

ESTTA Tracking number: **ESTTA278849**

Filing date: **04/17/2009**

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

Proceeding	91172858
Party	Defendant GUARDIAN NEWS AND MEDIA LIMITED
Correspondence Address	PAUL J. REILLY BAKER BOTTS LLP 44TH FLOOR 30 ROCKEFELLER PLAZA NEW YORK, NY 10112 UNITED STATES nytmdpt@bakerbotts.com, danielle.mendelsohn@bakerbotts.com, paul.reilly@bakerbotts.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Danielle R. Scheinberg
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Signature	/drs/
Date	04/17/2009
Attachments	guardian0115 motion to suspend.pdf (3 pages)(68177 bytes)

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

In the matter of U.S. Applicant Serial No. 76/280638
Trademark: THE GUARDIAN
Filed: July 5, 2001

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THE GUARDIAN LIFE INSURANCE	:	
COMPANY OF AMERICA,	:	
	:	
Opposer,	:	
	:	Opposition No. 91172858
vs.	:	
	:	
GUARDIAN NEWS & MEDIA LIMITED,	:	
	:	
Applicant.	:	
-----X	:	

MOTION TO SUSPEND PROCEEDINGS

Applicant, Guardian News & Media Limited (“Applicant”), by its undersigned counsel, respectfully moves to suspend the above-referenced proceeding for ninety (90) days.

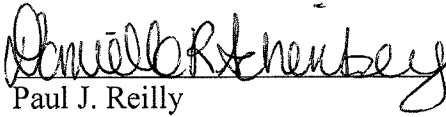
Settlement discussions between the parties have been ongoing and draft settlement agreements have been exchanged between the parties. The parties are working out certain language in the agreement and additional time is needed in order to finalize and execute the settlement agreement. The parties should have a finalized version of the agreement within the next few weeks. Opposer’s counsel consented to a ninety (90) day suspension by e-mail on April 3, 2009. While the parties remain committed to trying to resolve this matter, if settlement cannot be achieved additional time will be required to pursue discovery and prepare for trial. This motion is made in good faith and without any intention of causing a delay in this proceeding.

Wherefore, for the reasons stated and the good cause shown herein,
Applicant, by its counsel, respectfully requests that the proceedings be suspended for
ninety (90) days.

Respectfully submitted,

BAKER BOTTS, L.L.P.

Date: April 17, 2009

By: 
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Attorneys for Applicant
Guardian New & Media Limited

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below a true and correct copy of the aforementioned document, "**MOTION TO SUSPEND PROCEEDINGS**," was served by First Class Mail, in an envelope with sufficient postage, upon the following counsel of record for the Opposer:

Virginia R. Richard
WINSTON & STRAWN LLP
200 Park Avenue
New York, NY 10166

Date: April 17, 2009


Danielle R. Scheinberg