

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

BUO

Mailed: December 12, 2012

Cancellation No. 92051170

O2Micro International Limited

v.

O2 Holdings Limited

David Mermelstein, Administrative Trademark Judge:

The present motion filed November 19, 2012, by petitioner seeks to suspend the proceedings for further settlement efforts. The parties have presumably been engaged in settlement negotiations for nearly two years. In the Board's order of January 27, 2012, the parties were informed of their obligation to provide a detailed progress report of the progress and status of their negotiations with any further motions for suspension or extension of time. The parties were cautioned that future motions for suspension may be denied absent this report.

The Board notes that the parties have been granted, on several occasions since that date, motions for suspension that omitted the required progress report. The Board now reminds the parties of their obligation to file such a

report with any future motions for suspension or extension of time.¹

Because the Board encourages settlement of disputes, the present motion for suspension in order to consummate settlement is **GRANTED**. However, this will be the last motion to suspend for the purposes of settlement granted in this now three-and-a-half-year-old case, without a showing of exceptional circumstances and a more detailed progress report of the parties' negotiation status. Additionally, the parties are required to contact the interlocutory attorney directly prior to filing any such motion.

Proceedings are suspended until **THIRTY DAYS** from the mailing date of this action, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

In the event that 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, upon the schedule set out below.

Expert Disclosures Due	1/9/2013
Discovery Closes	2/8/2013
Plaintiff's Pretrial Disclosures	3/25/2013
Plaintiff's 30-day Trial Period Ends	2/10/2013

¹ The report must include: a recitation of discovery taken to date, a statement of issues that have been resolved and issues that remain to be resolved, and a firm timetable for resolution. Absent such a report, any future motion to extend or suspend may not be approved, even though agreed to by the parties.

Defendant's Pretrial Disclosures	2/25/2013
Defendant's 30-day Trial Period Ends	4/11/2013
Plaintiff's Rebuttal Disclosures	4/26/2013
Plaintiff's 15-day Rebuttal Period Ends	5/26/2013

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.

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