

ESTTA Tracking number: **ESTTA266807**

Filing date: **02/16/2009**

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

Proceeding	92048357
Party	Plaintiff Le Bonheur Group Sarl
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Submission	Other Motions/Papers
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Date	02/16/2009
Attachments	Joint Request for ACR.pdf ( 2 pages )(17856 bytes )

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

LE BONHEUR GROUP SARL,	)	
	)	
Petitioner	)	
	)	
v.	)	
	)	Cancellation No. 92048357
LOTHAR SCHMIDT,	)	
	)	
Registrant	)	

**JOINT REQUEST FOR ACCELERATED CASE RESOLUTION**

Petitioner Le Bonheur Group Sarl (“Petitioner”) and Registrant Lothar Schmidt (“Registrant”) jointly request submission of this Cancellation Proceeding to the Trademark Trial and Appeal Board’s Accelerated Case Resolution (“ACR”) procedure.

The parties are prepared to stipulate for purposes of ACR to Petitioner’s standing, to the identity of the parties’ asserted trademarks, to each party’s dates of first use in commerce of their respective marks, and to the authenticity and admissibility of certain documents previously produced in discovery or through correspondence between the parties and which will be submitted to the Board for use in the ACR proceeding. The parties request a decision from the Board regarding the issues of effective trademark use of each party’s mark and priority, as well as any remaining issues.

The parties do not intend to submit testimony or affidavits as evidence.

The parties agree that the Board may resolve any issues of material fact and that the outcome of ACR will be a final ruling in this Cancellation.

The parties propose the following schedule:

10 days for the parties to prepare and execute a Joint Stipulation of Facts;

60 days for Petitioner's Brief;

30 days for Registrant's Response;

15 days for Petitioner's Reply, if any.

Respectfully submitted,

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Respectfully submitted,

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