

MEMORANDUM

TTAB

TO: The Runner
FROM: James D. Halsey, Jr.
DATE: March 22, 2006
RE: Opposition No.: 91-151,531
Application NO. 76/055,798
Docket No. 1419.6301

TRADEMARK FEE PROCESS
RECEIVED
2006 MAR 22 P 1:17
US PATENT &
TRADEMARK OFFICE

Please Hand Carry The Attached Original MOTION FOR FURTHER SUSPENSION OF PROCEEDINGS (in triplicate) to the Trademark Trial and Appeal Board:

**Trademark Assistance Center
Box TTAB – No FEE
James Madison Building – East Wing
Concourse Level
600 Dulany Street
Alexandria, Virginia 22314
TTAB - 571-272-8500**

- If unable to hand deliver, leave in mailroom. Must have TODAY'S DATE
2. OK to hand deliver next day
3. Other: _____



03-22-2006

U.S. Patent & TMOfc/TM Mail RcptDt. #72

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

TOMMY HILFIGER LICENSING, INC.,)
)
Opposer,)
)
v.)
TOMY COMPANY, LTD.,)
)
Applicant)

Opposition No.: 91-151,531
Application No: 76/055,798
Mark: TOMY

**BOX TTAB
NO FEE**

TRADEMARK FEE PROCESS
RECEIVED
MAR 22 P 1:17
US PATENT &
TRADEMARK OFFICE

MOTION FOR FURTHER SUSPENSION OF PROCEEDINGS

TOMY COMPANY, LTD. ("Applicant"), by its attorneys, hereby moves, pursuant to Trademark Rule 2.117(c), for suspension of all proceedings for six months, subject to the right of either party to request resumption of proceedings at any time prior thereto. As grounds in support of this motion, Applicant asserts that the parties, through their attorneys, continue in settlement discussions that, if successful, will result in the termination of this proceeding.

Applicant notes that in a November 29, 2004 order, the Trademark Trial and Appeal Board requested the parties to report the status of ongoing settlement negotiations should a subsequent extension or suspension be agreed to by the parties. Negotiations between the parties are ongoing. The parties are currently negotiating regarding the use and registration of their respective marks in conjunction with their respective goods. The parties continue working towards resolution through a written agreement. Most recently, Applicant submitted a revised proposed agreement to Opposer. Applicant also notes that the parties are located in different countries, which is a factor affecting the speed of the settlement negotiations. Suspension is requested in order to allow the parties to maintain the status quo pending the outcome of these settlement negotiations.

Counsel for Opposer, Mary L. Grieco, orally consented to this motion on Monday, March 20, 2006 during a telephone conference.

Respectfully submitted,
TOMY COMPANY, LTD.

Dated: March 22, 2006

By: 

Christopher P. Mitchell
James D. Halsey, Jr.
STAAS & HALSEY LLP
1201 New York Avenue, N.W., Suite 700
Washington, D.C. 20005
Tel. (202) 434-1500
Fax (202) 434-1501

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of March, 2006, a true and correct copy of the foregoing MOTION FOR FURTHER SUSPENSION OF PROCEEDINGS was served on Opposer by sending the same in an envelope to the following:

Mary L. Grieco, Esq.
DREIER LLP
499 Park Avenue
New York, New York 10022


