

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

MT

Mailed: October 9, 2007

Opposition No. 91178864

ILSI Health and Environmental  
Sciences Institute

v.

ELSEVIER INC.

**Monique Tyson, Paralegal Specialist:**

The Board's September 26, 2007 order is hereby supplemented as follows:

On September 19, 2007, applicant filed an answer to the opposition and a counterclaim to cancel opposer's pleaded registration(s). Applicant filed the proper fee.

Opposer and counterclaim defendant, ILSI Health and Environmental Sciences Institute, is allowed until **THIRTY DAYS** from the mailing date of this order to file an answer to the counterclaim. See Trademark Rules 2.106(b)(2)(iii) and 2.121(b)(2).

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.

THE PERIOD FOR DISCOVERY TO CLOSE:	February 26, 2008
30-day testimony period for party in position of plaintiff in the opposition to close:	May 26, 2008
30-day testimony period for party in position of defendant in the opposition and plaintiff in the counterclaim to close:	July 25, 2008
30-day rebuttal testimony period for plaintiff in the opposition and defendant in the counterclaim to close:	September 23, 2008
15-day rebuttal testimony period for plaintiff in the counterclaim to close:	November 7, 2008
<b>Briefs shall be due as follows: [See Trademark Rule 2.128(a)(2)].</b>	
Brief for plaintiff in the opposition shall be due:	January 6, 2009
Brief for defendant in the opposition and plaintiff in the counterclaim shall be due:	February 5, 2009
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff in the opposition shall be due:	March 7, 2009
Reply brief, if any, for plaintiff in the counterclaim shall be due:	March 22, 2009

If the parties stipulate to any extension of these dates, the filing should set forth the dates in the format shown in this order. See Trademark Rule 2.121(d).

An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.