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

Proceeding	92065911
Party	Defendant NERO World, LLC
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Submission	Other Motions/Papers
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Date	11/02/2018
Attachments	Motion to Suspend - Opp - Ford.pdf(87280 bytes )

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

In the matter of trademark Registration No. 4657988  
For the mark NERO

Joseph Valenti, NERO International Holding )  
Co., Inc., & NERO Live Adventure Games, LLC, )  
Plaintiff, )  
v. ) Cancellation No. 92065911  
NERO World, LLC, )  
Defendant, )

**DEFENDANT’S OPPOSITION TO PETITIONER’S MOTION TO SUSPEND**

Comes now Defendant, by and through counsel, and opposes Petitioner’s Motion to Suspend as follows:

1. October October 31, 2018, Petitioner filed its motion to suspend proceedings in this matter. The basis of this request is the fact that Petitioner filed a Motion to Strike Affirmative Defenses which was filed on September 24, 2018, and Petitioner feels that the outcome of this motion will impact discovery in the case.
2. Defendant argues that this is not a good faith reason to justify suspension of these proceedings. Petitioner filed its motion to suspend the day initial disclosures were due, and the day that discovery could begin between the parties. If Petitioner was genuinely interested in staying the proceedings to avoid discovery issues, they would have sought a stay in the proceedings at the time the motion to strike was filed.

3. The Motion to Strike is not dispositive. It does not, in fact, impact discovery and Defendant has identified its evidence supporting its affirmative defenses in its initial disclosures.

Because there is no impact or negative effect on Plaintiff, Defendant argues that there is no good cause for suspension of these proceedings, and that the timeline and deadlines currently set by the tribunal be maintained.

Dated: November 2, 2018

By: / Jovanna R. Bearden /  
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Attorney for Defendant

#### CERTIFICATE OF SERVICE

I, Jovanna R. Bearden, certify that on this 2nd day of November, 2018, a true and correct copy of the foregoing document was filed with the Trademark Trial and Appeal Board via the Electronic System for Trademark Trials and Appeals and sent by email to Counsel for Plaintiff, Phillip Thomas Horton at [NEROLitigation@gmail.com](mailto:NEROLitigation@gmail.com) .

By: / Jovanna R. Bearden /  
Jovanna R. Bearden