

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

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Mailed: April 15, 2008

Opposition No. 91182276

Research In Motion Limited

v.

Ascent Media Group, LLC

Denise M. DelGizzi, Supervisory Paralegal Specialist

Applicant seeks a "thirty day extension within which to complete the Discovery Conference." The parties are reminded that they share responsibility to conference to discuss the scope of the pleadings, the possibility of settlement and planning for disclosures and discovery, as explained in the notice of institution. In addition, the Board finds no good cause to delay the parties' required conference to allow for the mere possibility of settlement talks when the parties are required to discuss settlement in the conference. See "Miscellaneous Changes to Trademark Trial and Appeal Board Rules," 72 Fed. Reg. 42242, 42245 (Aug. 1, 2007):

if a motion to extend or suspend for settlement talks, arbitration or mediation is not filed prior to answer, then the parties will have to proceed, after the answer is filed, to their discovery

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conference, one point of which is to discuss settlement. It is unlikely the Board will find good cause for a motion to extend or suspend for settlement if the motion is filed after answer but prior to the discovery conference, precisely because the discovery conference itself provides an opportunity to discuss settlement.

Inasmuch as the extension request does not provide any compelling reasons for an extension or good cause, it is denied. Conferencing, disclosure, discovery and trial dates remain as set. See Trademark Rule 2.120(a)(2).

