

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

RK/em/am

Mailed: December 28, 2015

Opposition No. **91222947**

Nestlé Skin Care Company AG

v.

Natralus Australia Pty Ltd

Yong Oh (Richard) Kim, Interlocutory Attorney:

Opposer/Counterclaim Respondent's (hereinafter "Opposer") motion (filed November 5, 2015) to dismiss the counterclaim and Applicant/Counterclaim Petitioner's (hereinafter "Applicant") consented motion (filed December 3, 2015) to suspend proceedings pending the parties' settlement negotiations is noted. Applicant's motion to suspend is hereby **GRANTED** and the parties are allowed until **MARCH 2, 2016**, to negotiate a potential settlement of this matter, failing which proceedings herein will remain suspended pending disposition of Opposer's motion to dismiss the counterclaim.¹

¹ It is noted that Applicant's response to Opposer's motion to dismiss was due on November 25, 2015. Although Applicant's counsel represents in a December 21, 2015, voicemail to the above-signed Interlocutory Attorney that it is the intent of the parties to also extend Applicant's time to respond to the pending motion to dismiss, any such understanding should be made explicit in a stipulated filing to the Board which will be subject to the Board's approval.

Should the Board take up Opposer's motion to dismiss, any paper filed during its pendency which is not relevant thereto will be given no consideration. *See* Trademark Rule 2.127(d).

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