

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: January 29, 2016

Opposition No. 91224129

Take-Two Interactive Software, Inc.

v.

DevOpsRockstars

Victoria von Vistauxx, Paralegal Specialist:

Opposer's consented motion, filed through ESTTA (the Board's electronic filing system) on January 5, 2016, which was granted on the same day, is noted.

The electronically generated order issued on January 5, 2016, granting the request for suspension of this proceeding reflects that at the time of the filing the referenced request, the initial disclosure due date was closed. However, a review of the file record indicates that the initial disclosure due date was not closed.¹

In view thereof, the Board's electronically generated order, issued on January 5, 2016, granting the request for suspension of this proceeding is hereby vacated.

Because the parties are negotiating for a possible settlement of this case, Opposer's request for thirty days suspension is granted. Accordingly, the

¹ The parties are advised that for any future consented request for suspension or extension, they should utilize the filing tips on the Board Electronic Filings System (ESTTA), which can be viewed at the United States Patent & Trademark website by using the link: www.uspto.gov/sites/default/files/trademarks/process/appeal/ESTTA_TIPS.

proceedings are suspended, subject to the right of either party to request resumption at any time. *See* Trademark Rule 2.117(c), and 2.127(a); and TBMP § 605.02).

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, in accordance with the schedule as indicated below.

Resumption Date	6/7/2016
Initial Disclosures Due	7/7/2016
Expert Disclosures Due	11/4/2016
Discovery Closes	12/4/2016
Plaintiff's Pretrial Disclosures	1/18/2017
Plaintiff's 30-day Trial Period Ends	3/4/2017
Defendant's Pretrial Disclosures	3/19/2017
Defendant's 30-day Trial Period Ends	5/3/2017
Plaintiff's Rebuttal Disclosures	5/18/2017
Plaintiff's 15-day Rebuttal Period Ends	6/17/2017
Resumption Date	6/7/2016
Initial Disclosures Due	7/7/2016

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 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.²

² 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.