

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513**

Mailed: October 5, 2007

Cancellation No. 92029614

PATSY'S BRAND, INC.

v.

IOB REALTY, INC.

David M. Mermelstein, Administrative Trademark Judge:

On September 12, 2007, petitioner Patsy's Brand, Inc. filed with the Board "Notice of Recent Activity in [the parties'] Civil Case," including an Opinion and Order of the District Court in *Patsy's Italian Restaurant, Inc. v. Banas*, 06-CV-00729 (E.D.N.Y. Aug. 28, 2007) (Hon. Dora L. Irizarry). Pursuant to Trademark Act § 37, 15 U.S.C. § 1119, the Court ordered the USPTO to restore respondent's Reg. No. 2213574 to pendency. Also included in Patsy's filing was a copy of its September 11, 2007, request for reconsideration of the Court's order or, in the alternative, for certification of the order for interlocutory appeal.

The parties shall notify the Board as soon as the Court's order becomes final, so that it may be implemented without delay.

.oOo.