

ESTTA Tracking number: **ESTTA319412**

Filing date: **11/30/2009**

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

| | |
|------------------------|---|
| Proceeding | 91187666 |
| Party | Plaintiff Tampa Bay Rays Baseball Ltd. |
| Correspondence Address | Maryann Penney Cowan, Liebowitz & Latman, P.C. 1133 Avenue of the Americas New York, NY 10036 UNITED STATES mxp@cll.com, trademark@cll.com |
| Submission | Motion to Suspend for Settlement Discussions |
| Filer's Name | Maryann E. Licciardi |
| Filer's e-mail | mel@cll.com, trademark@cll.com |
| Signature | /Maryann E. Licciardi/ |
| Date | 11/30/2009 |
| Attachments | RAY BAT - Motion on Consent to Continue Suspension 113009.pdf (3 pages) (11798 bytes) |

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

In re Application Serial No. 77/369,980
Filed: January 11, 2008
For Mark: RAY BAT
Published in the Official Gazette: May 27, 2008

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| -----X | |
| TAMPA BAY RAYS BASEBALL LTD., | : |
| | : |
| Opposer, | : |
| v. | : |
| | : |
| ROBERT ANDREW RAY, | : |
| | : |
| Applicant. | : |
| | : |
| -----X | |

Opposition No. 91187666

**MOTION ON CONSENT TO CONTINUE SUSPENSION OF PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order continuing the suspension of the proceedings in this matter for a period of six (6) months, until **May 28, 2010**. Applicant’s counsel consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

Progress has been made toward the settlement of this matter. Since the last continuance, Opposer’s counsel forwarded a proposed agreement to Applicant’s counsel for review and consideration. The additional time is requested to allow Applicant to review and comment on the proposed agreement, and for the parties to continue to explore a settlement of this matter. If accepted, the agreement would resolve this matter without the need to proceed with this opposition.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York
November 30, 2009

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By Maryann E. Licciardi/
Mary L. Kevlin
Richard S. Mandel
Maryann E. Licciardi

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on November 30, 2009, I caused a true and correct copy of the foregoing MOTION ON CONSENT TO CONTINUE SUSPENSION to be sent via First Class Mail, postage prepaid, to Applicant's Attorney of Record, John A. Powell, Esq., Naman, Howell, Smith & Lee, LLP, P.O. Box 1470, Waco, Texas 76703-1470.

Dated: New York, New York
November 30, 2009

/Maryann E. Licciardi/
Maryann E. Licciardi