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Filing date: **09/12/2013**

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

Proceeding	91209623
Party	Plaintiff E. & J. Gallo Winery
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Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Michael J. Salvatore
Filer's e-mail	hwtrademarks@gmail.com, msalvatore@holmesweinberg.com
Signature	/MJSalvatore/
Date	09/12/2013
Attachments	2013.09.12_Consented Motion to Suspend re GALLOLEA.pdf(22428 bytes)

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

In re Serial No. 85/635,364

E. & J. Gallo Winery,

Opposer,

v.

Gallo Lea Organics, LLC,

Applicant.

Opposition No. 91209623

CONSENTED MOTION TO SUSPEND

Opposer E. & J. Gallo Winery (“Gallo”), files this consented motion to suspend proceedings in this opposition proceeding for 60 days beginning on September 12, 2013. The parties agree that all deadlines pending as of September 12, 2013, will be postponed for 60 days, including initial disclosure deadlines, expert disclosure deadlines and discovery deadlines. This suspension period is requested to permit the parties to continue engaging in settlement negotiations in an effort to resolve this matter. Accordingly, the parties stipulate that pending dates in this case should be reset as follows:

Deadline	Current Date	New Date
Initial Disclosures Due	09/13/2013	11/13/2013
Expert Disclosures Due	01/11/2014	03/11/2014
Discovery Closes	02/10/2014	04/10/2014
Plaintiff’s Pretrial Disclosures	03/24/2014	05/24/2014
Plaintiff’s 30-day Trial Period Ends	05/10/2014	07/10/2014
Defendant’s Pretrial Disclosures	05/25/2014	07/25/2014
Defendant’s 30-day Trial Period Ends	07/09/2014	09/09/2014

Plaintiff's Rebuttal Disclosures	07/24/2014	09/24/2014
Plaintiff's 15-day Rebuttal Period Ends	08/24/2014	10/24/2014

By email dated September 12, 2013, Applicant's attorney, Todd Allen Serbin, agreed to this motion to suspend. The parties have agreed to service of this consent motion by email.

DATED this 12th day of September, 2013.

Respectfully submitted,

By: /s/ Michael J. Salvatore

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Counsel for Opposer E. & J. Gallo Winery

Certificate of Service

The undersigned hereby certifies that a true copy of the foregoing CONSENTED MOTION TO SUSPEND was served by email to Applicant's counsel at the following address:

TODD ALLEN SERBIN
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COLUMBIA, NC 28804-1633
UNITED STATES
tserbin@nmapc.net

Dated: September 12, 2013

By: /Michael J. Salvatore/
Michael J. Salvatore