

TTAB

MOR-NUTECH

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September 4, 2008

74528700

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United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Cancellation No. 92047581 for "Capsol-T"

ACTIBIOL, S.A.

v.

Mor-Nutech, Inc.

Dear Mr. Adlin

The basis for the requested cancellation of the mark "Capsol-T" currently assigned to Mor-NuTech is based on possible confusing similarity to another mark "Capsibiol-T" also assigned to Mor-NuTech which is the subject of Opposition No. 91179423 (ACTIBIOL, S.A. vs. MOR-NUTECH, INC).

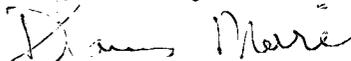
If Mor-Nutech's claim to ownership of the Capsibiol-T mark for manufacture and distribution of the product in the United States is upheld, then the request for cancellation of the mark "Capsol-T" has no viable basis for objection.

In view of the above, I respectfully request that summary judgement regarding Cancellation No. 92047581 be suspended pending outcome of Opposition No. 91178324 for 'Capsibiol-T'

The withdrawal of the law firm of Greenlee, Winner and Sullivan, P.C as my representative in this proceeding was at my request due to financial hardship. Applicant has chosen to represent itself in these proceedings.

Thank you for any assistance you may provide in this matter.

Respectfully submitted


D. James Morre
President



09-09-2008