

ESTTA Tracking number: **ESTTA481401**

Filing date: **07/03/2012**

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

Proceeding	92054066
Party	Plaintiff Yigal Cohen Harel
Correspondence Address	MEICHELE R MACGREGOR COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES mrm@cll.com, trademark@cll.com, aec@cll.com, klr@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Meichelle R. MacGregor
Filer's e-mail	mrm@cll.com,trademark@cll.com
Signature	/Meichelle R. MacGregor/
Date	07/03/2012
Attachments	Christoflemotion.pdf ( 3 pages )(10197 bytes )

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

In Re Registration No. 3,097,302  
Registered: May 30, 2006  
For Mark: VERTIGO

----- X

YIGAL COHEN HAREL, :

Petitioner, :

v. : CANCELLATION NO.:

92/054,066

CHRISTOFLE ORFEVRERIE, :

Registrant. :

----- X

**MOTION ON CONSENT TO SUSPEND PROCEEDINGS  
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order suspending the proceedings in this matter for a period of ninety days (90) days, up to and including **October 1, 2012**. Registrant consented to this motion, which is requested to allow the parties to engage in settlement discussions.

Since the last suspension, Opposer has responded to Applicant’s proposed changes to the agreement. The additional time is requested so that the Applicant can consider Opposer’s position and for the parties to revise the agreement and continue to negotiate a final settlement. If accepted, the settlement agreement would resolve this matter without the need to proceed with the opposition.

In the event that the Board denies this motion, Opposer consents to an extension of time for Registrant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Registrant's time to answer or otherwise respond to the Notice of Opposition until 30 days after the suspension ends . Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York  
July 3, 2012

Respectfully submitted,

COWAN LIEBOWITZ & LATMAN, P.C.  
Attorneys for Opposer

By: Meichelle R. MacGregor/  
Meichelle R. MacGregor  
1133 Avenue of the Americas  
New York, New York 10036  
(212)790-9200

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on July 3, 2012 I caused a true and correct copy of the foregoing Motion On Consent To Suspend Proceedings And To Extend Discovery Period If Opposition Is Resumed to be sent via Air Mail, postage prepaid, to:

(a) Registrant's Domestic Representative and Counsel of Record, Lawrence E. Abelman at Abelman Frayne & Schwab, 666 3rd Avenue, 10th Fl., New York, NY 10017;  
and;

(b) Registrant, Orfeverie Christofle, 9, Rue Royale, 75008 Paris, France.

Attn: Pauline Battini, Département Juridique – Juriste Propriété Intellectuelle.