

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: May 1, 2014

Opposition No. 91203192

Beats Electronics, LLC

v.

Merkury Innovations, LLC

Millicent Canady, Paralegal Specialist:

Opposer's consented motion (filed April 7, 2014) to extend suspension for expert discovery and all remaining trial dates is granted as modified.

Accordingly, proceedings remain suspended subject to the right of either party to request resumption at any time. *See* Trademark Rule 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 without further notice or order from the Board, upon the schedule set forth below.

Proceedings Resume	May 5, 2014
Discovery Closes	June 4, 2014
Plaintiff's Pretrial Disclosures	July 19, 2014
30-day testimony period for plaintiff's testimony to close	September 2, 2014
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	September 17, 2014

30-day testimony period for defendant and plaintiff in the counterclaim to close	November 1, 2014
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	November 16, 2014
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	December 31, 2014
Counterclaim Plaintiff's Rebuttal Disclosures Due	January 15, 2015
15-day rebuttal period for plaintiff in the counterclaim to close	February 14, 2015
Brief for plaintiff due	April 15, 2015
Brief for defendant and plaintiff in the counterclaim due	May 15, 2015
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	June 14, 2015
Reply brief, if any, for plaintiff in the counterclaim due	June 29, 2015

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.