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Filing date: **06/14/2012**

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

Proceeding	92051145
Party	Defendant 3M Company
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Signature	/William Schultz/
Date	06/14/2012
Attachments	2012 06 14 Status Report.pdf ( 14 pages )(183138 bytes )

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

Pradeep Mohan,	)	
	)	Cancellation No. 92051145
Petitioner,	)	
	)	
vs.	)	Registration No. 3619324
	)	
3M Company,	)	Mark: CARDIOLOGY III
	)	
Registrant.	)	
	)	

**STATUS REPORT CONCERNING RESULT OF THE  
FEDERAL CIRCUIT COURT DECISION**

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

This Status Report is to notify the Trademark Trial and Appeal Board (“Board”) of the status of a civil action related to the registration at issue in this proceeding.

On December 2, 2011, 3M Company filed a Status Report informing the Board that the United States District Court for the District of Minnesota entered final judgment that the CARDIOLOGY III trademark registration (Reg. No. 3,619,324) at issue in this proceeding was valid. 3M Company acknowledged in that Status Report that the District Court’s judgment may be appealed, which it was. The Board suspended the proceeding pending final determination of the civil proceeding.

The parties have communicated with the Board regarding the resumption of proceedings, which the Board is currently considering.

On May 29, 2012, the United States Court of Appeals for the Federal Circuit affirmed the District Court decision and held that the CARDIOLOGY III registration (Reg. No. 3,619,324) was valid. A copy of the May 29, 2012, decision is attached as Exhibit 1.

Based on the Federal Circuit's affirmance of the District Court decision holding the CARDIOLOGY III registration valid, 3M Company requests the Board dismiss the cancellation proceeding with prejudice pursuant to 15 U.S.C. § 1119.

Respectfully submitted,

3M Company

By its attorneys,



Date: June 14, 2012

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **STATUS REPORT CONCERNING RESULT OF THE FEDERAL CIRCUIT COURT DECISION** was served, via first-class mail, postage prepaid to:

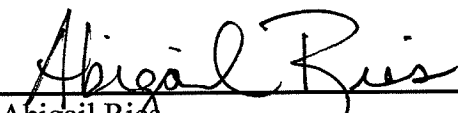
Pradeep Mohan  
115 Chace Street  
Santa Cruz, CA 95060

this 14<sup>th</sup> day of June, 2012.

  
Abigail Ries

**CERTIFICATE OF FILING**

I hereby certify that this **STATUS REPORT CONCERNING RESULT OF THE FEDERAL CIRCUIT COURT DECISION** is being filed electronically with the United States Patent and Trademark Office's Electronic System for Trademark Trial & Appeals (ESTTA) on this 14<sup>th</sup> day of June, 2012.

  
Abigail Ries

# EXHIBIT 1

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