

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

Mailed: June 13, 2011

Opposition No. 92052713

Premium Denim, LLC

v.

Sand K., Inc.

**Cheryl Butler, Attorney, Trademark Trial and Appeal Board:**

Proceedings herein are suspended pending disposition of applicant's motion to compel (filed May 25, 2011), except as discussed below. The parties should not file any paper which is not germane to the motion to compel.<sup>1</sup> See Trademark Rule 2.120(e)(2).

This suspension order does **not** toll the time for either party to make any required disclosure, to respond to discovery requests which had been duly served prior to the filing and service of the motion to compel, or to appear for a discovery deposition which had been duly noticed prior to the filing and service of the motion to compel. See *Id.* The motion to compel will be decided in due course.

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<sup>1</sup> The Board notes that applicant, on April 21, 2011, proposed a resumption schedule with respect to the counterclaim. Opposer filed a response thereto. In view of the suspension occasioned herein by the pendency of the motion to compel, the proposed schedule is rendered inoperative. Upon resumption, an appropriate schedule will be reset.

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