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

Proceeding	91160945
Party	Defendant The Board of Trustees of the University of Alabama
Correspondence Address	DAVID J. KERA OBLON SPIVAK MCCLELLAND MAIER & ET AL 1940 DUKE STREET ALEXANDRIA, VA 22314 UNITED STATES DKera@oblon.com
Submission	Motion to Suspend for Settlement Discussions
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Date	08/29/2008
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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ATHLETICS INVESTMENT GROUP LLC, )  
d/b/a THE OAKLAND ATHLETICS )  
BASEBALL COMPANY, )  
) )  
Opposer, )  
) )  
v. )  
) )  
THE BOARD OF TRUSTEES OF THE )  
UNIVERSITY OF ALABAMA, )  
) )  
Applicant. )

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Opposition No.: 91/160,945  
Appln. Serial No. 76/212,456  
Mark: BAMA & Elephant Design

The Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

**CONSENTED MOTION TO SUSPEND PURSUANT TO TRADEMARK RULE 2.117(c)**

The Board of Trustees of the University of Alabama (“Applicant”) and Athletics Investment Group LLC, d/b/a The Oakland Athletics Baseball Company (“Opposer”) have agreed to a further six (6) month suspension of this Opposition. The parties, by and through their counsel, request that all proceedings herein be suspended for six (6) months to allow the parties to continue and hopefully conclude their settlement negotiations with the requested time.

Trademark Rule 2.117(c) provides: “Proceedings may also be suspended, for good cause, upon motion or a stipulation of the parties approved by the Board.”

The parties are actively engaged in settlement negotiations that pertain not only to the mark in this opposition proceeding, but also several related proceedings involving marks applied for by Applicant which include a stylized elephant design. This opposition is the earliest filed of the related proceedings, all of which are currently suspended.

As explained in papers previously filed with the Board in this opposition, the parties have been working to finalize a draft written settlement agreement, but certain issues remain under negotiations and are not yet finalized. The parties continue to work diligently to resolve the matters not yet resolved in this complex settlement negotiation involving multiple marks.

The parties stipulate to the suspension, and good cause for the suspension has been shown under Trademark Rule 2.117(c). TBMP §510 (Second Edition rev. 2004).

Accordingly, it is respectfully requested that the opposition be suspended for six (6) months in order that the parties may continue settlement negotiations in their efforts to finalize a settlement Agreement which would resolve this opposition, as well as related opposition proceedings.

Counsel for Opposer consented to this Motion through telephone communication with the undersigned on August 27, 2008.

Respectfully submitted,

THE BOARD OF TRUSTEES OF THE  
UNIVERSITY OF ALABAMA

By: *Beth Chapman*

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Date: August 29, 2008

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing CONSENTED MOTION TO SUSPEND PURSUANT TO TRADEMARK RULE 2.117(c) was served on counsel for Opposer, this 29th day of August, 2008, by sending same via First Class mail, postage prepaid, to:

Rosemary S. Tarlton, Esquire  
Morrison & Foerster LLP  
425 Market Street  
San Francisco, CA 94105

  
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