

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

DUNN  
Mailed: March 9, 2006

Opposition No. 91163810

Reebok International Ltd.

v.

Mark J. Mormar

**Elizabeth A. Dunn, Attorney:**

This case now comes up on opposer's motion, filed June 2, 2005<sup>1</sup>, to compel applicant to answer opposer's first set of interrogatories and document requests. Applicant has failed to file a brief in response to opposer's motion. See Trademark Rule 2.127(a).<sup>2</sup>

In view of the circumstances set forth in opposer's motion to compel, and because applicant has not responded to the motion, opposer's motion to compel discovery is granted. See Trademark Rule 2.120(e).

Applicant is allowed until 20 days from the mailing date of this order in which to respond to opposer's first

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<sup>1</sup> The delay in acting upon this matter is regretted.

<sup>2</sup> Trademark Rule 2.127(a) reads, in relevant part, as follows: "When a party fails to file a brief in response to a motion, the Board may treat the motion as conceded."

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set of interrogatories and document requests, without objection, failing which a motion for sanctions will be entertained by the Board. See Trademark Rule 2.120(g)(1).

Discovery and trial dates are reset as follows:

DISCOVERY PERIOD TO CLOSE:	<b>May 15, 2006</b>
Thirty-day testimony period for party in position of plaintiff to close:	<b>August 13, 2006</b>
Thirty-day testimony period for party in position of defendant to close:	<b>October 12, 2006</b>
Fifteen-day rebuttal testimony period to close:	<b>November 26, 2006</b>

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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