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Filing date: **06/30/2023**

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

Proceeding no.	92082310
Party	Plaintiff Matos Insurance Agency, Inc. and Armando J Matos
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Signature	/Marc Alexander Rapaport/
Date	06/30/2023
Attachments	TTAB - Notice of Filing.pdf(109941 bytes) Order Closing Case Pending Trademark Cancellation.pdf(159225 bytes)

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

Registration No.:	**6209276**
Mark:	**MATTOS INSURANCE**
Registered:	**December 1, 2020**
Class:	**036**
Cancellation No.:	**92082310**

MATOS INSURANCE AGENCY, INC.,
ARMANDO JOSE MATOS)
)
Petitioner,)
)
v.)
)
MATTOS INSURANCE, INC.)
)
Respondent.)

PETITIONERS' NOTICE OF FILING DISTRICT COURT'S ORDER GRANTING MOTION TO STAY PENDING OUTCOME OF RELATED PROCEEDINGS

Petitioners Armando Jose Matos and Matos Insurance Agency, Inc., respectfully submit this Notice of Filing of the District Court's Order Granting Defendants' Motion to Stay Action Pending Outcome of Related Proceedings before the Trademark Trial and Appeal Board [DE 26], in the related case of *Mattos Insurance, Inc. v Jose Matos Armando and Matos Insurance Agency, Inc.*, Case No.: 2022-62075-Civ-Singhal.

Date: June 30th, 2023

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Attorneys for Petitioners

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 22-62075-CIV-SINGHAL

MATTOS INSURANCE, INC.,

Plaintiff,

v.

JOSE MATOS ARMANDO and
MATOS INSURANCE AGENCY, INC.,

Defendants.
_____/

ORDER GRANTING TEMPORARY STAY AND ADMINISTRATIVELY CLOSING CASE

THIS CAUSE is before the Court on Defendants' Motion to Stay this Action Pending Outcome of Related Proceedings before the Trademark Trial and Appeal Board (DE [18]); the motion is opposed. In the instant motion, Defendants request this Court stay this action pending the outcome of the cancellation proceedings brought by Defendants as to Plaintiff's federal trademark for MATTOS INSURANCE (U.S. Registration No. 6209276). Defendants argue the interests of judicial economy and interests of the parties will be served by a stay, and Plaintiff would not be prejudiced by the stay, whereas Defendants would be severely prejudiced were a stay not entered. Plaintiff opposes the motion and argues it has a registered federal trademark, MATTOS INSURANCE (U.S. Registration No. 6209276) that has been in use since 2009 and it seeks to enforce its rights.

The Court has "broad discretion to stay proceedings as an incident to its power to control its own docket." *Clinton v. Jones*, 520 U.S. 681, 706 (1997). A stay, however, must be properly limited and must not be "immoderate." *Ortega Trujillo v. Conover & Co.*

Commc'ns, 221 F.3d 1262, 1264 (11th Cir. 2000). The Court finds that the requested stay is reasonable in scope and helpful for the control of its docket. Accordingly, it is hereby

ORDERED AND ADJUDGED as follows:

1. Defendants' Motion to Stay this Action Pending Outcome of Related Proceedings before the Trademark Trial and Appeal Board (DE [18]) is **GRANTED**.
2. The case is **STAYED**, and the Parties shall file a joint-status report within twenty (20) days after the Trademark Trial and Appeal Board's issuance of a decision.
3. The parties shall file a joint status report **every ninety (90) days** indicating the status of this case.
4. The Clerk of Court is directed to **ADMINISTRATIVELY CLOSE** this case; either party may request the Court to reopen the case.
5. To the extent not otherwise disposed of, any scheduled hearings are **CANCELED**, all pending motions are **DENIED WITHOUT PREJUDICE**, and all deadlines are **TERMINATED**.

DONE AND ORDERED in Chambers, Fort Lauderdale, Florida, this 29th day of June 2023.

RAAG SINGHAL
UNITED STATES DISTRICT JUDGE

Copies furnished to counsel of record via CM/ECF