

ESTTA Tracking number: **ESTTA261743**

Filing date: **01/21/2009**

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

Proceeding.	92050305
Applicant	Defendant APEX LEARNING INC.
Other Party	Plaintiff Apex, LLC

Motion for Suspension for Settlement With Consent

The parties are actively engaged in negotiations for the settlement of this matter. APEX LEARNING INC. requests that this proceeding be suspended for 60 days to allow the parties to continue their settlement efforts.

Time to Answer :	03/19/2009
Deadline for Discovery Conference :	04/18/2009
Discovery Opens :	04/18/2009
Initial Disclosures Due :	05/18/2009
Expert Disclosure Due :	09/15/2009
Discovery Closes :	10/15/2009
Plaintiff's Pretrial Disclosures :	11/29/2009
Plaintiff's 30-day Trial Period Ends :	01/13/2010
Defendant's Pretrial Disclosures :	01/28/2010
Defendant's 30-day Trial Period Ends :	03/14/2010
Plaintiff's Rebuttal Disclosures :	03/29/2010
Plaintiff's 15-day Rebuttal Period Ends :	04/28/2010

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

APEX LEARNING 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 First Class Mail on this date.

Respectfully submitted,
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01/21/2009