

**UNITED STATES DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**

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| In Re the Trademark Application: |) | |
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| Serial No.: 88/320,696 |) | |
| |) | Trademark Law Office: 110 |
| Applicant: Pabst Brewing Company, LLC |) | Attorney: Caroline E. Wood |
| |) | |
| Trademark: ZOBELEIN'S EASTSIDE |) | |
| |) | |
| Filing Date: February 28, 2019 |) | |
| |) | |
| Class: 32 |) | |
| |) | |
| Mailing Date: May 3, 2019 |) | |
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RESPONSE TO OFFICE ACTION

In response to the non-final Office Action issued in connection with the above-captioned application on May 3, 2019, Applicant, by and through its counsel, hereby responds to each of the issues raised by the Examining Attorney.

I. Request for Suspension of Application Serial No. 88/320,696 (TMEP §716.02(a))

Pursuant to TMEP §716.02(a), Applicant respectfully requests that the Examining Attorney suspend application Serial No. 88/320,696 pending the disposition of the cancellation proceeding pending before the Trademark Trial and Appeal Board (TTAB) between Applicant and the owner of U.S. Registration No. 5,037,702, the outcome of which is relevant to the registrability of Applicant's ZOBELEIN'S EASTSIDE mark in light of the Trademark Act Section 2(d) refusal raised by the Examining Attorney. The cancellation proceeding has been assigned number 92072249.

An applicant may request suspension of an application pending the disposition of a cancellation proceeding where the proceeding may result in a decision that is relevant to the registrability of the applicant's mark. TMEP §716.02(a). Here, the Examining Attorney issued a

non-final office action on May 3, 2019 citing U.S. Registration No. 5,037,702. Consequently, Applicant respectfully requests suspension of this application pending disposition of its request to cancel the blocking registration.

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