

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

Baez

Mailed: September 28, 2006

Cancellation No. 92046185

AMANDA BLACKHORSE, MARCUS  
BRIGGS, PHILLIP GOVER,  
SHQUANEBIN LONE-BENTLEY,  
JILLIAN PAPPAN, AND COURTNEY  
TSOTIGH

v.

PRO FOOTBALL, INC.

Cindy B. Greenbaum, Attorney:

Respondent's motion (filed September 26, 2006) to suspend the proceeding pending final determination of a related civil action, Pro Football, Inc. v. Harjo, (Civil Action 99-1385 (CKK), currently pending in the United States District Court for the District of Columbia, is hereby granted as well-taken. See Trademark Rule 2.117(a).

It is the policy of the Board to suspend proceedings when either or both parties are involved in a civil action which may be dispositive of or have a bearing on the Board case.<sup>1</sup> See Trademark Rule 2.117(a).

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<sup>1</sup> Moreover, to the extent that a civil action in a Federal district court involves issues in common with those in a Board proceeding, the district court decision would be binding on the

The Board has determined that a decision by the district court could be dispositive of, or have a bearing on, the issues in this cancellation proceeding.

Accordingly, proceedings are suspended pending final disposition of said civil action.

Within twenty days after the final determination of the civil action, the interested party should notify the Board so that this case may be called up for appropriate action. During the suspension period the Board should be notified of any address changes for the parties or their attorneys.

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Board, whereas the Board decision is merely advisory to the district court. See *American Bakeries Co. v. Pan-O-Gold Baking Co.*, 2 USPQ2d 1208 (D.C. Minn. 1986). Further, Board decisions are appealable to the district court. See Section 21 of the Trademark Act, and *Goya Foods, Inc. v. Tropicana Products Inc.*, 846 F.2d 848, 6 USPQ2d 1950, at 1953 (2d Cir. 1988).