

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

Baxley

Mailed: November 8, 2007

Opposition No. **91176849**

BorgWarner Inc.

v.

Morse Automotive Corporation

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

On November 5, 2007, applicant filed an unconsented motion to extend discovery and testimony periods herein for settlement negotiations. On November 7, 2007, the Board attorney assigned to this case spoke with opposer's attorney by telephone to determine whether resolution of applicant's motion by telephone conference was necessary. During that conversation, opposer's attorney consented to the extension sought.

In view thereof, the motion to extend is granted. Discovery and testimony periods are reset as follows.

DISCOVERY PERIOD TO CLOSE:	<b>January 4, 2008</b>
Plaintiff's 30-day testimony period to close:	<b>April 3, 2008</b>
Defendant's 30-day testimony period to close:	<b>June 2, 2008</b>
Plaintiff's 15-day rebuttal testimony period to close:	<b>July 17, 2008</b>

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.