

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

Mailed: July 26, 2005

Cancellation No. 92042583

CAICIQUE, INC.

v.

LACTEOS DEL NORTE, S.A. DE
C.V.

Cindy B. Greenbaum, Attorney:

The May 16, 2005 Board order allowed petitioner until June 15, 2005 to take the Rule 56(f) deposition of Mr. Garza, and to file with the Board a copy of the notice of Ms. Vidal-Garcia's deposition upon written question. Inasmuch as petitioner has not filed with the Board a copy of the notice of Ms. Vidal-Garcia's deposition upon written question, the Board presumes that petitioner has decided not to take said deposition.

In view of the foregoing, petitioner has until THIRTY DAYS from the mailing date of this order to respond to respondent's summary judgment motion. Respondent's reply, if any, will be due in accordance with Trademark Rule 2.127(e)(1).

Proceedings remain otherwise suspended.