

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

EM

Mailed: February 19, 2014

Opposition No. 91214419

Fisker Automotive, Inc.

v.

Ford Motor Company

Eric McWilliams, Supervisory Paralegal:

On February 3, 2014, opposer filed a consented motion to suspend proceedings herein pending resolution of opposer's bankruptcy proceedings.¹

The Board will issue an order suspending proceedings under the automatic stay provision of Section 362 of the United States Bankruptcy Code, 11 U.S.C. § 362 if it comes to the attention of the Board that the defendant has filed a petition for bankruptcy. However, if it is the plaintiff in a Board proceeding, rather than the defendant, who has filed a petition for bankruptcy, the automatic stay provisions do not mandate the suspension of the Board proceeding unless there is a counterclaim in the Board proceeding for cancellation of plaintiff's registration(s).

¹ Case No. 13-13086-KG filed in the United States Bankruptcy Court of the District of Delaware.

Nonetheless, for good cause shown, the Board may suspend a proceeding based upon plaintiff's bankruptcy.

Good cause having been shown, proceedings herein are suspended pending final determination of the bankruptcy case.

Within twenty days after the final determination of the bankruptcy case, the interested party should notify the Board so that this case may be called up for appropriate action. During the suspension period the Board should be notified of any address changes for the parties or their attorneys.