

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

Mailed: July 15, 2002

Opposition No. 91150863

**ROCHE DIAGNOSTICS GMBH &
ROCHE DIAGNOSTIC**

v.

MEDLINE INDUSTRIES, INC.

David Mermelstein, Attorney:

This case now comes up for consideration of opposer's motion to withdraw and substitute counsel, filed on May 1, 2002, and applicant's consent motion for extension of time in which to answer, filed June 12, 2002.

Opposer's motion is GRANTED. Gerald W. Roberts is withdrawn as opposer's counsel of record, and the appearances of M. Sue Michael and Amy L. Rankin are noted.

Applicant's motion to extend is likewise GRANTED. Applicant is allowed until August 1, 2002, in which to file an answer to the notice of opposition. All other dates remain as previously set.¹

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¹ The Board notes that pursuant to its order of February 22, 2002, discovery will close on September 10, 2002. A motion to reset the time to answer does not automatically extend discovery and trial dates. The parties are advised that the Board will not extend the time to answer beyond the close of discovery.