

ESTTA Tracking number: **ESTTA975071**

Filing date: **05/20/2019**

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

Proceeding	91229249
Party	Defendant T.R.B. International SA
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Submission	Motion to Suspend for Settlement Discussions
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Signature	/Chandler Stephens/
Date	05/20/2019
Attachments	Motion for Suspension for Settlement with Consent - 180 days.pdf(48264 bytes)

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

Certina A.G. (Certina S.A.)	§	
(Certina Ltd.)	§	
	§	
Opposer,	§	
	§	
v.	§	Opposition No. 91229249
	§	
T.R.B. International SA,	§	
	§	
Applicant.	§	

MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT

T.R.B. International SA (“Applicant”) hereby requests, with consent, that this opposition proceeding be suspended for 180 days to allow the parties to continue their settlement efforts and that all discovery and trial periods be reset accordingly, as follows:

Time to Answer:	CLOSED
Deadline for Discovery Conference:	CLOSED
Discovery Opens:	CLOSED
Initial Disclosures Due:	CLOSED
Expert Disclosures Due	November 21, 2019
Discovery Period to Close:	December 21, 2019
Plaintiff Pretrial Disclosures:	February 4, 2020
Plaintiff's 30-day Trial Period Ends:	March 20, 2020
Defendant's Pretrial Disclosures:	April 4, 2020
Defendant's 30-day Trial Period ends:	May 19, 2020
Plaintiff's Rebuttal Disclosures:	June 3, 2020
Plaintiff's 15-day Rebuttal Period Ends :	July 3, 2020
Plaintiff's Opening Brief Due:	September 1, 2020
Defendant's Brief Due:	October 1, 2020
Plaintiff's Reply Brief Due:	October 16, 2020
Request for Oral Hearing (optional) Due:	October 26, 2020

As good cause supporting this Motion, the parties state that they are actively engaged in settlement discussions. The parties have been negotiating potential settlement across multiple jurisdictions, primarily through in-house counsel for the parties. Since the last suspension request, there has been turnover in the positions responsible for negotiating terms of settlement. At this time the parties require additional time to continue working toward a potential resolution of this dispute. A telephone conference has been scheduled between in-house counsel for the parties to continue settlement discussions. This motion is therefore filed in good faith and not for purposes of delay. Accordingly, Applicant submits that good cause has been shown to grant the requested suspension. Applicant has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

WHEREFORE, Applicant respectfully requests that the Board grant this Motion, suspend the proceeding, and reset the discovery and trial periods as set forth herein to allow the parties to continue their settlement efforts.

Dated: May 20, 2019

Respectfully submitted,

T.R.B. International SA

By: /Chandler Stephens/

Chandler Stephens

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Attorneys for T.R.B. International SA

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Motion for Suspension for Settlement with Consent was served on the Attorney of record for Opposer, via email to the addresses below, on May 20, 2019:

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/Chandler Stephens/

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