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

Proceeding	91206185
Party	Plaintiff Vizio, Inc.
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Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Julie O'Tyson
Filer's e-mail	trademarks@parsonsbehle.com
Signature	/Julie O'Tyson/
Date	08/14/2014
Attachments	022_20020_143US82_ Renewed Motion to Suspend.pdf(15951 bytes )

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

VIZIO, Inc.,	)	
	)	Opposition No.: 91206185
Opposer,	)	
	)	Serial No.: 85/186,781
v.	)	
	)	Mark: VIZIO RENAL
Vizio Medical Devices, LLC,	)	
	)	
Applicant.	)	

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**MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT**

Commissioner of Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Dear Sir or Madam:

The parties are actively engaged in negotiations for the settlement of this matter. VIZIO, Inc. requests that this proceeding be suspended for 60 days to allow the parties to continue their settlement efforts. Notably, the parties have an agreement in principle in place and are working on finalizing details of the settlement. In response the denial of the parties' previously filed request for an extension, the parties note that the parties have communicated several times via email and telephone in order to establish and finalize a settlement in this matter. The date, method of communication, and nature of communication is set forth in the table below.

Date	Method	Nature and Content of Communication
6/18/2014	Email	Discussions regarding outstanding discovery issues and potential settlement.

6/20/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
6/20/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
6/20/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
6/20/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
6/21/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
6/24/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
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6/24/2014	Email	Discussions regarding outstanding discovery issues and potential settlement relying on transfer of subject marks.
6/26/2014	Email	Discussions regarding potential settlement relying on transfer of subject marks.
6/26/2014	Telephone	Discussions regarding potential settlement relying on transfer of subject marks.
6/27/2014	Email	Discussions regarding potential settlement relying on transfer of subject marks. Agreement to settle matter in principle.
6/27/2014	Telephone	Discussions regarding potential settlement relying on transfer of subject marks. Agreement to settle matter in principle.
7/1/2014	Email	Discussion of Settlement and need to suspend proceedings to execute same.
7/1/2014	Email	Discussion of Settlement and need to suspend proceedings to execute same.
8/6/2014	Email	Settlement discussion. Exchange of proposed Settlement Agreement. Discussion of need to suspend proceedings to enable proper review of proposed agreement.
8/6/2014	Email	Settlement discussion. Exchange of proposed Settlement Agreement. Discussion of need to suspend proceedings to enable proper review of proposed agreement.

At this point, there are no major issues left unresolved and the parties are working to finalize the terms of settlement. Indeed, the parties are confident that such a settlement will be reached in due course.

VIZIO, Inc., has secured the express consent of all other parties to this proceeding for the suspension. VIZIO, Inc., has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Respectfully submitted,  
Parsons Behle & Latimer

Dated: August 14, 2014

By: /s/ Michael W. Young  
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Attorneys for Opposer, VIZIO, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT upon Applicant's attorney of record via email to [MWilliamson@Polsinelli.com](mailto:MWilliamson@Polsinelli.com), on August 14, 2014:

/s/ Julie L. O'Tyson \_\_\_\_\_

Julie O'Tyson