

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

Applicant: Ela Medical
Serial No: 76/269892
Filed: June 11, 2001
Mark: ELA SWIFT
Our Ref: EMD 0104289


11-13-2003
U.S. Patent & TMO/TM Mail Rcpt Dt. #22

FURTHER MOTION TO SUSPEND

MEJ
Applicant, Ela Medical, by its attorneys Fross Zelnick Lehrman & Zissu, P.C., hereby moves that this proceeding be suspended for a further two months, until January 14, 2004, so that a consent agreement with the owner of the cited registration can be finalized.

The agreement is in final form and has been signed by the Applicant. We have received information from the attorney for the cited registrant that the agreement is acceptable, but has not been signed simply due to the cited registrant's principals being absorbed with other business. A meeting is scheduled for the end of the week, and it is expected that the agreement will be signed and returned to the undersigned shortly.

Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514 on:

November 11, 2003
(Date of Deposit)

Susan Upton Douglass
(Printed name of person mailing paper or fee)


(Signature)

November 11, 2003
(Date of Signature)


This consent agreement would allow the appeal to be discontinued, and the application forwarded to publication. This motion is proper under 37 CFR 2.117(c); TBMP Section 1213.

Based upon the foregoing, the Applicant respectfully requests that this Appeal be further suspended for a period of two months.

Dated: New York, New York
November 11, 2003

Respectfully submitted,

FROSS ZELNICK LEHRMAN
& ZISSU, P.C.

By: 
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