

ESTTA Tracking number: **ESTTA53162**

Filing date: **11/14/2005**

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

<b>Proceeding</b>	78357441
<b>Applicant</b>	True Temper Sports, Inc.
<b>Correspondence Address</b>	Christopher M. Brock Harness, Dickey & Pierce, P.L.C. P.O. Box 828 Bloomfield Hills, MI 48303 UNITED STATES docketingtm@hdp.com,brock@hdp.com
<b>Submission</b>	Applicant's Motion to Suspend
<b>Attachments</b>	TTAB Motion to Suspend.pdf ( 4 pages )
<b>Filer's Name</b>	Christopher M. Brock
<b>Filer's e-mail</b>	docketingtm@hdp.com, brock@hdp.com, ebrock@hdp.com
<b>Signature</b>	/cmb/
<b>Date</b>	11/14/2005

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Law Office:	115	)	
		)	
Examiner:	Ira Goodsaid, Esq.	)	
		)	
Applicant:	True Temper Sports, Inc.	)	REQUEST TO
		)	SUSPEND
Serial No.:	78/357,441	)	APPEAL
		)	
Filed:	January 26, 2001	)	
		)	
Mark:	<b>AIR HAMMER</b>	)	
.....			

Pursuant to TMBP § 1213, Applicant, by and through its Attorney of Record, respectfully requests the Board to suspend proceedings in the instant case, stating as follows:

1. In the instant application, Ser. No. 78/357,441, the Examining Attorney has refused registration under § 2(d), alleging a likelihood of confusion with cited Registration No. 2,242,724. The cited registration issued May 4, 1999. The initial deadline for filing a § 8 affidavit expired May 4, 2005. The six-month grace period to file this affidavit subsequently expired November 4, 2005.
2. According to the TARR database, the owner of the cited registration has not filed an affidavit under § 8 (see TARR printout attached).
3. Pursuant to TMBP § 1213, the Board may suspend proceedings in an ex parte appeal when "[a] registration cited as a reference, under Section 2(d) of the Act, 15 U.S.C. § 1052(d), against applicant's mark

is due, or will soon be due, for an affidavit of continued use ... under Section 8 or 71 of the Act, 15 U.S.C. §§ 1058 or 1141k ..." Applicant therefore requests that this Board "suspend pending determination of whether the registration will continue in existence or will, instead, be cancelled or expire." TMBP § 1213.

WHEREFORE, Applicant respectfully requests that this appeal be suspended pending disposition of cited Reg. No. 2,242,724.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.  
Attorney for Applicant

Dated: Mar. 14, 2015

By: Christopher M. Brock  
Christopher M. Brock  
Reg. No. 27313

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CMB/EKB

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2005-11-11 17:43:38 ET

Serial Number: 75434507

Registration Number: 2242724

Mark (words only): TI HAMMER

Standard Character claim: No

Current Status: Registered.

Date of Status: 1999-05-04

Filing Date: 1998-02-12

Transformed into a National Application: No

Registration Date: 1999-05-04

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-05-07

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**  
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1. Natural Golf Corporation

**Address:**

Natural Golf Corporation  
2400 West Hassell Road, Suite 370  
Hoffman Estates, IL 60195  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Illinois

.....  
**GOODS AND/OR SERVICES**  
.....

**International Class:** 028

golf clubs and golf club heads

**First Use Date:** 1997-12-16

**First Use in Commerce Date:** 1997-12-16

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "TI"

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2004-10-07 - PAPER RECEIVED

1999-05-04 - Registered - Principal Register

1998-10-22 - Extension Of Time To Oppose Received

1998-09-22 - Published for opposition

1998-08-21 - Notice of publication

1998-07-24 - Approved for Pub - Principal Register (Initial exam)

1998-07-21 - Examiner's amendment mailed

1998-07-06 - Case file assigned to examining attorney

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**CORRESPONDENCE INFORMATION**

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**Correspondent**

MARK A WATKINS (Attorney of record)

MARK A WATKINS  
OLDHAM & OLDHAM CO LPA  
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