

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: October 13, 2015

Opposition No. 91214312

Diageo Brands B.V.

v.

Midway Trading Corp.

Lalita Greene, Paralegal Specialist:

Applicant's amended motion filed September 11, 2015 with consent, to suspend proceedings is granted.¹ Because the parties are negotiating for possible settlement of this case, proceedings herein are suspended as requested, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

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, using the schedule set forth in Applicant's September 11, 2015 amended motion. 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.

¹ In light of the above order, the Board's orders dated August 6, 2015, August 17, 2015 and September 11, 2015 are hereby vacated.

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.