

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

MT

Mailed: January 9, 2012

Opposition No. 91202077

Red & White Foundation, the  
Bank of America, N.A., as  
trustee, The Federated Group,  
Inc.

v.

Merrick Pet Care, Inc.

**Monique Tyson, Paralegal Specialist:**

Applicant's motion filed December 22, 2011 to suspend proceedings is granted.

Because the parties are negotiating for a possible settlement of this case, proceedings herein are suspended for THIRTY DAYS, 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.

Applicant is allowed until January 22, 2012 in which to file an answer to the **notice of opposition**. Conferencing,

disclosure, discovery and trial dates are reset in applicant's motion filed December 22, 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. 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.