

TTAB

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United States Patent and Trademark Office

Trademark Trial and Appeal Board

P.O. Box 1451

Alexandria, VA 22313-1451

Attention: Mr. Geoffrey McNutt, Interlocutory Attorney

Ms. Nicole M. Their, Paralegal Specialist (92054580, 92054577

Ms. Veronica P. White, Paralegal Specialist (92054590

Ms. Joi Wilson, Paralegal Specialist (92054567, 92054569)

78597, 602

**re: BIC Corporation, BIC USA Inc., and Norwood Promotional Products, LLC  
v. MarketQuest Group, Inc. /  
Cancellation Nos. 92054580, 92054577, 92054590, 92054567, 92054569**

Dear TTAB:

We represent BIC Corporation, BIC USA Inc., and Norwood Promotional Products, LLC (collectively, "Petitioners"), Petitioners in the above-described cancellation proceedings, each one of which has been suspended during the pendency of a related civil action.

That related civil action has now been terminated and finally determined, summary judgment having been rendered in petitioner's favor and entered by the Clerk of the Court April 17, 2015. A copy of that Judgment is enclosed. Petitioners dismissed their counterclaims in the related civil action without prejudice, and would now like to pursue the above-identified Cancellation proceedings.

Accordingly, we request that the above-number proceedings now be called up for appropriate action.

Yours truly,



Richard P. Sybert  
Gordon & Rees LLP  
Attorneys for Petitioners



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cc (email [dkohn@lewiskohn.com](mailto:dkohn@lewiskohn.com)):  
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Lewis, Kohn & Fitzwilliam, LLP  
10935 Vista Sorrento Parkway, Suite 370  
San Diego, CA 92130

Enclosure



**United States District Court**  
**SOUTHERN DISTRICT OF CALIFORNIA**

Marketquest Group, Inc., dba All-In-One

**Plaintiff,**

**V.**

Bic Corporation; Bic USA, Inc.;  
Nowrwood Promotional Products, LLC;  
and Does 1-50, inclusive

**Defendant.**

**Civil Action No.** 11cv618-BAS(JLB)

**JUDGMENT IN A CIVIL CASE**

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS HEREBY ORDERED AND ADJUDGED:**

that the Court GRANTS Defendants Norwood and Bic USA, Inc.'s motions for summary judgment. Court DISMISSES Plaintiff Marketquest's First Amended Complaint. Court DENIES Bic Corporation's motion for summary judgment on its counterclaims and DISMISSES Defendants' counterclaims. Court denies Defendants' motion for sanctions and declines to issue an order to show cause why Defendants should not be sanctioned (as urged in Plaintiff's Opposition to the motion). Court TERMINATES AS MOOT all other pending motions in this matter. Case is closed.

**Date:** 4/17/15

**CLERK OF COURT**  
**JOHN MORRILL, Clerk of Court**  
By: s/ J. Haslam

J. Haslam, Deputy