

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

Mailed: September 2, 2013

Opposition No. 91205982

Fertitta Hospitality, LLC

v.

Fertitta Entertainment LLC

Veronica P. White, Paralegal Specialist:

Applicant's consented motion (filed August 28, 2013) for suspension of the proceedings to accommodate the parties' continued settlement negotiations is granted. Accordingly, proceedings herein remain suspended until December 15, 2013 subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

Detailed Report Required

The Board notes that this proceeding has been pending since July 2012 and the parties have been discussing settlement for the entirety of that time, yet no settlement has been reached. In the event that the parties seek further extensions of time or periods of suspension to facilitate settlement discussions, the parties must support such a request with a detailed report on the progress of their settlement

negotiations to establish good cause. Such a report should address (1) **when the last settlement proposal was sent, by whom, and when a response is expected,** (2) **a recitation of the issues that have been resolved since the commencement of this proceeding,** (3) **a list of issues that remain to be resolved, and (4) a timetable for resolution.** Absent such a report, any future motion to extend or suspend, even though agreed to by the parties, may not be approved.

Unless the parties sooner request resumption, upon conclusion of the suspension period proceedings shall resume December 16, 2013 without further notice or order from the Board and applicant is allowed until **January 15, 2014** in which to answer the notice of opposition.

Dates are reset upon the schedule set forth below.

Time to Answer	1/15/2014
Deadline for Discovery Conference	2/14/2014
Discovery Opens	2/14/2014
Initial Disclosures Due	3/16/2014
Expert Disclosures Due	7/14/2014
Discovery Closes	8/13/2014
Plaintiff's Pretrial Disclosures	9/27/2014
Plaintiff's 30-day Trial Period Ends	11/11/2014
Defendant's Pretrial Disclosures	11/26/2014
Defendant's 30-day Trial Period Ends	1/10/2015
Plaintiff's Rebuttal Disclosures	1/25/2015
Plaintiff's 15-day Rebuttal Period Ends	2/24/2015

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 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.

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