

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

nmt

Mailed: April 7, 2010

Opposition No. 91191273

TM4 Inc.

v.

Tomcar Ltd.

Nicole M. Thier, Paralegal Specialist:

Opposer's consented motion (filed April 5, 2010) to further suspend proceedings to accommodate the parties' ongoing settlement efforts is granted.¹

Proceedings herein are suspended until June 4, 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.

Initial Disclosures Due

6/4/2010

¹ However, no further extensions or suspensions will be granted in the absence of a detailed report reciting what progress the parties have made toward resolving this matter. Such report must include: a recitation of the issues that have been resolved, a recitation of the issues that remain to be resolved and, a firm timetable for resolution. Failing which, any future motions may not be approved, even though agreed to by the parties.

Expert Disclosures Due	10/2/2010
Discovery Closes	11/1/2010
Plaintiff's Pretrial Disclosures	12/16/2010
Plaintiff's 30-day Trial Period Ends	1/30/2011
Defendant's Pretrial Disclosures	2/14/2011
Defendant's 30-day Trial Period Ends	3/31/2011
Plaintiff's Rebuttal Disclosures	4/15/2011
Plaintiff's 15-day Rebuttal Period Ends	5/15/2011

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.