

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Mailed: March 31, 2010

**Cancellation No. 92013503**

United Black Fund

v.

National Black United Fund,  
Inc.

Jennifer Krisp, Interlocutory Attorney:

The Board notes the parties' January 25, 2010 and February 19, 2010 responses to the Board's order of January 20, 2010, and, in particular, their representations to the Board that they have been engaged in recent efforts to settle this case, and that direct contact between counsels has been "ongoing."

Respondent's February 19, 2010 response fails to indicate proof of service of a copy thereof on petitioner, as required by Trademark Rule 2.119(a). In view thereof, the request for a 60-day extension of time is hereby denied.

Given the apparent inactivity in the District Court case which occasioned the lengthy suspension of this proceeding, and the parties' indication that they will take steps to formally terminate said case in the event that it remains open, further suspension of this cancellation proceeding pending the District Court case appears to be unnecessary and ineffective.

Accordingly, proceedings are hereby resumed, and discovery and trial dates are reset as indicated below.

DISCOVERY PERIOD TO CLOSE: 09/10/10

30-day testimony period for party in position of  
plaintiff to close: 12/09/10

30-day testimony period for party in position of  
defendant to close: 02/07/11

15-day rebuttal testimony period to close: 03/24/11

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.