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Filing date: **06/17/2019**

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

Proceeding	79220996
Applicant	Pilz GmbH & Co. KG
Applied for Mark	CLOUD P
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Submission	Applicant's Motion to Suspend
Attachments	Motion to Suspend 06172019.pdf(110243 bytes )
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Date	06/17/2019

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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Law Office:	110	)	
		)	
Examiner:	Andrea Koyne Nadelman, Esq.	)	
		)	
Applicant:	Pilz GmbH & Co. KG	)	REQUEST TO
		)	SUSPEND
Serial No.:	79/220,996	)	APPEAL
		)	
Filed:	February 10, 2017	)	
		)	
Mark:	<b>CLOUD P</b>	)	
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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. 79/220,996, the Examining Attorney has refused registration under § 2(d), alleging a likelihood of confusion with cited Registration No. 4,679,701.
2. Applicant has contacted counsel for the owner of the cited registration in order to discuss co-existence and a Consent to Registration agreement, has received a response, and Applicant requires additional time to consider the merits of filing a partial Petition for Cancellation to restrict or limit the goods or services in the cited registration, under Trademark Act § 18, 15 U.S.C. § 1068.
3. Pursuant to TMBP § 1213, “proceedings with respect to the [ex parte] appeal may be suspended by the Board upon written request by the applicant showing good cause for the requested suspension.”
4. If Applicant obtains consent from the owner or the cited registration, this may render moot the instant appeal. Alternately, if Applicant files a Petition for Cancellation and is successful, this too may render moot the instant appeal. Thus, this request is made for good cause and not for purposes of delay.

WHEREFORE, Applicant respectfully requests that this appeal be suspended to give Applicant additional time to consider the merits of seeking consent.

Respectfully submitted,

Date: June 17, 2019

By: *Elizabeth Brock*

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