

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: March 27, 2015

Opposition No. 91214086

Starbuzz Tobacco Inc.

v.

Philip Melnick

Veronica P. White, Paralegal Specialist:

The motion (filed February 27, 2015) to suspend this proceeding pending final determination of Civil Action No. 8:15-cv-00224 filed in the United States District Court for the Central District of California is **GRANTED** as conceded. *See* Trademark Rules 2.127(a) and 2.117(a).¹

Accordingly, proceedings are **SUSPENDED** pending final disposition of the civil action, including all appeals.

Within **twenty (20) days** after the final determination of the civil action, the parties shall so notify the Board so that this proceeding may be called up for appropriate action.² Such notification to the Board should

¹ Opposer's previous motion also filed February 27, 2015 (Docket No. 14) is superseded by the subsequent motion, which includes the civil action complaint.

² A proceeding is considered to have been finally determined when a decision on the merits of the case (*i.e.*, a dispositive ruling that ends litigation on the merits) has been rendered, and no appeal has been filed therefrom, or all appeals filed have been decided. *See* TBMP § 510.02(b).

include a copy of any final order or final judgment which issued in the civil action.

During the suspension period, the parties must notify the Board of any address changes for the parties or their attorneys.³ In addition, the parties are to promptly inform the Board of any other related cases, even if they become aware of such cases during the suspension period. Upon resumption, if appropriate, the Board may consolidate related Board cases.

³ Appearance of counsel on behalf of Opposer (filed January 16, 2015) is noted and made of record.