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MAY 03 2006
PATENT & TRADEMARK OFFICE

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

KINETIC MARKETING INC.	)	
Opposer,	)	
	)	Opposition No. 91168895
v.	)	Cancellation No. 92045572
QINETIQ LIMITED	)	
Applicant.	)	

NOTICE OF OTHER PROCEEDING

The Board's communication mailed on April 27, 2006 instructed on pages 4-5 that: "The parties are further advised that they are to periodically inform the Board if any subsequent oppositions are instituted which involve the same parties and the same issues."

Pursuant to that instruction, QinetiQ wishes to remind the Board of the pendancy of Cancellation No. 92045288. That proceeding involves both the very same parties as in the present consolidated proceedings (Opposition No. 91168895 and Cancellation No. 92045572) and the very same marks. In addition, the very same issues to those in the consolidated case are raised with respect the channels of trade, the mediums of advertising and the prospective customers. Thus, many of the most relevant factual issues are the same or nearly the same.

On the other hand, the legal issues are not identical. In that regard, Cancellation No. 92045288 involves abandonment/nonuse of computers and computer programs, whereas the consolidated case involves nonuse/priority of use of certain types of camera goods.

In view of the common factual issues, QinetiQ believes that it would also be proper to further consolidate Cancellation No. 92045288 with the present consolidated proceedings for discovery purposes.

05-03-2006
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #3
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Respectfully submitted,

By: Sheryl Scharmach

Sheryl Scharmach
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing "NOTICE OF OTHER PROCEEDING" was served on counsel for Opposer, Julie B. Seyler, Abelman, Frayne & Schwab, 666 Third Avenue, New York, New York 10017, via First Class Mail this 3rd day of May, 2006.

Sheryl Scharmach

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