

**UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451**

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Mailed: January 20, 2010

Cancellation No. 92013503

United Black Fund

v.

National Black United Fund,  
Inc.

Jennifer Krisp, Interlocutory Attorney:

Registrant's response dated January 19, 2010, to the Board's December 17, 2009 order is noted. In the response, registrant informed the Board that the civil action which occasioned suspension of this proceeding has not been dismissed,<sup>1</sup> and requested that this cancellation proceeding remain suspended.

This proceeding was instituted in 1982, and has been suspended for more than twenty years. While it is the policy of the Board to suspend proceedings when the parties are involved in a civil action that may be dispositive of or have a bearing on the Board case, in previous responses, the parties have stated that the civil action has been "administratively closed" to allow the parties to conduct ongoing settlement negotiations. The amount of time during

which this proceeding has been suspended has been more than adequate to allow for resolution of the civil action.

In view thereof, the parties are allowed thirty days from the mailing date of this order to file with the Board a response, co-signed by both parties or their counsel of record, which includes:

- 1) a detailed summary of the current court activity;
- 2) a statement of the current status of the civil action, including whether said action is presently "administratively closed;"
- 3) a copy of the court's two most recent orders;
- 4) in the event that the parties have not been engaged in efforts to settle during the past twelve months, a statement indicating this, and an explanation thereof; and/or
- 5) in the event that the parties have been engaged in efforts to settle during the past twelve months, a detailed summary of such efforts, listing dates on which the parties have met or corresponded, the existence and status of any outstanding settlement proposals, and a list of issues that have been resolved and those that remain for trial.

If the Board does not receive a compliant response to its inquiries indicated above, or receives a response from which it determines that resumption is appropriate, the

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<sup>1</sup> Civil Action No. HAR 83-1164, filed in the United States District Court for the District of Maryland.

Board will resume proceedings and reset all dates and deadlines.

Proceedings otherwise remain suspended.