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Filing date: **09/11/2015**

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

Proceeding	91214312
Party	Defendant Midway Trading Corp.
Correspondence Address	LISA GREENWALD-SWIRE FISH & RICHARDSON PC P O BOX 1022 MINNEAPOLIS, MN 55440-1022 UNITED STATES tmdoctc@fr.com, trademarkgroup-sv@fr.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Michelle Parsons
Filer's e-mail	mparsons@fr.com, trademarkgroup-sv@fr.com
Signature	/Michelle Parsons/
Date	09/11/2015
Attachments	40775-0002PP1 Consent Motion to Suspend.pdf(958924 bytes )

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

In the matter of Trademark Application  
Ser. No. 85/834,409 for **TANDUAY**  
Filed on January 28, 2013  
Published in the *Official Gazette* on July 16, 2013

DIAGEO BRANDS B.V.,

Opposer,

v.

MIDWAY TRADING CORP.,

Applicant.

Opposition No.: 91214312

**AMENDED STIPULATED CONSENT  
MOTION TO SUSPEND**

**AMENDED STIPULATED CONSENT MOTION TO SUSPEND  
FOR SETTLEMENT DISCUSSION FOR 30 DAYS**

Through its undersigned counsel, Applicant Midway Trading Corp. (“Applicant”) respectfully requests that the opposition proceeding be suspended for a period of thirty (30) days in order to allow the parties additional time to pursue settlement in this matter. Sabina A. Vayner, counsel for Opposer, consented to this motion to suspend by e-mail on September 11, 2015.

The previously-filed stipulated consent Motion for an Extension of Answer or Discovery or Trial Periods With Consent was filed in error, as the consent was for a 30-day suspension rather than a 30-day extension.

This request is made for good cause to accommodate ongoing settlement discussions and not made for purposes of delay. It is respectfully requested that the trial dates be reset as follows:

Answer to Amended Notice of Opposition Due .....10/12/15

Expert Disclosures Due .....10/09/15

Discovery Closes .....11/08/15

Plaintiff's Pretrial Disclosures .....12/23/15

Plaintiff's 30-Day Trial Period Ends .....02/06/16

Defendant's Pretrial Disclosures .....02/21/16

Defendant's 30-Day Trial Period Ends.....04/06/16

Plaintiff's Rebuttal Disclosures .....04/21/16

Plaintiff's 15-Day Rebuttal Period Ends .....05/21/16

Respectfully Submitted,



Date: September 11, 2015

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 Lisa Greenwald-Swire  
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*Attorney for* APPLICANT  
 MIDWAY TRADING CORP.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Consented Motion to Suspend has this 11th day of September, 2015, been e-mailed by agreement to the below-identified Attorney at his/her place of business:

Sabina A. Vayner  
[svayner@ktslaw.com](mailto:svayner@ktslaw.com)

  
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Margaret M. Trevino