

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Baxley

Mailed: January 31, 2005

Opposition No. **91158447**

Gapardis Health & Beauty, Inc.

v.

Gapardis, Inc.

Andrew P. Baxley, Interlocutory Attorney:

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 trial dates, including the close of discovery, are reset as follows:

DISCOVERY PERIOD TO CLOSE: **02/25/05**

Plaintiff's 30-day testimony period to close: **05/26/05**

Defendant's 30-day testimony period to close: **07/25/05**

15-day rebuttal testimony period to close: **09/08/05**

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.

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Paralegal,
Trademark Trial and
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