

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Mailed: June 11, 2003

Opposition No. 118,919

STERLING SOFTWARE, INC.

v.

ATWOOD DANIEL COOL

The suspension period having expired with no word from either party concerning the status of their negotiations, it is concluded that efforts to reach an amicable settlement in this case have been unsuccessful.

Accordingly, proceedings herein are resumed and applicant is allowed until thirty days from the mailing date of this order to file an answer to the notice of opposition.

Discovery is open and the close of discovery and trial dates are set as follows:

THE PERIOD FOR DISCOVERY TO CLOSE: November 27, 2003

Testimony period for party in  
position of plaintiff to close: February 25, 2004  
(opening thirty days prior thereto)

Testimony period for party in  
position of defendant to close: April 25, 2004  
(opening thirty days prior thereto)

Rebuttal testimony period to close June 9, 2004  
(opening fifteen days prior thereto)

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

**Karl Kochersperger, Paralegal**