

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

Mailed: May 21, 2010

Cancellation No. 92048989

Top Tobacco, LP

v.

Van Nelle Tabak Nederland BV

**Robert H. Coggins,
Interlocutory Attorney:**

Motion for an Extension of Time

Petitioner's consented motion (filed May 20, 2010) to extend the time to file a brief in opposition to respondent's motion to compel is granted.¹ Trademark Rule 2.127(a). Accordingly, petitioner's brief in opposition to respondent's motion to compel is due August 10, 2010. Proceedings remain suspended pending disposition of the parties' cross-motions to compel.

Civil Action: Response Required

The motion to extend references "a civil action in federal district court, involving multiple trademarks." Notwithstanding the continued suspension ordered

¹ Petitioner's change of correspondence address (filed May 20, 2010) is noted and entered.

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hereinabove, the parties are allowed until **fifteen days** from the mailing date of this order in which to inform the Board of the nature of the civil action, including the parties thereto; the subject matter thereof; the status thereof; and whether the registrations which are the subjects of this cancellation proceeding, petitioner's pleaded application, or the marks involved in this cancellation proceeding, or any variations thereof, are in any way involved in or affected by the civil action. If the parties believe that the civil action may have any bearing on this cancellation proceeding, the parties must submit the operative pleadings (i.e., the operative complaint and answer) from the civil action with their response to this order.