

ESTTA Tracking number: **ESTTA119125**

Filing date: **01/11/2007**

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

Proceeding	79015148
Applicant	Nokia Corporation
Applied for Mark	PAYLOAD
Correspondence Address	Karin Segall, Esq. Darby & Darby P.C. P.O. Box 5257 New York, NY 10150-5257 UNITED STATES tmdocket@darbylaw.com
Submission	Applicant's Motion to Suspend
Attachments	motion.pdf (2 pages)(20009 bytes) Latest Status Info.pdf (3 pages)(18190 bytes)
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Signature	/karin segall/
Date	01/11/2007

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

In re application of:

	Nokia Corporation)	
)	
Serial No.:	79/015,148)	
)	
Filed:	March 14, 2005)	Box: T.T.A.B. - NO FEE
)	
Mark:	PAYLOAD)	

MOTION TO SUSPEND APPEAL

Pursuant to 37 C.F. R. § 2.117(c) and the Trademark Trial and Appeal Board Manual of Procedure (“TBMP”) § 1213 and § 510, Nokia Corporation (“Applicant”) hereby requests that the current ex parte appeal be suspended for good cause.

The only issue on appeal is whether Applicant’s mark is likely to be confused with the mark covered by Reg. No. 2,017,775 (the “Cited Registration), as cited by the Examining Attorney pursuant to Section 2(d) of the Lanham Act. The Cited Registration issued on November 19, 1996, such that the combined continued use and renewal declaration pursuant to Sections 8 and 9 of the Lanham Act was due by November 19, 2006. As shown by the attached printout from the TARR database, to date there has been no filing of the required maintenance declarations in connection with the Cited Registration. Moreover, because the 10-year anniversary of the registration has passed, the Cited Registration is now in the grace period, such that unless the required filings are

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

This page was generated by the TARR system on 2007-01-11 12:01:03 ET

Serial Number: 75035578 Assignment Information

Registration Number: 2017775

Mark (words only): PAYLOAD

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2003-01-30

Filing Date: 1995-12-21

Transformed into a National Application: No

Registration Date: 1996-11-19

Register: Principal

Law Office Assigned: LAW OFFICE 103

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

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ARUZE GAMING AMERICA, INC.

Address:

ARUZE GAMING AMERICA, INC.

745 GRIER DRIVE

LAS VEGAS, NV 89119

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

gaming machines

Basis: 1(a)

First Use Date: 1995-10-16

First Use in Commerce Date: 1995-10-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-13 - Case File In TICRS

2003-01-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2002-11-22 - Section 8 (6-year) and Section 15 Filed

2002-11-22 - PAPER RECEIVED

1996-11-19 - Registered - Principal Register

1996-08-27 - Published for opposition

1996-07-26 - Notice of publication

1996-06-25 - Approved for Pub - Principal Register (Initial exam)

1996-06-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Diane M. Reed

Correspondent

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