

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

Baxley

Mailed: April 11, 2011

Opposition No. 91196746

Opposition No. 91196823

Preferred Nutrition Inc.

v.

Headlines Promotions Ltd

Andrew P. Baxley, Interlocutory Attorney:

Opposer's consented motions (filed April 7, 2011) to defer consideration of applicant's motions to dismiss under Fed. R. Civ. P. 12(b)(6) for failure to state a claim are granted. Proceedings herein are suspended until October 9, 2011, subject to either party's right to request resumption at any time. See Trademark Rule 2.117(c).

If there is no word from either party concerning the progress of their negotiations by October 9, 2011, the Board call up the above-captioned proceedings for a decision on applicant's motions to dismiss.