ESTTA Tracking number: **ESTTA395593**

Filing date: **03/01/2011**

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

Proceeding	92052498
Party	Defendant Elara Nutriceuticals, Inc.
Correspondence Address	JAMES DAVID JOHNSON 401 EAST LAS OLAS BLVD., SUITE 130-290 FORT LAUDERDALE, FL 33301 UNITED STATES trademarks@prestigeip.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	James David Johnson
Filer's e-mail	trademarks@prestigeip.com
Signature	/James David Johnson/
Date	03/01/2011
Attachments	Motion to Amend Registration and Suspend Cancellation Proceeding (Signed).pdf (2 pages)(77728 bytes)

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

NYCOMED US INC. Petitioner, v. ELARA NUTRICEUTICALS, INC. Registrant.	Mark: PARANEX Registration No. 3,547,375 Cancellation No. 92052498

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

CONSENTED MOTION TO AMEND REGISTRATION AND PLACE CANCELLATION PROCEEDING IN SUSPENSION

As provided in TBMP Section 514.02, the Registrant requests that the description of goods for U.S. trademark Registration No. 3,547,375 ("the Registration") be amended to read as follows:

> Animal feed additives for use as a nutritional supplement for medical purposes; animal feed supplements; dietary and nutritional supplements for animals; dietary food supplements for animals; dietary supplements for animals; food supplements for animals; herbal supplements for animals; nutriceuticals for use as a dietary supplement for animals; nutritional supplements for animals.

The requested amendment to the identification of goods in the Registration is made with the consent of the Petitioner.

While the parties await approval of the above amendment by the Board, it is requested that this proceeding be placed in suspension. This request has also been agreed to by the Petitioner.

Mark: PARANEX
Registration No.: 3,547,375
Cancellation No.: 92052498

We look forward to receiving confirmation that this cancellation proceeding has been placed in suspension, and that the above amendment has been approved by the Board.

Respectfully submitted,

ELARA NUTRICEUTICALS, INC.

By its attorneys,

James David Johnson
James David Johnson, P.A.
401 East Las Olas Boulevard
Suite 130-290
Fort Lauderdale, FL 33301
Tel: (954) 626-0631
Fax: (954) 206-0013
E-Mail: david.johnson@prestigeip.com

CERTIFICATE OF SERVICE

I hereby certify that this CONSENTED MOTION TO AMEND REGISTRATION AND PLACE CANCELLATION PROCEEDING IN SUSPENSION, which was electronically filed, is being deposited with the United States Postal Service, first class mail, in an envelope addressed to Petitioner's attorney, as follows:

Linda M. Byrne
Crawford Maunu PLLC
1150 Northland Drive, Suite 100
St. Paul, MN 55120

on this 1st day of March, 2011.