

ESTTA Tracking number: **ESTTA1262332**

Filing date: **01/26/2023**

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

Proceeding No.	91282387
Filing Party	Defendant Barry Callebaut AG
Other Party	Plaintiff Monster Energy Company
Pending Motion	There is no motion currently pending and no other motion is being filed concurrent with this consent motion.

Consent Motion for Suspension for Settlement

The parties are actively engaged in negotiations for the settlement of this matter. Barry Callebaut AG requests that this proceeding be suspended for 30 days to allow the parties to continue their settlement efforts.

Proceedings to resume on **02/26/2023**.

Time to Answer	02/28/2023
Deadline for Discovery Conference	03/30/2023
Discovery Opens	03/30/2023
Initial Disclosures Due	04/29/2023
Expert Disclosures Due	08/27/2023
Discovery Closes	09/26/2023
Plaintiff's Pretrial Disclosures Due	11/10/2023
Plaintiff's 30-day Trial Period Ends	12/25/2023
Defendant's Pretrial Disclosures Due	01/09/2024
Defendant's 30-day Trial Period Ends	02/23/2024
Plaintiff's Rebuttal Disclosures Due	03/09/2024
Plaintiff's 15-day Rebuttal Period Ends	04/08/2024
Plaintiff's Opening Brief Due	06/07/2024
Defendant's Brief Due	07/07/2024
Plaintiff's Reply Brief Due	07/22/2024
Request for Oral Hearing (optional) Due	08/01/2024

Barry Callebaut AG has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

Certificate of Service

The undersigned hereby certifies that a copy of this submission has been served upon all parties, at their address of record by Email on this date.

Respectfully submitted,

/s/

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01/26/2023