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
General Email: TTABInfo@uspto.gov

September 12, 2018

Opposition No. 91234860

In-N-Out Burgers

v.

Smashburger IP Holder LLC

Monique Tyson, Paralegal Specialist:

The Board has been notified that the civil action which occasioned the suspension of this proceeding is still pending.

Accordingly, proceedings remain suspended pending final determination of the civil action. *See* Trademark Rule 2.117(a).

Within twenty days after such final determination, the parties shall notify the Board so that this proceeding may be called up for appropriate action.[1] Such notification to the Board should include a copy of any final order or final judgment which issued in the civil action.

During the suspension period, the parties shall notify the Board of any address or email address changes for the parties or their attorneys.

[1] A proceeding is considered to have been finally determined when an order or ruling that ends litigation has been rendered, and no appeal has been filed, or all appeals filed have been decided and the time for any further review has expired. *See* TBMP § 510.02(b).