

ESTTA Tracking number: **ESTTA204548**

Filing date: **04/14/2008**

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

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|------------------------|--|
| Proceeding | 91183491 |
| Party | Plaintiff ART MATTERS INC. |
| Correspondence Address | Joel Karni Schmidt, Esq. Cowan, Liebowitz & Latman, P.C. 1133 Avenue of the Americas New York, NY 10036-6799 UNITED STATES ejs@cll.com, trademark@cll.com |
| Submission | Motion to Suspend for Settlement Discussions |
| Filer's Name | Joel Karni Schmidt |
| Filer's e-mail | jks@cll.com,trademark@cll.com |
| Signature | /Joel Karni Schmidt/ |
| Date | 04/14/2008 |
| Attachments | AMSUSPENSION.PDF (3 pages)(21317 bytes) |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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| ART MATTERS, INC., | : | |
| | : | |
| Opposer, | : | Opposition No. 91 183,491 |
| | : | |
| v. | : | |
| | : | |
| ARTMATTERS, LLC, | : | |
| | : | |
| Applicant. | : | |

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**MOTION ON CONSENT TO SUSPEND PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order suspending the proceedings in this matter for a period of six (6) months, until **October 14, 2008**. Applicant’s counsel consented to this motion, which is requested to allow the parties to engage in settlement discussions.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, in the event that the matter is taken out of suspense, Opposer consents to an extension of time for Applicant to answer or otherwise respond to the Notice of Opposition until sixty (60) days after the proceedings resume. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6)

months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods should be reset accordingly.

Dated: New York, New York
April 14, 2008

COWAN, LIEBOWITZ & LATMAN, P.C.

By /Joel Karni Schmidt /
Joel Karni Schmidt
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Attorneys for Opposer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing MOTION ON CONSENT TO SUSPEND PROCEEDINGS was sent via first class, postage paid mail to Applicant's counsel Ira Edell, Esq., Edell, Shapiro & Finnan, LLC, 1901 Research Boulevard, Suite 400, Rockville, MD 20850, on April 14, 2008.

/Joel Karni Schmidt /

Joel Karni Schmidt