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

Proceeding	92063763
Party	Defendant McWilliam's Wines Group Limited
Correspondence Address	RAFFI V ZEROUNIAN HANSON BRIDGETT LLP 425 MARKET STREET, 26TH FLOOR SAN FRANCISCO, CA 94105 UNITED STATES ttabfilings@hansonbridgett.com, rzerounian@hansonbridgett.com
Submission	Motion to Suspend for Civil Action
Filer's Name	Raffi Zerounian
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Signature	/rvz/
Date	01/17/2017
Attachments	Mtn to Suspend Cancellation Proceeding-92063763.pdf(4133663 bytes)

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

IN RE: REGISTRATION NO. 4,883,706

BUTTERBALL, LLC,

Petitioner,

v.

McWILLIAM'S WINES GROUP LIMITED,

Respondent.

Cancellation No. 92063763

**MOTION TO SUSPEND CANCELLATION
PROCEEDING DUE TO PENDING CIVIL
ACTION**

Respondent McWilliam's Wines Group Limited ("Respondent") hereby moves the Board for an order suspending the cancellation proceeding filed by Petitioner Butterball, LLC ("Petitioner") against Respondent's U.S. Reg. No. 4,883,706 pending the outcome of *Butterball, LLC v. McWilliam's Wine Group Limited*, Case No. 5:16-cv-00941, a civil action pending between Petitioner and Respondent in the U.S. District Court for the Eastern District of North Carolina ("Civil Action"). Exhibit A hereto is a copy of the Complaint in the Civil Action.

Because the Civil Action involves the same parties, the same mark, and has issues in common with this cancellation proceeding, Respondent respectfully requests that this proceeding be suspended, pursuant to 37 C.F.R. §2.117(a), pending the final disposition of the Civil Action. See TBMP §510.02(a).

Respectfully submitted,

By /s/ Raffi Zerounian
Raffi Zerounian, Esq.

Attorneys for Respondent
McWilliam's Wines Group Limited

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Date: January 17, 2017

CERTIFICATE OF SERVICE

I, Laura Prongos, hereby certify that a true and complete copy of the MOTION TO SUSPEND CANCELLATION PROCEEDING DUE TO PENDING CIVIL ACTION was served on the parties listed below by mailing said copies on January 17, 2017 via U.S. First Class Mail, postage pre-paid to:

Petitioner's Attorney/Correspondent of Record:

Jeanine M. Mitchell
Sarah A. Keefe
WOMBLE CARLYLE SANDRIDGE & RICE
2530 Meridian Parkway, Suite 400
Durham, NC 27713

Dated: January 17, 2017

/s/ Laura Prongos

Laura Prongos

EXHIBIT A



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