ESTTA Tracking number:

ESTTA339092 03/25/2010

Filing date:

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

Proceeding	91191924
Party	Plaintiff Dr. Babor GmbH & Co. KG
Correspondence Address	Michael J. Bevilacqua, Esquire Wilmer Cutler Pickering Hale and Dorr LLP 60 State Street Boston, MA 02109 UNITED STATES Michael.Bevilacqua@wilmerhale.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Barbara A. Barakat
Filer's e-mail	barbara.barakat@wilmerhale.com, angela.dyer@wilmerhale.com
Signature	/barbara a. barakat/
Date	03/25/2010
Attachments	BIOGEM suspension motion.PDF (2 pages)(59786 bytes)

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

DR. BABOR GMBH & CO. KG.,)
Opposer,)
v.) Opposition No: 91/191924
Appolos, Inc.,)
Applicant.))

STIPULATED REQUEST FOR SUSPENSION

DR. BABOR GMBH & CO. KG and Appolos, Inc., parties to the above-captioned proceeding, hereby requests that the discovery and trial periods in this matter be suspended for thirty (30) days as follows:

Initial Disclosures April 24, 2010

Period for Discovery to Close September 21, 2010

Trial Period for Party in Position of Plaintiff to Close

(opening thirty days prior thereto) December 20, 2010

Trial Period for Party in Position of Defendant to Close

(opening thirty days prior thereto) February 18, 2011

Rebuttal testimony period to close

(opening fifteen days prior thereto) April 4, 2011

This request is being made in good faith with the express consent of Mr. Seung H. Choi, President of Applicant, sent by email to the undersigned today.

This suspension is being sought for the purposes of allowing the parties to explore the possibility of settlement.

Respectfully submitted,

Michael J. Bevilacqua

Barbara A. Barakat

Wilmer Cutler Pickering Hale

and Dorr LLP

60 State Street

Boston, Massachusetts 02109

Tel. 617-526-6000

Date: March 25, 2010