

**UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451**

Mailed: July 29, 2010

Cancellation No. 92051832

Merz Pharmaceuticals, LLC and  
Merz Incorporated

v.

Montani Cosmetics Inc.

Cheryl Goodman, Interlocutory Attorney:

It is noted that respondent filed a motion to strike on July 22, 2010 prior to the issuance of the suspension order which advises that papers not germane to the motion for summary judgment should be filed.

In view thereof, the parties may brief the motion to strike so that it may be considered concurrently with the motion for summary judgment.

Proceedings herein remain suspended pending disposition of the motion for summary judgment.

No other papers should be filed that are not germane to the motion for summary judgment or motion to strike.

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