

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

GUARDIAN INDUSTRIES CORP. and)	
GUARDIAN FIBERGLASS, INC.,)	
)	
Opposers,)	Opposition No. 91173902
)	Application Serial No. 76/280,638
v.)	Mark: THE GUARDIAN
)	
GUARDIAN NEWS & MEDIA LIMITED)	
)	
Applicant.)	
_____)	

CONSENTED MOTION TO FURTHER SUSPEND OPPOSITION

Pursuant to the motion to suspend filed August 10, 2009, Opposers, Guardian Industries Corp. and Guardian Fiberglass, Inc., request that suspension of the instant opposition continue pending withdrawal of the potential refusal to register Application 78/565,790 based on Application No. 76/280,638.

The Board is advised that the parties executed a settlement agreement. Pursuant to this agreement, on September 27, 2009, Opposer submitted a consent to register Application 78/565,790, granted by Applicant, for consideration by the Examining Attorney. To date, no action has been taken relative to the potential refusal based on Application No. 76/280,638. After the potential refusal to register is withdrawn, all of the issue between the parties will have been resolved. Opposers will keep the Board informed of the progress of this matter.

Applicant has consented to this motion.



02-24-2010

Respectfully submitted,

Dated: February 22, 2010

By: s/ Michelle L. Visser
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Michelle L. Visser
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Attorneys for Opposers

CERTIFICATE OF MAILING

The undersigned hereby certifies that the *Consented Motion to Further Suspend Opposition* is being deposited with the U.S. Postal Service as first class mail with postage fully prepaid, addressed to Box TTAB, Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451.

Date: February 22, 2010

s/ Michelle L. Visser
Michelle L. Visser

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing *Consented Motion to Further Suspend Opposition* upon Applicant by causing a true and correct copy thereof to be sent by e-mail (with consent) to:

Paul Reilly
Danielle Scheinberg
Baker Botts L.L.P.
30 Rockefeller Plaza
New York, NY 101121

Date: February 22, 2010

s/ Michelle L. Visser
Michelle L. Visser