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Filing date: **04/13/2020**

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

Proceeding	91229249
Party	Plaintiff Certina A.G. (Certina S.A.) (Certina Ltd.)
Correspondence Address	TIMOTHY D PECSENYE BLANK ROME LLP 130 N 18TH STREET, ONE LOGAN SQUARE PHILADELPHIA, PA 19103-6998 UNITED STATES pecsenye@blankrome.com, bcraig@blankrome.com, saryani-sabet@blankrome.com 215-569-5619
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Samar Aryani-Sabet
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Signature	/Samar Aryani-Sabet/
Date	04/13/2020
Attachments	Motion for Suspension - Opp No 91229249.pdf(15680 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,	:	Serial No. 79/169,426
	:	
v.	:	
	:	Opposition No.: 91229249
T.R.B. INTERNATIONAL SA,	:	
	:	
Applicant.	:	

MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT

Pursuant to 37 C.F.R. § 2.117, Certina A.G. (Certina S.A.) (Certina Ltd.) ("Opposer"), through its undersigned counsel, requests that this proceeding be suspended for 90 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:	07/21/2020
Discovery Period to Close:	08/20/2020
Plaintiff's Pretrial Disclosures:	10/04/2020
Plaintiff's 30-day Trial Period Ends:	11/18/2020
Defendant's Pretrial Disclosures:	12/03/2020
Defendant's 30-day Trial Period ends:	01/17/2021
Plaintiff's Rebuttal Disclosures:	02/01/2021
Plaintiff's 15-day Rebuttal Period Ends:	03/03/2021

Plaintiff's Opening Brief Due	05/02/2021
Defendant's Brief Due	06/01/2021
Plaintiff's Reply Brief Due	06/16/2021
Request for Oral Hearing (optional) Due	06/26/2021

Opposer submits there is good cause for granting the requested suspension, as the parties are actively engaged in negotiations for the settlement of this matter. The parties have been negotiating terms aimed at amicably structuring Applicant's future use of the turtle design in exchange for Opposer withdrawing the instant proceeding. The primary issue that remains to be resolved is the scope of certain restrictions to Applicant's use of turtle design mark. As to the Board's request for a "firm timetable for resolution," Opposer contends that the evolving pandemic and its impact on business affairs makes it difficult to assess a firm resolution date. That being said, and barring any unforeseen circumstances, the parties believe that settlement discussions can continue through in-house and local counsel for the parties to effectuate a prompt resolution of this matter.

This motion is therefore filed in good faith and not for purposes of delay. Accordingly, Opposer submits that good cause has been shown to grant the requested suspension. Opposer has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

Opposer has provided an email address herewith for itself and for Applicant T.R.B. International SA so that any order on this motion may be issued electronically by the Board.

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

Respectfully submitted,

CERTINA A.G. (CERTINA S.A.)
(CERTINA LTD.)

Date: April 13, 2020

By: /Timothy D. Pecsénye/
Timothy D. Pecsénye
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CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is addressed to the Trademark Trial and Appeal Board, Hon. Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, and is being deposited via the Electronic System for Trademark Trials and Appeals (ESTTA) on April 13, 2020.

/Samar Aryani-Sabet/
Samar Aryani-Sabet

CERTIFICATE OF SERVICE

I, Samar Aryani-Sabet, do hereby certify that I have on this April 13, 2020 served via electronic mail the foregoing MOTION FOR SUSPENSION FOR SETTLEMENT WITH CONSENT to the following:

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T.R.B. International SA

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