

ESTTA Tracking number: **ESTTA577452**

Filing date: **12/18/2013**

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

Proceeding	91203099
Party	Plaintiff RemedyMD, Inc.
Correspondence Address	KENNETH W JENNINGS COLTERJENNINGS 333 SOUTH 520 W SUITE 110 LINDON, UT 84042 UNITED STATES ken@colterjennings.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Kenneth W. Jennings, Jr.
Filer's e-mail	ken@colterjennings.com
Signature	/Kenneth W. Jennings, Jr./
Date	12/18/2013
Attachments	Motion for 90 day suspension of opposition on consent - 2013-12-18.pdf(114198 bytes)

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

In the Matter of Application Serial No. 85/003,997
Published in the Official Gazette on September 6, 2011
Mark: REMEDYMD

<hr/>		
RemedyMD, Inc.)	
)	
)	
v.)	Opposition No. 91203099
)	
MediZine, LLC)	
)	
Applicant.)	
<hr/>		

Box TTAB – NO FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

REQUEST FOR SUSPENSION
OF OPPOSITION PROCEEDINGS

Pursuant to the provisions of 37 C.F.R. § 2.117(c) and TMEP §§ 605.02 and 510.03, Opposer RemedyMD, Inc. hereby requests that the proceedings in the above-captioned opposition be suspended for an additional period of ninety (90) days, per stipulation of the parties and further to the explanatory material below.

Opposer and Applicant are engaged in ongoing communications with respect to negotiation of a mutually agreeable settlement of the issues raised in the opposition. Opposer has submitted a settlement proposal for consideration of Applicant.

Applicant's counsel has advised Opposer by email dated 17 December 2013 that the turnover of key employees within Applicant's organization has continued to delay the review and consideration of Opposer's offer of settlement. Opposer and Applicant remain confident that further discussions will increase the probability of an amicable settlement. Accordingly, Applicant and Opposer have agreed that a further suspension is necessary to the ongoing negotiations.

Counsel for Applicant, Remedy Health Media, LLC, has consented to this motion via email dated 17 December 2013. The requested suspension is not for the purpose of mere delay, but is based upon good cause as set forth above. Accordingly, Opposer, with Applicant's consent, hereby respectfully requests the further suspension of ninety (90) days.

Dated: December 18, 2013
Lindon, Utah

Respectfully submitted,

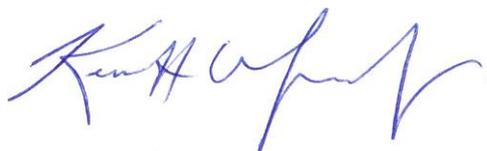
A handwritten signature in blue ink, appearing to read "Kenneth W. Jennings, Jr.", is written over a light blue horizontal line.

Kenneth W. Jennings, Jr.
COLTERJENNINGS
333 South 520 West
Lindon, Utah 84042
Attorneys for Opposer
RemedyMD, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on 18 December 2013 a true and correct copy of the foregoing REQUEST FOR SUSPENSION OF OPPOSITION PROCEEDINGS is being served upon counsel for Applicant by email and by mailing a copy thereof to Applicant's counsel at:

Darren B. Cohen
Reed Smith LLP
599 Lexington Ave Fl 28
New York, NY 10022-7684

A handwritten signature in blue ink, appearing to read "Kenneth W. Jennings, Jr.", is positioned above the printed name and title.

Kenneth W. Jennings, Jr.
Attorney for Opposer