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

Mailed: October 24, 2007

Opposition No. 91160944

RED BULL GMBH

v.

Tequila Cuervo La Rojena, S.A. De C.V.

George C. Pologeorgis, Interlocutory Attorney:

Opposer's consented motion (filed October 5, 2007) to extend time to file its answer to applicant's counterclaim and to extend discovery and trial dates is granted based upon the showing of extraordinary circumstances set forth in opposer's motion. Trademark Rule 2.127(a).

Accordingly, opposer's answer to applicant's counterclaim is now due **December 4, 2007**. The discovery and trial dates are reset in accordance with opposer's motion.

The Board notes that this case has been ongoing for over three years and despite claims that settlement is forthcoming, the parties have failed to finalize such a settlement. Moreover, the Board notes that, notwithstanding the extensions already granted by the Board, opposer's answer to applicant's counterclaim was originally due over a year and a half ago. Accordingly, the Board charges the

parties to work diligently to finalize settlement or proceed with the prosecution of this case. No further requests for extension of time or suspension, even though consented to by the parties, will be entertained by the Board absent a showing of extraordinary circumstances. The Board notes that the parties' failure to finalize a settlement agreement because of an impasse regarding the terms of the settlement does not constitute extraordinary circumstances.