ESTTA Tracking number: **ESTTA6728**

Filing date: **03/18/2004**

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

Proceeding	91153079
Party	Defendant RUSSELL ASSET MANAGEMENT, INC. 300 DELAWARE AVENUE, SUITE 1271 WILMINGTON, DE 19801
Correspondence Address	LINDA A. FRIEDMAN BRADLEY ARANT ROSE & WHITE LLP ONE FEDERAL PLACE-1819 FIFTH AVENUE NORTH BIRMINGIIAM, AL 35203-2104
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Nathan W. Johnson, Esq.
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Signature	/Nathan W Johnson/
Date	03/18/2004
Attachments	2004-03-18 signed Stipulation.pdf (3 pages)

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

VARSITY SPIRIT CORPORATION AND VARSITY SPIRIT FASHIONS & SUPPLIES, INC.,	)	Mark: VINTAGE VARSITY
Opposers,	)	
v.	)	Parent Opposition No. 91153079 and Consolidated Opp.No. 91154710
RUSSELL ASSET MANAGEMENT, INC.	)	
Applicant.	)	

JOINT STIPULATION FOR SUSPENSION
Pursuant to 37 C.F.R. 2.121(d)

All parties in the above-styled consolidated proceedings hereby stipulate to the suspension of all proceedings in this matter, including all deadlines related to discovery, testimony, and rebuttal, pursuant to 37 C.F.R. 2.121(d) and TBMP 501, and move that the Board approve this stipulation. As good cause for this stipulation, the parties state as follows:

1. The parties have been and continue to be engaged in material settlement discussions. In the course of such discussions, the parties have exchanged a number of proposals and have discussed limitations on use and other commitments.

2. The parties believe that correspondence between their counsel in recent weeks has identified several issues on which the parties can develop general agreement, but which require additional discussion for resolution of details. Resolution of these and other negotiation points will be facilitated by allowing the parties to focus on settlement issues, rather than tracking, extending, or meeting discovery or trial deadlines.

3. This suspension will provide additional time to complete negotiations, or to resume discovery and preparation for the testimony periods should negotiations conclude without agreement. The parties anticipate that if negotiations fail to resolve this matter, each may need additional time to complete such tasks.

4. The parties believe that negotiation and final settlement agreement can be effected within the next six months without intervention by the Board (other than entry and approval of this stipulation).

5. In light of the foregoing, the Board's ultimate resolution of this matter may not be required, and this suspension also will promote judicial economy by allowing the Board to focus its resources on other cases. A suspension therefore is in the interest of the Board's judicial economy.

6. ***The parties therefore agree, stipulate, and request*** that in accordance with TBMP 605.02, this Opposition be suspended for a period of six months, and that at the end of such suspension, if there has been no word from either party concerning the progress of negotiations, the Board issue an order resuming proceedings and resetting the schedule, including without limitation the times for discovery.

7. The parties further stipulate and agree that the obligation of each party to respond to any outstanding discovery request, and the time for Opposers' answer to the counterclaims shall be suspended during the term of suspension approved by the Board, and the time for response to each of the foregoing is hereby extended to the date that is

thirty days following the mailing date of a Notice from the Board either resuming proceedings or disapproving this stipulation.

8. Therefore, pursuant to 37 C.F.R. 2.121(d) and consistent with TBMP 501 and 605.02, the parties jointly stipulate to the suspension and extension, set forth in this Stipulation above, and jointly respectfully request approval and entry of this Stipulation and the suspension contemplated hereby, subject to the right of either party to seek resumption at any time.

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3/18/2004
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