

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: November 11, 2014

Opposition No. 91211215

*Bohager Holdings, LLC*

v.

*Total Nutritional Holdings LLC*

**George C. Pologeorgis,  
Interlocutory Attorney:**

Opposer's consented motion (filed November 1, 2014) to maintain suspension of this proceeding for an additional sixty days to allow the parties to finalize settlement is **GRANTED**.

Accordingly, proceedings remain suspended up to, and including, **January 10, 2015**, subject to the right of either party to request resumption at any time. See Trademark Rule 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 without further notice or order from the Board, upon the schedule set forth below.

Proceedings Resume:

**January 11, 2015**

Discovery is open upon resumption.

Expert Disclosures Due

**January 30, 2015**

**Opposition No. 91211215**

|                                                                                                         |                           |
|---------------------------------------------------------------------------------------------------------|---------------------------|
| Discovery Closes                                                                                        | <b>March 1, 2015</b>      |
| Plaintiff's Pretrial Disclosures Due                                                                    | <b>April 15, 2015</b>     |
| 30-day testimony period for plaintiff's testimony to close                                              | <b>May 30, 2015</b>       |
| Defendant/Counterclaim Plaintiff's Pretrial Disclosures Due                                             | <b>June 14, 2015</b>      |
| 30-day testimony period for defendant and plaintiff in the counterclaim to close                        | <b>July 29, 2015</b>      |
| Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due                                       | <b>August 13, 2015</b>    |
| 30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close | <b>September 27, 2015</b> |
| Counterclaim Plaintiff's Rebuttal Disclosures Due                                                       | <b>October 12, 2015</b>   |
| 15-day rebuttal period for plaintiff in the counterclaim to close                                       | <b>November 11, 2015</b>  |
| Brief for plaintiff due                                                                                 | <b>January 10, 2016</b>   |
| Brief for defendant and plaintiff in the counterclaim due                                               | <b>February 9, 2016</b>   |
| Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due                      | <b>March 10, 2016</b>     |
| Reply brief, if any, for plaintiff in the counterclaim due                                              | <b>March 25, 2016</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.

**Opposition No. 91211215**

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.<sup>1</sup>

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<sup>1</sup> 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.