

ESTTA Tracking number: **ESTTA579950**

Filing date: **01/03/2014**

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

Proceeding	91212712
Party	Plaintiff Nike, Inc.
Correspondence Address	B. Anna McCoy Alleman Hall McCoy Russell & Tuttle LLP 806 SW Broadway, Suite 600 Portland, OR 97205 UNITED STATES mccoy@ahmrt.com, hartzell@ahmrt.com, docketing@ahmrt.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	B. Anna McCoy
Filer's e-mail	mccoy@ahmrt.com, hartzell@ahmrt.com, docketing@ahmrt.com
Signature	/B. Anna McCoy/
Date	01/03/2014
Attachments	Motion To Suspend For Settlement and Concurrent Motion to Extend The Initial Disclosures Deadline With Consent (1-3-14).pdf(94512 bytes)

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

Hurley International LLC,)	Application Serial No. 85/677,400
)	Mark: 
Opposer,)	Filed: July 15, 2012
)	Published: June 4, 2013
v.)	
)	
XONE Sport Properties, LLC,)	Opposition No. 91212712
)	
Applicant.)	
)	

**MOTION TO SUSPEND FOR SETTLEMENT AND CONCURRENT MOTION TO EXTEND THE
INITIAL DISCLOSURES DEADLINE WITH CONSENT**

Pursuant to the Order dated September 27, 2013, Opposer, Hurley International LLC, with consent of Applicant, XONE Sport Properties, LLC, hereby moves for a 180-day suspension of the remaining deadlines in the proceedings for the purpose of settlement negotiations and requests the Initial Disclosures deadline be extended and reset until 30 days after the end of the aforementioned suspension request.

Applicant and Opposer are actively engaged in settlement discussions and believe on good faith that an suspension of the proceedings, including extending the upcoming Initial Disclosures deadline on January 5, 2014 and all remaining testimony periods and all other remaining deadlines, is appropriate to allow the parties time to continue their settlement efforts. The new proposed dates are set out below, with any date that falls on a weekend adjusted to the first working day after the weekend.

Time to Answer:	Closed
Deadline for Discovery Conference:	Closed
Discovery Opens:	Closed
Initial Disclosures Due:	8/4/14
Expert Disclosures Due:	12/1/14
Discovery Closes:	12/31/14
Plaintiff's Pretrial Disclosures:	2/16/15
Plaintiff's 30-day Trial Period Ends:	3/31/15
Defendant's Pretrial Disclosures:	4/15/15
Defendant's 30-day Trial Period Ends:	6/1/15
Plaintiff's Rebuttal Disclosures:	6/15/15
Plaintiff's 15-day Rebuttal Period Ends:	7/14/15

Pursuant to this request, counsel for Opposer obtained the express consent of Applicant, through Applicant's counsel, for the suspension and the extension of time on January 3, 2014.

Respectfully submitted,

Hurley International LLC



Date: January 3, 2014

Attorney for Opposer

B. Anna McCoy

Alleman Hall McCoy Russell & Tuttle LLP
806 SW Broadway, Suite 600
Portland, OR 97205
Telephone: (503) 459-4141
Facsimile: (503) 459-4142

CERTIFICATE OF SERVICE

I, B. Anna McCoy, hereby certify that a true and correct copy of the foregoing MOTION TO SUSPEND FOR SETTLEMENT AND CONCURRENT MOTION TO EXTEND THE INITIAL DISCLOSURES DEADLINE WITH CONSENT was served by email upon Applicant's Counsel, Monica Tavakoli, at the addresses provided below on January 3, 2014.

Monica Tavakoli

Monica.Tavakoli@BJCIPLaw.com and
Eric.Buether@BJCIPLaw.com



B. Anna McCoy

Date of Signature: January 3, 2014