

TTAB

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

EXXON MOBIL CORPORATION,

Opposer,

v.

DATAWORX B.V.,

Applicant.

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Opposition No. 120,519



08-18-2003

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #22

OPPOSER'S MOTION TO LIFT SUSPENSION AND RESUME PROCEEDINGS

Opposer, Exxon Mobil Corporation ("Opposer"), by and through its attorneys, hereby requests resumption of proceedings in this Opposition. TBMP 510.03(b).

On May 29, 2003, the Board -- of its own volition and without a specific request from either party -- suspended proceedings in this opposition "[b]ecause the parties are actively negotiating for possible settlement of this case." This suspension was "subject to the right of either party to request resumption at any time." Opposer remains interested in discussing a possible realistic settlement and has attempted numerous times to keep negotiations "active," but has encountered numerous delays in receiving substantive responses from Applicant. Opposer believes, and has informed Applicant, that the prospects for settlement are no longer enhanced by keeping the proceedings suspended.

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Opposer therefore respectfully requests that proceedings be resumed as promptly as possible and that the Board issue an Order resetting trial dates.

DATED: August 14, 2003

Respectfully submitted, .

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the OPPOSER'S MOTION TO LIFT SUSPENSION AND RESUME PROCEEDINGS has been served via First Class Mail, postage prepaid to counsel for Applicant at the address below, on this the 14th day of August, 2003:

Jess M. Collen
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