ESTTA Tracking number:

ESTTA948602

Filing date:

01/18/2019

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

| Proceeding | 91239962 |
|---------------------------|--|
| Party | Defendant Humu, Inc. |
| Correspondence Address | CHANTAL Z HWANG COOLEY LLP 1299 PENNSYLVANIA AVENUE, SUITE 700 WASHINGTON, DC 20004 UNITED STATES trademarks@cooley.com 415-693-2000 |
| Submission | Motion to Suspend for Civil Action |
| Filer's Name | Christopher Civil |
| Filer's email | ahurst@orrick.com, drutowski@orrick.com, ccivil@orrick.com, mweddington@orrick.com, ipprosecution@orrick.com |
| Signature | /Christopher Civil/ |
| Date | 01/18/2019 |
| Attachments | HUMU Opposition Notification of Civil Action 91239962.pdf(7302 bytes) HUMU - 91239962 - Exhibit A - TTAB.pdf(181680 bytes) |



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

In the Matter of Application Serial No. 87/433,012; 87/433,020; and 87/433,022 Published in the *Official Gazette* on September 12, 2017 and January 23, 2018 Trademark: HUMU

Hulu, LLC, Opposition No.: 91239962

Opposers,

v.

Humu, Inc.,

Applicant.

MOTION TO SUSPEND PROCEEDING IN VIEW OF PENDING CIVIL ACTION PURSUANT TO TRADEMARK RULE 2.117(a)

On January 18, 2019, Applicant, Humu, Inc. ("Applicant"), filed a civil action against Hulu, Inc. ("Opposer") in the Northern District of California. Applicant hereby attaches a true and correct copy of the Complaint in *Humu, Inc. v Hulu, LLC*, Civil Action No. 3:19-cv-00327 as Exhibit A. The civil action involves issues which are central to this proceeding.

Pursuant to 37 C.F.R. § 2.117(c) and T.M.B.P. § 510.03(a), Applicant accordingly hereby requests suspension of this proceeding pending determination of the civil action.

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: January 18, 2019 By: /Christopher Civil/

Diana Rutowski Christopher Civil

Attorneys for Humu, Inc.



2050 Main St., Suite 1100 Irvine, CA 92614 (650) 614-7685



CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing MOTION TO SUSPEND

PROCEEDING IN VIEW OF PENDING CIVIL ACTION is being served upon counsel for

Opposer by electronic mail on January 18, 2019 at the email address indicated below:

tmango@cantorcolburn.com
vricci@cantorcolburn.com

By: /Marley Weddington/
Marley Weddington



EXHIBIT A



DOCKET

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