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Filing date: **07/22/2009**

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

Proceeding	91183042
Party	Plaintiff NetApp, Inc.
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Submission	Other Motions/Papers
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Date	07/22/2009
Attachments	STIPULATED MOTION TO SUSPEND PROCEEDING - # 91183042.pdf (2 pages)(65342 bytes)

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

In the matter of Application. No. 77/176,278
for the Mark SNAP

NetApp, Inc.,

Opposer,

Opposition No.: 91,183,042

v.

Synapse Wireless, Inc.

Applicant.

STIPULATED MOTION TO SUSPEND PROCEEDING

Pursuant to 37 C.F.R. §2.121(d) and TBMP 501.01, Opposer NetApp, Inc. (“Opposer”) and Applicant Synapse Wireless, Inc. (“Applicant”), through their respective counsel, stipulate and move the Board to suspend the above-identified opposition proceeding.

The parties have entered into a settlement agreement and respectfully request a suspension of the proceeding pending the acceptance by the United States Patent and Trademark Office of the agreed upon amendment to the identification of services for Application Serial No. 77/176,278.

Date: July 22, 2009

MORGAN, LEWIS & BOCKIUS LLP

By: 

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CERTIFICATE OF SERVICE

I declare:

I am and was at the time of the service mentioned in this declaration, employed in the County of San Francisco, California. I am over the age of 18 years and not a party to this cause. My business address is Spear Street Tower, One Market, San Francisco, California 94105.

On **July 22, 2009**, I served a copy(ies) of the following document(s)

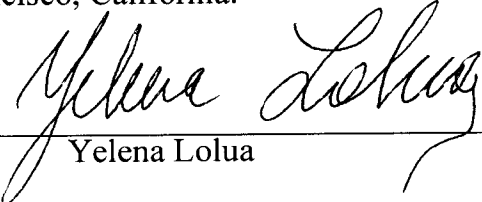
STIPULATED MOTION TO SUSPEND PROCEEDING

by placing them in a sealed envelope(s) addressed as follows:

ANGELA HOLT, ESQ.
LANIER FORD SHAVER & PAYNE, P.C.
200 WESTSIDE SQ STE 5000, P.O.BOX 2087
HUNTSVILLE, AL 35801-4863

I placed the sealed envelope(s) for collection and mailing by following the ordinary business practices of Morgan, Lewis & Bockius LLP, **San Francisco**, California. I am readily familiar with Morgan, Lewis & Bockius LLP's practice for collecting and processing of correspondence for mailing with the United States Postal Service, said practice being that, in the ordinary course of business, correspondence (with postage fully prepaid) is deposited with the United States Postal Service the same day as it is placed for collection.

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct, and that this declaration was executed on **July 22, 2009**, at San Francisco, California.



Yelena Lolua