

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: August 13, 2016

Opposition No. 91228145

*Autodesk, Inc.*

v.

*Tinkerine Studios Ltd.*

George C. Pologeorgis,  
Administrative Trademark Judge:

On August 11, 2016, Opposer filed a consented motion to suspend these proceedings for sixty days to allow the parties to continue with their settlement efforts.<sup>1</sup> Opposer's consented motion affirmatively states that the parties have not yet held their required discovery conference.

While the Board is liberal in granting extensions of time or suspending proceedings to accommodate settlement, after an answer has been filed, the Board is unlikely to find good cause for a motion, even upon consent or stipulation, to extend the deadline for the parties to conduct the required discovery conference when the basis for the motion is the existence of settlement discussions. *See* TBMP § 509.01(a) (2016); *Boston Red Sox Baseball Club LP v. Chaveriat*, 87 USPQ2d 1767, 1767 n.1 (TTAB 2008) ("It is unlikely the Board will find good cause for a motion to

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<sup>1</sup> Appearance of counsel on behalf of Applicant filed on July 8, 2016 is noted. Board records have been updated accordingly.

extend or suspend for settlement if the motion is filed after answer but prior to the discovery conference, precisely because the discovery conference itself provides an opportunity to discuss settlement.”).

Inasmuch as the motion to suspend was filed after the answer, but prior to the parties conducting their required discovery conference, the Board does not find good cause to suspend. Accordingly, Opposer’s August 11, 2016, consented motion to suspend for settlement is **DENIED**. The parties are expected to proceed to conduct the required discovery conference without delay.

Trial dates remain as set forth in the Board’s May 31, 2016, institution order.