

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

Mailed: July 13, 2010

Opposition No. 91188673

CytoSport, Inc.

v.

Guna Inc.

**Nicole M. Thier, Paralegal Specialist:**

Applicant's consented motion (filed July 9, 2010) to suspend proceedings to accommodate the parties' ongoing settlement efforts is granted.<sup>1</sup>

Proceedings herein are suspended until October 11, 2010, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

In the event that there is no word from either party concerning the progress of their negotiations, upon conclusion of the suspension period, proceedings shall resume without further notice or order from the Board, upon the schedule set out below.

**Applicant** is allowed **THIRTY DAYS** from resumption in which to answer the **notice of opposition**. Conferencing, disclosure, discovery and trial dates are reset as follows:

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<sup>1</sup> The parties are reminded of their continued obligation to provide a detailed progress report with all future extension and suspension requests.

Proceedings Resume	10/12/2010
Time to Answer	11/11/2010
Deadline for Discovery Conference	12/11/2010
Discovery Opens	12/11/2010
Initial Disclosures Due	1/10/2011
Expert Disclosures Due	5/10/2011
Discovery Closes	6/9/2011
Plaintiff's Pretrial Disclosures	7/24/2011
Plaintiff's 30-day Trial Period Ends	9/7/2011
Defendant's Pretrial Disclosures	9/22/2011
Defendant's 30-day Trial Period Ends	11/6/2011
Plaintiff's Rebuttal Disclosures	11/21/2011
Plaintiff's 15-day Rebuttal Period Ends	12/21/2011

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.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.