

TTAB

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

Gilbert

Mailed: October 12, 2006

Concurrent Use No. 94002107

TN Master Tile LP

v.

Master Tile Products, Inc.

Cheryl Butler, Attorney, Trademark Trial and Appeal Board:

On March 14, 2006, concurrent use applicant, TN Master Tile LP (hereinafter TN Master Tile) filed the parties' "stipulation of agreement and dismissal of concurrent use proceeding," and TN Master Tile's request to amend application Serial No. 78/183980. The assignment of Master Tile Products, Inc.'s trademarks to TN Master Tile LP is also duly noted. However, TN Master Tile's filings are silent as to the parties' intention with respect to application Serial No. 78/183,981, which is also a part of this proceeding.

In view thereof, TN Master Tile is allowed until **thirty days** from the mailing date of this order to inform the Board whether application Serial No. 78/183,981 is being abandoned or whether the failure to reference and amend this application was merely an oversight, which should be corrected. If TN Master Tile fails to

10-26-2006

Concurrent Use No. 94002107

respond to this order, application Serial No. 78/183,981 will be abandoned and the amendment to application Serial No. 78/183,980 will be considered.

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Commissioner for Trademarks
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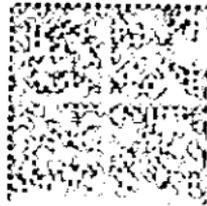
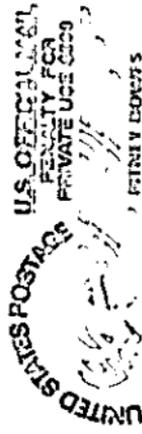
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