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

Proceeding	92051465
Party	Plaintiff EA Digital Illusions CE AB and Electronic Arts Inc.
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Signature	/GLC/
Date	07/06/2010
Attachments	response.pdf ( 3 pages )(66206 bytes )

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

In the Matter of Registration No. 3,559,342  
For the Trademark THE EDGE  
Issued January 13, 2009

In the Matter of Registration No. 3,381,826  
For the Trademark GAMER'S EDGE  
Issued February 12, 2008

In the Matter of Registration No. 3,105,816  
For the Trademark EDGE  
Issued June 20, 2006

In the Matter of Registration No. 2,251,584  
For the Trademark CUTTING EDGE  
Issued June 8, 1999

In the Matter of Registration No. 2,219,837  
For the Trademark EDGE  
Issued January 26, 1999

**EA DIGITAL ILLUSIONS CE AB, a Swedish  
corporation; ELECTRONIC ARTS INC., a  
Delaware corporation,**  
  
**Petitioners,**  
  
**v.**  
  
**EDGE GAMES, INC., a California corporation,**  
  
**Registrant.**

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**Cancellation No. 92051465**

**RESPONSE TO MOTION TO  
SUSPEND PROCEEDINGS  
PENDING OUTCOME OF  
CIVIL ACTION**

Trademark Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

Petitioners submit this response in support of suspension of the instant proceedings, and also request suspension of Opposition No. 91193736 (referred to collectively as the "Board Proceedings"). Petitioners respectfully request, however, that the Board rule on the pending

motion to consolidate the Board Proceedings and the dispositive motions pending in both proceedings prior to suspension.

Suspension of matters before the Board is warranted where a decision in another action may bear upon the Board's determination, and is particularly appropriate where a federal court may render decisions that will be binding upon the Board. TBMP § 510.02(a). Here, Registrant has filed a civil action alleging, *inter alia*, that Petitioners' MIRROR'S EDGE mark is likely to cause confusion with Registrant's purported prior rights in various EDGE marks. Registrant has identified the registrations and application that are the subject of the Board Proceedings in its complaint, and Petitioners anticipate that the allegations of fraud and abandonment underlying the Board Proceedings will be raised and litigated as part of their defense. The federal court is accordingly likely to rule on the registrability of the filings at issue in the Board Proceedings, such that suspension of these actions is appropriate pending the court's determination.

Petitioners also direct the Board's attention to the fully briefed motion to consolidate the Board Proceedings and dispositive motions that are currently pending. Pursuant to TBMP § 510.02(a) and 37 CFR § 2.117(b), Petitioners respectfully request that the Board issue rulings on those pending motions prior to suspending the Board Proceedings.

Date: July 6, 2010

Respectfully submitted,

COOLEY LLP

By:   
Gavin L. Charlston

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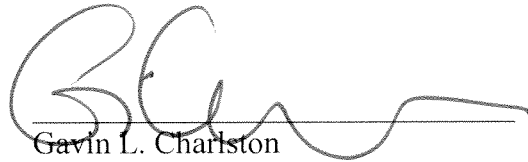
**CERTIFICATE OF TRANSMITTAL AND SERVICE**

I hereby certify that Petitioners' Response to Motion to Suspend Proceedings Pending Outcome of Civil Action is being electronically transmitted in PDF format to the Trademark Trial and Appeal Board through the Electronic System for Trademark Trials and Appeals (ESTTA) on the date indicated below.

I hereby further certify that on the date indicated below, a true and correct copy of Petitioners' Opposition to Registrant's Motion for Reconsideration was placed for delivery by Federal Express, addressed to the correspondent for Respondent in this proceeding (as identified in the TTAB database) as follows:

EDGE GAMES, INC.  
530 SOUTH LAKE AVENUE #171  
PASADENA, CA 91101

Date: July 6, 2010

  
Gavin L. Charlston