

ESTTA Tracking number: **ESTTA769223**

Filing date: **09/07/2016**

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

Proceeding	92057963
Party	Defendant Cescon Italo Storia E Vini SRL and Cescon Italo Storia E Vini Societa' A Responsabilita' Limitata
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Submission	Stipulated/Consent Motion to Extend
Filer's Name	Michael Culver
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Signature	/michaelculver/
Date	09/07/2016
Attachments	Request for Suspension 09-07-2016.pdf(125048 bytes)

Proceeding”) suspended for an additional period of ninety (90) days in order to allow more time for the parties to negotiate a potential settlement. The consent of the Registrant and Counterclaim Petitioner was provided by its counsel via electronic mail on this date.

In the prior motion of the parties to suspend the Proceeding (TTABVUE Dkt. #41), filed June 3, 2016, the history was recounted. In brief, the Proceeding involves two Italian parties and a trademark dispute lasting over 30 years that has been additionally complicated by the role of the U.S. party Viva Vino.

Since that motion, the two Italian parties (Cescon and Zaccagnini) have furthered their understanding of a framework to resolve the dispute on an international basis. Additionally, and significantly, it is believed that Zaccagnini and Viva Vino will soon reach an agreement so that Viva Vino’s registration-at-issue will be assigned to Zaccagnini. Such an agreement would pave the way for Zaccagnini and Cescon to extend their international agreement in principle to the United States, thereby allowing for resolution of the Proceeding.

It is still the intention of the parties to continue to negotiate in good faith, and they remain of the belief that there is a good chance that an accord will be reached that would result in dismissal of this Proceeding.

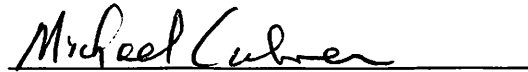
In consideration of the foregoing, it respectfully is requested that the Board grant this consented motion, and that it reset the schedule for the proceeding as set forth below.

Time to Answer:	CLOSED
Deadline for Discovery Conference:	CLOSED
Discovery Opens:	CLOSED
Initial Disclosures Due:	CLOSED
Expert Disclosure Due:	December 10, 2016
Discovery Closes:	March 9, 2017
Plaintiff's Pretrial Disclosures:	April 23, 2017
Plaintiff's 30-day Trial Period Ends:	June 7, 2017
Defendant's Pretrial Disclosures:	June 22, 2017
Defendant's 30-day Trial Period Ends:	August 4, 2017

Plaintiff's Rebuttal Disclosures: August 19, 2017
Plaintiff's 15-day Rebuttal Period Ends: September 18, 2017

Respectfully Submitted,

By Millen White Zelano and Branigan, P.C. on behalf of
CESCON ITALO STORIA E VINI SRL



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Dated: September 7, 2016

Attorneys for Cescon Italo Storia E Vini SRL

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was served this 7th day of September 2016 by email, with consent, to the following attorney of record:

CAMILLE M. MILLER, ESQ.
COZEN O'CONNOR
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By: 
Attorney for Petitioner