

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

Johnson

Mailed: May 9, 2003

Opposition No. 91151872

THE JIM HENSON COMPANY, INC.

v.

SOPENA, PEDRO TELLERIA

LaToya C. Johnson, Paralegal:

Opposer's motion (filed January 16, 2003) to compel is hereby granted as conceded. See Trademark Rule 2.127(a).

In view thereof, applicant is hereby ordered to serve no later than **THIRTY DAYS** from the mailing date of this order to submit its responses, without objection, to opposer's first set of interrogatories and first request for production of documents. See *Bison Corp. v. Perfecta Chemie B.V.*, 4 USPQ2d 1718, (TTAB 1987).

In the event applicant fails to respond to opposer's discovery requests as ordered herein, opposer's remedy lies in a motion for judgment pursuant to Trademark Rule 2.120(g)(f), 37 CFR Section 2.120(g).

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Accordingly, proceedings herein are resumed and trial dates, including the close of discovery, are reset as follows:

DISCOVERY PERIOD TO CLOSE: **8/7/03**

30-day testimony period for party in position of plaintiff to close: **11/5/03**

30-day testimony period for party in position of defendant to close: **1/4/04**

15-day rebuttal testimony period to close: **2/18/04**

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.