

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

Baxley

Mailed: September 7, 2007

Opposition No. 91166487

Hasbro, Inc.

v.

Creative Action, LLC

Andrew P. Baxley, Interlocutory Attorney:

Opposer's consented motion (filed August 28, 2007) to continue suspension of this case for settlement negotiations is granted. Proceedings herein are suspended until March 2, 2007, subject to either party's right to request resumption at any time.¹ See Trademark Rules 2.117(c) and 2.196.

If there is no word from either party concerning the progress of their negotiations by March 2, 2007, proceedings herein will resume automatically without further action by the Board on March 3, 2007. The parties will be allowed until April 2, 2007 to serve responses to any outstanding written discovery requests. Discovery and testimony periods will be reset as follows.

THE PERIOD FOR DISCOVERY TO CLOSE:

7/1/08

¹ Any further requests to extend or suspend this case for settlement negotiations must include a detailed report on the status of the parties' negotiations. Failure to include such report may result in the Board's denial of the request to extend or suspend.

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30-day testimony period for
plaintiff in the opposition to close: 9/29/08

30-day testimony period for defendant in the opposition
and as plaintiff in the counterclaim to close: 11/28/08

30-day testimony period for defendant in the
counterclaim
and its rebuttal testimony as plaintiff in the
opposition to close: 1/27/09

15-day rebuttal testimony period for plaintiff in the
counterclaim to close: 3/13/09

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

Brief for plaintiff in the opposition shall be due: 5/12/09

Brief for defendant in the opposition and as
plaintiff in the counterclaim shall be due: 6/11/09

Brief for defendant in the counterclaim and its reply
brief (if any) as plaintiff in the opposition
shall be due: 7/11/09

Reply brief (if any) for plaintiff in the
counterclaim shall be due: 7/26/09

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. An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

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If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.