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

Proceeding	91198382
Party	Defendant Kusmi Tea
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Submission	Other Motions/Papers
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Date	10/21/2011
Attachments	Stipulated Motion to Suspend.PDF (3 pages)(21676 bytes)

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

In the Matter of Trademark Application Serial No.	79072740
Filed:	August 21, 2009
Mark:	BE COOL
Published for Opposition	September 28, 2010

THE REPUBLIC OF TEA, INC.,

Opposer,

v.

KUSMI TEA,

Applicant.

Opposition No. 91198382

STIPULATED MOTION TO SUSPEND OPPOSITION

1. Counsel of record in the above-captioned proceeding conferred with the assigned interlocutory attorney by telephone on June 27, 2011, and obtained the Board's approval to proceed under the Board's Accelerated Case Resolution ("ACR") trial option. The parties agreed to certain stipulations and a schedule for disclosures, discovery, the record, and briefing, as set forth in the Board's Order dated June 28, 2011.

2. After previously suspending for settlement discussions, on September 9, 2011, the parties submitted a Stipulated Revised ACR Schedule, and the Board approved said Revised Schedule and the proceedings resumed on September 13, 2011.

3. The parties have reengaged in settlement discussions, have exchanged draft settlement proposals, and are hopeful this proceeding will fully resolve by settlement within the next sixty (60) days.

4. Therefore, in this Stipulation, the parties request that this proceeding be suspended for sixty (60) days. If the parties are not able to resolve this matter by settlement within that period, their counsel of record will meet and confer to discuss the necessary adjustments to the ACR schedule and will submit a revised stipulated schedule to the Board.

RESPECTFULLY SUBMITTED,

KUSMI TEA

Date: October 21, 2011

By: /Thomas J. Mango/
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THE REPUBLIC OF TEA, INC.

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CERTIFICATE OF SERVICE

I, Thomas J. Mango, Esq., counsel to Applicant Kusmi Tea in Opposition Proceeding No. 91198382, certify that, on the 21st day of October, 2011, I served a copy of the STIPULATED MOTION TO SUSPEND OPPOSITION, via first class mail, postage prepaid, upon:

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/Thomas J. Mango/
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