

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

nmt

Mailed: October 13, 2011

Opposition No. 91200487

Bedessee Imports Ltd.

v.

E. Martinavarro, S.A.

**Robert H. Coggins,
Interlocutory Attorney:**

On October 11, 2011, applicant filed a consented amendment to application Serial No. 85001755, and request to suspend proceedings for three months to allow the parties to execute a coexistence agreement.

Amendment

By the proposed amendment applicant seeks to change the identification of goods in International Class 31 **from** "Fresh fruits and fresh vegetables" **to** "Fresh fruits." Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer consents thereto, the motion to amend is granted and the amendment is approved and entered. See Trademark Rule 2.133(a).

Suspension

Inasmuch as the amendment is granted herein, and such "amendment is pursuant to a settlement in principle between"

the parties, the motion to suspend is also granted. Accordingly, proceedings are suspended through January 11, 2012, subject to the right of either party to request resumption at any time.

Schedule

If the parties do not reach settlement by January 11, 2012, proceedings will resume automatically on the schedule below, and the proceeding will move forward on the application as amended.

Proceedings Resume	1/12/2012
Time to Answer	1/27/2012
Deadline for Discovery Conference	2/26/2012
Discovery Opens	2/26/2012
Initial Disclosures Due	3/27/2012
Expert Disclosures Due	7/25/2012
Discovery Closes	8/24/2012
Plaintiff's Pretrial Disclosures	10/8/2012
Plaintiff's 30-day Trial Period Ends	11/22/2012
Defendant's Pretrial Disclosures	12/7/2012
Defendant's 30-day Trial Period Ends	1/21/2013
Plaintiff's Rebuttal Disclosures	2/5/2013
Plaintiff's 15-day Rebuttal Period Ends	3/7/2013

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)

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