

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

Mailed: May 11, 2011

Opposition No. 91190897  
Opposition No. 91192533  
Opposition No. 91192535  
Opposition No. 91197723

Hershey Chocolate &  
Confectionery Corporation and  
The Hershey Company

v.

The Allan Candy Company  
Limited

**George C. Pologeorgis,  
Interlocutory Attorney:**

The Board notes that since August 2009, the parties have effected numerous stipulations to suspend these consolidated proceedings to accommodate the parties' settlement negotiations, yet no settlement has been reached. If the parties agree to another extension or suspension, they will be expected to report to the Board on the progress of their settlement negotiations. Such report must include a recitation of issues that have been resolved, issues that remain to be resolved, and a firm timetable for resolution. Absent such a report, any future motion to extend or suspend, even though agreed to by the parties, will not be granted.

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Notwithstanding, the foregoing, applicant's consented motion (filed May 9, 2011) to maintain suspension of these consolidated cases for an additional fourteen days is granted.

Accordingly, these consolidated proceedings remain suspended up to, and including, May 20, 2011, 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.

Consolidated proceedings resume: **May 21, 2011**

Applicant is allowed the time set forth below from resumption in which to answer each of the notices of opposition in these consolidated cases. Applicant should file its answers in the corresponding opposition proceeding.

Time to Answer Each Notice of Opposition	<b>5/23/2011</b>
Deadline for Discovery Conference	<b>6/22/2011</b>
Discovery Opens	<b>6/22/2011</b>
Initial Disclosures Due	<b>7/22/2011</b>
Expert Disclosures Due	<b>11/19/2011</b>
Discovery Closes	<b>12/19/2011</b>
Plaintiff's Pretrial Disclosures	<b>2/2/2012</b>
Plaintiff's 30-day Trial Period	<b>3/18/2012</b>

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Ends	
Defendant's Pretrial Disclosures	4/2/2012
Defendant's 30-day Trial Period Ends	5/17/2012
Plaintiff's Rebuttal Disclosures	6/1/2012
Plaintiff's 15-day Rebuttal Period Ends	7/1/2012

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 Rules 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.