

ESTTA Tracking number: **ESTTA720234**

Filing date: **01/13/2016**

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

Proceeding	91212905
Party	Defendant OCC Establishment
Correspondence Address	CHRISTOPHER WEIMER NORTON ROSE FULBRIGHT US LLP 98 SAN JACINTO BLVD, SUITE 1100 AUSTIN, TX 78701-4078 UNITED STATES orbitmarks@nortonrosefulbright.com, chris.weimer@nortonrosefulbright.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Christopher Weimer
Filer's e-mail	orbitmarks@nortonrosefulbright.com, chris.weimer@nortonrosefulbright.com
Signature	/Christopher Weimer/
Date	01/13/2016
Attachments	MUSIC NOW Motion for Suspension for Settlement with Consent.pdf(19661 bytes )

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

In the matter of Application Serial No. 78/835,315

EMI (IP) LIMITED	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91212905
	)	
OCC ESTABLISHMENT,	)	
	)	
Applicant.	)	
	)	

-and-

In the matter of Registration No. 2,100,606

EMI (IP) LIMITED	)	
	)	
Petitioner,	)	
	)	
v.	)	Cancellation No. 92058236
	)	
OCC ESTABLISHMENT,	)	
	)	
Respondent.	)	
	)	

**MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT**

EMI (IP) Limited (“EMI”) hereby moves, with consent, to suspend the discovery and trial deadlines in this matter by sixty (60) days pursuant to 37 C.F.R. § 2.117 and T.B.M.P. § 510.

Pursuant to the Board’s order of November 25, 2015, as good cause therefor, the parties state that they have actively been engaged in settlement discussions and provide the following detailed report. Specifically, counsel for OCC Establishment, Respondent, has received a counterproposal from EMI, which EMI had discussed both internally and with an unaffiliated entity, Sony Music Entertainment UK (which owns the NOW Marks within the European



## CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Motion for Suspension for Settlement with Consent has been served by electronically transmitting said copy, with the consent of EMI (IP) Limited, on January 13, 2016, to:

BRENT S LABARGE  
UNIVERSAL MUSIC GROUP  
2220 COLORADO AVE  
SANTA MONICA, CA 90404  
brent.labarge@umusic.com, melissa.battino@umusic.com,  
nicole.villacorta@umusic.com

*s/Christopher Weimer/*

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Christopher Weimer