

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

Mailed: January 28, 2011

Opposition No. 91193491

ATI Technologies ULC

v.

Telefonica, S.A.

Millicent Canady, Paralegal Specialist:

Applicant's consented motion filed January 3, 2011, for an additional sixty (60) day extension, to accommodate the parties continued settlement negotiations, is noted.

Applicant's motion was filed on January 3, 2011, with a certificate of mailing dated December 28, 2010. The previous extension granted on November 11, 2010, extended applicant's answer due date until December 27, 2010. Therefore, applicant's motion is one day late. The Board will construe applicant's motion as a motion to reopen its time to answer and extend.

Applicant's motion to extend is granted.¹ See Trademark Rule 2.127(a).

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.

The answer due date, conferencing, disclosure, discovery and trial dates are extended as set forth in the schedule in applicant's motion.

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.