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

Proceeding	91166212
Party	Defendant Colt Defense LLC Colt Defense LLC 547 New Park Avenue West Hartford, CT 06110
Correspondence Address	H. David Starr Nath & Associates PLLC 112 South West Street Alexandria, VA 22314 UNITED STATES dstarr@nathlaw.com
Submission	Motion to Suspend for Civil Action
Filer's Name	H. David Starr
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Signature	/H. David Starr/
Date	04/12/2006
Attachments	Consented Motion to Suspend Proceedings _Bushmaster_.pdf (3 pages)

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

BUSHMASTER FIREARMS, INC.,)	
)	
Opposer,)	
)	Opposition No. 91166212
)	
v.)	
)	Mark: M16
)	Serial No.: 78/328,226
)	Filed: November 13, 2003
COLT DEFENSE LLC,)	
)	
)	
Applicant.)	
)	
)	
_____)	

CONSENTED MOTION TO SUSPEND PROCEEDINGS

Applicant, COLT DEFENSE LLC (“Colt”), by counsel, hereby moves, with the consent of Opposer, BUSHMASTER FIREARMS, INC. (“Bushmaster”) to suspend proceedings in the above-captioned matter for a period of six (6) months, and to extend the time within which Colt may answer, move or object to the Notice of Opposition, until thirty (30) days after the resumption of these proceedings. Counsel for Bushmaster, Jeffrey M. White, consented to this Motion by electronic mail on April 10, 2006.

These proceedings resumed on April 5, 2006 following a ninety (90) day suspension in view of a related litigation proceeding, namely, *Colt Defense LLC v. Bushmaster Firearms, Inc.*, Civil Action No. 2:04-cv-240-P-S (D. Me.), that may have a bearing upon the parties’ courses of action in the instant Opposition proceeding. As previously stated, that civil action involves a number of trademark and trade dress claims concerning the “M4” carbine.

On March 23, 2006, Final Judgment was entered in the related litigation proceeding. However,

Colt is appealing this Final Judgment to the United States Court of Appeals for the First Circuit. Moreover, the parties continue to agree that their respective courses of action relative to prosecuting or settling the instant Opposition proceeding will likely be affected by the ultimate disposition of the related litigation proceeding. Accordingly, the requested period of time is necessary to allow for the parties to file their appellate briefs, an opinion to issue therefrom, and the parties' consideration thereof, and constitutes good cause under the Board's Rules. TMBP §§ 510.02(a), 510.03(a).

In view of the foregoing, approval of the present Consented Motion is respectfully requested.

Date: April 12, 2006

Respectfully submitted,



H. David Starr
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Attorneys for COLT DEFENSE LLC

CERTIFICATE OF SERVICE

This is to certify that I am on this date serving a copy of the within and foregoing **CONSENTED MOTION TO SUSPEND PROCEEDINGS** upon the attorney for Opposer by depositing a true and correct copy of same in the United States Mail in an envelope with sufficient first class postage affixed thereon to ensure delivery, addressed as follows:

Jeffrey M. White, Esq.
PIERCE ATWOOD LLP
One Monument Square
Portland, ME 04101



H. David Starr
Attorney for Applicant

Date: April 12, 2006

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