

ESTTA Tracking number: **ESTTA768584**

Filing date: **09/02/2016**

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

Proceeding	92062860
Party	Defendant Dr. Tom Miles
Correspondence Address	DR TOM MILES 20 LIBERTY BLVD MALVERN, PA 19355 UNITED STATES tommiles.nrgdr@gmail.com
Submission	Other Motions/Papers
Filer's Name	Tom Miles
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Date	09/02/2016
Attachments	second motion to suspend petition to cancel 92062860.pdf(192363 bytes)

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

International IP Holdings, LLC

Petitioner,

v.

Tom Miles

Registrant,

For the wordmark: REAL ENERGY (IC 029)

In the matter of Trademark Registration No. 4,534664

Publication Date: October 15th, 2013

Cancellation Proceeding: 92062860

REGISTRANT'S MOTION TO SUSPEND PROCEEDINGS

Registrant, Tom Miles, acting pro se, hereby files this MOTION TO SUSPEND Petition to Cancel 92062860, in accordance with procedure **37 CFR § 2.127(d)17** of The Trials and Appeals Board Manual of Procedures:

37 CFR § 2.127(d) *When any party files a motion to dismiss, or a motion for judgment on the pleadings, or a motion for summary judgment, or any other motion which is potentially dispositive of a proceeding, the case will be suspended by the Trademark Trial and Appeal Board with respect to all matters not germane to the motion and no party should file any paper which is not germane to the motion except as otherwise specified in the Board's suspension*

order. If the case is not disposed of as a result of the motion, proceedings will be resumed pursuant to an order of the Board when the motion is decided.

The suspension would allow the Borard adequate time to rule on Defendant's THIRD MOTION TO DISMISS, timely filed on September 2nd, 2016, which requests that the Board dismiss without leave to Amend by Plaintiff. Defendant respectfully request that this motion include the suspension of any additional filings of Amended Complaints by Petitioner, minimizing the time and effort of all parties involved with this Proceeding. It is critical to the Defendant to have this rightful opportunity, in hopes of averting unnecessary time and expense defending his Intellectual Property from needless discovery, testimony, and trial proceedings.

Respectfully submitted Pro Se,

Date: September 2, 2016

By Registrant: /Thos. I. Miles/

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CERTIFICATE OF SERVICE

I hereby certify that on September 2, 2016, the foregoing was served upon Petitioner by first class mail:

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By: /Thos. I Miles/

Date: September 2, 2016

Registrant, Tom Miles