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Filing date: **07/29/2021**

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

Proceeding	91256413
Party	Plaintiff OlÃ© Mexican Foods, Inc.
Correspondence Address	PAUL S OWENS PAUL OWENS & ASSOCIATES PO BOX 15310 ATLANTA, GA 30333 UNITED STATES Primary Email: psowens@bellsouth.net 404-370-9800
Submission	Other Motions/Submissions
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Date	07/29/2021
Attachments	Motion to Suspend and Reset Dates--Opp. 91256413.pdf(80816 bytes )

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

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In the Matter of Trademark Appl'n No.:  
88-646,951

For the Mark: OLÉ CHAMOYLE

Filing date: October 8, 2019

OLÉ MEXICAN FOODS, INC.,

Opposer,

v.

Opposition No. 91256413

CERVEZA CITRUS L.L.C.,

Applicant.

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**MOTION TO SUSPEND AND RESET DATES**

Opposer, Olé Mexican Foods, Inc. hereby moves the Board pursuant to TBMP 510.02(a) to suspend these proceedings pending resolution of Opposer's pending Motion for Leave to Amend Notice of Opposition. 11 TTABVUE. As currently set, Opposer's Pretrial Disclosures are due August 16, 2021, and Opposer's Trial Period will commence August 30, 2021. However, Opposer cannot make full and complete Pretrial Disclosures, nor can it present its trial testimony, until the parameters of the claims it is bringing are determined. Likewise, should the Board grant the Motion for Leave to Amend, Applicant will need time to file an Answer, which will necessarily set back the aforementioned trial dates and may also affect Opposer's evidentiary presentation.

Thus, Opposer respectfully requests that the Board suspend these proceedings pending resolution of Opposer's Motion for Leave to Amend Notice of Opposition and reset all dates accordingly, and for such other and further relief as to the Board seems just.

Dated: July 29, 2021

Respectfully submitted,

/paul s. owens/  
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### **CERTIFICATE OF SERVICE**

I hereby certify that on this 29<sup>th</sup> day of July, 2021, a true and correct copy of the foregoing Motion to Suspend and Reset Dates was served on Applicant by emailing a copy to Applicant's attorney of record at:

Richard A. Ryan, Esq.  
Email: Richard@fresnopatentlaw.com

/paul s. owens/  
Paul S. Owens, Esq.