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

Proceeding	91187963
Party	Plaintiff Chocoladefabriken Lindt & Sprungli AG
Correspondence Address	CHRISTOPHER C MACKEY MAYER BROWN LLP PO BOX 2828 CHICAGO, IL 60690-2828 UNITED STATES cmackey@mayerbrown.com, ipdocket@mayerbrown.com
Submission	Motion to Suspend for Settlement Discussions
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Signature	/CCM/
Date	12/31/2010
Attachments	INTENSE DARK Stipulated Motion to Suspend 12-31-10.pdf ( 3 pages )(11197 bytes )

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

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Chocoladefabriken Lindt & Sprungli AG, : : **Opposition No. 91187963**  
Opposer—Plaintiff, : :  
vs. : :  
Karlo Flores, : :  
Applicant—Defendant. : :  
-----:

Trademark Trial and Appeal Board  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**JOINT STIPULATED MOTION TO SUSPEND FOR SETTLEMENT**

Opposer, Chocoladefabriken Lindt & Sprungli AG, by and through its attorneys hereby requests that this proceeding be suspended for thirty (30) days to allow Opposer and Applicant (collectively, “the Parties”) to continue their settlement efforts. If granted, this motion would reset the respective dates as follows:

Expert disclosures due:	03/03/2011
Discovery period to close:	04/02/2011
Plaintiff pretrial disclosures:	05/17/2011
Plaintiff’s 30-day trial period ends:	07/01/2011
Defendant’s pretrial disclosures:	07/16/2011
Defendant’s 30-day trial period ends:	08/30/2011
Plaintiff’s rebuttal disclosures:	09/14/2011
Plaintiff’s 15-day rebuttal period ends:	10/14/2011

This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office. The Parties are still discussing mutually agreeable terminology for the one final provision of the latest draft settlement agreement. The Parties have been exchanging correspondence in that regard but are unable to provide further details due to confidentiality concerns. Also, negotiations and coordination with respective counsel have been delayed to some extent due to the holiday season and the fact that both parties are international businesses. The Parties jointly represent that an additional thirty-day suspension is warranted and necessary so that they can make further progress toward the amicable resolution of these proceedings. The Parties further believe that the aforementioned circumstances constitute good cause for this request. Counsel for Applicant Karlo Flores has expressly consented to this request.

An order granting this motion is respectfully requested.

Respectfully submitted,

Dated: December 31, 2010

By:           /CCM/            
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*Attorney for Opposer*  
*Chocoladefabriken Lindt & Sprungli*

**Certificate of Service**

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

Dated: December 31, 2010

By:         /CCM/          
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