

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

RK

Mailed: September 7, 2012

Cancellation No. **92052308**

Homecrest Outdoor Living, LLC

v.

Omega IP Co.

**Yong Oh (Richard) Kim, Interlocutory Attorney:**

On September 6, 2012, respondent filed a consented motion to suspend this proceeding for sixty days pending an amendment to petitioner's application Serial No. 78422107 made pursuant to a consent agreement entered into by the parties on July 6, 2012. Further to the agreement, petitioner will withdraw the petition for cancellation within ten business days of the examining attorney's acceptance of petitioner's proposed amendment to its application.

In view thereof, respondent's motion to suspend is **GRANTED** and proceedings herein are **SUSPENDED until November 5, 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 status of the amendment by the conclusion of the suspension

period, **proceedings shall resume without further notice or order from the Board**, upon the schedule set out below:

Time to Answer	12/16/2012
Deadline for Discovery Conference	1/15/2013
Discovery Opens	1/15/2013
Initial Disclosures Due	2/14/2013
Expert Disclosures Due	6/14/2013
Discovery Closes	7/14/2013
Plaintiff's Pretrial Disclosures Due	8/28/2013
Plaintiff's 30-day Trial Period Ends	10/12/2013
Defendant's Pretrial Disclosures Due	10/27/2013
Defendant's 30-day Trial Period Ends	12/11/2013
Plaintiff's Rebuttal Disclosures Due	12/26/2013
Plaintiff's 15-day Rebuttal Period Ends	1/25/2014

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.

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