

ESTTA Tracking number: **ESTTA586477**

Filing date: **02/10/2014**

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	/William N Federspiel/
Date	02/10/2014
Attachments	First 90 Day Consent Mot to Suspend.pdf(13318 bytes)

answer, and all subsequent deadlines noted below. Upon conclusion of the ninety day suspension period the following is the new proposed schedule for the proceedings:

Deadline for Discovery Conference :05/12/2014
Discovery Opens :05/12/2014
Initial Disclosures Due :07/15/2014
Expert Disclosures Due : 11/12/2014
Discovery Period to Close : 12/12/2014
Plaintiff Pretrial Disclosures :01/26/2015
Plaintiff's 30-day Trial Period Ends :03/12/2015
Defendant's Pretrial Disclosures :03/27/2015
Defendant's 30-day Trial Period ends :05/11/2015
Plaintiff's Rebuttal Disclosures :05/26/2015
Plaintiff's 15-day Rebuttal Period Ends : 06/25/2015

Accordingly, the parties respectfully submit that good cause for this suspension exists and request that the proceedings be suspended for 90 days.

Dated: February 10, 2014

Respectfully submitted,

GENERAL NUTRITION INVESTMENT
COMPANY

By Counsel

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CERTIFICATE OF SERVICE

I certify that on February 10, 2014, a copy of this motion was sent by email, by agreement, to Applicant, Advance By Design (ABD) L.L.C. at service2@livewellfeelwell.com.

/William N. Federspiel/
William N. Federspiel