

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

JMW

Mailed: May 4, 2015

Opposition No. 91218468

Whole Foods Market IP, L.P.

v.

Ali Baba Holdings, LLC

Joi Wilson, Paralegal Specialist:

Applicant's consented Assented-To Motion for Suspension of Proceedings for Settlement (filed April 6, 2015) to suspend this proceeding for thirty (30) days is granted.^{1, 2}

Because the parties are negotiating for a possible settlement of this case, proceedings are suspended subject to the right of either party to request resumption at any time. *See* Trademark Rules 2.117(c), and 2.127(a); and TBMP § 605.02.

Answer is due **June 6, 2015**. The conference, disclosure, discovery and trial dates are reset as follows:

Deadline for Discovery Conference	7/6/2015
Discovery Opens	7/6/2015
Initial Disclosures Due	8/5/2015
Expert Disclosures Due	12/3/2015

¹ Opposer's Opposition to Applicant's Motion for Extension without Consent filed February 4, 2015 is noted.

² Applicant's appointment of Mark D. Lorusso of Lorusso & Associates is noted and the Board records have been updated to reflect this change

Discovery Closes	1/2/2016
Plaintiff's Pretrial Disclosures	2/16/2016
Plaintiff's 30-day Trial Period Ends	4/1/2016
Defendant's Pretrial Disclosures	4/16/2016
Defendant's 30-day Trial Period Ends	5/31/2016
Plaintiff's Rebuttal Disclosures	6/15/2016
Plaintiff's 15-day Rebuttal Period Ends	7/15/2016

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.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.³

³ If the parties are (or during the pendency of this proceeding become) parties to another proceeding involving the subject application/registration, the parties must notify the Board so the Board can consider whether consolidation or suspension of proceedings is appropriate.