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Filing date: **06/18/2014**

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

Proceeding	91213067
Party	Defendant Simmons Veterinary Clinic, Inc.
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Submission	Motion to Suspend for Settlement Discussions
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Signature	/kmh/
Date	06/18/2014
Attachments	MotiontoSuspend.pdf(119949 bytes)

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

MARGARITAVILLE ENTERPRISES, LLC

Opposer,

v.

SIMMONS VETERINARY CLINIC, INC.

Applicant.

Opposition No. 91213067

Application Nos. 85751742, 85920460

Mark: BARKERITAVILLE

MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT

The parties are actively engaged in negotiations for the settlement of this matter. Simmons Veterinary Clinic, Inc. requests that this proceeding be suspended for sixty (60) days and that all subsequent dates be reset accordingly to allow the parties to continue their settlement efforts.

Time to Answer	CLOSED
Deadline for Discovery Conference	CLOSED
Discovery Opens	CLOSED
Initial Disclosures Due	CLOSED
Expert Disclosures Due	CLOSED
Discovery Closes	8/24/2014
Plaintiff's Pretrial Disclosures	10/8/2014
Plaintiff's 30-day Trial Period Ends	11/22/2014
Defendant's Pretrial Disclosures	12/7/2014
Defendant's 30-day Trial Period Ends	1/21/2014
Plaintiff's Rebuttal Disclosures	2/5/2014
Plaintiff's 15-day Rebuttal Period Ends	3/7/2015

Simmons Veterinary Clinic, Inc. has secured the express consent of Opposer for the suspension and resetting of dates requested herein.

Simmons Veterinary Clinic, Inc. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board. The Applicant's e-mail addresses are: kmh@mccarthylebit.com and mwv@mccarthylebit.com. The Opposer's email address is feldmanjoel@gtlaw.com and atltrademark@gtlaw.com.

Date: June 18, 2014

Respectfully submitted,



Michael W. Vary, Esq.
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CERTIFICATE OF ELECTRONIC TRANSMISSION

The undersigned hereby certifies that on this 18 day of June 2014, the foregoing *MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT* was deposited with the United States Patent and Trademark Office, Trademark Trial and Appeal Board via electronic filing through their website at <http://estta.uspto.gov/>.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 18 day of June 2014, the foregoing *MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT* was served upon Applicant by delivering a true and correct copy of same to counsel for Applicant via electronic mail, as stipulated by the parties:

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Date: June 18, 2014



Kristen M. Hoover, Esq.
One of the Counsel for Applicant
McCarthy, Lebit, Crystal & Liffman, Co., L.P.A.