

TTAB

CERTIFICATE OF SERVICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to BOX TTAB, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on October 16, 2003. Signed B.C. Dunne
B.C. Dunne

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

Registration: No. 2,093,923
Date of Issue: September 9, 1997
Mark: LA TAPATIA and Miscellaneous Package Design



10-20-2003

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #64

LA TAPATIA NORCAL, INC.,
Petitioner,
vs.
LA TAPATIA TORTILLERIA, INC.
Registrant.

) Cancellation No. 92,041,012
)
) **STIPULATED MOTION TO SUSPEND**
) **CANCELLATION PROCEEDING**

Petitioner, LA TAPATIA NORCAL, INC., files this stipulated motion to further suspend this proceeding for the following reasons:

- 1. The parties have engaged in negotiations to settle all disputes concerning trademarks including this cancellation proceeding.
- 2. The parties need additional time to perform and complete the terms of the settlement agreement.

Under the circumstances the parties request that this proceeding be suspended for an additional period of six (6) months.

///
///
///
///



10-20-2003

Owen, Wickersham & Erickson, P.C.
455 Market Street, 19th Floor ~ San Francisco, California 94105
Voice 415/882-3200 ~ Fax 415/882-3232


Owen, Wickersham & Erickson, P.C.
455 Market Street, 19th Floor ~ San Francisco, California 94105
Voice 415/882-3200 ~ Fax 415/882-3232

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: October 14, 2003

Respectfully submitted,

OWEN, WICKERSHAM & ERICKSON, P.C.

By 
R. Dennis Claessens


455 Market Street, 19th Floor
San Francisco, California 94105
(415) 882-3200

Attorneys for Petitioner, La Tapatia Norcal, Inc.

Registrant consents to this motion to suspend this proceeding.

Dated: Oct. 10, 2003

KIMBLE, MACMICHAEL & UPTON

By 
Mark D. Miller

Kimble, MacMichael & Upton
Fig Garden Financial Center
5260 North Palm, Suite 221
Fresno, California 93704
(559) 435-5500

Attorneys for Registrant, La Tapatia Tortilleria, Inc.

Owen, Wickersham & Erickson, P.C.
455 Market Street, 19th Floor ~ San Francisco, California 94105
Voice 415/882-3200 ~ Fax 415/882-3232

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing STIPULATED MOTION TO SUSPEND CANCELLATION PROCEEDING was sent to attorneys for Registrant by first class mail, postage prepaid, to the following address:

Mark D. Miller, Esq.
Kimble, MacMichael & Upton
Fig Garden Financial Center
5260 North Palm, Suite 221
Fresno, California 93704

DATED: October 16, 2003


B.C. Dunne

LATAP 60001

S:\clients\LATAP\60001-04\3Mo Suspend Cancel-2093923.wpd