

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

MT

Mailed: August 14, 2009

Opposition No. 91155163

Bear U.S.A

v.

Romeo, Jean M.

**Monique Tyson, Paralegal Specialist:**

Opposer's consented motion filed August 14, 2009 to continue suspension is granted.<sup>1</sup>

Because the parties are negotiating for a possible settlement of this case, proceedings herein are suspended until October 14, 2009, 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 timeframe, the Board will issue an order resuming proceedings and resetting trial dates, commencing with plaintiff's pre-trial disclosure deadline and testimony period.

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<sup>1</sup> If the parties agree to another extension or suspension, they will be expected to report to the Board on the progress of discovery, or of any ongoing settlement negotiations. Such report must include: a recitation of discovery taken to date, a statement of issues that have been resolved and issues that remain to be resolved, and a firm timetable for resolution. Absent such a report, any future motion to extend or suspend may not be approved, even though agreed to by the parties.

In the event that there is no word from either party concerning the progress of their negotiations, upon conclusion of the suspension period, proceedings shall resume without further notice or order from the Board, upon the schedule set out below.

30-day testimony period for party in position of plaintiff to close: **12/13/09**

30-day testimony period for party in position of defendant to close: **02/11/10**

15-day rebuttal testimony period to close: **03/28/10**

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

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