

ESTTA Tracking number: **ESTTA656236**

Filing date: **02/17/2015**

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

Proceeding	91191251
Party	Defendant RML Jackson, LLC
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Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Kathryn Starshak
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Signature	/Kathryn Starshak/
Date	02/17/2015
Attachments	CI- #9465830-v1-Motion_to_Suspend_BORN_ROGUE_Opposition_(2_15).pdf(211 44 bytes)

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

Excelled Sheepskin & Leather Coat Corp.)	
)	
Opposer,)	
)	Opposition No. 91191251
v.)	
)	
RML Jackson, LLC)	
)	
Applicant.)	

APPLICANT’S MOTION FOR SUSPENSION WITH CONSENT

RML Jackson, LLC, with the consent of Opposer, Excelled Sheepskin & Leather Coat Corp., hereby moves that the suspension of the above-referenced proceeding be continued to and including April 18, 2015, and that all dates be extended as follows:

Discovery Period to Close:	06/17/2015
Plaintiff Pretrial Disclosures:	08/01/2015
Plaintiff's 30-day Trial Period Ends:	09/15/2015
Defendant's Pretrial Disclosures:	09/30/2015
Defendant's 30-day Trial Period ends:	11/14/2015
Plaintiff's Rebuttal Disclosures:	11/29/2015
Plaintiff's 15-day Rebuttal Period Ends:	12/29/2015

Both parties wish to continue the suspension of this matter, and both remain committed to continuing to negotiate a final settlement. The parties have deferred the taking of discovery so that they can continue to consider settlement without incurring unnecessary expense. The parties have met personally and considered various proposals.

In an email dated November 7, 2014, Applicant’s counsel confirmed to Opposer’s counsel that Applicant is discussing this matter internally. On December 18, 2014, Applicant’s counsel and Opposer’s counsel had a telephone conference on the status of the settlement

discussions. Applicant's counsel and Opposer's counsel had further email discussions on February 17, 2015 regarding the status of the negotiations.

Additional time is needed to enable the parties to continue their discussions in an orderly manner. Accordingly, the parties strongly prefer to continue to defer taking discovery in this proceeding so as to avoid unnecessary expenditure of resources and counter-productive adversarial activities.

Because of the complexity of issues unrelated to the merits of this proceeding (some of which are highly confidential), the parties are unable to determine a timetable for resolution.

Opposer's counsel has consented to the granting of this suspension.

Date: February 17, 2015.

Respectfully submitted,

RML JACKSON, LLC

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CERTIFICATE OF FILING

I, Kathryn Starshak, hereby certify that a copy of the foregoing Applicant's Motion for Suspension with Consent is being filed with the Electronic System for Trademark Trials and Appeals of the U.S. Patent and Trademark Office on this 17th day of February 2015.

/Kathryn Starshak/

Kathryn Starshak, Esq.

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that she caused a copy of the foregoing Applicant's Motion for Suspension with Consent to be served upon:

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by e-mail with consent, this 17th day of February 2015.

/Kathryn Starshak/
Kathryn Starshak, Esq.