

ESTTA Tracking number: **ESTTA844694**

Filing date: **09/08/2017**

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

Proceeding	91221878
Party	Defendant Home Box Office, Inc.
Correspondence Address	ALEXANDRA NICHOLSON DAVIS WRIGHT TREMAINE LLP 1251 AVENUE OF THE AMERICAS , 21ST FLOOR NEW YORK, NY 10020 UNITED STATES Email: NYC-Trademark@dwt.com, allienicholson@dwt.com, christinakim@dwt.com, schop@dwt.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Christina Kim
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Signature	/Christina Kim/
Date	09/08/2017
Attachments	Joint_Motion_for_Suspension_9_8_17__6_months__fully_executed.pdf(105632 bytes )

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

<b>Franciscan Vineyards, Inc.,</b>	)	
	)	
<b>Opposer,</b>	)	<b>Opposition No. 91221878</b>
	)	
v.	)	
	)	
<b>Home Box Office, Inc.</b>	)	
	)	
<b>Applicant.</b>	)	
	)	

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**Joint Motion for 6 Month Suspension Following Settlement**

The parties have now settled this matter and have a fully-executed settlement agreement documenting the terms of their agreement. The parties jointly request that the proceeding be suspended for a final 6 months to allow the parties to take certain actions pursuant to the terms of the settlement agreement.

Opposer has filed a Motion to Strike Affirmative Defenses, and Applicant’s current deadline to respond to this Motion is September 9, 2017. The Discovery Opening date is currently set for September 8, 2017 and the due date for Initial Disclosures is October 8, 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 six (6) months, and that all subsequent dates be reset accordingly.

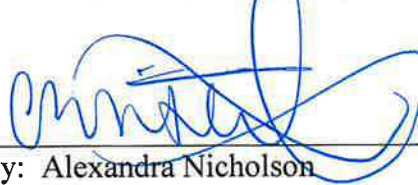
<b>Applicant’s Response to Motion to Strike Affirmative Defenses Due:</b>	03/09/2018
<b>Discovery Opens:</b>	03/08/2018
<b>Initial Disclosures Due:</b>	04/08/2018
<b>Expert Disclosures Due:</b>	06/06/2018
<b>Discovery Closes:</b>	09/07/2018
<b>Opposer’s Pretrial Disclosures:</b>	10/21/2018
<b>Opposer’s 30-day Trial Period Ends:</b>	12/05/2018
<b>Applicant’s Pretrial Disclosures:</b>	12/20/2018
<b>Applicant’s 30-day Trial Period Ends:</b>	02/04/2019
<b>Opposer’s Rebuttal Disclosures:</b>	02/19/2019

**Opposer's 15-day Rebuttal Period Ends:**

03/18/2019

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: September 8, 2017

By: Alexandra Nicholson  
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Dated: September 8, 2017

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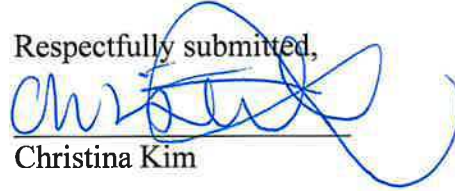
Attorneys for Opposer  
Franciscan Vineyards, Inc.

**Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all of the parties via e-mail at their addresses of record, as previously agreed, on this date.

Dated: September 8, 2017

Respectfully submitted,



Christina Kim

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