

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

Mailed: February 8, 2008

Opposition No. 91169279

United Air Lines, Inc. and UAL
Loyalty Services LLC f/d/a UAL
Loyalty Services, Inc.

v.

San Diego County Credit Union

Cheryl Goodman, Interlocutory Attorney:

On February 7, 2007, the parties' filed a consented motion to extend discovery and trial periods via the Board's electronic filing system ESTTA using the consent motion form. However, the consent motion forms provided by ESTTA are not available for cases involving counterclaims as the automated forms are unable to calculate the counterclaim dates. The parties are advised that in the future, they should not use the consent motion form for extension requests but should file a regular motion via ESTTA for any further extension requests.

Discovery and trial dates, including the counterclaim, are corrected as follows:

THE PERIOD FOR DISCOVERY TO CLOSE:

May 29, 2008

30-day testimony period for
plaintiff in the opposition to close:

August 27, 2008

30-day testimony period for defendant in the opposition
and as plaintiff in the counterclaim to close: October 26, 2008

30-day testimony period for defendant
in the counterclaim and its rebuttal testimony
as plaintiff in the opposition to close: December 25, 2008

15-day rebuttal testimony period for plaintiff
in the counterclaim to close: February 8, 2009

Briefs shall be due as follows:
[See Trademark rule 2.128(a)(2)].

Brief for plaintiff in the opposition shall be due: April 9, 2009

Brief for defendant in the opposition and as
plaintiff in the counterclaim shall be due: May 9, 2009

Brief for defendant in the counterclaim and its reply
brief (if any) as plaintiff in the opposition
shall be due: June 8, 2009

Reply brief (if any) for plaintiff in the
counterclaim shall be due: June 23, 2009

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The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By this notice, various rules governing Trademark Trial and Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:

<http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf>

http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule

and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The standard protective order can be viewed using the following web address:

<http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stndagmnt.htm>