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
General Email: TTABInfo@uspto.gov

August 22, 2018

Opposition No. 91228028

Ridge Tool Company

v.

Timothy P. White

Victoria von Vistauxx, Paralegal Specialist:

Opposer's consented motion, filed August 20, 2018, to suspend this proceeding for 90 days is granted.

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.[1] *See* Trademark Rules 2.117(c) and 2.127(a); and TBMP § 605.02.

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.[2] *See* Trademark Rule 2.18(b)(1).

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[1] A review of the record shows that as of June 15, 2018 status report, the only issue remained to be resolved is for the parties to finalize their settlement proposal. Accordingly, the parties are expected to update the Board with the **CURRENT** status of their settlement efforts. In the absence of current status report, future request for extension or suspension may be denied consideration even if stipulated between the parties.

[2] 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.

An answer must be filed through ESTTA, the Board's Electronic System for Trademark Trials and Appeals. *See* Trademark Rule 2.106(b)(1)/2.114(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:

Proceedings Resume: 10/19/2018

Time to Answer	11/19/2018
Deadline for Discovery Conference	12/19/2018
Discovery Opens	12/19/2018
Initial Disclosures Due	1/18/2019
Expert Disclosures Due	5/18/2019
Discovery Closes	6/17/2019
Plaintiff's Pretrial Disclosures Due	8/1/2019
Plaintiff's 30-day Trial Period Ends	9/15/2019
Defendant's Pretrial Disclosures Due	9/30/2019
Defendant's 30-day Trial Period Ends	11/14/2019
Plaintiff's Rebuttal Disclosures Due	11/29/2019
Plaintiff's 15-day Rebuttal Period Ends	12/29/2019
Plaintiff's Opening Brief Due	2/27/2020
Defendant's Brief Due	3/28/2020
Plaintiff's Reply Brief Due	4/12/2020
Request for Oral Hearing (optional) Due	4/22/2020

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 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).