

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: January 9, 2015

Opposition No. 91212553

Whole Foods Market IP, L.P.

v.

365 Laboratories, LLC

**Amy Matelski, Paralegal Specialist:**

Applicant's consented motion (filed December 31, 2014) to continue suspension of proceedings and extend trial dates is noted.

Applicant did not comply with the Board's order dated November 4, 2014, which states that if the parties filed another request for an extension of time they would be expected to report on the progress of any settlement negotiations. No report was filed. In view thereof, and given the lengthy pendency of this matter, applicant's motion to suspend is denied.

Trial dates remain as set as indicated in the Board's November 4, 2014 order.