

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

Winter/nmt

Mailed: November 15, 2010

Opposition No. 92052684

Natural Supplements and  
Remedies, Inc., d/b/a  
Vitanergy

v.

NutriScience Corporation

**ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:**

Proceedings herein are **SUSPENDED** pending disposition of petitioner's combined partial motion (filed September 27, 2010) to dismiss registrant's third counterclaim and motion to strike segments of respondent's answer. Any paper filed during the pendency of these motions which is not relevant thereto will be given no consideration.<sup>1</sup> See Trademark Rule 2.127(d).

Respondent's request (filed October 15, 2010) for Board participation in the parties' discovery conference is also noted and will be addressed after the Board's consideration of the subject motions.



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<sup>1</sup> Petitioner's September 27, 2010 motion for an extension of time to file its answer to registrant's counterclaim is **deferred** pending the Board's consideration of petitioner's pending combined motions.