

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Mailed: January 29, 2003

Opposition No. 91152988

GRATEFUL DEAD PRODUCTIONS

v.

ACOUSTIC DISC

Cheryl Goodman, Interlocutory Attorney:

Answer was due in this case on November 5, 2002. On January 15, 2003, the Board issued a notice of default for failure of applicant to file an answer.

On January 21, 2003, applicant responded to the show cause order, indicating that it had filed, on October 22, 2002, a request for extension of time to file its answer and a request that the Board provide it with a copy of the Notice of Opposition since the institution order did not include a copy of the Notice. Applicant states that the Board never provided a copy of the Notice of Opposition (as requested) so that applicant could file its answer.

Inasmuch as applicant has shown good cause for failing to file an answer, notice of default is set aside.

In view of the fact that applicant never received a copy of the Notice of Opposition with the institution order, a copy of the Notice of Opposition is included herein.

Applicant is allowed until THIRTY DAYS from the mailing date of this order to file an answer or other response to the notice of opposition.

Discovery and trial dates are reset as follows:

DISCOVERY PERIOD TO CLOSE: **July 28, 2003**

30-day testimony period for party in position of plaintiff to close: **October 26, 2003**

30-day testimony period for party in position of defendant to close: **December 25, 2003**

15-day rebuttal testimony period for party in position of plaintiff to close: **February 8, 2004**

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.