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

Proceeding	91221522
Party	Defendant Savage Companies
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Date	06/15/2016
Attachments	Opp. No. 91221522-App Resp to Bd Inquiry (3).pdf(3330113 bytes)

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

SAVAGE LOGISTICS, LLC.,

Opposer,

v.

SAVAGE COMPANIES.,

Applicant.

OPPOSITION NO. 91221522

In the Matter of Trademark Application
No. 86/435,730

Published: April 14, 2015

Mark: SAVAGE LOGISTICS

RESPONSE TO BOARD INQUIRY

Applicant Savage Companies hereby submits this response to the Board's May 16, 2016 inquiry regarding the status of the civil action captioned *Savage Logistics, LLC v. Savage Services Corporation and Savage Companies*, Case No. 15-cv-5015-SAB, filed by Opposer in the U.S. District Court for the Eastern District of Washington (the "Washington Action").

The Opposer's complaint in the Washington Action has twice been dismissed for lack of personal jurisdiction, most recently on June 14, 2016. (*See* Order, dated June 14, 2016, attached hereto as Exhibit 1). However, the Washington Action remains pending as no final order disposing of the matter has yet been entered and Opposer has been given the option to either file an amended pleading or consent to transfer of the action to the U.S. District Court for the District of Utah.

Since the Board entered its May 13, 2015 Order suspending proceedings, Applicant has commenced a separate civil action against captioned *Savage Companies v. Savage Logistics, LLC*, Case No. 2:16-cv-00265-JNP, in the District of Utah (the "Utah Action"). A copy of Applicant's Complaint in the Utah Action is attached hereto as Exhibit 2. Applicant believes the

Utah Action is also a civil action which may have a bearing on this proceeding and merits suspension of this proceeding pending a final determination. *See* Trademark Rule 2.117.

Accordingly, Applicant requests that suspension of this proceeding be maintained pending a final determination in both the Washington Action and the Utah Action.

Dated: June 15, 2016

Respectfully submitted.

STOEL RIVES LLP

/s Steven E. Klein/

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Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **RESPONSE TO BOARD INQUIRY**
on the following named persons on the date indicated below by:

- X mailing with postage prepaid
- hand delivery
- facsimile transmission
- overnight delivery
- e-mail attachment in PDF format

to said persons a true copy thereof, contained in a sealed envelope, addressed to said persons
at their last-known address indicated below.

FRANCES M JAGLA
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Attorneys for Opposer

DATED: June 15, 2016.

/s Steven E. Klein/
Steven E. Klein

EXHIBIT 1

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