

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

Mailed: January 9, 2009

Opposition No. 91168038

The Gold Corporation

v.

Hawaii Kine Inc.

**Frances S. Wolfson, Interlocutory Attorney:**

It is noted that applicant's reply brief, in support of its motion to extend the discovery period, is due January 14, 2009. Under the current schedule, opposer's testimony period opens January 15, 2009. In view thereof, the Board hereby suspends proceedings pending disposition of the motion to extend. See *Opticians Ass'n of America v. Independent Opticians of America Inc.*, 734 F. Supp. 1171, 14 USPQ2d 2021 (D.N.J. 1990), rev'd on other grounds, 920 F.2d 187, 17 USPQ2d 1117 (3d Cir. 1990) (the Board has inherent authority to schedule the disposition of the cases on its docket).

Trial dates will be reset following disposition of applicant's motion to extend. The motion is set for telephone conference on January 26, 2009 at 4pm EST.<sup>1</sup> Should the parties desire a further suspension following the telephone conference,

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<sup>1</sup> Pursuant to the Board's telephone conferences with counsel held January 7, 2009 and January 8, 2009.

they will be expected to report on the progress of their settlement negotiations.