

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 15, 2015

Opposition No. 91204404 (parent)
Cancellation No. 92055541

David M. Holder

v.

Vincent Motors LLC and
Eicher Motors Ltd.

Ellen M. Yowell, Paralegal Specialist:

Applicants'/Respondents' consented motion (filed May 7, 2015) to suspend this proceeding for 90 days is granted.¹

Because the parties are negotiating for a possible settlement of this case, proceedings are suspended up to, and including August 5, 2015, 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, proceedings will resume on August 6, 2015 without further notice or order from the Board, and will proceed upon the schedule set forth in

¹ The Board notes that the email addresses provided by Applicants/Respondents, in combination with the commas and spaces separating the addresses, exceed the 150 character limit. *See* TBMP § 117.01. Applicants/Respondents are advised that if they wish to update which email addresses are of record with the Board, they may file a change of correspondence address using the Electronic System for Trademark Trials and Appeals (ESTTA) at: <http://estta.uspto.gov/>.

Applicants'/Respondents' motion.² For the convenience of the parties, the schedule is copied below.

Proceedings Resume	8/6/2015
Plaintiff's Pretrial Disclosures	8/14/2015
Plaintiff's 30-day Trial Period Ends	9/28/2015
Defendant's Pretrial Disclosures	10/13/2015
Defendant's 30-day Trial Period Ends	11/27/2015
Plaintiff's Rebuttal Disclosures	12/12/2015
Plaintiff's 15-day Rebuttal Period Ends	1/11/2016

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.³

As a final matter, the parties are reminded that in the event that either party files a motion to extend or suspend any of these dates, they remain under obligation to support any such motion with a detailed report of the reasons therefor, including details of settlement efforts, if any. For further explanation of this requirement, the

² Inasmuch as said motion resets a date that has already passed, namely, plaintiff's pretrial disclosures due date, the motion is construed as a consented motion to reopen that deadline.

³ 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.

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parties are referred to the Board order issued May 7, 2014. **Absent such a report, any future motion to extend or suspend may be denied, even if agreed to by the parties.**