

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

Mailed: June 29, 2011

Cancellation No. 92048118

Jack Richeson & Co., Inc.

v.

Select Export Corp. dba
Trident

**George C. Pologeorgis,
Interlocutory Attorney:**

By order dated June 9, 2011, the Board inquired about the status of the civil action between the parties which occasioned the suspension of this proceeding.

On June 16, 2011, petitioner filed a response to the Board's June 9, 2011 order requesting that the Board maintain the suspension of this proceeding pending the final outcome of the civil action between the parties.

In view of petitioner's June 16, 2011, the Board presumes the civil action between the parties herein remains ongoing.

Accordingly, proceedings herein remain suspended pending final determination of the civil action, including all appeals. See Trademark Rule 2.117(a).

Within twenty days after such final determination, the parties shall so notify the Board and call up this proceeding for appropriate action. During the suspension period, the parties shall notify the Board of any address changes for the parties or their attorneys.

As a final matter, consideration of respondent's motion (filed June 5, 2010) to strike the trial testimony of Domingo Zanocco or, in the alternative, for sanction remains deferred pending the final disposition of the civil action pending the parties herein. If appropriate and necessary, upon resumption of this proceeding, the Board will provide petitioner time in which to respond respondent's motion to strike.