

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

RK/ey

Mailed: June 30, 2016

Cancellation No. **92062400**

AvalonBay Communities, Inc.

v.

Avalon IP Holding Co.

Yong Oh (Richard) Kim, Interlocutory Attorney:

On June 23, 2016, Respondent filed an unconsented motion for extension and a motion to compel discovery. Proceedings herein are **SUSPENDED** pending their disposition, except as discussed below. The parties should not file any paper which is not germane to the motions. *See* Trademark Rule 2.120(e)(2).

Neither the filing of the motion to compel nor this suspension order tolls the time for parties to make required discovery disclosures, or to respond to any outstanding discovery requests which had been served prior to the filing of the motion to compel, nor does it excuse a party's appearance at any discovery deposition which had been duly noticed prior to the filing of the motion to compel. When the motion to compel is filed after discovery has closed, but prior to the opening of the first testimony period, the time period for making pretrial disclosures is suspended. *See* Trademark Rule 2.120(e)(1); TBMP § 523.01.

The motions will be decided in due course.

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