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Filing date: **10/15/2010**

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

Proceeding	91177807
Party	Plaintiff 7-Eleven, Inc.
Correspondence Address	CHARLES R. MANDLY, JR. FOLEY & LARDNER LLP 321 NORTH CLARK STREET, 28TH FLOOR CHICAGO, IL 60654 UNITED STATES PTOMailChicago@foley.com, dcopland@foley.com, cmandly@foley.com, jolsen@foley.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Charles R. Mandly, Jr.
Filer's e-mail	PTOMailChicago@foley.com, dcopland@foley.com, cmandly@foley.com, jolsen@foley.com
Signature	/Charles R. Mandly, Jr./
Date	10/15/2010
Attachments	CMTS.pdf (4 pages)(33790 bytes)

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

7-ELEVEN, INC.,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91177807
)	
SUSAN B. BUCENELL,)	Serial No. 78/916,143
)	
Applicant.)	

CONSENTED MOTION TO SUSPEND PROCEEDING

7-Eleven, Inc., (“Opposer”), with the consent of Applicant, Susan B. Bucenell, and in accordance with Rules 2.117(c) (Suspension of Proceedings) and 2.121(a) (Times for Taking Testimony) of the Trademark Rules of Practice, hereby moves that this Honorable Board suspend the proceeding for thirty (30) days to permit the Parties to conclude ongoing settlement discussions. Discovery has closed and the Plaintiff’s Trial Period is currently set to close on November 1, 2010. The Parties seek to suspend the proceeding for 30 days, with Plaintiff’s Trial Period to close 17 days following the end of such suspension.

In accordance with the Board’s Order dated August 2, 2010, the Opposer reports the following:

1. Opposer believes that the likelihood of settlement is high, and that significant progress has been made in recent weeks. Opposer believes that extending the trial dates will allow the Parties to conclude a settlement agreement.
2. Subsequent to the applicant and opposer’s counsel discussions concerning a settlement involving an assignment and license, opposer’s counsel forwarded draft documents for effecting such a settlement to applicant on August 16, 2010.

3. Applicant and opposer's counsel discussed the details of the drafts and particulars of such settlement on several subsequent occasions, including: August 18, 2010; September 29, 2010; and October 15, 2010.

4. The Parties continue to be engaged in ongoing discussions concerning issues of quality control, obligations to use any licensed mark, and other consideration concerning an assignment and license.

5. Opposer's counsel conveyed an offer of consideration to applicant on October 15, 2010.

6. It is anticipated that, subject to the applicant's availability, applicant will reply to opposer's counsel by the end of the week of October 18, 2010, and that the Parties will further confer on remaining details the following week subject to their availability

7. Subject to availability and approval of 7-Eleven, it is anticipated a revised draft of settlement documents will be sent to applicant for review by the end of the week of October 25, 2010.

8. Opposer believes that the requested suspension will increase the likelihood that the parties can amicably resolve the issues raised in this action. Accordingly, the Parties jointly believe that the grant of the requested relief will serve the systemic interests of "judicial economy" and minimizing the costs associated with trial activities (the expenditure of which could impede settlement efforts).

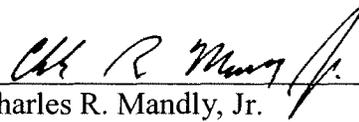
9. Opposer is not seeking an extension of its Testimony Period beyond the 17 days remaining.

10. Opposer certifies to this Honorable Board that the requested relief is not sought merely for delay or any other improper purpose.

For the aforesaid reasons, opposer, 7-Eleven, Inc., moves that this Honorable Board suspend the proceeding for thirty (30) days and reset trial dates accordingly to permit the conclusion of ongoing settlement discussions.

Respectfully Submitted,

FOLEY & LARDNER LLP



Charles R. Mandly, Jr.

David A. Copland

Jason A. Berta

321 North Clark Street, Suite 2800

Chicago, Illinois 60654

Telephone No. (312) 832-4500

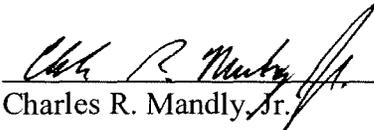
Facsimile No. (312) 832-4700

Attorneys for Opposer,
7-Eleven, Inc.

CERTIFICATE OF SERVICE

I, Charles R. Mandly, Jr., counsel for Opposer, hereby certifies that a copy of
CONSENTED MOTION TO SUSPEND PROCEEDING was served on this 15th day of
October, 2010 via first class mail, postage prepaid, upon Applicant at:

Susan B. Bucenell
30623 Bittsbury Ct.
Wesley Chapel, FL 33543-3921



Charles R. Mandly, Jr.