

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

dmd

Mailed: July 28, 2006

Opposition No. 91165876

Opposition No. 91165899

Opposition No. 91165901

House of Blues Brands Corp.

v.

Celebrities Publishing
Corporation

Frances S. Wolfson, Interlocutory Attorney:

Proceedings herein were suspended pending receipt of opposer's amended notice of opposition and applicant's amended answer thereto. Having now received both amended pleadings, proceedings herein are resumed.

The stipulated protective agreement, filed on April 14, 2006, is noted.¹ The parties are referred, as appropriate, to TBMP §§ 416.03 (signature of protective order), 416.04 (filing confidential materials with Board), 416.05 (handling of confidential materials by Board) (2d ed. rev. 2004).

¹ The Board regrets the delay in addressing the parties' filings.

The parties are advised that only confidential or trade secret information should be filed pursuant to a stipulated protective agreement. Such an agreement may not be used as a means of circumventing paragraphs (d) and (e) of 37 CFR § 2.27, which provide, in essence, that the file of a published application or issued registration, and all proceedings relating thereto, should otherwise be available for public inspection.

Trial dates, including the close of discovery, are reset as follows.

DISCOVERY PERIOD TO CLOSE:	November 30, 2006
30-day testimony period for party in the position of plaintiff to close:	February 28, 2007
30-day testimony period for party in the position of the defendant to close:	April 29, 2007
15-day rebuttal period for party in the position of the plaintiff to close:	June 13, 2007

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 Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.