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Filing date: **03/09/2022**

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

Proceeding no.	91265152
Party	Defendant Food La La LLC
Correspondence address	CARLO F. VAN DEN BOSCH SHEPPARD MULLIN RICHTER & HAMPTON LLP 650 TOWN CENTER DRIVE 10TH FLOOR COSTA MESA, CA 92626 UNITED STATES Primary email: uspto-tm-oc@sheppardmullin.com Secondary email(s): cvandenbosch@sheppardmullin.com 714-513-5100
Submission	Stipulated/Consent Motion to Extend
Filer's name	Michelle Wisniewski, Carlo Van den Bosch
Filer's email	uspto-tm-oc@sheppardmullin.com, mwisniewski@sheppardmullin.com, cvandenbosch@sheppardmullin.com
Signature	/mlw/
Date	03/09/2022
Attachments	Status Report And Fourth Extension Request re FOOD LA LA Opposition N o. 91265152.pdf(122505 bytes)

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

Comercializadora de Lacteos y
Derivados, S.A. de C.V.

Opposer,

v.

Food La La LLC

Applicant.

Opposition No.: 91265152

**STATUS REPORT AND
SUSPENSION REQUEST**

Applicant Food La La LLC (“Food La La”) and opposer Comercializadora de Lacteos y Derivados, S.A. de C.V. (“CLD”) (collectively referred to as the “Parties”) set out the following status report and request for further suspension of this proceeding while they finalize a settlement agreement.

In compliance with the Board’s Order dated February 12, 2022, the Parties present the following report on the progress of the parties’ settlement efforts:

(1) The parties were in contact on February 23, 2022 and March 3, 2022 regarding settlement. (2) Each of the foregoing communications was via email. (3) The emails concerned the status of obtaining signatures on the finalized settlement agreement. (4) The Parties have reached an agreement on settlement that will resolve all of the issues set forth in this opposition, leaving no pending issues for trial (the “Agreement”) and

merely await final signatures from both parties. (5) No issues remain open. (6) The parties expect to sign the agreement within 30 days barring unforeseen circumstances.

The Parties therefore requests a further 30-day suspension of this proceeding and a corresponding reset of discovery and testimony dates. The Parties' proposed trial schedule is therefore as follows:

Time to Answer	4/9/2022
Deadline for Discovery Conference	5/6/2022
Discovery Opens	5/6/2022
Initial Disclosures Due	7/7/2022
Expert Disclosures Due	10/6/2022
Discovery Closes	11/5/2022
Plaintiff's Pretrial Disclosures Due	12/18/2022
Plaintiff's 30-day Trial Period Ends	2/2/2023
Defendant's Pretrial Disclosures Due	2/17/2022
Defendant's 30-day Trial Period Ends	4/4/2023
Plaintiff's Rebuttal Disclosures Due	4/19/2023
Plaintiff's 15-day Rebuttal Period Ends	5/16/2023
Plaintiff's Opening Brief Due	7/17/2023
Defendant's Brief Due	8/17/2023
Plaintiff's Reply Brief Due	8/31/2023
Request for Oral Hearing (optional) Due	9/10/2023

In the alternative, if the Board denies the Parties' request for suspension, they request that the Board reset dates in the proceeding by a reasonable time as it deems fit.

Dated: March 8, 2022

Respectfully submitted,

By: /s/ Carlo F. Van den Bosch

CARLO F. VAN DEN BOSCH
MICHELLE L. WISNIEWSKI
SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

650 Town Center Drive, 10th Floor
Costa Mesa, California 92626
Telephone: (714) 424-8226
Attorneys for Food La La LLC

By: /s/ Laura T. Geyer

LAURA T. GEYER
VORYS, SATER, SEYMOUR AND PEASE LLP
1909 K Street NW, Ninth Floor
Washington, DC 20006
Telephone: (202) 467-8829
Attorneys for Comercializadora de Lacteos y
Derivados, S.A. de C.V.

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that the foregoing **STATUS REPORT AND SUSPENSION REQUEST** 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 8th day of March, 2022.

/s/Michelle L. Wisniewski

Michelle L. Wisniewski

CERTIFICATE OF SERVICE

I hereby certify that this **STATUS REPORT AND SUSPENSION REQUEST** is being transmitted by email to the following email addresses of record: iplaw@vorys.com, ltgeyer@vorys.com on this 8th day of March, 2022.

/s/Michelle L. Wisniewski

Michelle L. Wisniewski