

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

Mailed: March 8, 2014

Opposition No. 91207107

Boston Red Sox Baseball Club
Limited Partnership

v.

Michael Litterio

Veronica P. White, Paralegal Specialist:

Opposer's consented motion (filed February 11, 2014) to further suspend proceedings to accommodate the parties' continued settlement negotiations is granted. In accordance with the motion, proceedings herein are suspended subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

If there is no word from either party concerning the progress of their negotiations by the end of the suspension period, proceedings shall resume without further notice or order from the Board upon the schedule set forth in opposer's motion. For the convenience of the parties the schedule is copied below:

Expert Disclosures Due	9/9/2014
Discovery Closes	10/9/2014
Plaintiff's Pretrial Disclosures	11/23/2014
Plaintiff's 30-day Trial Period Ends	1/7/2015

Defendant's Pretrial Disclosures	1/22/2015
Defendant's 30-day Trial Period Ends	3/8/2015
Plaintiff's Rebuttal Disclosures	3/23/2015
Plaintiff's 15-day Rebuttal Period Ends	4/22/2015

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.

As a final matter, the Board notes that this proceeding has been pending since September 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.

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