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

Proceeding	92062096
Party	Plaintiff Houzz Inc.
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Submission	Motion to Suspend for Settlement Discussions
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Signature	/John Paul Oleksiuk/
Date	03/07/2016
Attachments	for filing - Doc#_128450415_v_1_Houzz - Notification Regarding Final Determination of the Civil Action and Request for Suspension.pdf(35259 bytes)

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

In the matter of U.S. Trademark Registration No. 4,668,337
For the Trademark IN HOUZ
Registered on the Principal Register January 6, 2015

HOZZ INC.)	
)	
Petitioner,)	
)	
v.)	
)	Cancellation No. 92062096
ODL, INCORPORATED)	
)	
)	
Registrant.)	
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**NOTIFICATION REGARDING FINAL DETERMINATION OF THE CIVIL ACTION
AND REQUEST FOR SUSPENSION**

In the Board’s Order dated September 29, 2015, the parties were ordered to notify the Board within twenty days after the final determination of Civil Action No. 5:15-cv-03847-HRL filed in the United States District Court for the Northern District of California (the “Civil Action”). The Order of Dismissal Upon Settlement dated March 4, 2016 dismissing the Civil Action is attached hereto as Exhibit A.

Petitioner Houzz Inc. and Registrant ODL, Incorporated hereby jointly request that this Cancellation No. 92062096 remain suspended for a period of one (1) year while the parties carry out their obligations under their settlement agreement.

* * * *

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **NOTIFICATION REGARDING FINAL DETERMINATION OF THE CIVIL ACTION AND REQUEST FOR SUSPENSION** has been served on ODL, Incorporated by mailing said copy on March 7, 2016, via First Class Mail, postage prepaid to:

Joan L. Long, Esq.
Attorneys for Registrant
P.O. Box 2786
Chicago, IL 60690
trademarks-ch@btlaw.com
(312) 357-1313

Date: March 7, 2015

/John Paul Oleksiuk/
John Paul Oleksiuk

EXHIBIT A

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

HOUZZ INC.,
Plaintiff,
v.
ODL, INCORPORATED, et al.,
Defendants.

Case No. 15-cv-03847-WHO

**ORDER OF DISMISSAL UPON
SETTLEMENT**

The parties to the action have agreed to a settlement after a settlement conference with Magistrate Judge Howard R. Lloyd. Dkt. No. 40. Accordingly, this case is DISMISSED WITH PREJUDICE and any scheduled hearings are VACATED. If any party certifies to this Court, with proper notice to opposing counsel within ninety (90) days from the date of this Order, that settlement has not in fact occurred, this Order shall be vacated and the case shall be restored to the calendar for further proceedings.

IT IS SO ORDERED.

Dated: March 4, 2016



WILLIAM H. ORRICK
United States District Judge

United States District Court
Northern District of California