**UNITED STATES PATENT AND TRADEMARK OFFICE**
**Trademark Trial and Appeal Board**
**P.O. Box 1451**
**Alexandria, VA 22313-1451**

Mailed: May 16, 2005

Opposition No. 91157685
Opposition No. 91157726
Opposition No. 91157737

APPLERA CORPORATION

v.

RedtagBiz, Inc.

Cindy B. Greenbaum, Attorney:

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.

Proceedings are resumed. The parties are allowed THIRTY DAYS from the mailing date of this order to serve responses to any outstanding discovery requests. Trial dates, including the close of discovery, are reset as follows:[1]

[1] The parties must note that this is not an order compelling discovery. A party seeking an order compelling discovery must file a motion to compel in accordance with Trademark Rule 2.120(e). Thus, the Board will not entertain a motion for discovery sanctions under Trademark Rule 2.120(g) based upon a party's failure to comply with the above provision.

DISCOVERY PERIOD TO CLOSE: **August 16, 2005**

Thirty-day testimony period for party in position of plaintiff to close: **November 14, 2005**

Thirty-day testimony period for party in position of defendant to close: **January 13, 2006**

Fifteen-day rebuttal testimony period to close: **February 27, 2006**

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.l25.

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.l29.