

TTAB

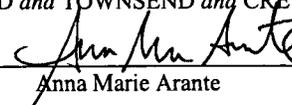
Attorney Docket No. 2558-069100US

CERTIFICATE OF MAILING

Date: December 22, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

TOWNSEND and TOWNSEND and CREW LLP

By:   
Anna Marie Arante

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Registration No. 2,108,028  
Registrant: Bio-Rad Laboratories, Inc.  
Mark: **MDX**

QIAGEN GMBH,  
Petitioner,  
  
vs.  
  
BIO-RAD LABORATORIES, INC.,  
  
Respondent.

Cancellation No. 92/041,307

**THIRD STIPULATED MOTION FOR  
SUSPENSION OF CANCELLATION  
PROCEEDINGS**



Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

01-03-2005

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #39

Madam:

The parties have stipulated to a further six (6) month suspension of proceedings in this Cancellation, until June 29, 2005. Therefore, Respondent respectfully moves the Board to suspend proceedings until June 29, 2005, at which time trial periods may be reset and

Respondent will be allowed additional time to respond to Petitioner's First Set of Requests for Production of Documents and First Set of Interrogatories to Respondent. Additional time is needed to determine whether this Cancellation will be pursued. Representatives of the parties are engaged in negotiations. Negotiations are ongoing and terms offered by one party at a meeting earlier in the year are still under consideration.

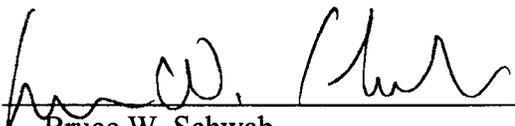
Counsel for Petitioner, Lorraine Linford, consented to this Motion on behalf of Petitioner on December 21, 2004.

Therefore, the parties request that this Motion be granted and the Cancellation be suspended for a further six months.

Respectfully submitted,

TOWNSEND and TOWNSEND and CREW LLP

Dated: 12/22/04

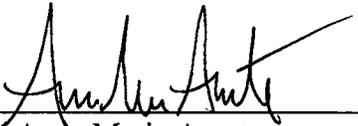
By:   
Bruce W. Schwab  
*Attorneys for Respondent*

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 22, 2004, I caused the foregoing **THIRD STIPULATED MOTION FOR SUSPENSION OF CANCELLATION PROCEEDINGS** to be served by United States mail, postage prepaid, in an envelope addressed to:

Lorraine Linford, Esq.  
Seed Intellectual Property Law Group PLLC  
701 Fifth Avenue Ste 6300  
Seattle, WA 98104-7092  
*Attorney for Petitioner*

  
\_\_\_\_\_  
Anna Marie Arante

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