

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Johnson

Mailed: April 23, 2003

Opposition No. 91114279

TELEFONAKTIEBOLAGET
LM ERICSSON

v.

TORNADO, INC.

LaToya C. Johnson, Paralegal:

Opposer's consented motions (filed December 6, 2002 and February 4, 2003) to extend discovery and trial dates are noted.

However, because the parties are negotiating for possible settlement of this case, the motions are granted to the extent that proceedings herein are suspended until **six months** from the mailing date of this action, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

A review of the record reveals that this proceeding commenced on June 25, 1999. Thereafter, the parties have stipulated to numerous motions to extend as well as have had two other periods of suspension to allow the parties time to

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negotiate a possible settlement of this case. Having said that, the parties are hereby forewarned that any future motion to extend or suspend must provide a report on the progress of the parties' settlement negotiations to establish good cause.

Such report must include: a recitation of the issues that have been resolved; a recitation of the issues that remain to be resolved and; a FIRM timetable for resolution. **Absent such report, future motions to extend or suspend will not be approved, even if the parties agree thereto.**

In the event that there is no word from either party concerning the progress of their negotiations within the next six months, the Board will issue an order resuming proceedings and resetting trial dates, including the time for discovery.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.