

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

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Mailed: December 15, 2003

Opposition No. 91125316

OMS INVESTMENTS, INC.

v.

PERKY-PET PRODUCTS COMPANY

Eric McWilliams, Paralegal Specialist

The suspension period having expired with no word from either party concerning the status of their negotiations, it is concluded that efforts to reach an amicable settlement in this case have been unsuccessful.

Accordingly, proceedings herein are resumed and trial dates, including the close of discovery, are reset as follows:

THE PERIOD FOR DISCOVERY TO CLOSE:	March 14, 2004
30-day testimony period for party in position of plaintiff to close:	June 12, 2004
30-day testimony period for party in position of defendant to close:	August 11, 2004
15-day rebuttal testimony period to close:	September 25, 2004

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 Rule 2.128(a) and (b).

An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.