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: October 30, 2017

Opposition No. 91228028

Ridge Tool Company

v.

Timothy P. White

Victoria von Vistauxx, Paralegal Specialist:

Opposer's consented motion, filed October 24, 2017, to suspend this proceeding for 90 days is granted.[1]

Because the parties are negotiating for a possible settlement of this case, proceedings are suspended, subject to the right of either party to request resumption at any time.[2] *See* Trademark Rules 2.117(c), and 2.127(a); and TBMP § 605.02.

[1] The Board notes that with the instant motion to suspend, Opposer has updated the Board with the status of parties' settlement negotiations. The parties are reminded that they should continue to update the Board with progress of their negotiation if further motions to extend or suspend are filed.

[2] The parties should note that if proceedings are suspended for a lengthy period of time pursuant to the filing of several motions to suspend for settlement, the Board retains discretion to condition the approval of any future consented or stipulated motion to suspend on a party or the parties providing necessary information about the status of settlement talks, discovery activities, or trial activities, as may be appropriate. *See* Trademark Rule 2.117(c).

If, during the suspension period, either of the parties or their attorneys have a change of address or email address, the Board should be so informed.[3] *See* Trademark Rule 2.18(b)(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, in accordance with Opposer's motion as follows:

Time to Answer	1/23/2018
Deadline for Discovery Conference	2/22/2018
Discovery Opens	2/22/2018
Initial Disclosures Due	3/24/2018
Expert Disclosures Due	7/22/2018
Discovery Closes	8/21/2018
Plaintiff's Pretrial Disclosures Due	10/5/2018
Plaintiff's 30-day Trial Period Ends	11/19/2018
Defendant's Pretrial Disclosures Due	12/4/2018
Defendant's 30-day Trial Period Ends	1/18/2019
Plaintiff's Rebuttal Disclosures Due	2/2/2019
Plaintiff's 15-day Rebuttal Period Ends	3/4/2019
Plaintiff's Opening Brief Due	5/3/2019
Defendant's Brief Due	6/2/2019
Plaintiff's Reply Brief Due	6/17/2019
Request for Oral Hearing (optional) Due	6/27/2019

Generally, the Federal Rules of Evidence apply to Board trials. Trial testimony is taken and introduced out of the presence of the Board during the assigned testimony

[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.

periods. The parties may stipulate to a wide variety of matters, and many requirements relevant to the trial phase of Board proceedings are set forth in Trademark Rules 2.121 through 2.125. These include pretrial disclosures, the manner and timing of taking testimony, matters in evidence, and the procedures for submitting and serving testimony and other evidence, including affidavits, declarations, deposition transcripts and stipulated evidence. Trial briefs shall be submitted in accordance with Trademark Rules 2.128(a) and (b). Oral argument at final hearing will be scheduled only upon the timely submission of a separate notice as allowed by Trademark Rule 2.129(a).