

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

Mailed: January 13, 2005

Opposition No. 91163166

CELLO HOLDINGS, L.L.C.

v.

KYNARD, WYLIE J.

**Amy Matelski, Paralegal Specialist**

The Board inadvertently forwarded the notice instituting this proceeding and a copy of the notice of opposition that was intended for applicant to an incorrect address. The error is regretted.

Accordingly, the above notice, with enclosure, is remailed to applicant at the correct address:

Wylie J. Kynard  
1434 NW 81<sup>st</sup> Terrace  
Plantation, FL 33322-4663

In view of the circumstances herein, the time for filing an answer to the notice of opposition is extended to **forty days** from the mailing date of this order. Any discovery requests or notices served that remain unanswered as of the mailing date of this order must be reserved in

accordance with the rules, unless otherwise agreed to by the parties.

In accordance with the Trademark Rules of Practice, discovery is open, and the close of discovery and testimony dates are set as indicated below. 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.

Discovery period to close: **August 1, 2005**

Thirty-day testimony period for party in position of plaintiff to close: **October 30, 2005**

Thirty-day testimony period for party in position of defendant to close: **December 29, 2005**

Fifteen-day rebuttal testimony period to close: **February 12, 2006**

Briefs shall be filed in accordance with Trademark Rule 1.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.