UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: November 10, 2015

Opposition No. 91209386 (**Parent Case**)
Cancellation No. 92056849
Cancellation No. 92057487

JEC II LLC and The One Group LLC

v.

Realty ONE Group, Inc.

George C. Pologeorgis,
Interlocutory Attorney:

On November 9, 2015, the parties filed a stipulation to suspend these consolidated proceedings for thirty days. In support thereof, the parties advised that they have executed a settlement agreement and require the additional time to file the appropriate papers which will resolve each of the cases consolidated.

Although by order dated June 23, 2015 the Board advised the parties that the Board will not entertain any further requests to extend or suspend for settlement, since the parties have settled this matter, have executed a settlement agreement, and only require the additional time to submit the appropriate papers which will resolve this consolidated case, the parties' stipulation to suspend for settlement filed on November 9, 2015 is **GRANTED** to the extent noted below.

These consolidated proceedings are suspended up to, and including, **December 9, 2015**, subject to the right of either party to request resumption at any time. *See* Trademark Rules 2.117(c) and 2.127(a); and TBMP § 605.02.

In light of this order, Opposers'/Petitioners' motion to compel filed on October 10, 2015 is **denied without prejudice**. Opposers/Petitioners may renew their motion to compel, if necessary and appropriate, by citing its title, date of filing, and docket entry in the Board's electronic proceeding file. Any motion renewed must be accompanied by a signed statement that the motion has been reviewed in its entirety and concerns matters still disputed between the parties.

Further, the Board finds that the 30-day suspension granted herein provides the parties more than sufficient time to file the appropriate papers that will resolve this consolidated case. **Accordingly, the Board will not entertain any further requests to extend or suspend for settlement**.[1]

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 forth below.

Proceedings Resume: **December 10, 2015**

Discovery is closed upon resumption. Remaining trial dates are reset as follows:

[1] To the extent the parties' settlement agreement includes amending the identifications of goods/services of the subject applications/registrations at issue in this consolidated case, the parties should file the motions to amend the applications/registrations in the corresponding proceeding which concerns the particular application/registration.

Plaintiff's 30-day Trial Period Ends[2]	**1/16/2016**
Defendant's Pretrial Disclosures Due	**1/31/2016**
Defendant's 30-day Trial Period Ends	**3/16/2016**
Plaintiff's Rebuttal Disclosures Due	**3/31/2016**
Plaintiff's 15-day Rebuttal Period Ends	**4/30/2016**

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 Rules 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.[3]

[2] The Board notes that Opposers/Petitioners filed their motion to compel subsequent to the deadline for serving their pretrial disclosures. The Board assumes therefore that Opposers/Petitioners have already served their pretrial disclosures on Applicant/Respondent. If Opposers/Petitioners have not yet served their pretrial disclosures, they must do so no later than **five (5) calendar days** from the date of resumption of these consolidated proceedings from suspension, i.e., **no later than December 15, 2015**.

[3] If the parties are (or during the pendency of this proceeding become) parties to another proceeding involving the subject application/registration, the parties must notify the Board so the Board can consider whether consolidation or suspension of proceedings is appropriate.