

**TTAB**

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

BUO

Mailed: October 8, 2014

Cancellation No. 92059821

*Golestan Co.*

85438, 344

v.

*Mahalaxmi Exports FZE*

**Benjamin U. Okeke, Interlocutory Attorney:**

Proceedings are suspended pending disposition of respondent's motion to dismiss, filed September 29, 2014. Any paper filed during the pendency of this motion which is not relevant thereto will be given no consideration. *See* Trademark Rule 2.127(d).

The motion to dismiss will be decided in due course.<sup>1</sup>

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<sup>1</sup> Petitioner's motion for default judgment is not well taken. Trademark Rule 2.196 states that: "[w]hen the day, or the last day fixed by statute or by regulation under this part for taking any action ... falls on a Saturday, Sunday, or Federal holiday within the District of Columbia, the action may be taken ... on the next succeeding day that is not a Saturday, Sunday, or a Federal holiday." Inasmuch as September 27, 2014, was a Saturday, respondent was allowed until Monday, September 29, 2014, to file an answer or other responsive pleading to the petition to cancel. Therefore, petitioner's motion will be given no consideration.



**01-22-2015**

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