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Filing date: **12/16/2014**

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

Proceeding	91206574
Party	Defendant Kevin Rutledge
Correspondence Address	JONATHAN A HYMAN KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN ST , 14TH FLOOR IRVINE, CA 92614-8214 UNITED STATES efiling@knobbe.com, jhh@kmob.com, jonathan.hyman@knobbe.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Jonathan A. Hyman
Filer's e-mail	efiling@knobbe.com, Jonathan.Hyman@knobbe.com
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Date	12/16/2014
Attachments	KRUT.005MSusp19562737_1.pdf(16745 bytes)

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

adidas AG, adidas International Marketing
B.V. and adidas America, Inc.,

Opposers,

v.

Kevin Rutledge,

Applicant.

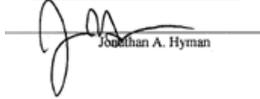
) Opposition No.: 91206574

) Mark: Design

) Serial No. 85/388,668

) I hereby certify that this correspondence and all marked
) attachments are being deposited with the United States Patent and
) Trademark Office, Trademark Trial and Appeal Board via
) electronic filing through their website located at
) <http://esta.uspto.gov/> on:

December 16, 2014


Jonathan A. Hyman

MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT

The parties report to the Board that they are actively working towards settlement and have continued to circulate draft settlement agreements and negotiate the terms thereof. The parties believe that most issues regarding settlement have been resolved, and both parties expect resolution to be forthcoming. Under the settlement proposal being negotiated (i) the applicant will amend the identification of goods in Class 25 to restrict the goods to a specific type of footwear and (ii) the parties will agree to take steps necessary to prevent the possibility of confusion in the future.

The parties are still negotiating the scope and extent of the exact goods/services upon which the parties may use their respective marks, as well as the exact territories to be covered by the settlement agreement. As previously reported, the scope of the proposed settlement discussions has expanded beyond issues involving U.S. laws and the Board proceeding. As such the agreement is complex and requires negotiation and balancing of the parties' rights and future use. Moreover, Opposers are foreign entities and settlement negotiations are further complicated due for review and communications by and between U.S. outside counsel, in-house U.S. and foreign counsel, and representatives of the business segment of Opposers. Negotiations were also further complicated by the birth of undersigned counsel's daughter in October and the upcoming holiday season.

The parties have made progress narrowing the open issues and terms of the agreement and are trying to reach agreement on the following issues: (1) the manner in which the mark can be used on the products and (2) the availability of alternative dispute resolution as means to resolve issues before legal action may be taken. The parties have circulated another revised draft this week.

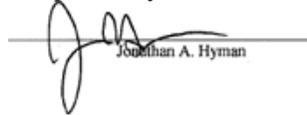
The parties hope to resolve these aforementioned issues and complete a settlement, consent, and a co-existence agreement within the next six months.

Accordingly, the parties request that this proceeding be suspended for six months to allow the parties to finalize and execute their agreement, subject to either party requesting an earlier resumption of the proceeding.

The applicant has consented to the requested suspension and resetting of dates requested herein.

An e-mail address is provided herewith for each party so that any order on this motion may be issued electronically by the Trademark Trial and Appeal Board.

Respectfully submitted,



Jonathan A. Hyman

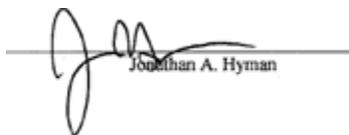
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Dated: December 16, 2014

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing **MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT** upon Applicant/Counterclaim Plaintiff's counsel by depositing one copy thereof via email per the parties' agreement, on December 16, 2014, addressed as follows:

Angelo Notaro
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Jonathan A. Hyman