

ESTTA Tracking number: **ESTTA759655**

Filing date: **07/21/2016**

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

Proceeding.	91224777
Applicant	Plaintiff Soulcycle Inc.
Other Party	Defendant TCR IP Holdings, LLC
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	Yes

Motion for Suspension in View of Civil Proceeding With Consent

The parties are engaged in a civil action which may have a bearing on this proceeding. Accordingly, Soulcycle Inc. hereby requests suspension of this proceeding pending a final determination of the civil action. Trademark Rule 2.117.

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

Soulcycle 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.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/Dale Cendali/

Dale Cendali

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07/21/2016

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

In the Matter of Application Ser. Nos. 86/471,545 and 86/566,781
Mark: SOUL POSE

SOULCYCLE INC.,	:	
	:	
Opposer,	:	
	:	
v.	:	Opposition No. 91224777
	:	
TCR IP HOLDINGS, LLC,	:	
	:	
Applicant.	:	
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**MOTION TO SUSPEND OPPOSITION PROCEEDING
PENDING RESOLUTION OF CIVIL ACTION WITH CONSENT**

Pursuant to 37 C.F.R. § 2.117(a) and TBMP § 510.02(a), Opposer SoulCycle Inc. (“Opposer”), by its counsel, hereby moves for an order suspending this opposition proceeding until a final determination has been made in a civil action now pending between the same parties concerning the same mark in the United States District Court for the Southern District of California, Civil Action No. 3:16-cv-01809-MMA-NLS (the “Civil Action”). Applicant TCR IP Holdings, LLC (“Applicant”) consents to this motion.

In the Civil Action, Opposer has asserted claims against Applicant alleging, *inter alia*, that the SOUL POSE marks at issue in this proceeding infringe Opposer’s trademark rights and that Application Ser. Nos. 86/471,545 and 86/566,781 should be refused registration.

Dated: July 21, 2016

Respectfully submitted,

/s/ Dale Cendali
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing MOTION TO SUSPEND OPPOSITION PROCEEDING PENDING RESOLUTION OF CIVIL ACTION WITH CONSENT was filed electronically on this 21st day of July 2016, and a copy was sent by First Class and electronic mail to the following:

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