

TTAB

Docket No. XRP-63739

I hereby certify that this correspondence is being deposited in an envelope via **FIRST CLASS MAIL** addressed to: Commissioner for Trademarks, Box TTAB - NO FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on **JUNE 9, 2003**
By: *Leonard D. Messinger*
LEONARD D. MESSINGER

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

In the matter of:

Serial No.: 76/142,289
Filed: October 10, 2000
Mark: XTREME RACING PRODUCTS
Applicant: XRP, Inc.



06-12-2003

U.S. Patent & TMO/TM Mail Rpt Dt. #22

VENTURE INDUSTRIES CORPORATION,

Opposer

v.

XRP, INC.,

Applicant

Opposition No. 91154491

03 JUN 16 AM 09:53

**APPLICATION (WITH CONSENT) FOR SUSPENSION OF PROCEEDINGS
AND TIME TO RESPOND TO NOTICE OF OPPOSITION**

Assistant Commissioner for Trademarks
Box TTAB – NO FEE
2900 Crystal Drive
Arlington, Virginia 22202-3515

To the Assistant Commissioner of Trademarks:

In connection with the above-referenced Notice of Opposition, Applicant hereby requests that all proceedings, and Applicant's time to respond to file its response

the Notice of Opposition, be suspended to October 29, 2003 to allow the parties to seek to resolve and settle the opposition.

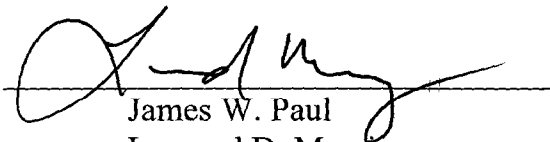
The request is made to allow the parties to continue discussing settlement. The parties are involved in active negotiations and are in the process of seeking agreement on specific terms. The requested period of suspension coincides with the suspension imposed by the Board on April 29, 2003, in a related proceeding involving the same parties, Opposition No. 91154727, involving trademark application Serial No. 76/142,288. Inasmuch as the parties are negotiating to settle both oppositions simultaneously, there is good cause to suspend both opposition proceedings to the same date, October 29, 2003.

On June 6, 2003, Opposer's counsel, Julie Katz, consented by letter to the requested suspension.

FULWIDER PATTON LEE & UTECHT, L.L.P.
Howard Hughes Center
6060 Center Drive, 10th Floor
Los Angeles, California 90045
Phone No. (310) 824-5555
Facsimile No. (310) 824-9696

Date: June 9, 2003

By:


James W. Paul
Leonard D. Messinger
Attorneys for Applicant

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 6060 Center Drive, Tenth Floor, Los Angeles, California 90045.

On June 9, 2003, I served the following document(s) described as

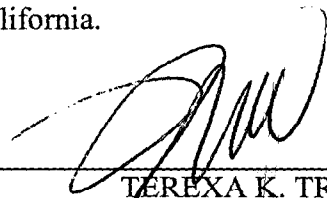
**APPLICATION (WITH CONSENT) FOR SUSPENSION OF PROCEEDINGS
AND TIME TO RESPOND TO NOTICE OF OPPOSITION EXTENSION OF TIME TO
RESPOND TO NOTICE OF OPPOSITION**

on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

Julie A. Katz
WELSH & KATZ, LTD.
120 South Riverside Plaza, 22nd Floor
Chicago, Illinois 60606-3912
Phone No. (312) 655-1500

- BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- STATE:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- FEDERAL:** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on June 9, 2003, at Los Angeles, California.



TEREXA K. TRAN