

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

CME

Mailed: April 6, 2015

Cancellation No. 92058543

Edge Games Inc.

v.

Razer (Asia-Pacific) Pte Ltd.

Christen M. English, Interlocutory Attorney:

On January 30, 2015, the Board issued an order (the “Prior Order”) requiring Petitioner to obtain the Board’s verbal approval prior to filing any unconsented motions or papers. On April 2, 2015, the Board convened a telephone conference to discuss Petitioner’s request for permission to file a motion to suspend proceedings. Petitioner appeared *pro se*, Keith Barritt appeared on behalf of Respondent and the assigned interlocutory attorney participated on behalf of the Board.

During the teleconference, Petitioner explained that it seeks permission to file a motion to suspend proceedings pending a Federal district court’s determination of its request for subpoenas compelling the attendance of non-party witnesses at discovery depositions in this proceeding. The Board explained that such circumstances generally are not a sufficient basis to suspend proceedings. Moreover, this proceeding is currently suspended

pending disposition of Respondent's motion for summary judgment, filed March 31, 2015. *See* TTABVUE # 19. Accordingly, Petitioner's request for permission to file a motion to suspend is **DENIED**.

During the teleconference, Petitioner also requested permission to file: (1) a motion to withdraw its admissions pursuant to Fed. R. Civ. P. 36(b); (2) a motion for discovery pursuant to Fed. R. Civ. P. 56(d); and (3) a motion for sanctions. For the reasons discussed during the teleconference, Petitioner's request that it be permitted to file a motion to withdraw its admissions and a motion for discovery pursuant to Fed. R. Civ. P. 56(d) is **GRANTED**, but its request for permission to file a motion for sanctions is **DENIED**.

Lastly, Petitioner requested that the Board modify the Prior Order to provide that proceedings will automatically be suspended any time Respondent requests a teleconference with the Board to discuss a proposed motion. Petitioner's request is denied because the proposed modification is likely to unnecessarily delay this proceeding.

Proceedings remain suspended pursuant to the Board's order of April 1, 2015.
