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

Proceeding	91169167
Party	Plaintiff SANOFI-AVENTIS
Correspondence Address	David Donahue Fross Zelnick Lehrman & Zissu, P.C. 866 United Nations Plaza New York, NY 10017 UNITED STATES lpopp-rosenberg@fzlz.com,ddonahue@fzlz.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Laura Popp-Rosenberg
Filer's e-mail	lpopp-rosenberg@frosszelnick.com
Signature	/Laura Popp-Rosenberg/
Date	04/07/2009
Attachments	Consented Motion to Suspend (F0440666).PDF (3 pages)(70471 bytes)

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

In the Matter of Application Serial No. 76/568989
For the Mark: IMVANEX
Published in the Official Gazette on August 23, 2005

SANOFI-AVENTIS,

Opposer,

v.

BAVARIAN NORDIC, A/S,

Applicant.

Opposition No. 91169167

CONSENTED MOTION TO SUSPEND

Opposer, with the consent of Applicant, hereby moves that above captioned proceeding be suspended for a period of ninety (90) days.

In its April 3, 2008 Order, the Board stated that no further extensions of time or suspensions would be granted without a report on the progress of the parties' settlement negotiations and/or the parties' efforts to complete discovery/testimony, which report must include a recitation of issues that have been resolved, issues that remain to be resolved, and a firm timetable for resolution. The Board reminded the parties of this requirement in a March 19, 2009 Order denying a consented motion to suspend proceeding made by Opposer and consented to by Applicant.

The required report follows:

The parties, either directly or through European counsel, have agreed in principle to settle this matter and are in the process of reducing their agreement to writing. On April 7, 2009, Opposer sent Applicant a draft written settlement agreement for

Applicant's review and execution. Opposer anticipates that the written settlement agreement will be fully executed shortly.

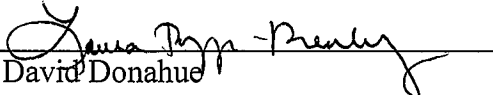
Accordingly, Opposer requests that this proceeding be suspended for a period of ninety (90) days.

Counsel for Applicant consented to this motion by telephone on April 7, 2009.

Dated: New York, New York
April 7, 2009

Respectfully submitted,


FROSS ZELNICK LEHRMAN & ZISSU, P.C.

By: 
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Attorneys for Opposer

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing Consented Motion to Suspend to be sent by First Class mail, postage pre-paid, to counsel for applicant, Edward A. Pennington, Esq., Hanify & King, 1055 Thomas Jefferson Street, N.W., Suite 400, Washington, D.C. 20007, on this 7th day of April, 2009.


Laura Popp-Rosenberg