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Filing date: **12/31/2009**

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

Proceeding	91175341
Party	Plaintiff F & C Management Limited
Correspondence Address	Terrence J. McAllister Ohlandt, Greeley, Ruggiero & Perle, L.L.P. One Landmark Square, 10th Floor Stamford, CT 06901 UNITED STATES trademark@ogrp.com, tmcallister@ogrp.com, jscepanski@ogrp.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Terrence J. McAllister
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Signature	/OGRP-CNR-TJM-JJS/
Date	12/31/2009
Attachments	91175341.Opp.Suspend.PDF ( 3 pages )(72523 bytes )

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

F&C Management Limited, )  
Opposer )  
 )  
vs. )  
 )  
RBC Dain Rauscher Inc., )  
Applicant )  
\_\_\_\_\_ )

Opposition No. 91175341

**MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT**

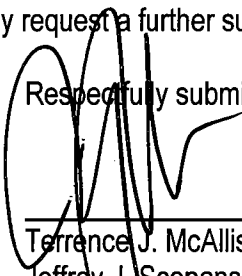
Opposer, F&C Management Limited, through its counsel, hereby requests a suspension of proceedings in the captioned matter for a period of sixty (60) days from December 31, 2009 – March 1, 2010. This suspension is being sought to allow Opposer and Applicant to continue their settlement efforts in this matter. The Parties seek a further suspension of the opposition proceedings so that settlement can be completed and the Parties can avoid having to enter the testimony phase. As previously reported to the TTAB, the settlement agreement in this matter has been finalized and Opposer executed the agreement on March 4, 2009. The agreement was sent to Applicant's attorney on April 14, 2009 for execution by Applicant. Applicant's attorney is still in the process of having the agreement executed by Applicant. The Parties believe that a suspension request is appropriate to allow for the final execution of the agreement and settlement of this matter and to avoid having to litigate this matter further.

Opposer has secured the express consent of all other parties to this proceeding for the suspension requested herein.

Therefore, the Parties jointly respectfully request a further suspension.

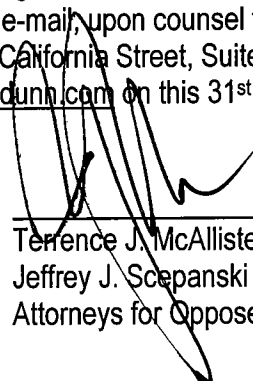
Respectfully submitted,

Dated: December 31, 2009

  
\_\_\_\_\_  
Terrence J. McAllister  
Jeffrey J. Scepanski  
Attorneys for Opposer  
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
1 Landmark Square, 10<sup>th</sup> Floor  
Stamford, CT 06901-2682  
203 327 4500  
Attorney Docket No.: 2152.054USL1

**CERTIFICATE OF MAILING**

I hereby certify that a copy of the foregoing MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT was served by e-mail, upon counsel for Applicant, Peter F. Weinberg, Gibson, Dunn & Crutcher, LLP, 1801 California Street, Suite 4200, Denver, CO 80202-2642 via the e-mail address PWeinberg@gibsondunn.com on this 31<sup>st</sup> day of December, 2009.

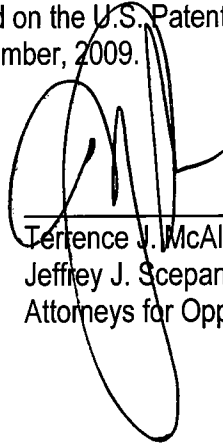


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Terrence J. McAllister  
Jeffrey J. Scepanski  
Attorneys for Opposer

**CERTIFICATE OF FILING**

The undersigned hereby certifies that a copy of the MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT was filed electronically through the Electronic System for Trademark Trial and Appeals ("ESTTA") located on the U.S. Patent and Trademark Office's website at <uspto.gov> on this 31<sup>st</sup> day of December, 2009.

A handwritten signature in black ink, appearing to be 'T. McAllister', written over a horizontal line.

Terrence J. McAllister  
Jeffrey J. Scepanski  
Attorneys for Opposer