

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

Mailed: October 17, 2007

Opposition No. 91166342

JAKKS Pacific, Inc.

v.

JAX Ltd., Inc.

Clara Vela, Paralegal Specialist

Applicant's consented motion filed October 12, 2007 to extend discovery and trial dates is granted. Trademark Rule 2.127(a).

The discovery and trial dates are reset in accordance with applicant's motion.

Additionally, the Board notes that the parties have sought numerous extensions of time since opposer commenced this opposition in 2005. Thus, in the event the parties seek any further extensions of time or suspension of proceedings, the parties must provide a detailed report on the progress of their settlement negotiations to establish good cause for any continued suspension. Their report must include a recitation of issues that have been resolved, a recitation of issues that remain to be resolved, and firm timetable for resolution.

Absent such a report, any future motion to extend or suspend may not be approved, even though agreed to by the parties.

NEWS FROM THE TTAB:

The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By this notice, various rules governing Trademark Trial and Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:

<http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf>
http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The standard protective order can be viewed using the following web address:

<http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stndagmnt.htm>