

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

Am/wbc

Mailed: July 2, 2018

Cancellation No. 92058950

PDR Cigars USA Inc.

v.

Variety House Dist. LLC

Wendy Boldt Cohen, Interlocutory Attorney:

Proceedings are suspended pending disposition of Petitioner's motion, filed June 13, 2018, to compel trial testimony depositions or alternatively, to extend trial dates to allow for trial testimony depositions, except as discussed below. 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 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.

The motion will be decided in due course.