

ESTTA Tracking number: **ESTTA924188**

Filing date: **09/25/2018**

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

Proceeding	92067273
Party	Defendant Boston BioPharm, Inc.
Correspondence Address	ANDREW D PRICE VENABLE PO BOX 34385 WASHINGTON, DC 20043-4385 UNITED STATES csmitros@venable.com, adprice@venable.com, trademarkdocket@venable.com 202-344-8156
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Sean T. Phelan
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Signature	/Sean T. Phelan/
Date	09/25/2018
Attachments	2018-09-25 - Cancellation No. 92067273 - Dolcas Biotech v. Boston BioPharm - Consent Motion to Suspend (2018-09-24).pdf(8136 bytes)

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

DOLCAS BIOTECH, LLC)	
)	
Petitioner,)	
)	
v.)	Cancellation No. 92067273
)	Registration No. 5209646
BOSTON BIOPHARM, INC.)	BIOCURC
)	
Registrant.)	

Attorney's Reference: 128390-423921

CONSENT MOTION TO SUSPEND

The parties hereby move for a 30-day suspension of this proceeding to allow additional time for an amicable resolution to be achieved.

The new dates will be as follows:

Time to Answer: CLOSED
Deadline for Discovery Conference: CLOSED
Discovery opens: CLOSED
Initial Disclosures due: CLOSED
Plaintiff's Responses to Defendant's Discovery Requests due: 11/21/2018
Defendant's Responses to Plaintiff's Discovery Requests due: 12/1/2018
Expert Disclosures due: 2/24/2019
Discovery Period to Close: 3/26/2019
Plaintiff Pretrial Disclosures: 5/10/2019
Plaintiff's 30-day Trial Period Ends: 6/24/2019
Defendant/Counterclaim Plaintiff's Pretrial Disclosures: 7/9/2019
30-Trial Period for Defendant and Plaintiff in Counterclaim: 8/23/2019
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due: 9/7/2019
30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff Ends: 10/22/2019
Counterclaim Plaintiff's Rebuttal Disclosures Due: 11/6/2019
15-day Rebuttal Period for Counterclaim Plaintiff Ends: 12/6/2019
Plaintiff's Trial Brief Due: 2/4/2020
Defendant's Trial Brief and Plaintiff in the Counterclaim Due: 3/5/2020
Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due: 4/4/2020
Reply Brief, if any, for Plaintiff in the Counterclaim Due: 4/19/2020
Request for Oral Hearing (optional) Due: 4/29/2020

Respectfully submitted,

Dated: September 25, 2018

/Sean T. Phelan/
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Attorneys for Registrant

CERTIFICATE OF SERVICE

The undersigned, attorney for Registrant, hereby certifies that he served by e-mail a copy of
the CONSENT MOTION TO SUSPEND upon

Thomas M. Galgano
Carolyn A. Galgano
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on September 25, 2018.

/Sean T. Phelan/

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