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: October 14, 2015

Opposition No. 91222731

Apple Inc.

v.

Saxon Glass Technologies, Inc.

George C. Pologeorgis,
Interlocutory Attorney:

Opposer's motion (filed October 6, 2015) to suspend this proceeding pending final determination of a civil action between the parties herein filed in the United States District Court for the Western District of New York is **GRANTED** as well taken.[1] It is the policy of the Board to suspend proceedings when the parties are involved in a civil action, which may be dispositive of or have a bearing on the Board case. *See* Trademark Rule 2.117(a).

Following a careful review of the civil action complaint submitted with Opposer's motion, the Board finds that the final disposition of the civil action may have a bearing on the issues in this proceeding. Moreover, the Board notes that Applicant filed a communication on October 14, 2015 stating that it does not oppose Opposer's motion to suspend for civil action.

[1] Civil Action No. 1:15-cv-00581, styled *Saxon Glass Technologies, Inc. v. Apple, Inc.*, filed on or about June 29, 2015.

Accordingly, proceedings are **suspended** pending final disposition of the civil action.[2]

Within twenty 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.[3] Such notification to the Board should 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. 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.

---

[2] Appearance of counsel on behalf of Opposer filed on October 6, 2015 is noted. Board records have been updated accordingly.

[3] 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) (2015).