

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: August 20, 2003

In re Ela Medical

Serial No. 76269892

Filed: 06/11/2001

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Rochelle Ricks, Paralegal Specialist:

On July 17, 2003, applicant filed a paper requesting that the Board suspend action on the appeal, pending receipt of an executed letter of consent agreement from SciMed Life Systems, the owner of cited Reg. No. 1,912,406, cited by the Trademark Examining Attorney as a Section 2(d) bar to registration of applicant's mark.

The request to suspend is granted. Proceedings herein are **suspended until September 15, 2003**. At that time, the Board expects that applicant will file its appeal brief. However if applicant still requires more time to obtain the consent agreement, it must provide further detail as to the status of negotiations.

The case will not be suspended indefinitely for the purpose of allowing applicant time in which to obtain the sought-after consent agreement.