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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91190908
Party	Plaintiff Martin International Corporation
Correspondence Address	JEREMY BLACKOWICZ HINCKLEY, ALLEN & SNYDER, LLP 28 STATE STREET BOSTON, MA 02109 UNITED STATES jblackowicz@haslaw.com
Submission	Other Motions/Papers
Filer's Name	Jeremy Blackowicz
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Signature	/s/ Jeremy Blackowicz/
Date	08/27/2010
Attachments	Status_Update_to_TTAB_re__Civil_Action_-_Design_Mark-#881081-v1-BOSTON.pdf ( 2 pages )(10612 bytes ) Exhibit A - Court Docket.pdf ( 9 pages )(42376 bytes )

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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MARTIN INTERNATIONAL CORPORATION,	*	
	*	
	*	
Opposer,	*	
	*	
v.	*	<b>Opposition No.: 91190908</b>
	*	<b>Serial No.: 77/609,203</b>
INTERNATIONAL MARKET BRANDS,	*	<b>Mark: BLACK PEARL PREMIUM &amp; Design</b>
	*	<b>Class: 29</b>
	*	
Applicant.	*	
	*	

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**OPPOSER MARTIN INTERNATIONAL CORPORATION’S CIVIL ACTION STATUS  
REPORT AND REQUEST FOR CONTINUING SUSPENSION**

In response to the Trademark Trial and Appeal Board’s August 17, 2010 Order, Opposer Martin International Corporation hereby responds that the parties are in continued litigation in the Federal Court Action, International Market Brands v. Martin International Corporation, Civil Action No. 1:09-CV-00081 (MBC), which includes claims relating to Application Serial no. 77/159,769, which is the subject of this Opposition. A copy of the current Docket Sheet from the Civil Action is attached hereto as Exhibit A.

Accordingly, for the foregoing reasons, and to conserve scarce judicial resources, Opposer respectfully requests that the Board continue suspension of this opposition proceeding pending the final determination of the Federal Court Action.

Respectfully submitted,

MARTIN INTERNATIONAL CORP.

By its attorneys,

/s/ Jeremy Blackowicz  
Deborah L. Benson  
Jeremy Blackowicz  
Hinckley, Allen & Snyder LLP  
28 State Street  
Boston, MA 02109  
Tel: (617) 345-9000  
Fax: (617) 345-9020

Dated: August 27, 2010

**CERTIFICATE OF SERVICE**

This is to certify that the undersigned served the foregoing Status Report on the Applicant, International Market Brands, by first class mail postage pre-paid, dated August 27, 2010, addressed to the Applicant's attorney:

RAYMOND A. KURZ  
HOGAN & HARTSON LLP  
COLUMBIA SQUARE  
555 13TH STREET, N.W.  
WASHINGTON, DC 20004.

/s/ Jeremy Blackowicz  
Jeremy Blackowicz

PAT/TRADE

**U.S. District Court**  
**Western District of Pennsylvania (Erie)**  
**CIVIL DOCKET FOR CASE #: 1:09-cv-00081-MBC**

INTERNATIONAL MARKET BRANDS v. MARTIN  
INTERNATIONAL CORPORATION  
Assigned to: Maurice B. Cohill  
Cause: 15:1051 Trademark Infringement

Date Filed: 04/08/2009  
Jury Demand: None  
Nature of Suit: 840 Trademark  
Jurisdiction: Federal Question

**Plaintiff**

**INTERNATIONAL MARKET  
BRANDS**

represented by **Richard A. Lanzillo**  
Knox, McLaughlin, Gornall & Sennett  
120 West Tenth Street  
Erie, PA 16501  
(814) 459-2800  
Email: rlanzillo@kmgslaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
Hinckley, Allen & Snyder, LLP  
28 State Street  
Boston, MA 02109  
617-345-9000  
Fax: 617-345-9020  
Email: elevin@haslaw.com  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**MARTIN INTERNATIONAL  
CORPORATION**

represented by **Edward W. Goebel, Jr.**  
MacDonald, Illig, Jones & Britton  
100 State Street  
Suite 700  
Erie, PA 16507-1459  
(814) 870-7600  
Fax: 454-4647  
Email: egoebel@mijb.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeremy Blackowicz**  
Hinckley, Allen & Snyder, LLP  
28 State Street  
Boston, MA 02109  
617-345-9000  
Fax: 617-345-9020  
Email: jblackowicz@haslaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Matthew W. McCullough**  
MacDonald, Illig, Jones & Britton  
100 State Street  
Suite 700  
Erie, PA 16507-1459  
(814) 870-7600  
Fax: (814) 454-4647  
Email: mmccullough@mijb.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**ThirdParty Defendant**

**C.A. CURTZE, INC.**

represented by **Richard A. Lanzillo**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**ThirdParty Defendant**

**JACOBSTEIN FOOD SERVICE,  
INC.**

represented by **Richard A. Lanzillo**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**ThirdParty Defendant**

**NORTHERN FROZEN FOODS,  
INC.**  
*doing business as*  
NORTHERN HASEROT

represented by **Richard A. Lanzillo**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
(See above for address)

*ATTORNEY TO BE NOTICED*

**ThirdParty Plaintiff**

**MARTIN INTERNATIONAL CORPORATION**

represented by **Edward W. Goebel , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeremy Blackowicz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Matthew W. McCullough**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Counter Claimant**

**MARTIN INTERNATIONAL CORPORATION**

represented by **Edward W. Goebel , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric D. Levin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeremy Blackowicz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Matthew W. McCullough**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Counter Defendant**

**INTERNATIONAL MARKET BRANDS**

represented by **Richard A. Lanzillo**  
(See above for address)  
*LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

**Eric D. Levin**

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/08/2009	<a href="#">1</a>	COMPLAINT against MARTIN INTERNATIONAL CORPORATION (Filing fee \$350, receipt number 0315-1200233), filed by INTERNATIONAL MARKET BRANDS. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Exhibit C, # <a href="#">4</a> Exhibit D, # <a href="#">5</a> Civil Cover Sheet) (dm) (Entered: 04/09/2009)
04/09/2009	<a href="#">2</a>	Disclosure Statement identifying None as corporate parent or other affiliate, by INTERNATIONAL MARKET BRANDS. (Lanzillo, Richard) (Entered: 04/09/2009)
04/09/2009		E-mail notification to Commissioner of Patents and Trademarks with copies of complaint and docket sheet. (dm) (Entered: 04/09/2009)
04/09/2009	<a href="#">3</a>	NOTICE that instant civil action has been designated for placement into the United States District Court's Alternative Dispute Resolution program. Parties are directed to fully complete the required 26(f) report, which includes the stipulation of selecting an ADR process. Counsel for plaintiff (or in the case of a removal action, counsel for removing defendant) shall make service of the notice on all parties. (sjs) (Entered: 04/09/2009)
05/18/2009		Summons Issued as to *MARTIN INTERNATIONAL CORPORATION* (dm) (Entered: 05/18/2009)
05/28/2009	<a href="#">4</a>	SUMMONS/Return of Service Returned Executed by INTERNATIONAL MARKET BRANDS. MARTIN INTERNATIONAL CORPORATION served on 5/22/2009, answer due 6/11/2009. (Lanzillo, Richard) (Entered: 05/28/2009)
05/29/2009	<a href="#">5</a>	ANSWER to <a href="#">1</a> Complaint, <i>COUNTERCLAIM AGAINST INTERNATIONAL MARKET BRANDS and</i> , THIRD PARTY COMPLAINT against C.A. CURTZE, INC., JACOBSTEIN FOOD SERVICE, INC., NORTHERN FROZEN FOODS, INC., d/b/a NORTHERN HASEROT by MARTIN INTERNATIONAL CORPORATION. (Attachments: # <a href="#">1</a> Exhibit A - Black Pearl registrations, # <a href="#">2</a> Exhibit B - IMB registrations, # <a href="#">3</a> Summons Third-Party Summons - C.A. Curtze, Inc., # <a href="#">4</a> Summons Third-Party Summons - Jacobstein Food Service, Inc., # <a href="#">5</a> Summons Third-Party Summons - Northern Haserot) (McCullough, Matthew) (Entered: 05/29/2009)
05/29/2009		w/ <a href="#">5</a> COUNTERCLAIM against INTERNATIONAL MARKET BRANDS, filed by MARTIN INTERNATIONAL CORPORATION. (tt) (Entered: 07/08/2009)
06/01/2009		Summons Issued as to *C.A. CURTZE, INC., JACOBSTEIN FOOD SERVICE, INC., NORTHERN FROZEN FOODS, INC.* (dm) (Entered: 06/01/2009)

06/01/2009	<a href="#">6</a>	NOTICE of Appearance by Edward W. Goebel, Jr on behalf of MARTIN INTERNATIONAL CORPORATION (Goebel, Edward) (Entered: 06/01/2009)
06/01/2009	<a href="#">7</a>	Disclosure Statement identifying None as corporate parent or other affiliate, by MARTIN INTERNATIONAL CORPORATION. (McCullough, Matthew) (Entered: 06/01/2009)
06/03/2009	<a href="#">8</a>	SUMMONS/Return of Service Returned Executed by MARTIN INTERNATIONAL CORPORATION. C.A. CURTZE, INC. served on 6/2/2009, answer due 6/22/2009. (McCullough, Matthew) (Entered: 06/03/2009)
06/09/2009	<a href="#">9</a>	SUMMONS/Return of Service Returned Executed by MARTIN INTERNATIONAL CORPORATION. NORTHERN FROZEN FOODS, INC. served on 6/4/2009, answer due 6/24/2009. (McCullough, Matthew) (Entered: 06/09/2009)
06/10/2009	<a href="#">10</a>	MOTION for attorney Eric D. Levin to Appear Pro Hac Vice, (Filing fee \$40, Receipt # 0315000000001265742) by MARTIN INTERNATIONAL CORPORATION. (Attachments: # <a href="#">1</a> Proposed Order) (McCullough, Matthew) (Entered: 06/10/2009)
06/10/2009	<a href="#">11</a>	MOTION for attorney Jeremy Blackowicz to Appear Pro Hac Vice, (Filing fee \$40, Receipt # 0315000000001265774) by MARTIN INTERNATIONAL CORPORATION. (Attachments: # <a href="#">1</a> Proposed Order) (McCullough, Matthew) (Entered: 06/10/2009)
06/11/2009	<a href="#">12</a>	ORDER granting <a href="#">10</a> Motion for Eric D. Levin, Esquire to Appear Pro Hac Vice on behalf of defendant and third-party plaintiff MARTIN INTERNATIONAL CORPORATION. Signed by Judge Maurice B. Cohill on 6/11/2009. (sjs) (Entered: 06/11/2009)
06/11/2009	<a href="#">13</a>	ORDER granting <a href="#">11</a> Motion for Jeremy Blackowicz, Esquire to Appear Pro Hac Vice on behalf of defendant and third-party plaintiff MARTIN INTERNATIONAL CORPORATION. Signed by Judge Maurice B. Cohill on 6/11/2009. (sjs) (Entered: 06/11/2009)
06/12/2009	<a href="#">14</a>	SUMMONS/Return of Service Returned Executed by MARTIN INTERNATIONAL CORPORATION. JACOBSTEIN FOOD SERVICE, INC. served on 6/3/2009, answer due 6/23/2009. (McCullough, Matthew) (Entered: 06/12/2009)
06/17/2009	<a href="#">15</a>	NOTICE of Appearance by Richard A. Lanzillo on behalf of C.A. CURTZE, INC.. (Lanzillo, Richard) (Entered: 06/17/2009)
06/17/2009	<a href="#">16</a>	NOTICE of Appearance by Richard A. Lanzillo on behalf of JACOBSTEIN FOOD SERVICE, INC.. (Lanzillo, Richard) (Entered: 06/17/2009)
06/17/2009	<a href="#">17</a>	NOTICE of Appearance by Richard A. Lanzillo on behalf of NORTHERN FROZEN FOODS, INC.. (Lanzillo, Richard) (Entered: 06/17/2009)
06/19/2009	<a href="#">18</a>	Stipulation for Extension of Time to Answer by C.A. CURTZE, INC., JACOBSTEIN FOOD SERVICE, INC., NORTHERN FROZEN FOODS,



		INC. Answer due from C.A. CURTZE, INC. on 6/29/2009; JACOBSTEIN FOOD SERVICE, INC. on 6/29/2009; NORTHERN FROZEN FOODS, INC. on 6/29/2009. (Attachments: # <a href="#">1</a> Proposed Order) (Lanzillo, Richard) (Entered: 06/19/2009)
06/19/2009	<a href="#">19</a>	Stipulation for Extension of Time to Answer by INTERNATIONAL MARKET BRANDS Answer due from INTERNATIONAL MARKET BRANDS on 6/29/2009. (Attachments: # <a href="#">1</a> Proposed Order) (Lanzillo, Richard) Modified on 6/19/2009 to correct answer due date. (dm) (Entered: 06/19/2009)
06/19/2009		Update Answer Deadline: Answer due from INTERNATIONAL MARKET BRANDS on 6/29/2009 (dm) (Entered: 06/19/2009)
06/22/2009	<a href="#">20</a>	ORDER approving <a href="#">18</a> Stipulation for Extension of Time to File Answer to Third-Party Complaint: Third-Party Defendants C.A. Curtze, Inc., Jacobstein Food Service, Inc. and Northern Frozen Foods, Inc., d/b/a Northern Haserot, shall file their response to Third-Party Complaint on or before June 29, 2009. Signed by Judge Maurice B. Cohill on 6/22/2009. (sjs) (Entered: 06/22/2009)
06/22/2009	<a href="#">21</a>	ORDER approving <a href="#">19</a> Stipulation for Extension of Time to File Response to Counterclaims: Plaintiff/Counterclaim Defendant International Market Brands shall file a response to Counterclaims on or before June 29, 2009. Signed by Judge Maurice B. Cohill on 6/22/2009. (sjs) (Entered: 06/22/2009)
06/29/2009	<a href="#">22</a>	ANSWER to <a href="#">5</a> Third Party Complaint, by C.A. CURTZE, INC., JACOBSTEIN FOOD SERVICE, INC., NORTHERN FROZEN FOODS, INC. (Lanzillo, Richard) Modified on 7/8/2009. (tt) (Entered: 06/29/2009)
06/29/2009	<a href="#">23</a>	ANSWER to <a href="#">5</a> COUNTERCLAIM by INTERNATIONAL MARKET BRANDS. (Lanzillo, Richard) Modified on 7/8/2009. (tt) (Entered: 06/29/2009)
06/30/2009		CLERK'S OFFICE QUALITY CONTROL MESSAGE re <a href="#">22</a> Answer to Complaint. ERROR: Party did not file disclosure statement as required pursuant L.R. 7.1.1. CORRECTION: Attorney advised to file statement within 7 days. This message is for informational purposes only. Disclosure Statement due by 7/10/2009. (dm) (Entered: 06/30/2009)
07/02/2009	<a href="#">24</a>	INITIAL LOCAL RULE 16.1 SCHEDULING CONFERENCE: Case Management Conference set for 8/3/2009 at 11:00 a.m. in Courtroom A - Erie before Judge Maurice B. Cohill. Rule 26(f) Meeting Report and Stipulation Selecting ADR Process due by 7/27/2009. Signed by Judge Maurice B. Cohill on 7/2/2009. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B) (sjs) (Entered: 07/02/2009)
07/07/2009	<a href="#">25</a>	Disclosure Statement identifying NONE as corporate parent or other affiliate, by C.A. CURTZE, INC.. (Lanzillo, Richard) (Entered: 07/07/2009)
07/07/2009	<a href="#">26</a>	Disclosure Statement identifying NONE as corporate parent or other affiliate, by JACOBSTEIN FOOD SERVICE, INC.. (Lanzillo, Richard) (Entered: 07/07/2009)
07/07/2009	<a href="#">27</a>	Disclosure Statement identifying NONE as corporate parent or other affiliate,

		by NORTHERN FROZEN FOODS, INC.. (Lanzillo, Richard) (Entered: 07/07/2009)
07/27/2009	<a href="#">28</a>	REPORT of Rule 26(f) Planning Meeting. (Attachments: # <a href="#">1</a> Exhibit A - ADR Stipulation filed 7-2-09) (McCullough, Matthew) (Entered: 07/27/2009)
08/03/2009	<a href="#">29</a>	Minute Entry for proceedings held before Judge Maurice B. Cohill: Case Management Conference held on 8/3/2009. Order referring case to ADR will be entered pending notification from parties as to the mediator. (Court Reporter: None) (sjs) (Entered: 08/03/2009)
08/03/2009	<a href="#">30</a>	INITIAL CASE MANAGEMENT ORDER: Exchange of required Rule 26(a) (1) information due by 8/10/2009; Joinder of Parties due by 11/3/2009; Parties may move to amend pleadings by 11/3/2009; Fact discovery due by 1/25/2010; Expert Reports due by 2/22/2010; Rebuttal expert reports due 3/22/2010; Depositions of trial expert witnesses shall be completed by 4/19/2010; a post-discovery status conference shall be held within 30 days after the completion of discovery; dispositive motions shall be filed within 30 days of the date of the post-discovery conference; limits on discovery as outlined. Signed by Judge Maurice B. Cohill on 8/3/2009. (sjs) (Entered: 08/03/2009)
08/04/2009	<a href="#">31</a>	STIPULATION selecting ADR process by INTERNATIONAL MARKET BRANDS, C.A. CURTZE, INC., JACOBSTEIN FOOD SERVICE, INC., NORTHERN FROZEN FOODS, INC., MARTIN INTERNATIONAL CORPORATION. (Document previously filed electronically as an attachment). (sjs) (Entered: 08/04/2009)
08/04/2009		CLERK'S OFFICE QUALITY CONTROL MESSAGE re <a href="#">28</a> Report of Rule 26(f) Planning Meeting and Stipulation Selecting ADR process. ERROR: Documents should have been filed as two separate documents. CORRECTION: Attorney advised in future that documents of that nature are to be filed as separate documents. Clerk of Court docketed <a href="#">31</a> Stipulation Selecting ADR Process. This message is for informational purposes only. (sjs) (Entered: 08/04/2009)
09/02/2009	<a href="#">32</a>	ORDER REFERRING CASE to Mediation. David Oberdick, Esquire, is appointed as mediator. Party DAVID G. OBERDICK rep by David G. Oberdick added. Mediation shall be concluded before 11/2/2009. The report of the mediator shall be electronically filed with the court within seven (7) days of the date of the mediation. Richard Lanzillo, Esquire, is designated as lead counsel. It is the responsibility of lead counsel to insure that notice of the date, time and location of the mediation has been electronically filed with the Court on or before 10/19/2009. The Court shall be promptly noticed of any rescheduled date for the scheduled conference. Signed by Judge Maurice B. Cohill on 9/1/2009. (sjs) (Entered: 09/02/2009)
10/19/2009	<a href="#">33</a>	REPORT of Mediation: Case has not been resolved. DAVID G. OBERDICK terminated. Attorney David G. Oberdick terminated. <b>The parties are reminded of their obligation to complete the ADR questionnaire and return same to the Clerk of Court within 5 days of the conclusion of the ADR process. The questionnaire can be accessed at www.pawd.uscourts.gov. Click on the ADR icon.</b> Mediation session was

		held on 10/12/2009. (Oberdick, David) (Entered: 10/19/2009)
01/22/2010	<a href="#">34</a>	Joint MOTION for Extension of Time to Amend <i>CASE MANAGEMENT ORDER</i> by C.A. CURTZE, INC., INTERNATIONAL MARKET BRANDS, JACOBSTEIN FOOD SERVICE, INC., MARTIN INTERNATIONAL CORPORATION, NORTHERN FROZEN FOODS, INC.. (Attachments: # <a href="#">1</a> Proposed Order) (Lanzillo, Richard) (Entered: 01/22/2010)
01/25/2010	<a href="#">35</a>	ORDER granting <a href="#">34</a> Joint MOTION for Extension of Time to Amend <a href="#">30</a> Case Management Order filed by C.A. CURTZE, INC., NORTHERN FROZEN FOODS, INC., MARTIN INTERNATIONAL CORPORATION, INTERNATIONAL MARKET BRANDS, JACOBSTEIN FOOD SERVICE, INC.: Fact discovery due by 3/15/2010; Expert Reports due by 4/15/2010; Rebuttal expert reports due 5/17/2010; Expert Depositions to be completed by 6/15/2010; a post-discovery status conference shall be held 30 days after the completion of discovery; and dispositive motions shall be filed 30 days of the date of the post-discovery conference. Signed by Judge Maurice B. Cohill on 1/25/2010. (sjs) (Entered: 01/25/2010)
02/22/2010	<a href="#">36</a>	MOTION to Compel Northern Haserot to Schedule Depositions by MARTIN INTERNATIONAL CORPORATION. (Levin, Eric) (Entered: 02/22/2010)
02/22/2010	<a href="#">37</a>	BRIEF in Support re <a href="#">36</a> Motion to Compel <i>Northern Haserot to Schedule Depositions</i> filed by MARTIN INTERNATIONAL CORPORATION. (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4, # <a href="#">5</a> Exhibit 5, # <a href="#">6</a> Exhibit 6, # <a href="#">7</a> Exhibit 7, # <a href="#">8</a> Exhibit 8, # <a href="#">9</a> Exhibit 9, # <a href="#">10</a> Exhibit 10, # <a href="#">11</a> Exhibit 11, # <a href="#">12</a> Exhibit 12) (Levin, Eric) (Entered: 02/22/2010)
02/23/2010		ORDER Response re <a href="#">36</a> Motion to Compel. Response to Motion due by 3/1/2010. Ordered by Judge Maurice B. Cohill on 2/23/2010. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (sjs) (Entered: 02/23/2010)
03/02/2010		ORDER denying as moot <a href="#">36</a> Motion to Compel, the parties having resolved the discovery dispute. Ordered by Judge Maurice B. Cohill on 3/2/2010. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (sjs) (Entered: 03/02/2010)
03/08/2010	<a href="#">38</a>	Joint MOTION to Modify <i>CASE MANAGEMENT ORDER</i> by C.A. CURTZE, INC., INTERNATIONAL MARKET BRANDS, JACOBSTEIN FOOD SERVICE, INC., MARTIN INTERNATIONAL CORPORATION, NORTHERN FROZEN FOODS, INC.. (Attachments: # <a href="#">1</a> Proposed Order) (Lanzillo, Richard) (Entered: 03/08/2010)
03/10/2010	<a href="#">39</a>	ORDER granting <a href="#">38</a> Joint MOTION to Modify Case Management Order filed by C.A. CURTZE, INC., NORTHERN FROZEN FOODS, INC., MARTIN INTERNATIONAL CORPORATION, INTERNATIONAL MARKET BRANDS, JACOBSTEIN FOOD SERVICE, INC. as follows: Fact Discovery due by 5/3/2010; Expert Reports due by 6/3/2010; Rebuttal Expert Reports due by 7/2/2010; Expert Depositions to be completed by 8/2/2010; a post-discovery status conference shall be held thirty (30) days after the completion of discovery; and dispositive motions shall be filed within thirty (30) days of the

		date of the post-discovery conference. Signed by Judge Maurice B. Cohill on 3/9/2010. (sjs) (Entered: 03/10/2010)
05/03/2010	<a href="#">40</a>	Joint MOTION to Modify <i>Case Management Order</i> by C.A. CURTZE, INC., INTERNATIONAL MARKET BRANDS, JACOBSTEIN FOOD SERVICE, INC., MARTIN INTERNATIONAL CORPORATION, NORTHERN FROZEN FOODS, INC., DAVID G. OBERDICK. (Attachments: # <a href="#">1</a> Exhibit 1) (Levin, Eric) (Entered: 05/03/2010)
05/05/2010	<a href="#">41</a>	ORDER granting <a href="#">40</a> Joint Motion to Modify Case Management Order filed by C.A. CURTZE, INC., NORTHERN FROZEN FOODS, INC., MARTIN INTERNATIONAL CORPORATION, INTERNATIONAL MARKET BRANDS, DAVID G. OBERDICK, JACOBSTEIN FOOD SERVICE, INC. The Initial Case Management Order entered 8/3/2009 is amended as follows: Fact discovery due by 5/13/2010; Expert reports due by 6/14/2010; Rebuttal expert reports due by 7/14/2010; Depositions of trial expert witnesses shall be completed by 8/13/2010; Post-discovery status conference shall be held 30 days after the completion of discovery; Dispositive motions shall be filed within 30 days of the date of the post-discovery conference. Signed by Judge Maurice B. Cohill on 5/4/2010. (sjs) (Entered: 05/05/2010)
05/25/2010	<a href="#">42</a>	MOTION for Summary Judgment by MARTIN INTERNATIONAL CORPORATION. (Levin, Eric) (Entered: 05/25/2010)
05/25/2010	<a href="#">43</a>	Unopposed MOTION for Leave to File Memorandum, Statement of Material Facts and Exhibits in Support of its Motion for Summary Judgment - Under Seal by MARTIN INTERNATIONAL CORPORATION. (Levin, Eric) (Entered: 05/25/2010)
05/26/2010	<a href="#">44</a>	MEMORANDUM ORDER that Martin International Corporation's <a href="#">42</a> Motion for Summary Judgment is DENIED WITHOUT PREJUDICE to refile said motion within 30 days after a post-discovery conference is held in this case. Likewise, Martin International Corporation's <a href="#">43</a> Assented-To Motion for Leave to File Under Seal Its Memorandum, Statement of Material Facts, and Exhibits in Support of Its Motion for Summary Judgment is DENIED WITHOUT PREJUDICE. Signed by Judge Maurice B. Cohill on 5/26/2010. (sjs) (Entered: 05/26/2010)
08/19/2010	<a href="#">45</a>	CASE MANAGEMENT ORDER: Post-discovery Status Conference set for 10/4/2010 at 10:00 a.m. in Courtroom A - Erie before Judge Maurice B. Cohill. Signed by Judge Maurice B. Cohill on 8/19/2010. (sjs) (Entered: 08/19/2010)