

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

Baxley

Mailed: June 30, 2017

Opposition No. 91232414

Food Distributors, Inc.

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232427

International Dairy Foods Association

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232442

U.S. Dairy Export Council

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232444

Schrieber Foods, Inc.

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232446

Atalanta Corporation

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232448

Intercibus Inc.

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232466

Finlandia Cheese, Inc.

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Opposition No. 91232470

Red Apple Cheese, LLC

v.

*Interprofession du Gruyère, Syndicat
Interprofessionnel du Gruyère*

Andrew P. Baxley, Interlocutory Attorney:

Pursuant to the Board's February 6, 2017 order, Opposers with the exception of Food Distributors, Inc., on March 2017, filed a submission wherein they designated Covington & Burling LLP as their lead counsel herein and directed that correspondence be sent to Ms. Lavalley. That designation is treated as a designation

of Ms. Lavalleye as lead counsel. *Cf.* TBMP § 114.04 (2017) (“A power that specifies both the names of one or more individuals and the name of a firm will be regarded as a power to the individual(s).”). The notice of appearance and substitution of counsel filed on June 28, 2017 by the new attorney for Opposers with the exception of Food Distributors, Inc. is noted and entered.

Inasmuch as Food Distributors, Inc. has not consented to the aforementioned lead counsel designations, **Opposition No. 91232414** is hereby **divided** from the remaining above-captioned consolidated proceedings and is **suspended** pending final determination, including any appeals or remands, of the remaining above-captioned consolidated proceedings. *See* Trademark Rule 2.117(a); TBMP § 510.02(b) (“A proceeding is considered to have been finally determined when an order or ruling that ends litigation has been rendered, and no appeal has been filed, or all appeals filed have been decided and the time for any further review has expired.”).

Within twenty days of the final determination of the remaining above-captioned consolidated proceedings, Applicant shall notify the Board so that appropriate action can be taken in Opposition No. 91232414. While Opposition No. 91232414 is suspended, the parties shall keep their correspondence addresses current.

In view of the foregoing, Opposition No. 91232427 is hereby designated as the parent case in the remaining above-captioned consolidated proceedings. *See* TBMP § 511. Dates in those proceedings remain as last reset in the February 6, 2017 order.