

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

Mailed: June 4, 2010

Opposition No. 91194536

Cytosport, Inc.

v.

California Physicians
Supplements

Clara Vela, Paralegal Specialist:

Opposer's consented motion (filed May 25, 2010) to suspend proceedings for six months is granted. Because the parties are negotiating for a possible settlement of this case, proceedings herein are suspended until six months from the mailing date of this action, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

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.

Answer, conferencing, disclosure, discovery and trial dates are reset as follows:

Resumption Date	12/3/2010
Time to Answer	1/12/2011
Deadline for Discovery Conference	2/11/2011
Discovery Opens	2/11/2011
Initial Disclosures Due	3/13/2011
Expert Disclosures Due	7/11/2011
Discovery Closes	8/10/2011
Plaintiff's Pretrial Disclosures	9/24/2011
Plaintiff's 30-day Trial Period Ends	11/8/2011
Defendant's Pretrial Disclosures	11/23/2011
Defendant's 30-day Trial Period Ends	1/7/2012
Plaintiff's Rebuttal Disclosures	1/22/2012
Plaintiff's 15-day Rebuttal Period Ends	2/21/2012

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.