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

Proceeding	92058515
Party	Defendant Advanced Ballot Solutins LLC
Correspondence Address	ADVANCED BALLOT SOLUTIONS LLC 11208 JOHN GAULT BOULEVARD OMAHA, NE 68137 UNITED STATES
Submission	Other Motions/Papers
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Date	02/13/2014
Attachments	Advanced Ballot Solutions Response to Petitioner's Motion to Suspend Proceedings.pdf(174903 bytes )

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

Integrated Voting Solutions, Inc.	)	<b>Cancellation No. 92058515</b>
	)	
Petitioner	)	Re: U.S. TM Reg. Nos. 4,154,535
	)	and 3,955,717
v.	)	Mark: INTEGRA-VOTE
	)	
Advanced Ballot Solutions, LLC,	)	
	)	
Respondent.	)	
	)	

**RESPONSE TO PETITIONER'S MOTION TO SUSPEND PROCEEDINGS IN VIEW OF**  
**PENDING CIVIL ACTION PURSUANT TO 37 C.F.R. §2.117**

Respondent, Election Systems & Software, LLC ("ES&S") respectfully submits this response to Petitioner's motion to stay the above-captioned proceeding pursuant to 37 CFR 2.117(a). ES&S notes that the parties to this proceeding are also parties to a case filed in the United States District Court for the Eastern District of California and that such case may have a bearing on this proceeding before the Board and therefore agrees that this proceeding should be stayed pending the resolution of the California federal court case. See 37 CFR 2.117(a) and TMBP § 5.10.02(a). ES&S denies the allegations made against it by Petitioner, here and in the California federal court case. ES&S makes no admission as to any fact or legal issue in either this proceeding or in the California federal court case by its consent to stay this proceeding, and it reserves all rights, claims, and defenses available to it in either or both matters.

Respectfully submitted this 13<sup>th</sup> day of February, 2014

ADVANCED BALLOT SOLUTIONS,  
LLC

By: \_\_\_\_\_

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Advanced Ballot Solutions, LLC

### CERTIFICATE OF SERVICE

The undersigned does hereby certify that, on this 13<sup>th</sup> day of February, 2014, a true and correct copy of the foregoing filed before the TTAB has been served on Petitioner Integrated Voting Solutions, Inc. via email and U.S. Mail, first class, postage prepaid to the following:

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Michael C. Cox