

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

Mailed: October 19, 2006

Opposition No. 91161944

LABELTEX MILLS INCORPORATED

v.

Labeltex S.r.l.

**Clara Vela, Paralegal Specialist**

Because the parties are negotiating for possible settlement of this case, proceedings herein are suspended 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).

Additionally, the Board notes that the parties have sought numerous extensions of time since opposer commenced this opposition in 2004. Thus, in the event the parties seek any further extensions of time or suspension of proceedings, the parties must provide a detailed report on the progress of their settlement negotiations to establish good cause for any continued suspension. Their report must include a recitation of issues that have been resolved, a recitation of issues that remain to be resolved, and 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.

|  |                   |
|--|-------------------|
| Proceedings resume:  | <b>4/17/2007</b>  |
| Discovery Period to close:   | <b>7/16/2007</b>  |
| 30-day testimony period for party in position of plaintiff to close: | <b>10/14/2007</b> |
| 30-day testimony period for party in position of defendant to close: | <b>12/13/2007</b> |
| 15-day rebuttal testimony period to close:                           | <b>1/27/2008</b>  |

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.