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Filing date: **12/03/2015**

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

Proceeding	91213790
Party	Plaintiff General Nutrition Investment Company
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Submission	Motion to Suspend for Settlement Discussions
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Signature	/s/Cecilia R. Dickson
Date	12/03/2015
Attachments	Motion to Suspend.pdf(43755 bytes)

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

GENERAL NUTRITION INVESTMENT
COMPANY,

Opposer,

v.

ADVANCE BY DESIGN (ABD) L.L.C.,

Applicant.

Opposition No. 91213790

**OPPOSER’S MOTION TO SUSPEND FOR
SETTLEMENT DISCUSSIONS WITH GOOD CAUSE**

General Nutrition Investment Company (“Opposer”), by and through its undersigned counsel, hereby requests a suspension of the above-referenced proceeding to engage Applicant in settlement discussions. Previously, this opposition was under suspension pending settlement discussions. Suspension expired on November 3, 2015, and expert disclosures are currently due by December 3, 2015. Opposer has attempted to contact Applicant concerning this opposition on multiple occasions to discuss the status of this opposition, discovery and settlement. To date, Applicant has failed to respond to any of Opposer’s communications. For this reason, Opposer respectfully requests that this proceeding be suspended for 90 days to allow Opposer to continue its effort to contact Applicant concerning settlement, and that all dates including the expert disclosure deadline, be reset accordingly.

Dated: December 3, 2015

Respectfully submitted,

By: /s/Cecilia R. Dickson
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ATTORNEYS FOR OPPOSER
General Nutrition Investment Company

CERTIFICATE OF SERVICE

I certify that a true and correct copy of **OPPOSER'S MOTION TO SUSPEND FOR SETTLEMENT DISCUSSIONS WITH GOOD CAUSE** was served this 3rd day of December, 2015, upon the following via First Class Mail and email:

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