

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

DUNN

Mailed: May 11, 2012

Cancellation No. 92054551

Andrey Pinsky

v.

Douglas Burda

Elizabeth A. Dunn, Attorney (571-272-4267):

Because petitioner's motion to compel filed February 20, 2012 was pending, petitioner's motion for summary judgment filed May 4, 2012 is denied as untimely.¹

Petitioner is advised that the summary judgment filing includes arguments and exhibits barred under the Board's May 10, 2012 order and inflammatory personal attacks on respondent which, if repeated in subsequent filings, may result in dismissal of this proceeding with prejudice.²

Dates remain as set in the Board's May 10, 2012 order.

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¹ The Board's rules call for suspension of proceedings while a motion to compel is pending. See Trademark Rule 2.120(g).

² Based on the personal attacks, the Board designates the filing confidential.