

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

Baxley

Mailed: December 1, 2010

Opposition No. 91193982

Domino's IP Holder LLC

v.

Doctor's Associates Inc.

Andrew P. Baxley, Interlocutory Attorney:

The Board, in exercising its inherent authority to control the scheduling of cases on its docket, hereby suspends further briefing on applicant's motion to compel discovery and opposer's motion to suspend this proceeding pending final determination of Opposition No. 91192657, styled *Sheetz of Delaware, Inc. v. Doctor's Associates Inc.* ("the Sheetz opposition") pending the Board's decision on the motion for summary judgment that the plaintiff in the Sheetz opposition filed on June 14, 2010 in connection with involved application Serial No. 77324328.¹ See Trademark Rules 2.117(a) and (c); TBMP Section 510.02(a) (2d ed. rev. 2004).

As necessary and appropriate, time for remaining briefing in connection with the pending motions in this case

¹ If such motion is granted, proceedings herein shall remain suspended pending any appeals or remands related to any judgment issued therein.

will be reset at a time after the motion for summary judgment has been decided.²

² In addition to the above-captioned proceeding and Opposition No. 91192657, the following oppositions are currently pending against involved application Serial No. 77324328:

- 1) Opposition No. 91193157, styled *KFC Corporation v. Doctor's Associates Inc.*;
- 2) Opposition No. 91193162, styled *A&W Restaurants, Inc. v. Doctor's Associates Inc.*;
- 3) Opposition No. 91193163, styled *Pizza Hut, Inc. v. Doctor's Associates Inc.*;
- 4) Opposition No. 91193164, styled *Taco Bell Corp. v. Doctor's Associates Inc.*;
- 5) Opposition No. 91193165, styled *Long John Silver's Inc. v. Doctor's Associates Inc.*;
- 6) Opposition No. 91193167, styled *KBI Holdings, L.L.C. v. Doctor's Associates Inc.*; and
- 7) Opposition No. 91193183 styled *Firehouse Restaurant Group, Inc. v. Doctor's Associates Inc.*

Once the motion for summary judgment in Opposition No. 91192657 has been decided, the Board may consolidate some or all of the pending oppositions and suspend those oppositions that are not consolidated. See TBMP Sections 510.02(a) and 511.