

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

Mailed: December 23, 2011

Opposition No. 91196954

Opposition No. 91197748

Balance Bar Company

v.

GFA Brands, Inc.

Janice D. Hyman, Paralegal Specialist:

Applicant's consented motion to suspend proceedings filed December 19, 2011 is granted.

Because the parties are negotiating for possible settlement of this case, proceedings herein are suspended until February 1, 2012, 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 on February 2, 2012, upon the schedule set out in applicant's consented motion.

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A review of the record reveals that while these proceedings commenced on October 15, 2010, the parties have sought and been granted several periods of suspension to negotiate a possible settlement of this case. Therefore, in order to avoid undue delay to the progress of this proceeding, the parties are advised that if another suspension or a request for extension is required after this period expires, the parties will be expected to report on the progress of their settlement discussions to establish good cause for any further motion to extend or suspend.

This report should include: a recitation of issues that have been resolved, issues that remain to be resolved, and a firm timetable for resolution. **Absent such a report, any future motion to extend or suspend may not be approved, even though agreed to by the parties.**

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.

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If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.