

ESTTA Tracking number: **ESTTA827694**

Filing date: **06/16/2017**

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

Proceeding	91223707
Party	Defendant The Wine Enthusiast, Inc.
Correspondence Address	BRIDGET A CRAWFORD COWAN LIEBOWITZ & LATMAN PC 114 WEST 47TH STREET NEW YORK, NY 10036 UNITED STATES jhe@cll.com, trademark@cll.com
Submission	Other Motions/Papers
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Signature	/Jeffrey H. Epstein/
Date	06/16/2017
Attachments	Motion on Consent to Suspend - FUSION - 91223707.pdf(96334 bytes)

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

In re Application Serial No. 86/041,761
Filed: August 19, 2013
For Mark: FUSION
Published in the Official Gazette: March 10, 2015

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WWRD IPCO, LLC,	Opposer,	Opposition No. 91223707
v.		
THE WINE ENTHUSIAST, INC.,	Applicant.	
-----X		

Commissioner for Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

MOTION ON CONSENT TO SUSPEND

Applicant, by and through counsel, hereby requests that the deadline to submit Expert Disclosures be extended until **December 6, 2017**, and the proceedings be suspended for sixty (60) days, such that the remaining dates are as set forth below:

Expert Disclosures	12/06/2017
Discovery Closes	01/05/2018
Plaintiff's Pretrial Disclosures	02/19/2018
Plaintiff's 30-day Trial Period Ends:	04/05/2018
Defendant's Pretrial Disclosures:	04/20/2018
Defendant's 30-day Trial Period Ends:	06/04/2018
Plaintiff's Rebuttal Disclosures:	06/19/2018
Plaintiff's 15-day Rebuttal Period Ends:	07/19/2018

Opposer's counsel consented to this motion, which is requested to allow the parties to finalize the settlement agreement and allow for its execution.

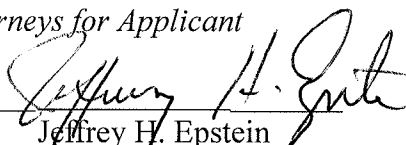
Additionally, Applicant submits that good cause exists for this request and provides the following information regarding the progress of ongoing settlement negotiations: The parties have had verbal and written settlement negotiations and have reached an agreement regarding the terms of a settlement agreement. Based on the parties' agreement, a final agreement has been proposed for execution. However, since the parties are in different countries, additional time is needed to arrange for the final review and execution of the agreement by both parties. If accepted, the settlement agreement would resolve this matter without the need to continue with the opposition proceedings.

In the event that the Board denies this motion, Opposer requests an extension of the deadlines of thirty (30) days after such denial.

Dated: New York, New York
June 16, 2017

Respectfully submitted,

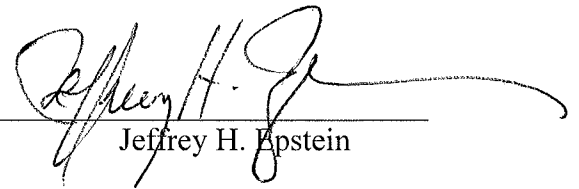
COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Applicant

By: 
Jeffrey H. Epstein

114 West 47th Street
New York, New York 10036
(212) 790-9200

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on June 16, 2017, I caused a true and correct copy of the foregoing Motion on Consent to Suspend to be sent via electronic mail to Opposer's Attorney and Correspondent of Record, Maria A. Scungio, Locke Lord LLP, Church Street Station, P.O. Box 1470, New York, NY 10008-1470 at trademark@lockelord.com, maria.scungio@lockelord.com, and straat.tenney@lockelord.com.



Jeffrey H. Epstein