

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

MBA/vw

Mailed: May 25, 2010

Opposition No. 91194108

Bach Flower Remedies Limited

v.

Ashkan Ghandehari

Michael B. Adlin, Interlocutory Attorney:

On May 6, 2010, the Board entered notice of default against applicant for his failure to timely answer or otherwise move with respect to the notice of opposition. On May 10, 2010 applicant filed a "response" to the show cause order which does no more than move for suspension of this proceeding, with opposer's consent, while settlement discussions proceed. Applicant's motion to suspend is hereby **GRANTED** to the extent that proceedings herein are suspended until **August 21, 2010**, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).¹

¹ The suspension granted is generous, and the time for applicant to substantively respond to the notice of default and file his proposed answer will not be further extended or suspended. In other words, if the parties do not settle this case, and applicant fails to establish that default should be set aside or to file a proposed answer establishing that he has a meritorious defense within the time provided, judgment will be entered against applicant and the opposition will be sustained.

In the event that there is no word from either party concerning the progress of their negotiations, upon conclusion of the suspension period, proceedings shall resume without further notice or order from the Board, upon the schedule set out below.

Applicant's substantive response to the notice of default and proposed answer is due **September 21, 2010**. Conferencing, disclosure, discovery and trial dates are reset as follows:

Response to Notice of Default and Answer Due	9/21/10
Deadline for Discovery Conference	10/21/2010
Discovery Opens	10/21/2010
Initial Disclosures Due	11/20/2010
Expert Disclosures Due	3/20/2011
Discovery Closes	4/19/2011
Plaintiff's Pretrial Disclosures	6/3/2011
Plaintiff's 30-day Trial Period Ends	7/18/2011
Defendant's Pretrial Disclosures	8/2/2011
Defendant's 30-day Trial Period Ends	9/16/2011
Plaintiff's Rebuttal Disclosures	10/1/2011
Plaintiff's 15-day Rebuttal Period Ends	10/31/2011

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. See 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.

Opposition No. 91194108

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