

ESTTA Tracking number: **ESTTA1041924**

Filing date: **03/12/2020**

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

Proceeding	91241417
Party	Plaintiff Ridge Tool Company
Correspondence Address	LISA M DUROSS HARNESS DICKEY & PIERCE PLC 5445 CORPORATE DR, SUITE 200 TROY, MI 48098 UNITED STATES duross@hdp.com, tjcomparoni@hdp.com, troymailroom@hdp.com, bmarkham@hdp.com, agrant@hdp.com 248-641-1600
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Lisa M. DuRoss
Filer's email	duross@hdp.com, tjcomparoni@hdp.com, troymailroom@hdp.com
Signature	/Lisa M. DuRoss/
Date	03/12/2020
Attachments	91241417 Motion to Suspend RTC 031220.pdf(101988 bytes)

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

Ridge Tool Company)	
Opposer,)	
)	Opposition No. 91241417
v.)	Serial No. 87542851
)	Mark: THE RIDGE
Daniel Kane,)	
Applicant.)	
)	

CONSENTED MOTION TO SUSPEND

Opposer, Ridge Tool Company, respectfully requests these proceedings be suspended for a period of ninety (90) days in order to allow the parties additional time to pursue settlement in this matter subject to the right of either party to request resumption at any time. Dorothy Richardson, counsel for Applicant, consented to this Motion to Suspend via e-mail dated March 10, 2020.

In light of the Board’s July 11, 2019, order requesting the parties provide a report on their settlement efforts, the parties respond as follows:

Since the time of the last request for suspension, the parties have continued to evaluate proposed limitations on the nature, scope and use of the mark. The parties continue to engage in ongoing settlement negotiations and have exchanged proposed settlement drafts. Currently, the parties require additional time to review, evaluate and respond to the latest proposal.

The parties are hopeful that the tentative settlement agreement can be finalized and memorialized within the requested suspension period.

Since the parties are engaged in active ongoing settlement negotiations and since this request is made for good cause and not made simply for purposes of delay, it is respectfully requested that proceedings be suspended and trial dates be reset as indicated below:

Time to Answer.....06/11/20
Deadline for Discovery Conference.....07/11/20
Discovery Opens.....07/11/20
Initial Disclosures Due08/10/20
Expert Disclosures Due.....12/08/20
Discovery Closes01/07/21
Plaintiff's Pretrial Disclosures02/21/21
Plaintiff's 30-Day Trial Period Ends04/07/21
Defendant's Pretrial Disclosures.....04/22/21
Defendant's 30-Day Trial Period Ends.....06/06/21
Plaintiff's Rebuttal Disclosures06/21/21
Plaintiff's 15-Day Rebuttal Period Ends.....07/21/21
Plaintiff's Brief Due09/19/21
Defendant's Brief Due.....10./19/21
Plaintiff's Reply Brief Due.....11/03/21
Request for Oral Hearing (optional) Due.....11/13/21

Respectfully submitted,

Date: March 12, 2020

By: /Lisa M. DuRoss/
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Attorneys for Ridge Tool Company

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_____)	

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Consented Motion to Suspend has been served on Dorothy Richardson, counsel for Applicant, Daniel Kane, by forwarding said copy on March 12, 2020, via email addressed to:

Dorothy Richardson
Law Offices Of Dorothy B. Richardson
21900 Burbank Boulevard, Suite 300
Woodland Hills, CA 91367
Drichardson@Dbrlaw.Net

By: /Timothy J. Comparoni/
Timothy J. Comparoni