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

Proceeding no.	91253736
Party	Plaintiff Dell Inc., EMC Corporation
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Attachments	2022 08 Joint Status Report Oppn 91253736.pdf(7299 bytes)

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

In the Matter of Application Serial No. 86/948,640
Published in the *Official Gazette* on December 31, 2019
Trademark: UNITY

<p>Dell, Inc., EMC Corporation,</p> <p style="text-align: center;"><i>Opposers,</i></p> <p style="text-align: center;">v.</p> <p>Nexsan Technologies,</p> <p style="text-align: center;"><i>Applicant.</i></p>	<p>Opposition No.: 91253736</p>
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**JOINT RESPONSE TO ORDER
FOR STATUS UPDATE CONCERNING CIVIL ACTION**

Opposers Dell Inc. and EMC Corporation and Applicant Nexsan Technologies jointly submit this response to the Board's Order dated August 8, 2022, allowing the parties thirty days in which to "inform the Board of the status of the civil action which occasioned the suspension of this proceeding." *See* 14 TTABVUE.

The Board should take notice that Applicant Nexsan Technologies has filed for bankruptcy under Subchapter V of Chapter 11 of Title 11 of the United States Bankruptcy Court in the Northern and Eastern Districts of California and Nevada, San Jose Division, *In re: Nexsan Technologies, Inc. et al.* Case No.22-50521. Suspension of the proceeding due to the filing of a petition for bankruptcy by the defendant is appropriate under TMEP 510.03(a).

In addition, since July 2, 2020, the date that the Board suspended this proceeding pending a final determination of the civil court (9 TTABVUE), proceedings in Civil Action No. 1:16-cv-10847-WGY in the United States District Court for the District of Massachusetts have not resumed.

The parties are available to answer any questions the Board may have.

Respectfully submitted,

Dated: August 19, 2022

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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing Joint Response to Order for Status Update Concerning Civil Action is being served upon counsel for Applicant by electronic mail on August 19, 2022 at the email addresses indicated below:

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By: /s/ Lindsay Rindskopf
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