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

Proceeding	92045173
Party	Plaintiff Glenn Danzig
Correspondence Address	PAUL D SUPNIK 9401 WILSHIRE BLVD, SUITE 1250 BEVERLY HILLS, CA 90212 UNITED STATES paul@supnik.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	PAUL D. SUPNIK
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Date	12/22/2011
Attachments	12.22.11 Motion to Suspend.pdf (4 pages)(11683 bytes)

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

In the Matter of Trademark Registration Nos.
2,793,533, 2,634,215 and 2,735,848 Issued on
December 16, 2003, October 12, 2002 and April 22, 2003, respectively

Glenn Danzig.
Petitioner,

v.

Cyclopiian Music, Inc.
Registrant.

Cancellation No. 92045173

Mark: MISFITS

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

MOTION FOR SUSPENSION PENDING SETTLEMENT, WITH CONSENT

To the Commissioner for Trademarks:

Glenn Danzig ("Danzig") respectfully requests that the proceedings in the above-captioned cancellation action be suspended pending settlement for 60 days. It is further requested that in the event this matter is not concluded by settlement, dates be reset. The parties have continued settlement negotiations with respect to this cancellation action since the Board's granting of the dates extending discovery and trial dates, dated June 6, 2011 and follow the filing of an additional motion September 22,

2011.

The parties are involved in multiple proceedings in the TTAB including two separate proceedings involving the MISFITS mark, oppositions 91184044 and 91182881, as well as this consolidated proceeding, The parties are also involved in cancellation 92050014 involving a design mark.

In the previous request for an extension of time, the parties sought additional time to review and work out the differences of the parties in connection with the settlement.

In the last motion, petitioner's undersigned trademark counsel noted that it has reviewed respondent's redlined draft settlement agreement and provided detailed comments to petitioner's general counsel. The petitioner's undersigned trademark counsel and respondent's counsel have since discussed various issues of concern after reviewing the redlined draft settlement agreement.

Since the last motion, the parties have discussed a specific critical issue involved in moving settlement forward. Although the concept has been discussed among counsel, the parties both need to be "on board" with the approach.

The suspension is requested to give the parties an opportunity to review and work out differences of the parties, in connection with the settlement.

The parties request that the dates be reset as follows:

Proceedings resume: February 20, 2012

Discovery period to close: May 22, 2012

30-day testimony period for party in position of plaintiff to close: August 22, 2012

30-day testimony period for party in position of defendant to close: October 22,

2012.

15-day rebuttal testimony period to close: December 7, 2012

Glenn Danzig has secured the express consent of all other parties to this proceeding for the suspension requested herein.

Respectfully,

Dated: December 22, 2011

/s/
By: _____
PAUL D. SUPNIK
Attorney for Petitioner
GLENN DANZIG
9401 Wilshire Boulevard, Suite 1250
Beverly Hills, CA 90212
Telephone: (310) 859-0100
Fax: (310) 388-5645

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on December 22, 2011 he caused a copy of the above RENEWED MOTION FOR SUSPENSION PENDING SETTLEMENT, WITH CONSENT to be served by First Class Mail, postage prepaid on this date to:

Curtis B. Krasik, Esq.
Christopher M. Verdini, Esq.
K&L GATES LLP
K&L Gates Center
210 Sixth Avenue
Pittsburgh, PA 15222-2613

Dated: December 22, 2011

/s/
By: _____
PAUL D. SUPNIK
Attorney for Petitioner
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