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

Proceeding	91168776
Party	Plaintiff Sociedade Dos Vinhos Borges, S.A.
Correspondence Address	Ralph H. Cathcart Ladas & Parry LLP 26 West 61st Street New York, NY 10023 UNITED STATES rcathcart@ladas.com, rroa@ladas.com, ssilverstein@ladas.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Ralph H. Cathcart
Filer's e-mail	rcathcart@ladas.com, rroa@ladas.com, probinson@ladas.com
Signature	/Ralph H. Cathcart/
Date	01/28/2009
Attachments	Motion on Consent for Suspension - Vina San Pedro.pdf (4 pages)(116243 bytes)

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

SOCIEDADE DOS VINHOS BORGES, S.A., Opposer, v. VINA SAN PEDRO, S.A., Applicant.	**Opposition No. 91,168,776** Opposition No. 91,169,296
SOCIEDADE DOS VINHOS BORGES, S.A., Petitioner, v. VINA SAN PEDRO, S.A., Respondent.	Cancellation No. 92, 045,026 (As Consolidated)

MOTION ON CONSENT FOR SUSPENSION

Because the parties are continuing to negotiate for a possible settlement of this case, applicant hereby moves, on consent, for a three (3) months suspension of the proceedings in the above-entitled opposition proceeding, with each party having the right at any time during the suspension to request a resumption of the proceedings.

The parties have made significant progress, have agreed in principle to the material terms of settlement, including the respective parties' sale of specific types of wines, permitted country of origin and co-existence regarding specific varieties of wines. The parties hope to finalize settlement negotiations in the next two months.

In the event that there is no word from either party concerning the progress of negotiations, upon conclusion of the suspension period, proceedings would automatically resume upon the schedule set out below:

PROCEEDINGS TO AUTOMATICALLY RESUME:	May 7, 2009
THE PERIOD FOR DISCOVERY TO CLOSE:	August 25, 2009
Thirty-day testimony period for Sociedade Dos Vinhos Borges, S.A. in position of plaintiff in oppositions to close:	November 26, 2009
Thirty-day testimony period for Vina San Pedro, S.A. in position of defendant in the oppositions and plaintiff in the cancellation to close:	January 26, 2010
Thirty-day testimony period for Sociedade Dos Vinhos Borges, S.A. as defendant in the cancellation and counterclaim plaintiff in the cancellation to close:	March 24, 2010
Thirty-day testimony period for Vina San Pedro, S.A. as defendant in the counterclaim in the cancellation to close:	May 24, 2010
Fifteen-day rebuttal testimony period for Sociedade Dos Vinhos Borges, S.A. as plaintiff in the oppositions and plaintiff in the counterclaim in the cancellation to close:	July 7, 2010
Fifteen-day rebuttal testimony for Vina San Pedro, S.A. as plaintiff in the cancellation to close:	August 24, 2010
Briefs shall be due as follows: [See Trademark Rule 2.128(a) (2)].	
Brief for Sociedade Dos Vinhos Borges, S.A. in the position of plaintiff in the oppositions shall be due:	October 23, 2010
Brief for Vina San Pedro, S.A. in the position of defendant in the oppositions and plaintiff in the cancellations shall be due:	November 22, 2010
Brief for Sociedade Dos Vinhos Borges, S.A. as defendant in the cancellation and counterclaim	

plaintiff in the cancellation shall be due:	December 21, 2010
Brief for Vina San Pedro, S.A. as defendant in the counterclaim in the cancellation shall be due:	January 21, 2011
Reply brief, if any, for Sociedade Dos Vinhos, S.A. as plaintiff in the oppositions and plaintiff in the counterclaim in the cancellation shall be due:	February 20, 2011
Reply brief, if any, for Vina San Pedro, S.A. as plaintiff in the cancellation shall be due:	March 20, 2011

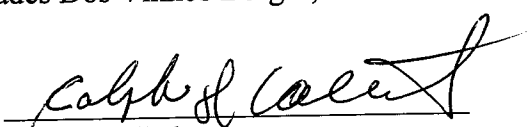
In addition, Vina San Pedro's responses to Sociedade Dos Vinhos Borges, S.A.'s First Set of Interrogatories and First Request for Production of Documents are due on June 7, 2009.

Counsel for the applicant, Cynthia Clark Weber, Esq., has consented to the suspension requested herein.

Respectfully submitted,

LADAS & PARRY LLP
Attorneys for Opposer/
Respondent/Counterclaimant,
Sociedades Dos Vinhos Borges, S.A.

Dated: January 28, 2009

By: 

Ralph H. Cathcart
26 West 61st Street
New York, New York 10023
(212) 708-1860
(Our Ref: 050434)

CERTIFICATE OF TRANSMISSION

I, Reinaldo M. Roa, hereby certify that a copy of the foregoing **MOTION ON CONSENT FOR SUSPENSION** has been electronically transmitted to the United States Patent and Trademark Office on the date indicated:

Dated: January 28, 2009

Reinaldo M. Roa

CERTIFICATE OF SERVICE

I, Reinaldo M. Roa, hereby certify that a copy of the foregoing **MOTION ON CONSENT FOR SUSPENSION** was served on the person(s) listed below by e-mail and by first class mail, postage prepaid, on the date indicated:

Cynthia C. Weber, Esq.
Sughrue Mion, LLC
2100 Pennsylvania Avenue, N.W.
Washington, DC 20037
cweber@sughrue.com

Dated: January 28, 2009

Reinaldo M. Roa