

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

November 20, 2006

PROCEEDING NO. 91173351
KELLOGG NORTH AMERICA
COMPANY

v.

NutriSystem IPHC, Inc.

MOTION TO SUSPEND GRANTED

KELLOGG NORTH AMERICA COMPANY's motion filed, Nov 20, 2006, to suspend this proceeding is granted. Accordingly, proceedings herein are suspended through May 19, 2007, subject to the right of either party to request resumption at any time. During the suspension period, the parties shall notify the Board of any change of address for either the parties or their counsel.

Unless the parties sooner request resumption, upon conclusion of the suspension period, proceedings shall resume without further notice or order from the Board, upon the schedule set out in the motion. If an answer has not been filed, the defendant is allowed until thirty days from the date of resumption to file an answer. The parties are allowed THIRTY DAYS from resumption in which to serve responses to any outstanding discovery requests.

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