

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

am/wbc

Mailed: May 9, 2014

Cancellation No. 92053854

Serine-Cannonau Vineyard, Inc. dba
Terry Hoage Vineyards

v.

Viña Undurraga S.A.

Wendy Boldt Cohen, Interlocutory Attorney:

Petitioner's consented motion filed May 1, 2014 to reopen discovery¹ and extend trial dates is granted. Trademark Rule 2.127(a); TBMP § 501.01.

Trial dates are reset in accordance with petitioner's motion.

Inasmuch as petitioner has provided the Board with an updated report of the parties' settlement discussions as previously required, the Board notes that the parties have effected numerous extensions of discovery and trial dates to accommodate the parties' settlement negotiations, yet no settlement has been reached. In view of the foregoing, the Board advises the parties that if the parties agree to any other type of extension or suspension for whatever purpose, they will be expected to report to the Board on the progress of their settlement negotiations. The Board further indicates that

¹ Pursuant to the Board's February 5, 2014 order, discovery was set to close April 26, 2014. Inasmuch as petitioner's instant motion was filed May 1, 2014, it is a motion to reopen discovery and to extend remaining trial dates.

such report must include a recitation of issues that have been resolved, issues that remain to be resolved, and a firm timetable for resolution, and that absent such a report, any future motion to extend or suspend, even though agreed to by the parties, may not be granted.

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 Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.