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

Proceeding	91203965
Party	Plaintiff Entrepreneur Media, Inc.
Correspondence Address	Jennifer L. Barry Latham & Watkins LLP 600 West Broadway, Suite 1800(027788-0041) San Diego, CA 92101 UNITED STATES ipdocket@lw.com, jennifer.barry@lw.com
Submission	Motion to Suspend for Civil Action
Filer's Name	Adam Kummins
Filer's e-mail	jennifer.barry@lw.com, ipdocket@lw.com
Signature	/Adam Kummins/
Date	04/09/2012
Attachments	EMI susp.PDF (33 pages)(926611 bytes)



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

Entrepreneur Media, Inc., a California corporation,) Opposition No.: 91203965
Plaintiff, v. AEP, LLC, a New Jersey limited liability company,	In re the Application of AEP, LLC Mark: USENTREPRENEURTODAY Serial No.: 85/249474
Defendant.	ý)

MOTION TO SUSPEND

Pursuant to 37 C.F.R. § 2.1117 and Rule 510.02(a) of the Trademark Trial and Appeal Board's Manual of Procedure ("TBMP"), Plaintiff Entrepreneur Media, Inc. ("EMI") hereby files this Motion to Suspend this opposition proceeding pending the outcome of the civil action, *Entrepreneur Media, Inc. v. Jeanne Gray, Enterprising Solutions Inc., and AEP, LLC*, Case No. 12-CV-01346, pending in the United States District Court of New Jersey ("Federal Litigation"). A copy of the complaint which was filed by EMI against the Defendant in this matter is attached.

Dated: April 9, 2012

Respectfully submitted,

LATHAM & WATKINS LLP

By:

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tenil L. Ba

Attorneys for Plaintiff Entrepreneur Media, Inc.



CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing MOTION TO SUSPEND has been served on AEP, LLC by mailing said copy on April 9, 2012 via First Class Mail, postage prepaid to:

LOUIS ZAMBRIO OLENDERFELDMAN LLP 2840 MORRIS AVE STE 1 UNION, NJ 07083-4880

Adam Kummins

Jason B. Lattimore LATHAM & WATKINS LLP One Newark Center, 16th Floor

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OF COUNSEL:

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Attorneys for Plaintiff ENTREPRENEUR MEDIA, INC.

UNITED STATES DISTRICT COURT **DISTRICT OF NEW JERSEY (NEWARK)**

ENTREPRENEUR MEDIA, INC., Plaintiff,

v.

JEANNE GRAY, ENTERPRISING SOLUTIONS INC., and AEP, LLC, Defendants.

Case No.

COMPLAINT

JURY TRIAL DEMANDED



COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff Entrepreneur Media, Inc. ("EMI") brings this complaint against

Defendants for federal trademark infringement and federal unfair competition/false
designation. EMI seeks monetary, injunctive, and other relief, and, in support
thereof, states the following:

PARTIES

- 1. EMI is a California corporation, having its principal place of business at 2445 McCabe Way, Irvine, California 92614.
- 2. On information and belief, Jeanne Gray, an individual residing in Westfield, New Jersey, operates the websites located at *usentrepreneurtoday.com* and *njentrepreneur.com* and is the president and founder of both Enterprising Solutions, Inc. and AEP, LLC Gray is also the registrant for the *njentrepreneur.com* and *usentrepreneurtoday.com* domain names. On information and belief, Gray was personally aware of, and authorized, approved, ratified, participated in, and instigated the wrongful conduct alleged in this Complaint.
- 3. On information and belief, Enterprising Solutions, Inc. is a New Jersey corporation, having its principal place of business at 231 North Avenue, #334, Westfield, New Jersey 07090. Enterprising Solutions, Inc. publishes content on the *njentrepreneur.com* website, and was the applicant of record for the application for federal registration of the NJENTREPRENEUR mark.



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