

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: September 24, 2014

Opposition No. 91202451

The Whitaker LLC

v.

AMP Electric Vehicles Inc.

Amy Matelski, Paralegal Specialist:

Applicant's consented motion (filed September 22, 2014) to suspend this proceeding for sixty days is granted.

Because the parties are negotiating for a possible settlement of this case, proceedings are suspended up to, and including November 24, 2014, subject to the right of either party to request resumption at any time. *See* Trademark Rules 2.117(c), and 2.127(a); and TBMP § 605.02.

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 on November 25, 2014 without further notice or order from the Board, upon the schedule set forth below.

Applicant is allowed until December 26, 2014 in which to answer the notice of opposition. Conferencing, disclosure, discovery and trial dates are reset as follows:

Time to Answer

12/26/2014

Deadline for Discovery Conference	1/25/2015
Discovery Opens	1/25/2015
Initial Disclosures Due	2/24/2015
Expert Disclosures Due	6/24/2015
Discovery Closes	7/24/2015
Plaintiff's Pretrial Disclosures	9/7/2015
Plaintiff's 30-day Trial Period Ends	10/22/2015
Defendant's Pretrial Disclosures	11/6/2015
Defendant's 30-day Trial Period Ends	12/21/2015
Plaintiff's Rebuttal Disclosures	1/5/2016
Plaintiff's 15-day Rebuttal Period Ends	2/4/2016

Inasmuch as petitioner has provided the Board with an updated report of the parties settlement discussions as previously required, the parties are reminded that there is a continuing obligation to provide good cause in the form of detailed progress reports for any further extension or suspension requests.

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.¹

¹ If the parties are (or during the pendency of this proceeding become) parties to another proceeding involving the subject application/registration, the parties must

notify the Board so the Board can consider whether consolidation or suspension of proceedings is appropriate.