

ESTTA Tracking number: **ESTTA514700**

Filing date: **01/07/2013**

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

Proceeding	91207006
Party	Plaintiff The Baseball Club of Seattle, L.P.
Correspondence Address	MARY L KEVLIN COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES sis@cll.com, trademark@cll.com, jmn@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Seth Shaifer
Filer's e-mail	sis@cll.com, trademark@cll.com, jmn@cll.com
Signature	/Seth Shaifer/
Date	01/07/2013
Attachments	S Motion on Consent to Suspend 010713.pdf (3 pages)(23061 bytes)

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

In re Application Serial No. 85/451,293
Filed: October 19, 2011
For Mark: S
Published in the Official Gazette: March 20, 2012

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THE BASEBALL CLUB OF SEATTLE, L.P.,	:	
Opposer,	:	Opposition No. 91207006
	:	
v.	:	
	:	
SHANNON ELIZABETH FADAL,	:	
Applicant.	:	
	:	
-----X	:	

**MOTION ON CONSENT TO CONTINUE SUSPENSION OF PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order continuing the suspension of the proceedings in this matter for a period of three (3) months, until **April 10, 2013**.

Applicant consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

Progress has been made in this matter. Opposer’s outside counsel and Applicant have discussed the framework of a potential settlement agreement. The additional time is requested to allow Opposer’s outside counsel to draft an agreement, send it to Opposer for Opposer’s comments, Opposer’s outside counsel to revise the draft accordingly and send it to Applicant for review. If accepted, the settlement agreement would resolve this matter without the need to proceed with the opposition proceedings.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition until thirty (30) days after the suspension ends. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York
January 7, 2013

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Seth Shaifer/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on January 7, 2013, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant and Correspondent of Record, Shannon Elizabeth Fadal, 7336 Santa Monica Blvd., PMB 690, Los Angeles, California 90046, and a courtesy copy to spiritualawakeningjewelry@gmail.com.

/Seth Shaifer/

Seth Shaifer