

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

Baxley

Mailed: May 25, 2004

Opposition No. **91156160**

FMR Corp.

v.

Fidelity National Financial,  
Inc.

**Andrew P. Baxley, Interlocutory Attorney:**

The suspension period having expired with no word from either party concerning the status of their negotiations, it is concluded that efforts to reach an amicable settlement in this case have been unsuccessful.

Accordingly, proceedings herein are resumed and applicant is allowed until **thirty days** from the mailing date of this order to file an answer to the notice of opposition.

Discovery is open and the close of discovery and trial dates are set as follows:

DISCOVERY PERIOD TO CLOSE: **9/3/04**

Plaintiff's thirty-day testimony period to close: **12/2/04**

Defendant's thirty-day testimony period to close: **1/31/05**

Plaintiff's fifteen-day rebuttal period to close **3/17/05**

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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.