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Filing date: **10/31/2006**

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

Proceeding	91170153
Party	Plaintiff BOSTON RED SOX BASEBALL CLUB LIMITED PARTNERSHIP and CHICAGO WHITE SOX, LTD.  Boston Red Sox Baseball Club Limited Partnership Fenway Park4 Yawkey Way Boston, MA 02215 UNITED STATES
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Submission	Other Motions/Papers
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Application Serial No. 76/611,886  
Filed: September 17, 2004  
For Mark: SOX NATION  
Published in the Official Gazette: September 27, 2005

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BOSTON RED SOX BASEBALL CLUB LIMITED PARTNERSHIP and CHICAGO WHITE SOX, LTD.,	:	
	:	
Opposers,	:	Opposition No. 91,170,153
	:	
v.	:	
	:	
MARK A. VERA and DERRICK C. JONES,	:	
	:	
Applicants.	:	
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**OPPOSERS' MOTION TO RESUME PROCEEDINGS**

Opposers, by and through counsel, hereby request that the Board issue an Order resuming the above-captioned proceeding and resetting the discovery and trial periods accordingly.

As grounds for its motion, Opposers submit that the proceeding should be resumed because the parties' settlement discussions have not been successful and the parties are no longer negotiating a resolution to this Opposition. Since the parties are no longer engaged in the settlement negotiations that formed the basis for the suspension set forth in the Board's July 12, 2006 Order, there is no reason for the suspension to continue. See TBMP § 510.03 ("When proceedings are suspended for purposes of settlement negotiations . . . [e]ach party has the right to request resumption at any time during the suspension period"). Since the parties' settlement negotiations are no longer in progress, Opposers respectfully request that the Board issue an order resuming the proceeding.

In this regard, Opposers request that the Board reset the Applicants' time in which to answer the Notice of Opposition, as well as the discovery and trial periods. Specifically, Opposers request that six months of discovery be allowed and that the discovery cut-off be reset to a date six (6) months after the proceeding resumes so that the parties will have the full period of discovery in this matter. The trial periods should also be reset accordingly.

**Conclusion**

For the foregoing reasons, Opposers respectfully request that the Board issue an order resuming the opposition proceeding and resetting Applicants' deadline in which to answer the Notice of Opposition along with the discovery and trial periods as set forth above.

Dated: New York, New York  
October 31, 2006

COWAN, LIEBOWITZ & LATMAN, P.C.

By           /Meichelle R. MacGregor/            
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing MOTION ON CONSENT was sent via first class mail, postage paid, to Applicants' counsel, William D. Breneman, Esq., Breneman & Georges, 3150 Commonwealth Avenue, Alexandria, Virginia 22305, on October 31, 2006.

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/ Meichelle R. MacGregor /  
Meichelle R. MacGregor