

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

RK/cv

Mailed: May 16, 2012

Cancellation No. 92052308

Homecrest Outdoor Living, LLC

v.

Omega IP Co.

Yong Oh (Richard) Kim, Interlocutory Attorney:

Respondent's¹ consented motion (filed April 30, 2012) to further suspend proceedings is noted. Because the parties are negotiating for a possible settlement of this case, proceedings herein are **SUSPENDED through July 31, 2012**, 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 on**

¹ It is noted that respondent's numerous motions for suspension were first filed by Jennifer Wick and subsequently by Ryan Falk. There is no indication from the filings whether Ms. Wick and Mr. Falk are counsel for respondent. Further, if they are counsel, no correspondence address has been provided. The filing of a document with the Board will establish a party's representation only when the filer has satisfactorily identified himself or herself as an attorney. None of the filings to date establish this. Thus, if respondent is represented

August 1, 2012, in accordance with the schedule set forth in respondent's motion.

THE BOARD NOTES that this proceeding was instituted on April 14, 2010. Since that time, the parties have sought numerous suspensions and, despite the passage of two years, an answer has yet to be filed in this proceeding and it is unclear whether the parties have made any progress towards a settlement of this matter. **In view thereof, any future motions to extend time or suspend proceedings for the purpose of settlement must be accompanied by a detailed report on the progress of the parties' settlement negotiations to establish good cause for any continued suspension or extension of time. The report must include 1) a recitation of issues that have been resolved, 2) a recitation of issues that remain to be resolved, and 3) 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.**

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

* * *

by counsel, it is recommended that respondent file a power of attorney or counsel file a notice of appearance.