

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

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Mailed: April 10, 2003

Opposition No. 153,130

Harbo of America, Inc.

v.

Cadbury Trebor Allan Inc.

Albert Zervas, Interlocutory Attorney

On March 5, 2002, the Board entered a notice of default against applicant for failure to file an answer.

Applicant filed a response (on March 17, 2003) to the notice of default.

Based on the information provided by applicant on March 17, 2003, the notice of default mailed on March 5, 2003 is hereby set aside and the answer is noted. See Fed. R. Civ. P. 55, and TBMP §317.

Applicant's consented motions to extend the time to answer (filed February 28, 2003 and March 28, 2003) are granted.

Because the parties are negotiating for a possible settlement of this case, applicant's motion to suspend proceedings is granted and proceedings herein are suspended

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until **six months** from the mailing date of this action, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

In the event that there is no word from either party concerning the progress of their negotiations within the next six months, the Board will issue an order resuming proceedings and resetting the time for respondent to file an answer or other response to the petition for cancellation.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.