

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: December 26, 2017

Opposition No. 91210094

Solvay SA

v.

Dynasol Elastomeros, S.A. DE C.V.

**M. Catherine Faint,
Interlocutory Attorney:**

On February 18, 2017, the Board issued an order granting Opposer's withdrawal of the opposition and dismissing the opposition with prejudice. The order did not address Applicant's pending counterclaim.

On November 6, 2017, Opposer filed a motion for judgment under Trademark Rule 2.132 on the counterclaim for failure of Applicant to prosecute. The normal procedure is for the Board to issue an order inquiring as to whether Applicant wishes to pursue the counterclaim. The motion for judgment will be given **no consideration**.

The Board notes, however, that Applicant's counterclaim as to Opposer's Registration No. 3672401 remains pending.

Accordingly, Applicant is allowed until **twenty (20) days** from the mailing date of this order to advise the Board whether or not it wishes to proceed with its

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counterclaim, failing which dates will be reset and this case will continue on Applicant's counterclaim.

Proceedings are otherwise suspended pending Applicant's response to this order.
