

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: March 16, 2015

Opposition No. 91210386

Fertitta Hospitality, LLC

v.

Fertitta Entertainment LLC

Veronica P. White, Paralegal Specialist:

Applicant's consented motion (filed February 25, 2015) to further suspend this proceeding to accommodate the parties' continued settlement discussions is granted for good cause shown.

Because the parties are negotiating for a possible settlement of this case, proceedings are suspended up to, and including August 24, 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, upon conclusion of the suspension period, proceedings shall resume August 25, 2015 without further notice or order from the Board, upon the schedule set forth below.

Applicant is allowed until September 24, 2015 in which to answer the notice of opposition. Conferencing, disclosure, discovery and trial dates are reset as follows:

Deadline for Discovery Conference	10/24/2015
Discovery Opens	10/24/2015
Initial Disclosures Due	11/23/2015
Expert Disclosures Due	3/22/2016
Discovery Closes	4/21/2016
Plaintiff's Pretrial Disclosures	6/5/2016
Plaintiff's 30-day Trial Period Ends	7/20/2016
Defendant's Pretrial Disclosures	8/4/2016
Defendant's 30-day Trial Period Ends	9/18/2016
Plaintiff's Rebuttal Disclosures	10/3/2016
Plaintiff's 15-day Rebuttal Period Ends	11/2/2016

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.

As a final matter, the parties are reminded of their continuing obligation to provide a detailed progress report with all future extension and suspension requests filed with the Board. See Board order dated June 17,

2014. Absent such a report, any future motion to extend or suspend may be denied, even if agreed to by the parties.¹

* * * *

¹ If the parties are (or during the pendency of this proceeding become) parties to another proceeding involving the subject application, the parties must notify the Board so the Board can consider whether consolidation or suspension of proceedings is appropriate.