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

Proceeding no.	91263874
Party	Defendant Exxon Mobil Corporation
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Submission	Motion to Suspend for Settlement Discussions
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Date	12/29/2021
Attachments	Motion to Suspend.pdf(283885 bytes)

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

InFocus Corporation,

Petitioner,

v.

Exxon Mobil Corporation.,

Registrant.

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Opposition No. 91263874

**CONSENTED MOTION FOR 30-DAY SUSPENSION
AND REPORT TO THE BOARD**

Pursuant to 37 C.F.R. § 2.117(c) and in accordance with the November 5, 2021 Order issued in this proceeding, Exxon Mobil Corporation (“Applicant”) hereby requests that the deadlines in this proceeding be extended for a period of thirty (30) days. Opposer’s counsel, Anna McCoy, consented to this motion on December 21, 2021.

The parties note the Board’s requirement that they provide a progress report in connection with further requests for extension of the deadlines in this proceeding. The parties are currently diligently engaged in settlement negotiations on a worldwide basis to resolve the present opposition and have exchanged several settlement proposals and counterproposals with specific terms, which the parties’ and their counsel have discussed and continue to discuss.

In particular, since the consented motion to extend filed on November 1, 2011 (which included a status report through that date), the parties’ counsel held a video conference on November 2 to discuss settlement, including specific proposed terms and related issues, and have also exchanged emails related to settlement negotiations on November 30, December 14, and December 21, 2021. During settlement discussions, the parties have diligently discussed and continue to work toward resolution on a number of issues, including the use and registration of the parties’ specific marks in the U.S. and internationally. Specific resolution on those issues has not yet been reached. The parties propose attempting to resolve the remaining issues within the next 30 days, with the possibility that

settlement negotiations may continue after that timeframe given the complexity of the issues.

The parties have been making a good-faith effort to negotiate an agreement in this matter and will continue to do so. The parties submit that the requested extension is not made for the purpose of delay, but rather to facilitate settlement discussions and conserve the resources of the parties and the Board while the parties attempt to finalize an agreement.

In light of the foregoing, Applicant respectfully requests that the Board grant this motion, and reset the dates as detailed below:

Time to Answer:	January 30, 2022
Deadline for Discovery Conference:	March 1, 2022
Discovery Opens:	March 1, 2022
Initial Disclosures Due:	March 31, 2022
Expert Disclosures Due:	July 29, 2022
Discovery Period to Close:	August 28, 2022
Plaintiff's Pretrial Disclosures:	October 12, 2022
Plaintiff's 30-day Trial Period Ends:	November 26, 2022
Defendant's Pretrial Disclosures:	December 11, 2022
Defendant's 30-day Trial Period Ends:	January 25, 2023
Plaintiff's Rebuttal Disclosures:	February 9, 2023
Plaintiff's 15-day Rebuttal Period Ends:	March 11, 2023
Plaintiff's Opening Brief:	May 10, 2023
Defendant's Opening Brief:	June 9, 2023
Plaintiff's Reply Brief:	June 24, 2023
Request for Oral Hearing (Optional) Due:	July 4, 2023

Opposer's counsel has consented to this extension request and the dates set forth above. The parties submit that good cause exists as the parties need additional time to explore settlement.

Respectfully submitted,

/Stephen P. Meleen/ _____
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CERTIFICATE OF SERVICE

I certify that on December 29, 2021, a copy of this document was served on Opposer's counsel at the email address of record:

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