

ESTTA Tracking number: **ESTTA296671**

Filing date: **07/22/2009**

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

Proceeding	91184081
Party	Plaintiff Mr. Charles F. Hudson, Jr.
Correspondence Address	Douglas Wm. Massinger, Esquire MASSINGER LAW OFFICES 887 NE 100 Street Ocala, FL 34479 UNITED STATES massinger@earthlink.net
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Douglas Wm. Massinger
Filer's e-mail	massinger@earthlink.net
Signature	/Douglas Wm. Massinger/
Date	07/22/2009
Attachments	Request to Suspend Proceedings.pdf (2 pages)(73485 bytes)

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

In the Matter of Application Serial No.: 78/882,634
For the Mark: SHOO-FLY DRAGONEYE
Published in the Official Gazette on: January 15, 2008

and

In the Matter of Registration No.: 3,334,810
For the Mark: SHOO-FLY EYE
Date of Registration: November 13, 2007

Charles F. Hudson, Jr.,)	
)	
Opposer/Petitioner,)	
)	Opposition No. 91184081
v.)	
)	Cancellation No. 92049351
Roger Nelson Chipman,)	
)	
Applicant/Registrant.)	

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

**NOTICE OF PENDING SETTLEMENT AND
REQUEST TO SUSPEND FURTHER TTAB ACTION**

WHEREAS, the parties in the above captioned proceedings have reached a tentative resolution and are in the process of memorializing their agreement in a written Settlement Agreement;

NOW THEREFORE, the undersigned, together with the consent of counsel for Applicant/Registrant, Roger Nelson Chipman, respectfully request that the above captioned consolidated Opposition and Cancellation proceedings be held in abeyance for a period of sixty (60) days pending the parties' submission to the Board of a formal Notice of Settlement and/or other relevant settlement documents.

Dated: July 22, 2009
Ocala, Florida

Respectfully submitted,

/s/Douglas Wm. Massinger
Douglas Wm. Massinger
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Attorney for Opposer/Petitioner
Charles F. Hudson, Jr.

CERTIFICATE OF SERVICE

I hereby certify that on July 22, 2009, I electronically filed the foregoing with the Trademark Trial and Appeal Board by using the ESTTA system. I further certify that a true and exact copy of the foregoing document has been furnished by email and U.S. Mail on the same date to the following:

Alicia D. Gaddy, Esq. N.C. Bar Number: 35288 Email: agaddy@dunganlaw.com The Dungan Law Firm, P.A. One Rankin Avenue, Third Floor Asheville, North Carolina 28801 Telephone: (828) 254-4778 Fax: (828) 254-6646 Attorney for Applicant/Registrant

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