

ESTTA Tracking number: **ESTTA1152294**

Filing date: **08/10/2021**

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

Proceeding	91234075
Party	Plaintiff Southwestern Management, Inc.
Correspondence Address	ROBERT E PURCELL THE LAW OFFICE OF ROBERT E PURCELL PLLC 211 WEST JEFFERSON STREET, SUITE 24 SYRACUSE, NY 13202 UNITED STATES Primary Email: rpurcell@repurcelllaw.com 315-671-0710
Submission	Other Motions/Submissions
Filer's Name	Robert E. Purcell
Filer's email	rpurcell@repurcelllaw.com
Signature	/Robert E. Purcell/
Date	08/10/2021
Attachments	202-08-10-Opposers-Response-to-Board-Notice.pdf(135384 bytes)

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

In the Matter of Application Serial No. 76/577,253
Published in the Official Gazette of December 27, 2016

-----X
SOUTHWESTERN MANAGEMENT, INC.

Opposer,

-vs-

Opposition No. 91234075

OCINOMLED, LTD

Applicant.

-----X

OPPOSER'S RESPONSE TO BOARD'S NOTICE

Opposer, Southwestern Management, Inc., ("Southwestern") hereby responds to the TTAB's Order dated July 30, 2021 requesting information regarding "the status of the civil action which occasioned the suspension of this proceeding."

The state court litigation on which the suspension of this TTAB proceeding is based is still pending, and has yet to be resolved finally.

For the reasons previously persuasive to the TTAB, Southwestern continues to request that this opposition proceeding be suspended pending the outcome of the related civil action.

Dated: August 10, 2021

Respectfully submitted,
The Law Office of Robert E. Purcell, PLLC



Robert E. Purcell, Esq.
211 West Jefferson Street, Suite 24
Syracuse, New York 13202
(315) 671-0710 – Telephone
(315) 671-0711 – Fax
rpurcell@repurcelllaw.com – E-mail

ATTORNEY FOR OPPOSER

CERTIFICATE OF SERVICE

I certify that on the 10 day of August, 2021 a copy of the foregoing OPPOSER'S MOTION TO SUSPEND PROCEEDINGS was sent via e-mail to the following:

Abigail J. Remore
Chiesa Shahinian & Giantomasi, PC
One Boland Drive
West Orange, NJ 07052
ajremore@csglaw.com

/s/Allison Haines
Allison Haines