

ESTTA Tracking number: **ESTTA658781**

Filing date: **03/02/2015**

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

| | |
|------------------------|--|
| Proceeding | 91219878 |
| Party | Plaintiff Windy Hill Spirits, Inc. |
| Correspondence Address | Robert L. Brewer and Martha B. Allard Bass, Berry & Sims PLC 150 3rd Ave. S.Suite 2800 Nashville, TN 37201 UNITED STATES trademarks@bassberry.com |
| Submission | Motion to Suspend for Settlement Discussions |
| Filer's Name | Martha B. Allard |
| Filer's e-mail | trademarks@bassberry.com |
| Signature | /Martha B. Allard/ |
| Date | 03/02/2015 |
| Attachments | 3-2-2015 motion for suspension.pdf(49013 bytes) |

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

In re the matter of the Application Serial Nos: 86/221,837
and 86/221,797
For the Marks: Stylized Designs
Published in the Official Gazette on December 2, 2014

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| |) | |
| Windy Hill Spirits, Inc., |) | |
| |) | |
| Opposer, |) | |
| |) | |
| v. |) | Opposition No. 91219878 |
| |) | |
| American Barrels, LLC, |) | |
| |) | |
| Applicant. |) | |
| |) | |

MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT

Applicant submits the instant Motion for Suspension for Settlement With Consent.

The parties are actively engaged in negotiations for the settlement of this opposition proceeding. Windy Hill Spirits, Inc. requests that these proceedings be suspended for ninety (90) days to allow the parties to continue their settlement efforts. The Opposer has secured the express consent of the other party to this proceeding for the suspension and resetting of dates via email.

Accordingly, subject to the approval of the Trademark Trial and Appeal Board, the dates set out in the TTAB Order, dated December 22, 2014, should be reset as follows:

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|---|-------------------|
| Deadline for Discovery Conference | May 31, 2015 |
| Discovery Opens | May 31, 2015 |
| Initial Disclosures Due | June 30, 2015 |
| Expert Disclosures Due | October 28, 2015 |
| Discovery Closes | November 27, 2015 |
| Plaintiff's Pretrial Disclosures Due | January 11, 2016 |
| Plaintiff's 30-day Trial Period Ends | February 25, 2016 |
| Defendant's Pretrial Disclosures Due | March 11, 2016 |
| Defendant's 30-day Trial Period Ends | April 25, 2016 |
| Plaintiff's Rebuttal Disclosures Due | May 10, 2016 |
| Plaintiff's 15-day Rebuttal Period Ends | June 9, 2016 |

Based on the foregoing discussion, the parties respectfully request an Order granting the extended deadlines as set out above.

Respectfully submitted,

Dated: March 2, 2015

By: Martha Allard
 Robert L. Brewer, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of March, 2015, I caused to be served a true and correct copy of MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT by email and by first class mail, postage prepaid, in an envelope addressed to:

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John D. Agnew, Esq.
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Marian Moore
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