

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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August 19, 2022

Opposition No. 91253736

Dell Inc. and EMC Corporation

v.

Nexsan Technologies

Ellen Yowell, Lead Paralegal Specialist:

The Board has been notified that the civil action which occasioned the suspension of this proceeding is still pending. Additionally, the Board has been notified that Applicant is involved in a bankruptcy proceeding filed in the Northern and Eastern Districts of California and Nevada, San Jose Division, *In re: Nexsan Technologies, Inc. et al.* Case No.22-50521.

Accordingly, proceedings herein are suspended pending final determination of the civil action and under the automatic stay provisions of Section 362 of the United States Bankruptcy Code, 11 U.S.C. § 362, pending final determination of the bankruptcy case. *See In re Checkers of North America Inc.*, 23 USPQ2d 1451 (Comm'r 1992); TBMP § 510.03(a).

Within twenty days after the final determination of the bankruptcy case or the civil action, the interested party should notify the Board so that this case may be called up for appropriate action.¹

During the suspension period, the Board should be notified of any address or email address changes for the parties or their attorneys.²

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).

² The record has been updated to reflect Applicant's change of correspondence address filed on August 18, 2022.