

MS-987

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

**In the Matter of Trademark
Registration No. 3,499,461
Date Registered: September 9, 2008
For: MIMI'S GOURMET and Design**

SWH CORPORATION,	:	
	:	
Petitioner,	:	
	:	
v.	:	Cancellation No. 92050020
	:	
JAG INTERNATIONAL, INC.,	:	
	:	
Registrant.	:	

76/633,849

**CONSENT MOTION TO SUSPEND
PENDING CANCELLATION PROCEEDING**

Registrant moves to suspend the above-captioned cancellation proceeding.

The parties are presently engaged in settlement discussions which require additional time to resolve.

In a telephone conference today, Petitioner’s counsel consented to and indicated that Petitioner joins in the foregoing motion to suspend proceedings.

Dated: February 18, 2009

Respectfully submitted,

MALINA & ASSOCIATES, PLLC


By: *Bernard Malina*
Bernard Malina
60 East 42nd Street
New York, NY 10165
Tel: (212) 986-7410
Fax: (212) 983-8421
Attorneys for Registrant



02-20-2009

Certificate of Mailing Under 37 C.F.R. 1.8(a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks P.O. Box 1451, Alexandria, Virginia 22313-1451, Att: Trademark Trial and Appeal Board.



ISABEL TRUYOL
c:\mydocs\motion-suspend



DATE

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **CONSENT MOTION TO SUSPEND PENDING CANCELLATION PROCEEDING** was mailed via first class mail, postage prepaid, at the address shown below:

**William H. Oldach, III, Esq.
Vorys, Sater, Seymour and
Pease, LLP
1828 L Street, NW, 11th Floor
Washington, D.C. 20036-5109**

this 18th day of February, 2009.


ISABEL TRUOYOL