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

Proceeding	91168862
Party	Plaintiff Cabo Wabo LLC
Correspondence Address	Rosemary S. Tarlton Morrison & Foerster LLP 425 Market Street San Francisco, CA 94105-2482 UNITED STATES RTarlton@mofo.com, SMahdavi@mofo.com, LSimpson@mofo.com
Submission	Motion to Suspend for Settlement Discussions
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Date	09/15/2008
Attachments	Consented Motion to Suspend.pdf (3 pages)(69868 bytes)

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

Cabo Wabo LLC,

Opposer,

v.

Brady Bunte,

Applicant.

Opposition No. 91168862

Opposition No. 91168968

Ser. No. 78/468,593

Ser. No. 78/551,176

Mark: CABO AZUL

Mark: CABO NUTS

**CONSENTED MOTION TO SUSPEND OPPOSITION FOR SETTLEMENT
NEGOTIATIONS**

Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Arlington, VA 22313-1451

Pursuant to TBMP Rule 510.03(a), Opposer Cabo Wabo LLC, through its undersigned attorney, hereby moves to suspend the instant opposition proceedings for thirty days as of the filing date of this motion. This motion is made with the consent of Applicant Brady Bunte. The suspension was agreed to by Bruce Brunda, counsel for Applicant, in e-mail communications on September 15, 2008.

The parties have reached agreement on a number of issues, and Opposer drafted a written settlement agreement that will, when finalized, resolve all issues raised in these proceedings. The parties have exchanged comments on this agreement, but before the settlement agreement could be finalized, counsel for Opposer experienced a family medical emergency. This emergency precluded Opposer and Applicant from working to finalize and execute the agreement.

This suspension is necessary in order to enable Opposer and Applicant to continue negotiating the terms of the settlement agreement and to finalize the written agreement. The parties will work diligently during this suspension period to finalize the settlement with the hope that the settlement can be concluded before the close of the requested suspension period.

Accordingly, Opposer respectfully requests that this Consented Motion to Suspend Opposition for Settlement Negotiations be granted.

Dated: September 15, 2008.

By: _____


Rosemary S. Tarlton
Attorney for Opposer
Cabo Wabo LLC

Morrison & Foerster LLP
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San Francisco, CA 94105
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PROOF OF SERVICE BY MAIL

I am employed with the law firm of Morrison & Foerster LLP, whose address is 425 Market Street, San Francisco, California, 94105; I am not a party to the within cause; I am over the age of eighteen years and I am readily familiar with Morrison & Foerster's practice for collection and processing of correspondence for mailing with the United States Postal Service and know that in the ordinary course of Morrison & Foerster's business practice the document described below will be deposited with the United States Postal Service on the same date that it is placed at Morrison & Foerster with postage thereon fully prepaid for collection and mailing.

I further declare that on September 15, 2008, I served a copy of:

**CONSENTED MOTION TO SUSPEND OPPOSITION FOR SETTLEMENT
NEGOTIATIONS**

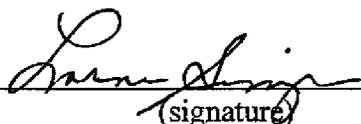
on the following by placing a true copy thereof enclosed in a sealed envelope addressed as follows for collection and mailing at Morrison & Foerster LLP, 425 Market Street, San Francisco, California, 94105, in accordance with Morrison & Foerster's ordinary business practices:

Bruce B. Brunda
Stetina Brunda Garred & Brucker
75 Enterprise, Suite 250
Aliso Viejo, CA 92656

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed at San Francisco, California, this 15th day of September 2008.

Lorna Simpson
(typed)


(signature)

Opposition No. 91168862/91168968
Docket No. 40698-6104.501