

ESTTA Tracking number: **ESTTA257034**

Filing date: **12/23/2008**

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

Proceeding.	91187553
Applicant	Defendant Leehar Distributors, Inc.
Other Party	Plaintiff Aldi Inc.

Motion for Suspension for Settlement With Consent

The parties are actively engaged in negotiations for the settlement of this matter. Leehar Distributors, Inc. requests that this proceeding be suspended for 30 days to allow the parties to continue their settlement efforts.

Time to Answer :	01/27/2009
Deadline for Discovery Conference :	02/26/2009
Discovery Opens :	02/26/2009
Initial Disclosures Due :	03/28/2009
Expert Disclosure Due :	07/26/2009
Discovery Closes :	08/25/2009
Plaintiff's Pretrial Disclosures :	10/09/2009
Plaintiff's 30-day Trial Period Ends :	11/23/2009
Defendant's Pretrial Disclosures :	12/08/2009
Defendant's 30-day Trial Period Ends :	01/22/2010
Plaintiff's Rebuttal Disclosures :	02/06/2010
Plaintiff's 15-day Rebuttal Period Ends :	03/08/2010

Leehar Distributors, Inc. has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

Leehar Distributors, Inc. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,
/john e. petite/
John E. Petite
amf@greensfelder.com
v_elders@smithlandmeier.com
12/23/2008