

ESTTA Tracking number: **ESTTA290261**

Filing date: **06/17/2009**

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

Proceeding	92051107
Party	Plaintiff Haywood Holdings, Inc.
Correspondence Address	Howard P. Walthall, Jr. Burr & Forman LLP 420 North 20th Street Suite 3400 Birmingham, AL 35203 UNITED STATES hpwaltha@burr.com, ivincent@burr.com, pkustos@burr.com
Submission	Motion to Suspend for Settlement Discussions
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Signature	/india e vincent/
Date	06/17/2009
Attachments	PERMACLEAN PLAS - Motion to Suspend.PDF ( 2 pages )(50695 bytes )

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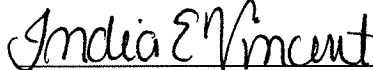
Haywood Holdings, Inc.,	)	
	)	
Petitioner,	)	
	)	
v.	)	Cancellation No. 92051107
	)	
Fraunhofer-Gesellschaft zur Förderung der angewandten Forschung e.V.,	)	Mark: PERMACLEAN PLAS
	)	
Registrant.	)	Reg. No. 3,213,620

**MOTION TO SUSPEND PROCEEDING**

Petitioner, Haywood Holdings, Inc., hereby moves for the suspension of the above-captioned proceeding for a period of 90 calendar days. Petitioner has initiated the above-captioned proceeding at this time in order to maintain its rights in its application to register PERMA-CLEAN II (U.S. Serial No. 77/567,975) by fully responding to the Office Action from the Examining Attorney dated December 15, 2008, for which a response was due on the filing date of this proceeding. However, Petitioner and Registrant are actively involved in discussions to attempt to reach an amicable resolution of this matter. As a result, Petitioner requests that this proceeding be suspended for the requested period, up to and including, September 15, 2009.

Dated this 17th day of June 2009.

Respectfully Submitted,



Howard P. Walthall, Jr., Esq.

India E. Vincent, Esq.

Justin H. Kelly, Esq.

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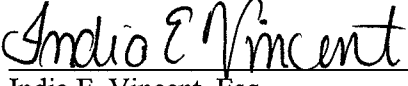
**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion on Consent to Suspend was mailed to Registrant on June 17, 2009 by first class mail, postage prepaid, to the address listed by Registrant on his registration as follows:

Dr. Dirk Ostermann  
Fraunhofer-Gesellschaft zur Förderung der angewandten Forschung e.V.  
Hansastraße 27c  
80686 München  
Germany

A copy of the Motion was also sent on the above mentioned date to Registrant via email at [dirk.ostermann@zv.fraunhofer.de](mailto:dirk.ostermann@zv.fraunhofer.de).

Respectfully Submitted,

  
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India E. Vincent, Esq.