

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

MC

Mailed: April 30, 2015

Opposition No. 91215896

Bells Brewery, Inc.

v.

Innovation Brewing

**Elizabeth A. Dunn, Attorney (571-272-4267):**

Proceedings are suspended pending disposition of Opposer's motions to amend the notice of opposition and to compel, except as discussed below. The suspension is retroactive to April 9, 2015, 2015, the filing date of the motion to compel. The parties should not file any paper which is not germane to the motion to compel. *See* Trademark Rule 2.120(e)(2).

The Board notes that on March 9, 2105, Opposer filed a motion to extend discovery and on March 20, 2015, Opposer withdrew the motion. Accordingly, no further consideration will be given to those filings.

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.