

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

Mailed: October 19, 2013

Opposition No. 91189781

Vintage Pharmaceuticals, LLC

v.

The Concept Foundation

Veronica P. White, Paralegal Specialist:

On September 4, 2013, the Board issued a show cause order because no brief had been filed and allowed opposer time in which to submit a response stating why the Board should not treat its failure to file a brief as a concession of the case.

On October 8, 2013, opposer filed a communication and the ESTTA coversheet reflects "Motion to Suspend for Settlement Discussions", however, the attached motion is in fact for proceeding 91209134. In view thereof, the October 8, 2013 filing will not be given any consideration and will be removed from this proceeding.

Accordingly, opposer is allowed until **TWENTY DAYS** from the mailing date of this order to file an appropriate motion under Rule 2.128 (a)(3) regarding opposer's failure to file its brief on the case.

Opposition No. 91189781

If opposer files no response, judgment will be entered against opposer under Trademark Rule 2.128(a)(3), and the opposition will be dismissed with prejudice.

Proceedings herein are otherwise **SUSPENDED**.