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

Proceeding	92075108
Party	Defendant Jorge Ernesto Ramirez-Ceballos
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Date	12/28/2020
Attachments	Joint Motion to Suspend 12.28.2020.pdf(160287 bytes)

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

In re Registration No. 5,985,963

Trademark: **LA ORIGINAL BANDA MAGUEY !Y... PURO VILLA CORONA! Y SIGUE, Y SIGUE**

Registered: February 11, 2020

Miguel Angel Vidal Pulido.
Petitioner,

v.

Jorge Ernesto Ramirez-Ceballos,
Registrant.

Cancellation No. 92075108

JOINT MOTION TO SUSPEND

Registrant, Mr. Jorge Ernesto Ramirez Ceballos, (hereinafter “Registrant”), by and through its undersigned counsel of record, and with the consent of Petitioner, Mr. Miguel Angel Vidal Pulido (hereinafter “Petitioner”), provided via email from counsel for Petitioner on December 28, 2020, hereby moves the Board, pursuant to 37 CFR § 2.117(a), to suspend the cancellation proceedings pending the disposition of Registrant’s *Motion for Relief from Final Judgment* in Cancellation Proceeding No. 92071438.

As this Board may be aware, the parties in this proceeding are also engaged in a related cancellation proceeding regarding the BANDA MAGUEY trademark, U.S. Registration No. 2,198,067. The parties agree that the marks at issue are highly similar and that the claims and defenses asserted are virtually identical.

On November 16, 2020, Registrant filed a *Motion for Relief from Final Judgment* in Cancellation Proceeding No. 92071438, which is still pending before the Board. As such, in

the interest of consistency and procedural economy, the parties agree that the instant proceeding should be suspended pending the disposition of said motion.

Registrant is still evaluating whether a reply to *Petitioner's Response to Registrant's Motion to Dismiss the Amended Petition to Cancel* will be necessary. Hence, Registrant reserves the right to submit a reply once the instant proceedings are resumed or as otherwise allowed by this Board.

WHEREFORE, the parties hereby **consent** to suspending this proceeding pending the disposition of Registrant's Motion for Relief from Final Judgment in the related cancellation proceeding no. 92075108.

Respectfully submitted,

Dated this 28th day of December, 2020.

By: /Alice M. Cabrera/
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Attorneys for Registrant

CERTIFICATE OF TRANSMITTAL

I hereby certify that a true copy of the foregoing **JOINT MOTION TO SUSPEND** is being electronically filed with the TTAB via ESTTA and served by email upon Petitioner's attorney of record on this 28th day of December, 2020.

By: /Alice M. Cabrera/
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