

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

Baxley/Vela

Mailed: April 9, 2007

Opposition No. 91169142

Karsten Manufacturing  
Corporation

v.

Seven Networks, Inc.

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

Applicant's consented motion (filed March 30, 2007) to extend the time for filing its answer to the notice of opposition is granted. Applicant is allowed until June 9, 2007 to file an answer or other response to the notice of opposition.

Inasmuch as applicant's answer is now due on the penultimate day of the discovery period as last reset, the Board deems it appropriate to extend the closing date of the discovery period for a reasonable time after the issue has been joined herein. See TBMP Sections 310.03(c) and 509.02 (2d ed. rev. 2004). Accordingly, the discovery and testimony periods have been reset *infra*.

Additionally, the Board notes that the parties have sought numerous extensions of time since opposer commenced this opposition in 2006. Thus, if the parties seek any further extensions or suspensions in this case, they must

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provide a detailed report on the progress of their settlement negotiations to establish good cause for any continued suspension. That report should include recitations of issues that have been resolved and which remain to be resolved, as well as 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.

Discovery and testimony periods are reset as follows.

**DISCOVERY PERIOD TO CLOSE: 8/10/07**

**Plaintiff's 30-day testimony period to close: 11/8/07**

**Defendant's 30-day testimony period to close: 1/7/08**

**Plaintiff's 15-day rebuttal testimony period to close: 2/21/08**

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.