

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

Baxley

Mailed: June 4, 2008

Opposition No. 91176849

BorgWarner Inc.

v.

Morse Automotive Corporation

Andrew P. Baxley, Interlocutory Attorney:

Applicant's consented motion (filed June 2, 2008) to suspend this case for settlement negotiations is granted. Proceedings herein are suspended until August 3, 2008, subject to either party's right to request resumption at any time. See Trademark Rule 2.117(c).

If there is no word from either party concerning the progress of their negotiations by August 3, 2008, proceedings herein will resume automatically without further action by the Board on August 4, 2008. Discovery and testimony periods will be reset as follows.

DISCOVERY PERIOD TO CLOSE:	August 5, 2008
Plaintiff's 30-day testimony period to close:	November 3, 2008
Defendant's 30-day testimony period to close:	January 2, 2009
Plaintiff's 15-day rebuttal testimony period to close:	February 16, 2009

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.