

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

tdc

Mailed: March 8, 2006

Cancellation No.92044531

THE FRESH MARKET, INC.

v.

FOOD CIRCUS SUPER MARKET,  
INC.

**Thomas W. Wellington,  
Interlocutory Attorney:**

The parties' stipulated motion filed February 8, 2006 to suspend proceedings is hereby granted.

Because the parties are negotiating for a possible settlement of this case, proceedings herein are suspended until six months from the mailing date of this action, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

In the event that there is no word from either party concerning the progress of their negotiations within the next six months, the Board will issue an order resuming proceedings and resetting the time for petitioner to respond to registrant's motion to amend answer to add counterclaim and reset trial dates, including the time for discovery.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.