

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

In the Matter of Application Serial Nos. 76/093,512 and 76/093,513 (Consolidated Proceeding)
For the OUTBACK SHEEPSKINS Word and Design Marks
Published in the *Official Gazette* (Trademarks) on October 23, 2001 and May 7, 2002

OS ASSET, INC. AND OUTBACK)
STEAKHOUSE OF FLORIDA, INC.)

Opposer,)

v.)

JOHN HEROD LLC,)

Applicant.)

Opposition No. **91125328** (Parent Case -
Consolidated Opposition Proceeding)

Box TTAB No Fee
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

01-14-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #76

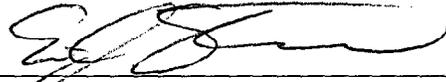
STIPULATED MOTION FOR SUSPENSION OF PROCEEDINGS

Opposers OS Asset, Inc. and Outback Steakhouse of Florida, Inc. (hereinafter "Opposers") and John Herod LLC (hereinafter "Applicant"), through their undersigned attorneys, hereby request that the trial proceedings and all discovery deadlines and response dates in this consolidated matter be suspended for a period of not less than ninety (90) days. Opposers and Applicant request this suspension of trial proceedings and all discovery deadlines and response dates because they are engaged in meaningful settlement negotiations and wish to resolve this matter amicably if possible.

Counsel for Applicant, Holly Rachel Smith, granted her consent to this Stipulated Motion via telephone on January 14, 2003.

Respectfully Submitted,

OS ASSET, INC. AND OUTBACK
STEAKHOUSE OF FLORIDA, INC.,
By Its Attorneys



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JOHN HEROD LLC
By Its Attorneys, through the consent of:

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Date: 1/14/03

CERTIFICATE OF MAILING AND SERVICE

The undersigned hereby certifies that the STIPULATED MOTION FOR
SUSPENSION OF PROCEEDINGS is being deposited in the United States postal service, as
Express Mail, in an envelope addressed to: Commissioner for Trademarks, Box TTAB No Fee,
2900 Crystal Drive, Arlington, Virginia, 22202-3513 and by regular U.S. Mail, postage prepaid,
to counsel for Applicant, Holly Rachel Smith, Holland & Knight LLP, 2099 Pennsylvania
Avenue, Suite 100, Washington D.C. 20006-6801 on this 14th day of January 2003.



Eric J. Steiner

TTAB

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&
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COUNSELLORS AT LAW

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January 14, 2003

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Arlington, VA 22202-3513



01-14-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #76

Re: Opposition No. 91125328 (Parent Case in Consolidated Opposition Proceeding) to Federal Trademark Applications for OUTBACK SHEEPSKINS Marks in International Class 35 (Application No. 76/093,512 and 76/093,513)

Dear Madam:

I enclose a Stipulated Motion for Suspension of Proceedings for the above referenced matter. Please contact me if you have any questions or comments. Thank you

TRADEMARK TRIAL AND APPEALS BOARD
03 JAN 22 AM 9:31

Sincerely,

Eric J. Steiner

Enclosures

cc: Holly Rachel Smith, Esq. (w/encl.)

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