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

Proceeding	91226455
Party	Defendant Bill2Pay, LLC
Correspondence Address	DEBBIE K WINICKI Winicki Law Firm Pa 4745 Sutton Park Ct Ste 401 Jacksonville, FL 32224-0255 dwinicki@att.net
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Debbie K. Winicki
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Signature	/Debbie K. Winicki/
Date	04/01/2016
Attachments	STREAM motion to suspend final.pdf(75538 bytes) STREAM brief support motion to suspend.pdf(71993 bytes)

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

In the Matter of Application No. 86/546,647 for the
design mark STREAM in International Class 36,
Published in the Official Gazette on August 25, 2015.

-----X
UNIVERSAL AIR TRAVEL : Opposition No.: 91226455
PLAN, INC. :
Opposer, :
v. :
BILL2PAY, LLC :
Applicant. :
-----X

Commissioner of Patent and Trademarks
Trademark Trial and Appeal Board
P. O. Box 1451
Alexandria, VA 22313-1451

**APPLICANT BILL2PAY, LLC'S
MOTION TO SUSPEND
AS A RESULT OF A SETTLEMENT AND CO-EXISTING
AGREEMENT WITH OPPOSER**

Applicant, Bill2Pay, LLC (“Applicant”), moves to suspend this present opposition proceeding, Number 91226455, as a result of a Settlement and Co-Existing Agreement entered into by Applicant and Opposer, Universal Air Travel Plan, Inc. (“Opposer”). A Motion to Amend Application with supporting Brief has been recently filed by Applicant in this opposition proceeding, as provided for in the Settlement and Co-Existing Agreement.

Conclusion

Applicant Bill2Pay, LLC's Motion to Suspend as A Result of A Settlement and Co-Existence Agreement with Opposer should be granted for the reasons set forth in its Brief in Support of Its Motion to Suspend.

WINICKI LAW FIRM, P.A.

/Debbie K. Winicki/
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Attorneys for Applicant,
Bill2Pay, LLC

CERTIFICATE OF SERVICE

I certify that I sent a true and correct copy of the foregoing to Brian Winterfeldt, Sherry L. Jetter, and Christopher D. Casavale, attorneys for Opposer Universal Air Travel Plan, Inc., at Mayer Brown LLP. 1999 K Street NW, Washington, DC 20006, by First Class U.S. Mail, postage prepaid, and by electronic mail to bwinterfeldt@mayerbrown.com, sjetter@mayerbrown.com, and ccasavale@mayerbrown.com, this 1st day of April, 2016.

/Debbie K. Winicki/
Attorney

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**APPLICANT BILL2PAY, LLC'S
BRIEF IN SUPPORT OF ITS
MOTION TO SUSPEND
AS A RESULT OF A SETTLEMENT AND CO-EXISTING
AGREEMENT WITH OPPOSER**

Applicant, Bill2Pay, LLC (“Applicant”), submits this Brief in Support of Its Motion to Suspend this present opposition proceeding, Number 91226455, as a result of a Settlement and Co-Existing Agreement entered into by Applicant and Opposer, Universal Air Travel Plan, Inc. (“Opposer”). A Motion to Amend Application with supporting Brief has been recently filed by Applicant in this opposition proceeding, as provided for in the Settlement and Co-Existing Agreement.

Applicant and Opposer entered into a Settlement and Co-Existing Agreement on or about March 28, 2016 (the “Agreement”). The Agreement provides that Applicant amend its trademark registration application for the design mark STREAM. Applicant

has recently filed a Motion to Amend Application along with a supporting Brief. Accordingly, Applicant requests that this opposition proceeding be suspended until its Motion to Amend Application be determined by this Board.

If the Board approves the amended application and grants Applicant's Motion to Amend Application, this opposition proceeding will be resolved because Opposer will take no further action to oppose registration of the STREAM design mark provided Applicant remains in compliance with the Agreement.

Conclusion

Applicant Bill2Pay, LLC's Motion to Suspend as A Result of A Settlement and Co-Existence Agreement with Opposer should be granted.

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