

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

cv

Mailed: December 7, 2012

Cancellation No. 92055406

Jonathan K. Smith

v.

Reginald C. Barrett

**M. Catherine Faint,
Interlocutory Attorney:**

Proceedings herein are suspended pending disposition of petitioner's motion to compel (filed November 9, 2012), except as discussed below. The parties should not file any paper which is not germane to the motion to compel. See Trademark Rule 2.120(e)(2).

Petitioner's amended certificate of service (filed November 29, 2012) is noted. In view thereof, respondent's date to respond to the motion to compel is considered to run from the filing date of the amended certificate of service, November 29, 2012. See Trademark Rules 2.119(b) and 2.127(a).

This suspension order does **not** toll the time for either party to make any required disclosure, to respond to discovery requests which had been duly served prior to the filing and service of the motion to compel, or to appear for a discovery

deposition which had been duly noticed prior to the filing and service of the motion to compel. *See Id.* The motion to compel will be decided in due course.
