

ESTTA Tracking number: **ESTTA167533**

Filing date: **10/09/2007**

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

Proceeding.	91169787
Applicant	Defendant Miliante, James, F
Other Party	Plaintiff Major League Baseball Players Association

### **Motion for Suspension for Settlement With Consent**

The parties are actively engaged in negotiations for the settlement of this matter. Miliante, James, F requests that this proceeding be suspended for 180 days to allow the parties to continue their settlement efforts.

Proceedings Resume : 04/07/2008  
Discovery Period to Close : CLOSED  
Thirty-day testimony period for party in position of plaintiff to close : 06/06/2008  
Thirty-day testimony period for party in position of defendant to close : 08/05/2008  
Fifteen-day rebuttal testimony period to close : 09/19/2008

Miliante, James, F has secured the express consent of all other parties to this proceeding for the suspension requested herein.

Miliante, James, F has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,  
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10/09/2007