

ESTTA Tracking number: **ESTTA265492**

Filing date: **02/09/2009**

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

Proceeding	92044624
Party	Plaintiff J. Christopher Carnovale
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Submission	Motion to Extend
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Date	02/09/2009
Attachments	brandexperience.pdf ( 2 pages )(84409 bytes )

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

J. CHRISTOPHER CARNOVALE :  
Petitioner :  
v. : Cancellation No. 92044624  
THE BRAND EXPERIENCE LLC :  
Registrant :

**PETITIONER'S MOTION TO SUSPEND**

Petitioner hereby moves that the above referenced proceeding be suspended for a period of six months and that all dates in the above referenced proceeding be reset as follows:

Petitioner's discovery period to close	August 8, 2009
Petitioner's testimony period to close	November 9, 2009
Registrant's testimony period to close	January 8, 2010
Rebuttal testimony period to close	February 22, 2010.

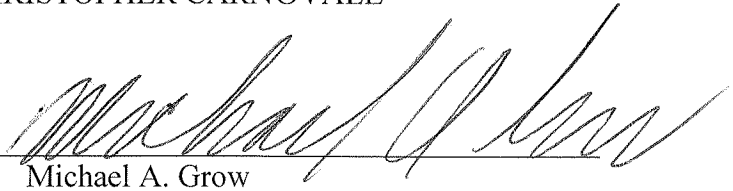
The parties continue to engage in settlement discussions that may lead to a resolution of this matter. A written settlement agreement was prepared and reviewed by the parties on January 9, 2009. On February 6, 2009, Registrant provided comments. Counsel for the parties conferred by telephone today in an effort to resolve remaining issues. Settlement is being actively pursued but additional time will be needed to finalize all of the issues.

If the parties are unable to reach an agreement, additional time will be needed to resolve open discovery issues that have been deferred while the parties attempt to amicably resolve the matter. The parties hope to be able to resolve this matter in less than the period allotted for suspension.

Registrant's attorney has consented to the granting of this motion.

J. CHRISTOPHER CARNOVALE

By



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Attorney for Petitioner

**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing is being served upon Registrant's counsel Wayne Harper of Greenberg Traurig PA at Suite 650, 450 S. Orange Avenue, Orlando, Florida 32801 by first class mail, postage prepaid, on February 9, 2009.

