

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: July 25, 2016

Opposition No. 91218280 (**Parent Case**)
Cancellation No. 92060249

Mya Saray, LLC

v.

Ibrahim Dabes dba Dabes Egyptian Imports

George C. Pologeorgis,
Administrative Trademark Judge:

On March 23, 2016, Opposer/Petitioner filed a motion to suspend these consolidated proceedings pending final determination of Civil Action No. 1:16-cv-00064 filed in the United District Court for the Eastern District of Virginia between the parties herein. Applicant/Respondent was allowed until April 19, 2016 in which to respond to the motion. *See* 23 TTABUVE. Inasmuch as Applicant/Respondent failed to respond to the motion to suspend by the deadline set by the Board, the motion to suspend for civil action was granted as conceded by Board order dated May 2, 2016. *See* 24 TTABVUE.

On May 13, 2016, Applicant/Respondent filed a combined motion (1) to vacate the Board's May 2, 2016, order granting Opposer's/Petitioner's motion to suspend for civil action, and (2) to reopen its time to respond to the motion to suspend for

civil action. Applicant's/Respondent's combined motion to vacate and to reopen is uncontested and, therefore, is **GRANTED** as conceded. Trademark Rule 2.127(a).

In view thereof, the Board's May 2, 2016, order is hereby **VACATED** and Applicant/Respondent is allowed until **August 9, 2016** in which to file a response to Opposer's/Petitioner's motion to suspend for civil action.

The Board **will not** entertain any further request to extend Applicant's/Respondent's time to respond to the motion to suspend for civil action, absent Opposer's/Petitioner's consent thereto.

These consolidated proceedings otherwise remain suspended pending the disposition of the motion to suspend for civil action.¹

¹ Appearance of new counsel on behalf of Applicant/Respondent, and Applicant's/Respondent's change of correspondence address, both filed on June 10, 2016 are noted. Board records have been updated accordingly.