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

Proceeding	92065038
Party	Plaintiff The Cellular Connection, LLC
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Submission	Other Motions/Papers
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Date	10/06/2017
Attachments	Stipulated Motion for Suspension of Cancellation Proceeding.pdf(136729 bytes)

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

In the Matter of Registration No. 4,672,607
Mark: CULTURES FOR GOOD
Date of Registration: January 13, 2015

THE CELLULAR CONNECTION, LLC

Petitioner,

v.

ALANDRA L. WASHINGTON,

Respondent.

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Cancellation No. 92065038

STIPULATED MOTION FOR SUSPENSION OF CANCELLATION PROCEEDING

Petitioner, The Cellular Connection, LLC, hereby requests suspension of Cancellation No. 92065038, with consent of Respondent, Alandra L. Washington.

A cancellation proceeding may be suspended for good cause upon motion or stipulation of the parties. TRADEMARK TRIAL AND APPEAL BOARD MANUAL OF PROCEDURE § 510.03(a). The parties' agreement to suspend proceedings for consideration of a matter by an examining attorney, including the disposition of a party's application before the examining attorney, has been found to constitute such "good cause." *Id.*; see also *The Tamarkin Co. v. Seaway Food Town Inc.*, 34 U.S.P.Q.2d 1587, 1592 (T.T.A.B. 1995).

Petitioner and Respondent have entered into a Coexistence Agreement and Consent to Registration (the "Agreement") governing the use of the parties' respective CULTURE OF GOOD and CULTURES FOR GOOD marks. Petitioner and Respondent believe that the Agreement is sufficient to overcome the U.S. Patent and Trademark Office's June 15, 2016 refusal to register Petitioner's CULTURE OF GOOD mark on the basis of a likelihood of

confusion with Respondent's CULTURES FOR GOOD mark, and will submit the Agreement for consideration by the Examining Attorney assigned to Petitioner's application to register CULTURE OF GOOD. Under the terms of the Agreement, the Examining Attorney's withdrawal of the refusal would also resolve the instant cancellation proceeding.

Because Petitioner's and Respondent's agreement to suspend this proceeding for disposition of Petitioner's application before the Examining Attorney constitutes good cause for the suspension, Petitioner, with Respondent's consent, respectfully requests suspension of Cancellation No. 92065038 pending withdrawal of the refusal to register CULTURE OF GOOD by the U.S. Patent and Trademark Office.

Dated: October 6, 2017

Respectfully submitted,

/s/ Denis V. Shamo

Denis V. Shamo

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ATTORNEYS FOR PETITIONER

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing STIPULATED MOTION FOR SUSPENSION OF CANCELLATION PROCEEDING was served on Eugene J. Rath III, counsel for Respondent, by e-mailing said copy on October 6, 2017 to gene.rath@flynnthiel.com.

/s/ Denis V. Shamo
Denis V. Shamo