

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mail date: November 15, 2004

Opposition No. 91/155482

Complementos Alimenticios S.A.
de C.V.

v.

Albani Bryggerierne A/S
(Albani Bryggeri Bryggeriet
Odense og Slotsbryggeriet)

Cheryl Butler, Interlocutory Attorney:

After a period of suspension for purposes of settlement, the Board resumed proceedings in an order dated June 1, 2004. On July 2, 2004, applicant filed a consented motion to extend discovery and trial dates, as well as to extend its time to answer, indicating that the parties have agreed to settle in principal and are exchanging draft agreements.¹

Applicant's consented motion to extend dates is granted.² The parties are allowed until **thirty days** from the mailing date of this order in which to inform the Board of the status of their settlement discussions or to file a stipulated desired disposition of this case if the parties have settled this matter.

¹ Applicant's answer, filed September 3, 2004, is noted and entered.

² The Board regrets the delay occasioned in addressing this motion.

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If no word is heard from the parties, the following dates are operative:

Discovery and trial dates are reset as indicated below:

THE PERIOD FOR DISCOVERY TO CLOSE:	March 1, 2005
30-day testimony period for party in position of plaintiff to close:	May 30, 2005
30-day testimony period for party in position of defendant to close:	July 29, 2005
15-day rebuttal testimony period to close:	September 12, 2005

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.
