

**To:** Chipotle Mexican Grill, Inc. ([shavlick@hollandhart.com](mailto:shavlick@hollandhart.com))  
**Subject:** TRADEMARK APPLICATION NO. 78331200 - CHIPOTLE - 40911.0023  
**Sent:** 4/5/2006 12:17:12 PM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**SERIAL NO:** 78/331200  
**APPLICANT:** Chipotle Mexican Grill, Inc.

**\*78331200\***

**CORRESPONDENT ADDRESS:**  
SCOTT S. HAVLICK  
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DENVER CO 80202-3950

**RETURN ADDRESS:**  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

**MARK:** CHIPOTLE

**CORRESPONDENT'S REFERENCE/DOCKET NO :** 40911.0023

**CORRESPONDENT EMAIL ADDRESS:**  
[shavlick@hollandhart.com](mailto:shavlick@hollandhart.com)

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

Serial Number 78/331200

**NOTICE OF SUSPENSION**

**SUSPENSION PROCEDURE:** This suspension notice serves to suspend action on the application for the reason(s) specified below. No response is needed. 37 C.F.R. §2.67. However, the examining attorney will conduct periodic status checks and may issue inquiries at 6 month intervals from the mailing date of this notice. TMEP §716.05. If a status inquiry Office action issues, applicant will have 6 months from the mailing or e-mailing date of the status inquiry to respond. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

**MAILING/E-MAILING DATE INFORMATION:** If the mailing or e-mailing date of this Office action does not appear above, this information can be obtained by visiting the USPTO website at <http://tarr.uspto.gov/>, inserting the application serial number, and viewing the prosecution history for the mailing date of the most recently issued Office communication.

Action on this application is suspended pending the disposition of:

- Application Serial No(s). **78-581771, 78-647547, 78-679977**

Since applicant's effective filing date is subsequent to the effective filing date of the above-identified application(s), the latter, if and when it registers, may be cited against this application in a refusal to register under Section 2(d) of the Trademark Act, 15 U.S.C. §1052(d). See 37 C.F.R. §2.83; TMEP §§1208 et seq. A copy of information relevant to this pending application(s) **was sent previously**.

Applicant may submit a request to remove the application from suspension to present arguments related to the potential conflict between the relevant application(s) or other arguments related to the ground for suspension. TMEP §716.03. Applicant's election not to present arguments during suspension will not affect the applicant's right to present arguments later should a refusal in fact issue. If a refusal does issue, applicant

will be afforded 6 months from the mailing or e-mailing date of the Office action to submit a response. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

The following refusals/requirements are continued:

Identification of Goods

Refusal on the Supplemental Register

/Charles L. Jenkins, Jr./  
Trademark Examining Attorney  
Law Office Action 105  
571-272-9305