

ESTTA Tracking number: **ESTTA584417**

Filing date: **01/29/2014**

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

Proceeding	91211611
Party	Plaintiff Westbrae Natural, Inc
Correspondence Address	MELISSA HEDDELL WESTBRAE NATURAL INC 58 S SERVICE RD, STE 250 MELVILLE, NY 11747 UNITED STATES IP@hain-celestial.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Melissa Heddell
Filer's e-mail	IP@hain-celestial.com
Signature	/melissaheddell/
Date	01/29/2014
Attachments	Motion for Suspension.pdf(126711 bytes )

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

Westbrae Natural, Inc.,  
Opposer,  
v.  
Jamaican Teas Limited,  
Applicant.

Opposition No. 91211611

STIPULATED MOTION FOR  
SUSPENSION FOR  
SETTLEMENT WITH CONSENT

9 The parties are actively engaged in negotiations for the settlement of this matter.  
10 Applicant filed its Motion to Amend its Application number 85753130 on December 19, 2013  
11 ("Motion to Amend"). Opposer Westbrae Natural, Inc. and Applicant Jamaican Teas Limited  
12 hereby stipulate and request that this proceeding be suspended for ninety (90) days to allow  
13 the sufficient time for the Trademark and Appeal Board to rule on the Motion to Amend. The  
14 dates shall be reset as follows:

15	Time to Answer:	CLOSED
16	Deadline for Discovery Conference:	CLOSED
17	Discovery Opens:	CLOSED
18	Initial Disclosures Due:	04/29/2014
19	Expert Disclosures Due:	08/27/2014
20	Discovery Closes:	09/26/2014
21	Plaintiff's Pretrial Disclosures:	11/10/2014
22	Plaintiff's 30-day Trial Period Ends:	12/25/2014
23	Defendant's Pretrial Disclosures:	01/09/2015
24	Defendant's 30-Day Trial Period Ends:	02/23/2015
25	Plaintiff's Rebuttal Disclosures:	03/10/2015
26	Plaintiff's 15-Day Rebuttal Period Ends:	04/09/2015
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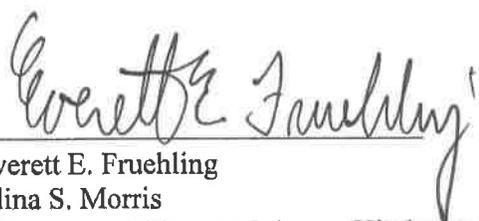
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Dated: January 28, 2014

Agreed and Consented to,

  
\_\_\_\_\_  
Denise Seldman Benun  
Associate General Counsel-Intellectual Property  
The Hain Celestial Group Inc.

*Attorney for Opposer  
Westbrae Naturals, Inc.*

  
\_\_\_\_\_  
Everett E. Fruehling  
Alina S. Morris  
Christensen O'Connor Johnson Kindness  
PLLC

*Attorneys for Applicant  
Jamaican Teas Limited*

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 28, 2014, a true and complete copy of the foregoing MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT is being duly served upon the Opposer via electronic mail and via U.S. First Class Mail, in a sealed envelope, with postage thereon prepaid, upon the following counsel of record:

Everett E. Fruehling  
Christensen O'Connor Johnson Kindness PLLC  
1420 Fifth Avenue, Suite 2800  
Seattle, WA 98101-2342  
*Attorneys for Applicant*  
*Jamaican Teas Limited*

Date: 1/28/14 