

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

In the matter of trademark application Serial No. 78/522,592
Filed November 24, 2004
For the mark ZENWARE (and design)

Novell, Inc.,)	
Opposer,)	
)	
v.)	Opposition No. 91167630
)	
Vector Consulting, Inc.,)	
Applicant.)	

RESPONSE TO ORDER TO SHOW CAUSE

Responding to an order to show cause dated May 15, 2007 (the "Order"), opposer Novell, Inc. ("Novell") states that the above-referenced opposition has not yet been settled and that Novell has not lost interest in the case.

Over the last six to nine months, counsel for the parties have been engaged in meaningful settlement discussions. As a result of these discussions, counsel for the parties have exchanged drafts of a settlement agreement which, subject to one small (but important) issue, counsel for Novell believes this case will be settled shortly.

WHEREFORE, Novell has not lost interest in this case. Because it is the policy of the Board not "to enter judgment against a plaintiff for failure to file a main brief on the case if plaintiff still wishes to obtain an adjudication of the case on the merits," T.B.M.P. § 537, Novell respectfully requests that the Board discharge the Order.

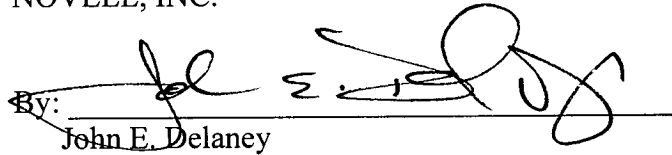


06-13-2007

Dated: June 13, 2007

Respectfully submitted,

NOVELL, INC.

By: 

John E. Delaney

Attorneys for Petitioner, Novell, Inc.

PARSONS BEHLE & LATIMER

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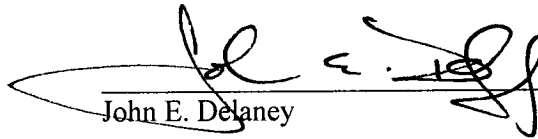
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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(A)

I hereby certify that this **RESPONSE TO ORDER TO SHOW CAUSE** is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service, number EV 371313141 US in an envelope addressed to Commissioner of Patents and Trademarks, Attn: Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451; and electronically filed with the Trademark Trial and Appeal Board using the ESTTA system on June 13, 2007.

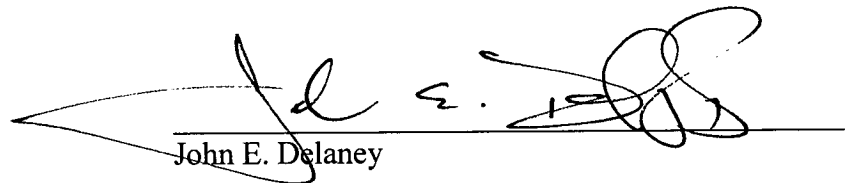


John E. Delaney

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2007, a true and correct copy of the foregoing **RESPONSE TO ORDER TO SHOW CAUSE** was served upon counsel for applicant via e-mail and United States mail, first class, postage prepaid, addressed to:

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