

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

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Mailed: July 25, 2011

Opposition No. 91190791
Opposition No. 91192828
Cancellation No. 92049013

Contessa Premium Foods, Inc.

v.

Ina Garten, LLC

Andrew P. Baxley, Interlocutory Attorney:

Plaintiff's consented motion (filed June 21, 2011) to continue suspension of these proceedings for settlement negotiations for thirty days is granted, to the extent modified by this order.¹ Proceedings herein are suspended until August 21, 2011, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

If 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, to the extent that plaintiff will be allowed until September 4, 2011, to file a brief in response to defendant's motion to dismiss or, in the alternative, for summary judgment. Petitioner's reply brief

¹ Plaintiff's unconsented motion (filed July 21, 2011) to continue suspension of these proceedings for sixty days is moot.

is due in accordance with Trademark Rules 2.119(c), 2.127(a) and 2.127(e)(1).

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.