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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
Correspondence address	STEPHEN P. MELEEN PIRKEY BARBER PLLC 1801 EAST 6TH STREET, SUITE 300 AUSTIN, TX 78702 UNITED STATES Primary email: smeleen@pirkeybarber.com Secondary email(s): tsmith@pirkeybarber.com, eolson@pirkeybarber.com, tm-central@pirkeybarber.com 512-322-5200
Submission	Motion to Suspend for Settlement Discussions
Filer's name	Stephen P. Meleen
Filer's email	smeleen@pirkeybarber.com, tsmith@pirkeybarber.com, eolson@pirkeybarber.com, tmcentral@pirkeybarber.com
Signature	/spm/
Date	03/01/2022
Attachments	Motion for Extension w-Status Report.pdf(152989 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 60-DAY SUSPENSION  
AND REPORT TO THE BOARD**

Pursuant to 37 C.F.R. § 2.117(c) and in accordance with the February 1, 2022 Order issued in this proceeding, Exxon Mobil Corporation (“Applicant” or “ExxonMobil”) hereby requests that the deadlines in this proceeding be extended for a period of sixty (60) days. Opposer’s counsel, Anna McCoy, consented to this motion on February 28, 2022.

The parties note the Board’s requirement that they provide a progress report in connection with further requests for extension or suspension in this proceeding. The parties are currently diligently engaged in settlement negotiations on a worldwide basis to resolve the present opposition, and as reported in the prior-filed consented motions to suspend, the parties have engaged in extensive and detailed settlement discussions, and have exchanged several settlement proposals and counterproposals with specific terms. The parties continue to diligently work toward resolution on a number of issues, including the use and registration of the parties’ specific marks in the U.S. and internationally. ExxonMobil provided a proposed written settlement agreement to Opposer on January 18, 2022 based on the prior settlement discussions between the parties, which Opposer is currently reviewing. Since then, the parties’ counsel have exchanged emails related to settlement negotiations on January 28 and 31, 2022, and February 4, 8, 18, and 28, 2022. The parties propose attempting to resolve the remaining issues within the next 60 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:

<b>Time to Answer:</b>	<b>April 30, 2022</b>
<b>Deadline for Discovery Conference:</b>	<b>May 30, 2022</b>
<b>Discovery Opens:</b>	<b>May 30, 2022</b>
<b>Initial Disclosures Due:</b>	<b>June 29, 2022</b>
<b>Expert Disclosures Due:</b>	<b>October 27, 2022</b>
<b>Discovery Period to Close:</b>	<b>November 26, 2022</b>
<b>Plaintiff's Pretrial Disclosures:</b>	<b>January 10, 2023</b>
<b>Plaintiff's 30-day Trial Period Ends:</b>	<b>February 24, 2023</b>
<b>Defendant's Pretrial Disclosures:</b>	<b>March 11, 2023</b>
<b>Defendant's 30-day Trial Period Ends:</b>	<b>April 25, 2023</b>
<b>Plaintiff's Rebuttal Disclosures Due:</b>	<b>May 10, 2023</b>
<b>Plaintiff's 15-day Rebuttal Period Ends:</b>	<b>June 9, 2023</b>
<b>Plaintiff's Opening Brief Due:</b>	<b>August 8, 2023</b>
<b>Defendant's Brief Due:</b>	<b>September 7, 2023</b>
<b>Plaintiff's Reply Brief Due:</b>	<b>September 22, 2023</b>
<b>Request for Oral Hearing (Optional) Due:</b>	<b>October 2, 2023</b>

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

Respectfully submitted,

*/Stephen P. Meleen/*  
Stephen P. Meleen  
Tyson D. Smith  
PIRKEY BARBER PLLC  
1801 East 6<sup>th</sup> Street, Suite 300  
Austin, TX 78702  
(512) 322-5200  
(512) 322-5201 (fax)  
[smeleen@pirkeybarber.com](mailto:smeleen@pirkeybarber.com)  
[tsmith@pirkeybarber.com](mailto:tsmith@pirkeybarber.com)

Attorneys for Applicant

**CERTIFICATE OF SERVICE**

I certify that on March 1, 2022, a copy of this document was served on Opposer's counsel at the email address of record:

B. ANNA MCCOY  
MCCOY RUSSELL LLP  
806 SW BROADWAY, SUITE 600  
PORTLAND, OR 97205  
UNITED STATES  
TMmail@mccrus.com, harnett@mccrus.com, mccoy@mccrus.com, hall@mccrus.com

*/Stephen P. Meleen/*  
Stephen P. Meleen