

ESTTA Tracking number: **ESTTA231395**

Filing date: **08/19/2008**

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

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|------------------------|---|
| Proceeding | 91176619 |
| Party | Plaintiff Trace Minerals Research, L.C. |
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| Submission | Response to Board Order/Inquiry |
| Filer's Name | John H. Rees |
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| Date | 08/19/2008 |
| Attachments | Response to Status Update Request.pdf (3 pages)(74531 bytes) |

arbitration-related discovery. The District Court retains jurisdiction over the action for purposes of requests for injunctive or declaratory relief and to confirm the arbitration award.

Accordingly, it is respectfully submitted that all further proceedings in Opposition No. 91176619 remain suspended pending disposition of Civil Action No. 1:06-CV-00068.

DATED August 19, 2008.

CALLISTER NEBEKER & McCULLOUGH



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of MOTION TO SUSPEND PENDING INTER PARTES PROCEEDING was served by United States mail, first class postage prepaid, on the 19 day of August, 2008, on the following:

Arthur B. Berger
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