

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

Baez

Mailed: December 8, 2005

Opposition No. 91164735

The Wiremold Company

v.

JDR Cable Systems (Holdings)
Limited

Andrew P. Baxley, Interlocutory Attorney:

On October 26, 2005, applicant filed a proposed amendment to its application Serial No. 78281206, with opposer's consent.

By the proposed amendment, applicant seeks to change the identification of goods **from** "fiber optic cable" **to** "fiber optic cable for use in high temperature and/or high-pressure applications in the oil and gas, seismic, and underwater industries."

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(b), and because opposer consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

Proceedings remain suspended in accordance with the Board's November 8, 2005 order. If applicant's amendment to its application resolves this case, opposer should file a withdrawal of the opposition on or prior to May 8, 2006, the

date on which proceedings are set to resume under the Board's November 8, 2005 order. See Trademark Rule 2.106(c).

If opposer fails to so file, proceedings will resume on May 8, 2006 without further action by the Board, and discovery and trial dates will be reset as follows:

DISCOVERY PERIOD TO CLOSE: **05/12/06**

Plaintiff's 30-day testimony period to close: **08/10/06**

Defendant's 30-day testimony period to close: **10/09/06**

Plaintiff's 30-day rebuttal testimony period to close: **11/23/06**

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.