

ESTTA Tracking number: **ESTTA633394**

Filing date: **10/16/2014**

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

Proceeding	91217181
Party	Plaintiff Matthews Resources, Inc.
Correspondence Address	Joseph C. Guagliardo/Trevor L. Bannister Pepper Hamilton LLP 500 Grant Street Suite 5000 Pittsburgh, PA 15219-2507 UNITED STATES docketingpgh@pepperlaw.com, bannistert@pepperlaw.com, guagliar- doj@pepperlaw.com, burtnerj@pepperlaw.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Trevor L. Bannister
Filer's e-mail	docketingpgh@pepperlaw.com
Signature	/Trevor L. Bannister, PA Bar member/
Date	10/16/2014
Attachments	132258.13.g380motionsuspend.pdf(68815 bytes)

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

Matthews Resources, Inc.,)	
)	
Opposer)	
)	
v.)	Opposition No. 91217181
)	
Aiken, Bret,)	
)	
Applicant)	

MATTHEWS RESOURCES' CONSENTED TO MOTION TO SUSPEND PROCEEDINGS

Pursuant to 37 CFR § 2.117(c), Opposer, Matthews Resources, Inc. hereby requests a four (4) month suspension of the referenced proceeding to continue settlement negotiations with the Applicant. The parties are actively engaged in negotiations for the settlement of this matter. An Answer has not yet been filed by Applicant. It is requested that the trial dates in this proceeding be reset as follows:

Time to Answer : 02/11/2015
Deadline for Discovery Conference : 03/10/2015
Discovery Opens : 03/10/2015
Initial Disclosures Due : 04/10/2015
Expert Disclosure Due : 08/09/2016
Discovery Closes : 09/09/2015
Plaintiff's Pretrial Disclosures : 10/23/2015
Plaintiff's 30-day Trial Period Ends : 12/07/2015
Defendant's Pretrial Disclosures : 12/22/2015
Defendant's 30-day Trial Period Ends : 02/06/2016
Plaintiff's Rebuttal Disclosures : 02/21/2016
Plaintiff's 15-day Rebuttal Period Ends : 03/20/2016

Matthews Resources, Inc. has secured the express consent of all other parties to this proceeding for the suspension and the resetting of dates requested herein.

Matthews Resources, Inc. has provided e-mail addresses below for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

For Opposer:

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For Applicant:

bretaiken@yahoo.com

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Respectfully submitted,

Dated: October 16, 2014

BY: /Trevor L. Bannister/
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PA Bar member

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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above-referenced MATTHEWS RESOURCES' CONSENTED TO MOTION TO SUSPEND PROCEEDINGS was mailed by U.S. mail, first class, postage pre-paid, on this 16th day of October 2014 to the following:

AIKEN, BRET
DIAMOND SEAL SYSTEMS
1807 CARNEGIE AVE.
SANTA ANA, CA 92705-5502

By: /Trevor L. Bannister/