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Filing date: **06/18/2010**

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

Proceeding	91165229
Party	Plaintiff Athletics Investment Group LLC d/b/a The Oakland Athletics Baseball Company
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Submission	Motion to Suspend for Settlement Discussions
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Date	06/18/2010
Attachments	Consented Suspension Request - Oakland Athletics.pdf (3 pages)(115362 bytes)

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

ATHLETICS INVESTMENT GROUP LLC, D/B/A THE
OAKLAND ATHLETICS BASEBALL COMPANY

Opposer,

v.

THE BOARD OF TRUSTEES OF THE UNIVERSITY OF
ALABAMA,

Applicant.

Opposition No. 91165229

Trademark Trial and Appeal Board
Commissioner of Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

CONSENTED SUSPENSION REQUEST

Opposer, Athletics Investment Group LLC, d/b/a the Oakland Athletics Baseball Company, and Applicant, The Board of Trustees of The University of Alabama, seek a further six (6) month suspension of all proceedings in the above-captioned opposition action. Counsel for the parties have been negotiating the terms of a settlement that, once finalized, will resolve all issues in the above-referenced proceeding. The finalization of the settlement terms has taken considerable time and effort as it relates to several marks applied for and/or used by Applicant. All issues remain subject to final resolution, and the parties cannot identify terms that have been finally resolved as all must be memorialized in the final written settlement agreement, which the parties are currently negotiating. The open issues include the specific guidelines, clarifications and limitations on the use of the disputed marks.

No discovery has been taken in these matters to date. The general terms of the coexistence of the parties' marks and the use and registration of the disputed mark have been the subject of the ongoing negotiation. Opposer is finalizing a draft agreement which is expected to resolve all issues in this Action and intends to have a final draft for review by Applicant's

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Docket No. 52933-24003.35

counsel shortly. Opposer has been awaiting information from Applicant regarding use of one of the "A" Marks at issue between the parties. On June 18, 2010, Counsel for Applicant provided the requested information to counsel for Opposer. Opposer is now finalizing the draft to include various other provisions recently negotiated between Applicant and another Major League Baseball Club in a recently terminated opposition. The parties will work conscientiously on the finalization of the written settlement agreement, and counsel for Opposer expects to have the final written agreement finalized before the conclusion of the suspension period requested herein.

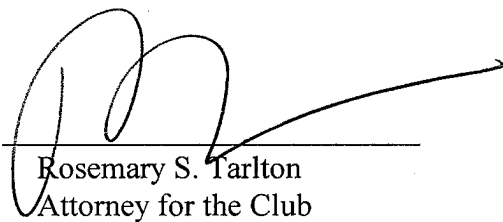
Counsel for Applicant, David Kera, consented to this request on June 18, 2010.

This request is being submitted as required by TBMP 509.02. A copy of this document is being served on counsel for Applicant.

Dated: June 18, 2010

MORRISON & FOERSTER LLP

By:



Rosemary S. Tarlton
Attorney for the Club

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PROOF OF SERVICE BY MAIL

I am employed with the law firm of Morrison & Foerster LLP, whose address is 425 Market Street, San Francisco, California, 94105; I am not a party to the within cause; I am over the age of eighteen years and I am readily familiar with Morrison & Foerster's practice for collection and processing of correspondence for mailing with the United States Postal Service and know that in the ordinary course of Morrison & Foerster's business practice the document described below will be deposited with the United States Postal Service on the same date that it is placed at Morrison & Foerster with postage thereon fully prepaid for collection and mailing.

I further declare that on June 18, 2010, I served a copy of:

CONSENTED SUSPENSION REQUEST

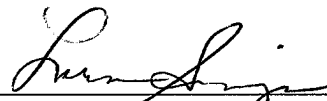
on the following by placing a true copy thereof enclosed in a sealed envelope addressed as follows for collection and mailing at Morrison & Foerster LLP, 425 Market Street, San Francisco, California, 94105, in accordance with Morrison & Foerster's ordinary business practices:

David J. Kera, Esq.
Jeffrey M. Kaufman, Esq.
Oblon, Spivak, McClelland, Maier & Neustadt, P.C.
1940 Duke Street
Alexandria, VA 22314-3454

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed at San Francisco, California, this 18th day of June, 2010.

Lorna Simpson
(typed)


(signature)