

ESTTA Tracking number: **ESTTA209509**

Filing date: **05/06/2008**

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

Proceeding	91182120
Party	Plaintiff Hot Cool Wear Inc.
Correspondence Address	Stephen G. Janoski Roylance, Abrams, Berdo & Goodman, L.L.P. 1300 19th Street, N.W.Suite 600 Washington, DC 20036 UNITED STATES SGJdocketing@roylance.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Stephen A. Straub
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Date	05/06/2008
Attachments	Motion to Suspend for Settlement.pdf ( 3 pages )(23510 bytes )

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

-----X  
HOT COOL WEAR INC., :  
                                  Opposer, :  
                                  v. : Opposition No. 91182120  
2 CHIX, INC., :  
                                  Applicant. :  
-----X

**STIPULATED MOTION FOR SUSPENSION OF PROCEEDINGS**

Pursuant to Trademark Rule 2.117(c), 37 C.F.R. § 2.117(c) and TBMP § 510.03(a), Opposer HOT COOL WEAR, INC., (hereinafter, "Opposer"), hereby moves the Board to suspend this opposition proceeding on the grounds of settlement negotiations between the parties to this proceeding.

Applicant, by and through their attorney of record, Stephen M. Lobbin, stipulated to this suspension request on Monday, May 5, 2008 through telephone discussions regarding this matter.

TBMP § 510.03(a) provides, "Proceedings may be suspended for good cause upon motion or upon stipulation of the parties approved by the Board. For example, proceedings may be suspended, upon motion or stipulation under 37 CFR § 2.117(c), for purpose of settlement negotiations, subject to the right of either party to request resumption at any time." Further TBMP § 605.02 states that parties negotiating

settlement, "should remember to file stipulations to extend or suspend the running of the time periods set in the case."

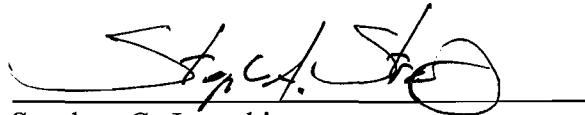
Accordingly, Opposer hereby respectfully requests suspension of proceedings for six months for the Board to recognize and accept the amendment to the identification of goods for the mark that is the nature of this Opposition, Application No. 78/699,836 for HAUTE MAMA, which is currently being submitted.

Respectfully submitted,

HOT COOL WEAR INC.

Dated: May 6, 2008

By:



Stephen G. Janoski

Stephen A. Straub

Roylance, Abrams, Berdo & Goodman, L.L.P.

1300 19<sup>th</sup> Street, N.W., Suite 600

Washington, D.C. 20036

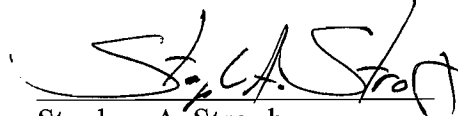
Main Telephone: (202) 659-9076

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Attorneys, Domestic Representatives for Opposer

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being transmitted electronically through ESTTA pursuant to 37 C.F.R. § 2.195(a) on this 6th day of May, 2008.

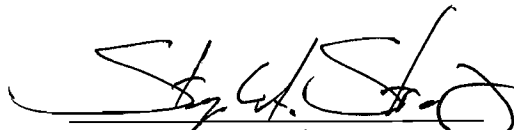
  
Stephen A. Straub

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document has been served upon the attorney for Applicant by electronic correspondence and by depositing a copy with the United States Postal Service as first class mail, addressed to:

Stephen M. Lobbin  
Russ, August & Kabat, PLC  
12424 Wilshire Blvd., 12th Floor  
Los Angeles, CA 90025  
slobbin@raklaw.com

on this 6th day of May, 2008.

  
Stephen A. Straub