

ESTTA Tracking number: **ESTTA1270935**

Filing date: **03/09/2023**

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

Proceeding no.	91255260
Party	Plaintiff STX Financing, LLC
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Submission	Motion to Suspend for Settlement Discussions
Filer's name	Paul A. Bost
Filer's email	ppost@smrh.com
Signature	/Paul A. Bost/
Date	03/09/2023
Attachments	Consented Motion to Suspend Deadlines - STX Financing v. Bad Mommy - 030923.pdf(125861 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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<p><i>In re Matter of Application No. 87/775,019 for the mark: BAD MOMMY in Class 41</i></p> <p><i>In re Matter of Registration No. 4,923,851 for the mark: BAD MOMMY in Class 35</i></p> <p>STX Financing, LLC,</p> <p style="text-align: center;">Opposer and Petitioner,</p> <p style="text-align: center;">vs.</p> <p>Bad Mommy LLC,</p> <p style="text-align: center;">Applicant and Registrant.</p>	<p>Opposition No. 91-255260 (parent case) Cancellation No. 92-075482</p> <p>MOTION TO SUSPEND DEADLINES BY 30 DAYS WITH CONSENT</p>
<p>Bad Mommy LLC,</p> <p style="text-align: center;">Counterclaim Petitioner,</p> <p style="text-align: center;">vs.</p> <p>STX Financing, LLC,</p> <p style="text-align: center;">Counterclaim Registrant.</p>	

Opposer, Petitioner, and Counterclaim Registrant STX Financing, LLC’s (“Plaintiff”), with the consent of Applicant, Registrant, and Counterclaim Petitioner Bad Mommy LLC (“Defendant”), moves to suspend all deadlines in this proceeding by 30 days as follows:

<u>Event</u>	<u>Current Deadline</u>	<u>Revised Deadline</u>
Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim	3/14/23	4/13/23
30-day Trial Period Ends for Party in Position of	4/28/23	5/28/23

<u>Event</u>	<u>Current Deadline</u>	<u>Revised Deadline</u>
Plaintiff in Original Claim		
Pretrial Disclosures Due for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	5/13/23	6/12/23
30-day Trial Period Ends for Party in Position of Defendant in Original Claim, and in Position of Plaintiff in Counterclaim	6/27/23	7/27/23
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	7/12/23	8/11/23
30-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Original Claim, and in Position of Defendant in Counterclaim	8/26/23	9/25/23
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Counterclaim	9/10/23	10/10/23
15-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Counterclaim	10/10/23	11/9/23
Opening Brief for Party in Position of Plaintiff in Original Claim Due	12/9/23	1/8/24
Combined Brief for Party in Position of Defendant in Original Claim and Opening Brief as Plaintiff in Counterclaim Due	1/8/24	2/7/24
Combined Rebuttal Brief for Party in Position of Plaintiff in Original Claim and Brief as Defendant in Counterclaim Due	2/7/24	3/8/24
Rebuttal Brief for Party in Position of Plaintiff in Counterclaim Due	2/22/24	3/23/24
Request for Oral Hearing (optional) Due	3/3/24	4/2/24

Pursuant to the Board's order February 8, 2023 (42 TTABVUE), the parties provide the follow report on the progress of ongoing settlement negotiations. On February 6, 2023, the parties reached an agreement on the general terms of settlement. On March 6, 2023, Plaintiff provided Defendant with a draft long form settlement agreement. Defendant intends to revert back with its revisions, if any, in due course.

Respectfully submitted,

Dated: March 9, 2023

/Paul A. Bost/
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CERTIFICATE OF E-FILING

I hereby certify that this **MOTION TO SUSPEND DEADLINES BY 30 DAYS WITH CONSENT** is being transmitted electronically to Commissioner of Trademarks, Attn: Trademark Trial and Appeal Board through ESTTA pursuant to 37 C.F.R. §2.195(a), on this 9th day of March, 2023.

/Paul A. Bost/
Paul A. Bost

CERTIFICATE OF SERVICE

I hereby certify that this **MOTION TO SUSPEND DEADLINES BY 30 DAYS WITH CONSENT** is being sent by electronic mail addressed to IPmail@crowedunlevy.com and tynia.watson@crowedunlevy.com on this 9th day of March, 2023.

/Brenda Smith/
Brenda Smith

SMRH:4894-0340-2326.1