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Filing date: **12/02/2024**

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

Proceeding no.	91285726
Party	Defendant Premise Data Corporation
Correspondence address	ANDREW J GRAY IV MORGAN LEWIS & BOCKIUS LLP 1400 PAGE MILL ROAD PALO ALTO, CA 94304 UNITED STATES Primary email: trademarks@morganlewis.com Secondary email(s): andrew.gray@morganlewis.com, jennifer.evans@morganlewis.com, eveline.schmid@morganlewis.com, kristen.canales@morganlewis.com 650-843-4001
Submission	Motion to Suspend for Settlement Discussions
Filer's name	Andrew J. Gray IV
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Signature	/Andrew J. Gray IV/
Date	12/02/2024
Attachments	077779 153533864v1Advanced Micro Devices Inc. v Premise Data Corporat ion - Joint Motion for Extension Proceeding No. 91285726 120224 clean version for f.pdf(139720 bytes)

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

In the Matter of Application Serial No. 97048372:
Published on December 27, 2022, in International Classes 9, 35 and 42

and

In the Matter of Application Serial No. 97048366: Premise
Published on December 27, 2022, in International Classes 9, 35 and 42

ADVANCED MICRO DEVICES, INC.,	)	
	)	
Opposer,	)	
	)	
v.	)	Opp. No. 91285726
	)	
PREMISE DATA CORPORATION,	)	
	)	
Applicant.	)	

JOINT MOTION FOR EXTENSION

Advanced Micro Devices, Inc., ("Opposer"), and Premise Data Corporation ("Applicant") respectfully jointly request that the full schedule be extended for 60 days, with the next deadline currently set for December 2, 2024 be extended to January 31, 2025, and that all subsequent dates be reset accordingly as follows:

Action	**Current Deadline**	**Proposed Deadline**
Time to Answer	12/02/2024	01/31/2025
Deadline for Discovery Conference	01/01/2025	03/02/2025
Discovery Opens	01/01/2025	03/02/2025
Initial Disclosures Due	01/31/2025	04/01/2025
Expert Disclosures Due	05/31/2025	07/30/2025

Action	Current Deadline	Proposed Deadline
Discovery Closes	06/30/2025	08/29/2025
Plaintiff's Pretrial Disclosures Due	08/14/2025	10/13/2025
Plaintiff's 30-day Trial Period Ends	09/28/2025	11/27/2025
Defendant's Pretrial Disclosures Due	10/13/2025	12/12/2025
Defendant's 30-day Trial Period Ends	11/27/2025	01/26/2026
Plaintiff's Rebuttal Disclosures Due	12/12/2025	02/10/2026
Plaintiff's 15-day Rebuttal Period Ends	01/11/2026	03/12/2026
Plaintiff's Opening Brief Due	03/12/2026	05/11/2026
Defendant's Brief Due	04/11/2026	06/10/2026
Plaintiff's Reply Brief Due	04/26/2026	06/25/2026
Request for Oral Hearing (optional) Due	05/06/2026	07/05/2026

There is good cause for the extension. As set forth in its previously requested extension filed on October 3, 2024, the parties desire to achieve a worldwide resolution of the dispute to avoid unnecessary duplicative proceedings and expense and are in the process of finalizing negotiations on a worldwide settlement agreement, which the parties estimate will be finalized within the next 60 days. As outlined in the prior request, there were several additional factors that impacted the scheduling of this matter, including Applicant's settlement with another opposer of the applications, and the Opposer's counsel recovery time following surgery.

The dispute revolves around the basic position of Applicant that the parties' marks and goods and services are dissimilar and that the parties do not compete, and Opposer's contrary position that the marks are confusingly similar, and that, *inter alia*, the goods and services are related.

Since the previous extension was granted, the parties have continued to communicate and are in agreement on some of the settlement terms. On October 18, 2024 Applicant's counsel provided a settlement counterproposal which accepted some of Opposer's proposed terms but did not accept part of the proposal made by Opposer. Having further reviewed the proposal, most recently on November 25, 2024, Opposer's counsel has responded, outlining continuing concerns over part of Applicant's proposal. She indicated that her client contacts would be out of their office during the week of Thanksgiving, and that she expected to provide further advice on Opposer's position during the second week of December.

Further due to holiday season schedules, additional time will be needed to finalize an agreement once a settlement is reached.

Nevertheless, given that the parties are in agreement on some of the settlement terms and continue to engage in the exchange of proposals, the parties are optimistic that they will reach a settlement within the next 60 days. Accordingly, the parties jointly request the further 60-day extension which they believe promotes judicial economy and provides the parties with the necessary time for resolution.

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Respectfully submitted,

Opposer
Advanced Micro Devices, Inc.

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Dated: December 2, 2024

Dated: December 2, 2024

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Motion for Extension, signed by counsel for both parties, has been served on above-identified counsel for opposer, through the ESTTA filing system and by email, this 2d day of December, 2024.

/Andrew J. Gray IV/