

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

MT

Mailed: February 8, 2012

Opposition No. 91194974

Promark Brands Inc.

v.

GFA Brands, Inc.

Cheryl Goodman, Interlocutory Attorney:

The stipulated protective agreement filed on June 30, 2011 and July 26, 2011 is noted and its use in this proceeding is approved.¹ The parties are referred, as appropriate, to TBMP §§ 412.03 (Signature of Protective Order), 412.04 (Filing Confidential Materials With Board), 412.05 (Handling of Confidential Materials by Board).

The parties are advised that only confidential or trade secret information should be filed pursuant to a stipulated protective agreement. Such an agreement may not be used as a means of circumventing paragraphs (d) and (e) of 37 CFR § 2.27, which provide, in essence, that the file of a published application or issued registration, and all

¹ It is noted ESTTA automatically approved the extensions filed and the stipulated protective order was overlooked. Error is regretted.

proceedings relating thereto, should otherwise be available for public inspection.

In view of the notice of expert disclosures, filed January 17, 2011, by opposer, proceedings herein are suspended for the taking of expert discovery, with proceedings resuming on the date set forth below:²

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|---|---------------|
| Proceedings resume: | March 2, 2012 |
| Discovery Closes | 3/9/12 |
| Plaintiff's Pretrial Disclosures | 4/23/12 |
| Plaintiff's 30-day Trial Period Ends | 6/7/12 |
| Defendant's Pretrial Disclosures | 6/22/12 |
| Defendant's 30-day Trial Period Ends | 8/6/12 |
| Plaintiff's Rebuttal Disclosures | 8/21/12 |
| Plaintiff's 15-day Rebuttal Period Ends | 9/20/12 |

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 Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

² Should the parties determine that it is unnecessary to suspend for expert discovery, they should so advise the Board, and dates will be reset.