

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

Mailed: March 12, 2005

Opposition No. **91161274**

EVIDIAN, S.A.

v.

Avidian, LLC

Rochelle Ricks, Paralegal Specialist

On February 24, 2005, opposer filed a request for resumption and to reset trial dates of this proceeding, since it has been concluded that efforts to reach an amicable settlement in this case have been unsuccessful. It is granted as modified below.

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. The parties are allowed the same THIRTY DAYS in which to serve responses to any outstanding discovery requests. Trial dates are set as follows:

THE PERIOD FOR DISCOVERY TO CLOSE: September 12, 2005)

30-day testimony period for party
in position of plaintiff to close: December 11, 2005

30-day testimony period for party
in position of defendant to close: February 9, 2006

15-day rebuttal testimony period to close: March 26, 2006

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.