

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

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Mailed: June 16, 2008

Opposition No. 91171281

Opposition No. 91171283

Opposition No. 91171284

Opposition No. 91173117

Opposition No. 91173118

PomWonderful LLC

v.

Jarrow Formulas, Inc.

Vionette Baez, Paralegal

The plaintiff's consented motion (filed June 9, 2008) to extend discovery periods for sixty days is granted. See Trademark Rule 2.127(a).

Trial dates are reset in accordance with the plaintiff's June 9, 2008 motion.

However, the parties are advised, that to continue suspension after this period expires, the parties will be expected to report on the progress of their settlement talks to establish good cause for any continued suspension.

This report should include: a recitation of issues that have been resolved, issues that remain to be solved, 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.

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

NEWS FROM THE TTAB:

The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By this notice, various rules governing Trademark Trial and Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:

<http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf>
http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The

standard protective order can be viewed using the following web address:

<http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stndagmnt.htm>