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Filing date: **07/10/2017**

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

Proceeding	91221878
Party	Defendant Home Box Office, Inc.
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Submission	Motion to Suspend for Settlement Discussions
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Date	07/10/2017
Attachments	Joint Motion for Suspension 7.10.17.pdf(94217 bytes)

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

Franciscan Vineyards, Inc.,)	
)	
Opposer,)	Opposition No. 91221878
)	
v.)	
)	
Home Box Office, Inc.)	
)	
Applicant.)	
)	

Joint Motion for 60-Day Suspension for Settlement

The parties are actively engaged in negotiations for the settlement of this matter. The parties jointly request that this proceeding be suspended for a final 60 days to allow the parties to continue and conclude their settlement negotiations and to document the terms of resolution.

In compliance with the Order of April 18, 2016 granting suspension of this proceeding, the parties hereby provide the following progress report on the status of their settlement negotiations. The parties have communicated, through counsel, on multiple occasions to discuss settlement, including as recently as July 10, 2017. The parties have reached an agreement on the settlement terms and have jointly prepared a revised settlement agreement. The draft settlement agreement is now with the parties' principals for final review and any final comments prior to execution. The parties fully expect that any final changes to the agreement and execution by the principals will be accomplished well within the following sixty (60) days.

Opposer has filed a Motion to Strike Affirmative Defenses, and Applicant's current deadline to respond to this Motion is July 11, 2017. The Discovery Opening date is currently set for July 10, 2017 and the due date for Initial Disclosures is August 9, 2017. The parties have held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2). The parties jointly request that such dates be suspended for sixty (60) days, and that all subsequent dates be reset accordingly.

Applicant's Response to Motion to Strike Affirmative Defenses Due:	09/09/2017
Discovery Opens:	09/08/2017
Initial Disclosures Due:	10/08/2017
Expert Disclosures Due:	12/06/2017
Discovery Closes:	03/07/2018
Opposer's Pretrial Disclosures:	04/21/2018

Opposer's 30-day Trial Period Ends: 06/05/2018
Applicant's Pretrial Disclosures: 06/20/2018
Applicant's 30-day Trial Period Ends: 08/04/2018
Opposer's Rebuttal Disclosures: 08/19/2018
Opposer's 15-day Rebuttal Period Ends: 09/18/2018

The parties have provided an e-mail address herewith so that any order on this motion may be issued electronically by the Board.

Respectfully submitted,

Dated: July 10, 2017



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Dated: July 10, 2017



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