ESTTA Tracking number:

ESTTA886230

Filing date:

03/28/2018

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

Proceeding	91237173
Party	Plaintiff Ghost Management Group, LLC
Correspondence Address	JONATHAN A MENKES KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN STREET, 14TH FLOOR IRVINE, CA 92614 UNITED STATES Email: efiling@knobbe.com
Submission	Motion to Suspend for Civil Action
Filer's Name	Jonathan A. Menkes
Filer's email	efiling@knobbe.com
Signature	/JAM/
Date	03/28/2018
Attachments	Opposer s Motion to Suspend WEED.127M.pdf(153351 bytes ) Exhibit A WEED.127M.pdf(2384506 bytes )



WEED.127M TTAB

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

Ghost Management Group, LLC,

Opposer,

v.

Octavio Sanchez,

Applicant.

Opposition No. 91237173



### **OPPOSER'S MOTION TO SUSPEND**

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

Dear Sir or Madam:

Pursuant to 37 CFR §2.117 and the Trademark Trial and Appeal Board Manual of Procedure (TBMP) Chapter 510.02(a), Opposer Ghost Management Group, LLC ("Opposer") hereby moves for an Order suspending this Opposition pending the disposition of Civil Action No. 8:18-cv-337, *Ghost Management Group, LLC v. Octavio Sanchez*, in the U.S. District Court for the Central District of California Southern Division.

In the Federal Court action, Opposer filed a complaint alleging that Applicant's use of the



mark constitutes trademark infringement, trade dress infringement,

trademark dilution, copyright infringement, cybersquatting, California common law unfair



competition and California statutory unfair competition of Opposer's WEEDMAPS® and

WEEDMENU® trademarks.

A copy of Opposer's Complaint, Civil Cover Sheet and Reports on the Filing of an

Action are attached hereto as Exhibit A.

Opposer's rights in its WEEDMAPS® and WEEDMENU® trademarks are a central issue

in both the opposition proceeding and the civil litigation. As such, Opposer states that the

pending civil litigation will have a direct bearing on the opposition proceeding and as such,

suspension should be granted. See 37 CFR §2.117(a); General Motors Corp. v. Cadillac Club

Fashions Inc., 22 USPQ2d 1933 (TTAB 1992); T.B.M.P. § 510.02(a). Further, an answer in the

civil litigation has been filed.

Accordingly, Opposer respectfully requests that the above-captioned opposition

proceeding be suspended pending final resolution of Civil Action No. 8:18-cv-337.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: March 28, 2018

By: \_\_\_\_/Jonathan A. Menkes/

Thomas Y. Yee Jonathan A. Menkes Knobbe Martens Olson & Bear, LLP 2040 Main Street, 14<sup>th</sup> Floor

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Attorneys for Opposer,

Ghost Management Group, LLC



### **CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing **OPPOSER'S MOTION TO SUSPEND** upon Applicant via electronic mail on March 28, 2018, addressed as follows:

Octavio Sanchez octavio@musiccity.guru, musiccityinc1@gmail.com

/Sarah Couvillion/ Sarah Beno Couvillion

27930273



## Exhibit A



# DOCKET

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