

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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EJW/ky

May 2, 2022

Opposition No. 91264972

Constellation Brands U.S. Operations Inc.

v.

The Vineyard House LLC

ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:

Proceedings are **SUSPENDED** pending disposition of the Opposer's motion, filed April 21, 2022, to compel discovery, except as discussed below.¹ The parties should not file any paper that is not germane to the motion to compel. *See* Trademark Rule 2.120(f)(2).

The parties may not serve any additional discovery until the period of suspension is lifted or expires by or under order of the Board. The filing of the motion to compel disclosure or discovery shall not toll the time for a party to comply with any initial disclosure requirement, or to respond to any outstanding discovery requests or to appear for any noticed discovery deposition. If the motion to compel was filed after

¹ The Board notes Applicant's motion to suspend, filed April 1, 2021, 17 TTABVUE, which is contested by Opposer. The Board will consider both motions at the same time. The Board also notes Applicant's Conditional Request for an *in camera* hearing. 20 TTABVUE 2.

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the close of discovery, the parties need not make pretrial disclosures until directed to do so by the Board. *See* Trademark Rule 2.120(f)(2); TBMP § 523.01.

All motions will be decided in due course.