

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

Mailed: July 7, 2005

Opposition No. 91161603

Allergan, Inc.

v.

BioCentric Laboratories,
Inc.

Cindy B. Greenbaum, Attorney:

The Board acknowledges opposer's reply brief regarding the motion to compel.¹ Upon further consideration of the matter, the Board revises the June 28, 2005 Board order to extend the discovery period.

Trial dates, including the close of discovery, are

DISCOVERY PERIOD TO CLOSE: August 31, 2005

Thirty-day testimony period for party in position of plaintiff to close: November 29, 2005

Thirty-day testimony period for party in position of defendant to close: January 28, 2006

Fifteen-day rebuttal testimony period to close: March 14, 2006
reset as follows:

¹ The Board notes that even if the Board had considered opposer's reply before issuing the June 28, 2005 order, the same result would obtain.

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.