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

Proceeding	91188053
Party	Plaintiff High Voltage Beverages, LLC
Correspondence Address	JONATHAN Z KING COWAN LIEBOWITZ AND LATMAN 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES hlj@cll.com, jzk@cll.com, trademark@cll.com
Submission	Motion to Suspend for Civil Action
Filer's Name	Maryann E. Licciardi
Filer's e-mail	jzk@cll.com, mel@cll.com, trademark@cll.com
Signature	/Maryann E. Licciardi/
Date	02/25/2011
Attachments	VAULT RED BLITZ - Joint Report on Status of Civil Action 022511.pdf (2 pages) (9694 bytes)

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

In the Matter of Application Serial No. 77/021,871
Filed: October 16, 2006
For Mark: VAULT RED BLITZ
Published in the Official Gazette: November 18, 2008
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HIGH VOLTAGE BEVERAGES, LLC,

Opposer,

Opposition No. 91188053

-against-

THE COCA-COLA COMPANY,

Applicant.
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JOINT REPORT ON STATUS OF CIVIL ACTION

Opposer High Voltage Beverages, LLC (“HVB”), on behalf of itself and applicant The Coca-Cola Company, submits this response to the Board’s Order of February 17, 2011 regarding the status of the civil proceeding which occasioned suspension of the instant proceeding, High Voltage Beverages, LLC v. The Coca-Cola Company, 3:08-cv-367 (W.D.N.C.) (the “Civil Action”). The Civil Action remains pending and is scheduled for trial commencing on April 11, 2011 in the Western District of North Carolina. In light of the continuing activity in the civil action, the parties respectfully request that the suspension of the instant proceeding be continued pending resolution of the civil action.

Dated: New York, New York
February 25, 2011

Respectfully submitted,

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys For Opposer

By: /Jonathan Z. King/
Jonathan Z. King
1133 Avenue of the Americas
New York, NY 10036-6799
(212) 790-9200

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 25, 2011, a copy of the foregoing Joint Report on Status of Civil Action was served via first class, postage paid mail on applicant's counsel addressed as follows:

Angel Mitchell, Esq.
Shook, Hardy & Bacon, L.L.P.
2555 Grand Blvd.
Kansas City, Missouri U.S.A. 64108

/Jonathan Z. King/
Jonathan Z. King