

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

Mailed: April 28, 2005

Opposition No. 92042422

EARTHFRESH FOODS CORP.,
F/K/A GEMINI FOOD(1989)
CORPORATION

v.

Laskowski, Paula T.

Clara Vela, Paralegal Specialist

The suspension period having expired with no word from either party concerning the status of their negotiations, it is concluded that efforts to reach an amicable settlement in this case have been unsuccessful.

Proceedings are RESUMED. Trial dates are reset as follows:

THE PERIOD FOR DISCOVERY TO CLOSE:	CLOSED
30-day testimony period for party in position of plaintiff to close:	CLOSED
30-day testimony period for party in position of defendant to close:	June 27, 2005
15-day rebuttal testimony period to close:	August 11, 2005

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 Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.