

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

EJW

Mailed: June 5, 2013

Opposition No. 91206469

Noxxon Pharma AG

v.

Volker A. Erdmann, Prof. Dr.

**ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:**

On May 31, 2013, the parties, Noxxon Pharma AG (represented by Ursula B. Day) and Volker A. Erdmann (represented by Richard P. Georget), and Elizabeth Winter, the assigned Interlocutory Attorney, all participated in a telephone conference regarding the parties' joint motion to suspend this proceeding, discussed below. See Trademark Rules 2.120(i)(1) and 2.127(c); and TBMP § 502.06 (3d ed. rev. 1 2012).

During the teleconference, the parties informed the Board that the trial schedule granted in the Board's order dated February 20, 2013, does not reflect the current status of the proceedings insofar as the parties were currently negotiating settlement without their respective U.S. counsel and had not yet served their initial disclosures. In view

of the foregoing, the parties requested that this matter be suspended for at least three months, pending the result of those negotiations and that trial dates be reset. The Board granted the parties' joint motion.

Accordingly, proceedings herein were **SUSPENDED** until September 15, 2013, 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.

<b>Proceeding Resumes</b>	<b>9/16/2013</b>
<b>Initial Disclosures Due</b>	<b>10/16/2013</b>
<b>Expert Disclosures Due</b>	<b>2/13/2014</b>
<b>Discovery Closes</b>	<b>3/15/2014</b>
<b>Plaintiff's Pretrial Disclosures Due</b>	<b>4/29/2014</b>
<b>Plaintiff's 30-day Trial Period Ends</b>	<b>6/13/2014</b>
<b>Defendant's Pretrial Disclosures Due</b>	<b>6/28/2014</b>
<b>Defendant's 30-day Trial Period Ends</b>	<b>8/12/2014</b>
<b>Plaintiff's Rebuttal Disclosures Due</b>	<b>8/27/2014</b>
<b>Plaintiff's 15-day Rebuttal Period Ends</b>	<b>9/26/2014</b>

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.

