

ESTTA Tracking number: **ESTTA345547**

Filing date: **05/04/2010**

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

Proceeding	91191020
Party	Plaintiff Heroes, Inc.
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Submission	Motion to Suspend for Settlement Discussions
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Signature	/jenny r splitter/
Date	05/04/2010
Attachments	Consent Motion 5-4.tif (3 pages)(80262 bytes)

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

Heroes, Inc.,

Opposer,

v.

Opposition No. 91191020

Rosenbauer International Aktiengesellschaft,

Applicant.

CONSENT MOTION TO SUSPEND

Opposer Heroes, Inc. (“Heroes”) moves to suspend this proceeding for sixty (60) days to allow the parties to continue their settlement efforts:

1. The parties are actively engaged in negotiations for the settlement of this matter.
2. The deadline to exchange initial disclosures is June 13, 2010.
3. As the ESTTA form does not provide for the extension of the deadline to exchange initial disclosures, Heroes moves to suspend the proceedings for sixty (60) days, the dates to be reset as follows:

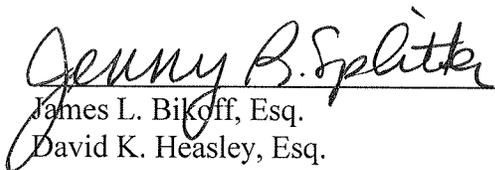
Initial Disclosures Due	August 12, 2010
Expert Disclosures Due	December 10, 2010
Discovery Closes	January 9, 2011
Plaintiff’s Pretrial Disclosures	February 23, 2011
Plaintiff’s 30-day Trial Period Ends	April 9, 2011

Defendant's Pretrial Disclosures	April 24, 2011
Defendant's 30-day Trial Period Ends	June 8, 2011
Plaintiff's Rebuttal Disclosures	June 23, 2011
Plaintiff's 15-day Rebuttal Period Ends	July 23, 2011

4. Heroes has secured the consent of Applicant Rosenbauer International Aktiengesellschaft in filing this consent motion.

WHEREFORE, Opposer Heroes respectfully requests that the proceeding be suspended for sixty (60) days.

HEROES, INC.

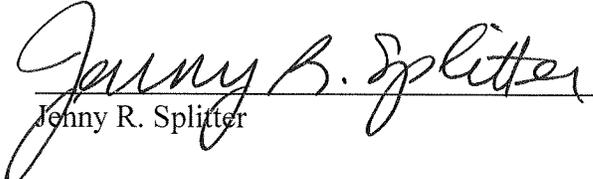
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Date: May 4, 2010

Certificate of Service

I hereby certify that on this 4th day of May, a copy of the foregoing was sent by email to:

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