

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

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Mailed: February 1, 2016

Opposition No. 91217238

Instagram, LLC

v.

FLIPAGRAM, INC.

**M. Catherine Faint,
Interlocutory Attorney:**

Proceedings are suspended pending disposition of Applicant's motions to compel discovery and test the sufficiency of responses to admissions dated December 28, 2015, except as discussed below.¹ The parties should not file any paper which is not germane to the motions. *See* Trademark Rule 2.120(e)(2).

The parties' stipulation to extend Opposer's time to respond to the motions until February 2, 2016 is **granted**.

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

¹ Applicant's motion dated December 28, 2015 to test the sufficiency of Opposer's responses to its first and second sets of request for admissions, and its corrected copy dated December 29, 2015 are both noted.

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 motions will be decided in due course.