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Filing date: **09/03/2015**

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

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| Proceeding | 91200637 |
| Party | Plaintiff Macy's, Inc. |
| Correspondence Address | CHESTER ROTHSTEIN AMSTER ROTHSTEIN & EBENSTEIN LLP 90 PARK AVENUE NEW YORK, NY 10016 UNITED STATES ptodocket@arelaw.com |
| Submission | Response to Board Order/Inquiry |
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| Signature | /David P. Goldberg/ |
| Date | 09/03/2015 |
| Attachments | Response to Board Order - 91200637.pdf(70301 bytes) |

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of
Application Serial No. 85/137,183
of Strategic Marks, LLC
for the mark JORDAN MARSH
Filed on September 24, 2010

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| MACY'S, INC., | : | Opposition No. 91200637 |
| | : | |
| Opposer, | : | |
| | : | |
| v. | : | RESPONSE TO AUGUST 26, 2015 TTAB |
| | : | ORDER TO INFORM THE BOARD OF THE |
| STRATEGIC MARKS, LLC, | : | STATUS OF THE CIVIL ACTION |
| | : | |
| Applicant. | : | |

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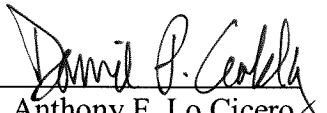
In response to the August 26, 2015 Order of the Board, Opposer respectfully requests the Board to continue the suspension of the above captioned proceeding pending the disposition of Civil Action No. 11-CV-6198 (the "Civil Action") filed by Macy's, Inc. ("Opposer") against Strategic Marks, LLC in the U.S. District Court for the Northern District of California on December 9, 2011.

The Civil Action, which occasioned the suspension of this proceeding, remains pending. The court has scheduled a case management hearing in the Civil Action for October 23, 2015, at which time Opposer expects that trial scheduling will be discussed.

Respectfully submitted,

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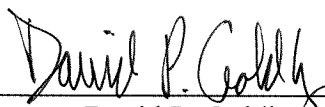
Dated: September 3, 2015
New York, NY

By: 
Anthony F. Lo Cicero
Chester P. Rothstein
David P. Goldberg

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he is one of the attorneys for Opposer Macy's, Inc. in the above-captioned Opposition and that, on the date which appears below, he caused a copy of the foregoing **RESPONSE TO AUGUST 26, 2015 TTAB ORDER TO INFORM THE BOARD OF THE STATUS OF THE CIVIL ACTION** to be served on the attorneys for Applicant Strategic Marks, LLC by e-mail, by having a scanned copy sent to bashurov@kb-ash.com, and by causing a copy thereof to be delivered by first class mail, postage prepaid, in a wrapper addressed as follows:

Benjamin Ashurov, Esq.
KB-Ash Law Group P.C.
7011 Koll Center Parkway, Suite 160
Pleasanton, CA 94566.



David P. Goldberg

Dated: New York, New York
September 3, 2015