

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

tdc

Mailed: July 10, 2014

Opposition No. 91164764

Brink's Network, Incorporated

v.

The Brinkmann Corporation

Tyrone Craven, Lead Paralegal Specialist:

Opposer's consented motion (filed June 10, 2014) to continue suspension of proceedings for sixty days is granted as modified.

Accordingly, proceedings remain suspended until August 9, 2014, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

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 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.

Proceedings resume:

8/10/2014

30-day testimony period for plaintiff in the opposition to close:

October 9, 2014

30-day testimony period for defendant in the opposition and as plaintiff in the counterclaim to close:

December 8, 2014

30-day testimony period for defendant in the counterclaim and its rebuttal testimony as plaintiff in the opposition to close:

February 6, 2015

15-day rebuttal testimony period for plaintiff in the counterclaim to close:

March 23, 2015

Briefs shall be due as follows:
[See Trademark rule 2.128(a)(2)].

Brief for plaintiff in the opposition shall be due:

May 22, 2015

Brief for defendant in the opposition and as plaintiff in the counterclaim shall be due:

June 21, 2015

Brief for defendant in the counterclaim and its reply brief (if any) as plaintiff in the opposition shall be due:

July 21, 2015

Reply brief (if any) for plaintiff in the counterclaim shall be due:

August 5, 2015

If the parties stipulate to any extension of these dates, the filing should set forth the dates in the format shown in this order. See Trademark Rule 2.121(d).

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.