

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: April 18, 2016

Opposition No. 91221878

*Franciscan Vineyards, Inc.*

*v.*

*Home Box Office, Inc.*

**Nicole Thier, Paralegal Specialist:**

Applicant's consented motion (filed April 15, 2016) to suspend this proceeding for 120 days is granted.

However, no further extension or suspension request will be granted by the Board in the absence of a detailed progress report on the status of the parties' settlement negotiations. Such a report **must** include when the parties discussed settlement, what issues were resolved, what issues remain to be resolved, and a firm timetable for resolution. Failing which, any future motion may not be approved.

Proceedings are herein suspended as requested, subject to the right of either party to request resumption at any time. *See* Trademark Rule 2.117(c), and 2.127(a); and TBMP § 605.02).

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 in Applicant's consented 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 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.<sup>1</sup>

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<sup>1</sup> 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.