



TTAB

05-27-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

CERTIFICATE OF MAILING

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5/23/03

Date of Deposit

Jessica Sachs Attorney

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

DAMA S.P.A. ]  
 ]  
 Opposer, ]  
 ]  
 v. ]  
 ]  
 BROOKWOOD COMPANIES, INC. ]  
 ]  
 Applicant. ]  
 ]

Opposition No. 91/154,821

BOX TTAB - NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3514

Madam:

**JOINT MOTION TO SUSPEND PROCEEDINGS  
UNDER 37 C.F.R. § 2.117(c) FOR GOOD CAUSE**

For the reasons set forth below, counsel for Applicant moves, with the consent of counsel for Opposer, that the Trademark Trial and Appeal Board SUSPEND proceedings in connection with Opposition No. 154,821 pursuant to 37 C.F.R. § 2.117(c) so that the parties may conclude the ongoing settlement negotiations.

**Joint Motion to Suspend Proceedings**

Opposition No. 154,821

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**ARGUMENT**

Opposer instituted the present opposition by filing a Notice of Opposition to Applicant's application, U.S. Serial No. 76/286,050 for design of a shark, on January 21, 2003. Since the initiation of the opposition proceedings, Opposer and Applicant have been engaged in settlement negotiations, and recently they agreed in principle to settlement terms. In that regard, Applicant shortly will prepare and present Opposer with a proposed Settlement Agreement. It is therefore anticipated that an agreement disposing of the present opposition will be executed shortly.

On May 13, 2003, Michael Lovitz, Esq., counsel for Opposer, CONSENTED to the now-requested suspension of proceedings.

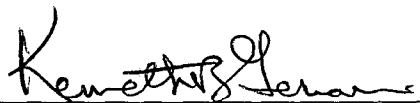
Accordingly, since it is believed that Opposer and Applicant have shown GOOD CAUSE as to why a suspension of opposition proceedings should be GRANTED, Opposer and Applicant hereby jointly request a suspension in Opposition No. 154,821 pursuant to 37 C.F.R. § 2.117(c) to allow the parties to complete their settlement negotiations.

This Motion is submitted in triplicate pursuant to 37 C.F.R. § 2.121.

Respectfully submitted,

Date: May 21, 2003

By:



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ATTORNEYS FOR APPLICANT  
BROOKWOOD COMPANIES, INC.

**Joint Motion to Suspend Proceedings**

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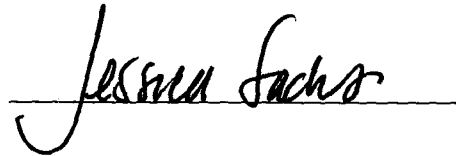
**CERTIFICATE OF SERVICE**

This is to certify that one true and correct copy of the foregoing JOINT MOTION TO SUSPEND PROCEEDINGS UNDER 37 C.F.R. § 2.117(c) FOR GOOD CAUSE has been served upon the following:

Michael L. Lovitz, Esq.  
Connolly Bove Lodge & Hutz LLP  
1220 Market Street, 10<sup>th</sup> Floor  
P.O. Box 2207  
Wilmington, DE 19899-2207

Counsel for Opposer, via First Class Mail, postage prepaid, on this 23<sup>rd</sup> day of May, 2003.

296395.1

A handwritten signature in cursive script, reading "Jessica Sachs", is written over a horizontal line.