

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

EAD  
Mailed: March 17, 2004

Opposition No. 91154654

UBS AG

v.

United Security Bank

**Elizabeth A. Dunn, Attorney:**

Proceedings herein are suspended<sup>1</sup> pending disposition of opposer's motion to compel, filed February 4, 2004. The parties should not file any paper which is not germane to the motion to compel. See Trademark Rule 2.120(e)(2).

This suspension order does **not** toll the time for either party to respond to discovery requests which had been duly served prior to the filing of the motion to compel, nor does it toll the time for a party to appear for a discovery deposition which had been duly noticed prior to the filing of the motion to compel. See *Id.*

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<sup>1</sup> Opposer's consented motions to extend discovery and trial dates, filed October 21, 2003, November 21, 2003, December 16, 2003, and January 20, 2003, are granted.

### **Stipulated Protective Agreement**

The stipulated protective agreement filed on September 26, 2003 is noted. The parties are referred, as appropriate, to TBMP §§ 412.03 (Signature of Protective Order), 412.04 (Filing Confidential Materials With Board), 412.05 (Handling of Confidential Materials by Board).

The parties are advised that only confidential or trade secret information should be filed pursuant to a stipulated protective agreement. Such an agreement may not be used as a means of circumventing paragraphs (d) and (e) of 37 CFR § 2.27, which provide, in essence, that the file of a published application or issued registration, and all proceedings relating thereto, should otherwise be available for public inspection.

The motion to compel will be decided in due course.