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

Proceeding	91206116
Party	Plaintiff Amy's Kitchen, Inc.
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Date	06/25/2014
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June 25, 2014

Denise DelGizzi
Technical Program Manager
United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Opposition No. 91206116

Amy's Kitchen, Inc., Opposer
v.
Amy's Ice Cream, Inc., Applicant

Dear Ms. Delgizzo,

This is in response to the Board's Order dated June 10, 2014, giving the parties thirty days to inform the Board of the status of the civil action that occasioned the suspension of this opposition proceeding.

This proceeding was suspended due to a civil action between the parties pending in the United States District Court for the Western District of Texas, Austin Division, titled *Amy's Ice Creams, Inc. v. Amy's Kitchen, Inc.*, Civil Action No. 1:13-cv-00449 ("Party Litigation"). The Party Litigation, initiated by Amy's Ice Cream's, Inc. and in which Amy's Kitchen, Inc. has counterclaimed for declaratory judgment, contains claims that bear on this opposition proceeding. The claims include allegations involving the parties' respective marks and issues of likelihood of confusion.

The Party Litigation is currently in its discovery phase. Discovery cutoff is set for August 7, 2014, and the last day to file dispositive motions is set for September 4, 2014. The Docket Call for trial in this action is March 27, 2015.

Opposer's counsel will endeavor to keep the Board informed on any material changes in the status of the Party Litigation. In the meantime, please feel free to contact the undersigned if you have any questions or require anything further.

Opposer requests that the suspension of this proceeding be maintained, as the outcome of the trial in the Party Litigation will have a bearing on, and may possibly be dispositive of, issues in this proceeding.

Denise DelGizzi
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The undersigned certifies that a copy of this letter has been served upon all parties at their address of record by first class mail on the date of this letter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Donald L. Beeson', is written over a horizontal line.

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