ESTTA Tracking number: **ESTTA601109**

Filing date: **04/29/2014**

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

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| Proceeding. | 91213620 |
| Applicant | Defendant<br>Benecke-Kaliko AG |
| Other Party | Plaintiff<br>S4 LLC |
| Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)? | No |

# Motion for Suspension for Settlement With Consent

The parties are actively engaged in negotiations for the settlement of this matter. Benecke-Kaliko AG requests that this proceeding be suspended for 60 days to allow the parties to continue their settlement efforts.

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| Time to Answer : | 06/29/2014 |
| Deadline for Discovery Conference : | 07/29/2014 |
| Discovery Opens : | 07/29/2014 |
| Initial Disclosures Due : | 08/28/2014 |
| Expert Disclosure Due : | 12/26/2014 |
| Discovery Closes : | 01/25/2015 |
| Plaintiff's Pretrial Disclosures : | 03/11/2015 |
| Plaintiff's 30-day Trial Period Ends : | 04/25/2015 |
| Defendant/Counterclaim Plaintiff's Pretrial Disclosures : | 05/10/2015 |
| 30-day Trial Period for Defendant and Plaintiff in the Counterclaim : | 06/24/2015 |
| Counterclaim Defendant's and Plaintiff Rebuttal Disclosures Due : | 07/09/2015 |
| 30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff ends : | 08/23/2015 |
| Counterclaim Plaintiff's Rebuttal Disclosures Due : | 09/07/2015 |
| 15-day Rebuttal Period for Counterclaim Plaintiff Ends : | 10/07/2015 |
| Plaintiff's Trial Brief Due : | 12/06/2015 |
| Defendant 's Trial Brief and Plaintiff in the Counterclaim Due : | 01/05/2016 |
| Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due : | 02/04/2016 |
| Reply Brief, if any, for Plaintiff in the Counterclaim Due : | 02/19/2016 |

Benecke-Kaliko AG has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

Benecke-Kaliko AG 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,
/jwm/
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