

ESTTA Tracking number: **ESTTA662111**

Filing date: **03/19/2015**

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

Proceeding	92060700
Party	Plaintiff Rock Fit, LLC
Correspondence Address	IRENE Y LEE RUSS AUGUST & KABAT 12424 WILSHIRE BOULEVARD, TWELFTH FLOOR LOS ANGELES, CA 90025 UNITED STATES ilee@raklaw.com, azivkovic@raklaw.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Nathan D. Meyer
Filer's e-mail	nmeyer@raklaw.com, ilee@raklaw.com, azivkovic@raklaw.com
Signature	/Nathan D. Meyer/
Date	03/19/2015
Attachments	2359-US2 150319 MTN Suspend.pdf(100714 bytes)

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

Rock Fit, LLC,

Petitioner,

v.

Bally Total Fitness Holding Corporation,

Registrant.

Cancellation No. 92060700

Registration No. 2,803,390

Mark:



JOINT MOTION FOR SUSPENSION FOR SETTLEMENT

Petitioner Rock Fit, LLC and Registrant Bally Total Fitness Holding Corporation jointly request that this proceeding be suspended as follows to allow the parties to continue their settlement efforts as they are engaged in negotiations for the settlement of this matter.

Time to Answer:	August 1, 2015
Deadline for Discovery Conference:	August 31, 2015
Discovery Opens:	August 31, 2015
Initial Disclosures Due:	September 30, 2015
Expert Disclosure Due:	January 28, 2016
Discovery Closes:	February 27, 2016
Plaintiff's Pretrial Disclosures:	April 12, 2016
Plaintiff's 30-day Trial Period Ends:	May 27, 2016
Defendant's Pretrial Disclosures:	June 11, 2016
Defendant's 30-day Trial Period Ends:	July 26, 2016
Plaintiff's Rebuttal Disclosures:	August 10, 2016
Plaintiff's 15-day Rebuttal Period Ends:	September 9, 2016

Petitioner Rock Fit, LLC and Registrant Bally Total Fitness Holding Corporation request that their Joint Motion for Suspension for Settlement be granted and this proceeding be suspended as set forth above.

Dated: March 19, 2015

By: /s/ Nathan D. Meyer

Irene Y. Lee
Email: ilee@raklaw.com
Nathan D. Meyer
Email: nmeyer@raklaw.com
RUSS, AUGUST & KABAT
Twelfth Floor
12424 Wilshire Boulevard
Los Angeles, California 90025
Telephone: (310) 826-7474
Facsimile: (310) 826-6991

Attorneys for Petitioner Rock Fit, LLC

Dated: March 19, 2015

By: /s/ Scott Slavick

Scott Slavick
Email: sslavick@brinksgilson.com
Andrew Avsec
Email: aavsec@brinksgilson.com
BRINKS GILSON & LIONE
NBC Tower - Suite 3600
455 N. Cityfront Plaza Drive
Chicago, Illinois 60611
Telephone: (312) 321-4245

Attorney for Registrant Bally Total Fitness
Holding Corporation

