

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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July 16, 2021

Cancellation No. 92075486

*American Airlines, Inc. and AAdvantage
Loyalty (joined as party plaintiff)*

v.

Hsp Epi Acquisition, LLC dba Entertainment

Michael Webster, Interlocutory Attorney:

On May 28, 2021, Petitioner/Counterclaim-Defendant, American Airlines, Inc. (“Petitioner”), filed a motion to join a party. Respondent/Counterclaim Petitioner, Hsp Epi Acquisition, LLC (“Respondent”), did not file a brief in response to the motion.

Petitioner’s pleaded mark was assigned to AAdvantage Loyalty during this proceeding and such assignment was recorded with the Assignment Branch of the Office on March 29, 2021 at Reel/Frame 7235/0412.

In view thereof, Petitioner’s consented motion to join is granted and AAdvantage Loyalty is joined as a party Plaintiff.

On July 8, 2021, Respondent filed a motion for summary judgment. The motion is timely pursuant to Trademark Rule 2.127(e)(1).

When a party timely files a potentially dispositive motion, the proceeding is suspended 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 may be specified in a Board order. *See* Trademark Rule 2.127(d). Accordingly, as of the filing date of the motion for summary judgment, proceedings are suspended pending disposition of the motion. Any paper filed during the pendency of this motion which is not germane thereto will be given no consideration. *See* Trademark Rule 2.127(d).

In addition to tolling the time to respond to outstanding discovery requests, suspension of proceedings tolls the time for parties to make required disclosures. *See* TBMP § 528.03.

The motion for summary judgment will be decided in due course.