

ESTTA Tracking number: **ESTTA1153885**

Filing date: **08/17/2021**

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

Proceeding	91243985
Party	Plaintiff Traditional Medicinals, Inc.
Correspondence Address	JEREMY JOHNSON TRADITIONAL MEDICINALS INC 1400 VALLEY HOUSE DRIVE, SUITE 120 ROHNERT PARK, CA 94928 UNITED STATES Primary Email: jjohnson@tradmed.com Secondary Email(s): galbers@tradmed.com , jpeterson@tradmed.com 707-823-8911
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Jeremy Johnson
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Signature	/Jeremy Johnson/
Date	08/17/2021
Attachments	Consented Motion to Suspend_ Opposiiton No. 91243985_8.17.21.pdf(119898 bytes)

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

Mark: MOTHERS MILK, EVERYDAY AMAZING

Application No.: 79227862

Mark: MEDELA MOTHERS MILK, EVERYDAY AMAZING

Application No.: 79217612

)	
TRADITIONAL MEDICINALS, INC.)	
Opposer,)	
)	
v.)	Opposition No. 91243985
)	
MEDELA HOLDING AG)	CONSENTED MOTION
Applicant.)	TO SUSPEND
_____)	

The parties have resumed negotiating the terms of a potential settlement, and with this filing, the Parties jointly seek a further 90-day suspension. The status of negotiations and the good cause for further suspension are as set forth below.

The Parties were actively engaged in negotiating the terms of a co-existence. As a result of correspondence delays, largely due to a departure in counsel, the proceedings resumed on June 14, 2021.

With the change in counsel, the parties have resumed negotiations. The parties are in agreement on certain core issues, however exceptions to core terms remain under discussion, specifically exceptions that will limit each Party's use to address the different areas of commerce in which each Party is active. The Parties hope to resolve all issues via these terms and their written expression in the agreement that actively being negotiated. However, the Parties need additional time to finalize the terms and how they will be expressed in the agreement. Both Parties agree that this motion is necessary, and counsel for Applicant has provided its consent thereto.

This suspension request is not made for purposes of delay, but now that negotiations have resumed, seeks to allow the Parties to continue to work on a detailed agreement that concerns the Parties' co-existence and use of their respective marks. The Parties respectfully request that the Board grant the 90-day suspension and issue a new trial schedule to which the Parties can abide. If the motion is denied, Opposer requests that the Board grant it sufficient to time to again seek suspension or file its answer.

Dated this 17th day of August, 2021.

TRADITIONAL MEDICINALS, INC.

/Jeremy M Johnson/

Jeremy Johnson, Esq.

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Attorney for Opposer, Traditional Medicinals, Inc.

CERTIFICATE OF MAILING

I hereby certify that a copy of the attached CONSENTED MOTION FOR SUSPENSION (together with a copy of this Certificate) was served this 17th day of August, 2021 by email to:

ABELMAN FRAYNE & SCHWAB

666 THIRD AVENUE

NEW YORK, NY 10017

UNITED STATES

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/Jeremy M Johnson/

Signature

Date of Signature: 17.August.2021