

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

VV

Mailed: September 5, 2015

Opposition No. 91213527 (Parent)

Cancellation No. 92059629

Cancellation No. 92059455

Omaha Steaks International, Inc.

v.

Greater Omaha Packing Co., Inc.

Benjamin U. Okeke, Interlocutory Attorney:

Proceedings are **SUSPENDED** pending disposition of the motion to compel, except as discussed below. The parties should not file any paper which is not germane to the motion to compel.¹ See Trademark Rule 2.120(e)(2).

Neither the filing of the motion to compel nor this suspension order tolls the time for parties to make required discovery disclosures, or to respond to any outstanding discovery requests which had been served prior to the filing of the motion to compel, nor does it excuse a party's appearance at any discovery deposition which had been duly noticed prior to the filing of the motion to compel. When the motion to compel is filed after discovery has closed, but prior to the opening of the first testimony period, the time period for making pretrial disclosures is suspended. See Trademark Rule 2.120(e)(1); TBMP § 523.01.

The motion to compel will be decided in due course.

¹ Applicant's use of rebuttal expert (filed July 16, 2015) is noted.