

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

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Mailed: March 7, 2016

Cancellation No. 92058411 (Parent)  
Cancellation No. 92060148

*Luxco, Inc.*

*v.*

*Opici IP Holdings, LLC*

**Eric McWilliams, Supervisory Paralegal:**

Petitioner's consented motion (filed February 16, 2016) to suspend this proceeding for ninety days is granted.

Because the parties are negotiating for a possible settlement of this case, proceedings are suspended up to, and including **May 16, 2016**, subject to the right of either party to request resumption at any time. *See* Trademark Rule 2.117(c), and 2.127(a); and TBMP § 605.02).

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 forth in the February 16, 2016 motion.

While the Board is very amenable for pre-trial resolutions of proceedings, it is noted that the parties have sought and have been granted numerous extensions of

time and suspensions of proceedings to negotiate settlement. Having said that, the parties are advised that to seek further extensions or suspensions, the parties will be expected to provide a report on the progress of their settlement talks to establish good cause.

This report must include: a recitation of issues that have been resolved, 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.

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.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.<sup>1 2</sup>

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<sup>1</sup> Respondent's change of address dated December 8, 2015 is noted. The Board's records have been updated accordingly.

<sup>2</sup> If the parties are (or during the pendency of this proceeding become) parties to another proceeding involving the subject application/registration, the parties must notify the Board so the Board can consider whether consolidation or suspension of proceedings is appropriate.