

ESTTA Tracking number: **ESTTA1084903**

Filing date: **09/28/2020**

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

Proceeding	88097970
Applicant	AiYaRa, LLC
Applied for Mark	NAI YA RA
Correspondence Address	ROBERTO RODRIGUEZ SHUTTS & BOWEN LLP 525 OKEECHOBEE BLVD SUITE 1100 WEST PALM BEACH, FL 33401 UNITED STATES Primary Email: ptomail@shutts.com Secondary Email(s): rrodriguez@shutts.com 561-835-8504
Submission	Applicant's Motion to Suspend
Attachments	Req to Suspend 970.pdf(359742 bytes)
Filer's Name	Robert Rodriguez
Filer's email	rrodriguez@shutts.com, ptomail@shutts.com
Signature	/robert rodriguez/
Date	09/28/2020

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

Serial No.: 88/097,970
Mark: NAI YA RA & Design
Applicant: Aiyara, LLC
Examining Attorney: Donegan, Daniel P.
Law Office 104

APPLICANT'S REQUEST FOR SUSPENSION OF APPEAL

Pursuant to TBMP § 1213, Applicant Aiyara, LLC hereby submits a request for suspension of the ex-parte appeal for the above-referenced trademark application. Good cause exists for granting this suspension because Reg. No. 4862508, which was cited as a reference against Applicant's mark under Trademark Act § 2(d), 15 U.S.C. § 1052(d), is the subject of a cancellation proceeding before the Board. A copy of the electronic filing receipt of the petition for cancellation (Tracking No. ESTTA 1084877) is attached hereto as Exhibit A.

Dated: September 28, 2020

Respectfully submitted,



Roberto Rodriguez
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West Palm Beach, Florida 33401
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EXHIBIT A

Receipt

Your submission has been received by the USPTO.
The content of your submission is listed below.
You may print a copy of this receipt for your records.

ESTTA Tracking number: **ESTTA1084877**
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Petition for Cancellation

Notice is hereby given that the following party has filed a petition to cancel the registration indicated below.

Petitioner Information

Name	Aiyara, LLC		
Entity	Limited Liability Company	Citizenship	Florida
Address	201 SEVILLA AVENUE SUITE 300 CORAL GABLES, FL 33134 UNITED STATES		

Attorney information	ROBERT RODRIGUEZ SHUTTS & BOWEN LLP 525 OKEECHOBEE BLVD., SUITE 1100 WEST PALM BEACH, FL 33401 UNITED STATES Primary Email: rrodriguez@shutts.com Secondary Email(s): ptomail@shutts.com, grogers@shutts.com, jbain@shutts.com No phone number provided.
Docket Number	35362.0008
Bar Information (bar information will not appear in the record, or e-mail confirmation, and will not be publically displayed)	Year of Admission: 2013 U.S. State/Commonwealth/Territory: FL Membership Number: 102820 This attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

Registration Subject to Cancellation

Registration No.	4862508	Registration date	12/01/2015
International Registration No.	NONE	International Registration Date	NONE
Registrant	Trademark Holding, S.A. LA PALMA DE LA FORTUNA DE SAN CARLOS 600 METROS AL NOROESTE DEL HOTEL VOLCANO LOD ALAJUELA COSTA RICA		

Goods/Services Subject to Cancellation

Class 043, First Use: 0 First Use In Commerce: 0 All goods and services in the class are subject to cancellation, namely: Providing of food and drink and temporary accommodation; Restaurant and bar services and restaurant services, namely, providing of food and beverages for consumption on and off the premises; Hotel services, and boarding houses

Grounds for Cancellation

Abandonment	Trademark Act Section 14(3)
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Attachments	Petition for Cancellation NAYARA.pdf(14503 bytes) Exhibit A.pdf(258507 bytes) Exhibit B.pdf(267952 bytes) Exhibit C.pdf(3091262 bytes) Exhibit D.pdf(3165506 bytes) Exhibit E.pdf(2922682 bytes) Exhibit F.pdf(3268230 bytes) Exhibit G.pdf(2944697 bytes)
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Signature	/robert rodriguez/
Name	Robert Rodriguez
Date	09/28/2020

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