees.com, smeyer@gordonrees.com
Signature	/Susan B. Meyer/
Date	04/19/2012
Attachments	Notice of Non Opposition.TIF ( 1 page )(576256 bytes ) Certificate of Service - Lavelle.TIF ( 1 page )(566058 bytes )

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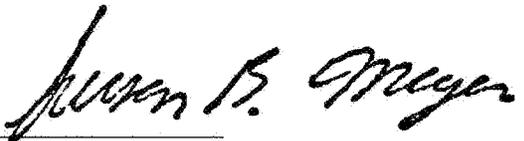
In the Matter of Trademark Application )  
Serial No. 85430931 )  
Filed: September 23, 2011 )  
Published: February 28, 2012 )  
By: Lavelle Industries, Inc. )  
For the Trademark: MAXPERFORMANCE )  
\_\_\_\_\_) Opposition No.  
)  
FLUIDMASTER, INC., ) 91204123  
a California corporation )  
Opposer, )  
v. )  
)  
LAVELLE INDUSTRIES, INC. )  
a Delaware corporation )  
Applicant. )  
\_\_\_\_\_) )

NOTICE OF NON-OPPOSITION TO MOTION TO SUSPEND

Opposer Fluidmaster, Inc. does not oppose Applicant Lavelle Industries, Inc.'s  
Motion to Suspend filed April 11, 2012.

Respectfully submitted,

DATE: April 19, 2012

By:   
Richard P. Sybert  
Susan B. Meyer  
Attorneys for Opposer

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**CERTIFICATE OF SERVICE**

I hereby certify that **NOTICE OF NON-OPPOSITION TO MOTION TO SUSPEND**  
is being served by Certified Mail, to Addressee on April 19, 2012, as follows:

Certified Mail No. 7160 3901 9849 2277 5677

Patrick Bergin  
Davis & Kuelthau, s.c.  
111 East Kilbourn Avenue, Suite 1400  
Milwaukee, WI 53202

Date of Mailing: April 19, 2012

  
\_\_\_\_\_  
Monica L. Mims