

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

Lykos

Mailed: March 26, 2010

Opposition No. 91187465

Davis Industries, Inc.

v.

Liberty Petroleum LLC

**Angela Lykos, Interlocutory Attorney**

Applicant's motion to compel (filed February 17, 2010) is hereby granted as conceded. See Trademark Rules 2.120(e) and 2.127(a). Opposer is hereby ordered to serve full and complete responses, without objections, to applicant's first set of interrogatories and first set of document production requests **THIRTY (30) days** from the mailing date of this order. In the event opposer fails to comply with the Board's order, applicant may move for sanctions, including the entry of judgment, pursuant to Trademark Rule 2.120(g)(1).

The Board reminds applicant of the good faith effort requirements set forth in Trademark Rule 2.120 and *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986). That is, the parties must cooperate with each other so that the case may proceed in an orderly manner within reasonable

time constraints. The parties are also reminded that the Board's standardized protective order governing the disclosure of confidential information is automatically in place for this case pursuant to Trademark Rule 2.116(g) and available for viewing at:

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

Proceedings are resumed, and remaining dates, including the close of discovery, are reset as follows:

Discovery Closes	5/26/10
Plaintiff's Pretrial Disclosures	7/10/10
Plaintiff's 30-day Trial Period Ends	8/24/10
Defendant's Pretrial Disclosures	9/8/10
Defendant's 30-day Trial Period Ends	10/23/10
Plaintiff's Rebuttal Disclosures	11/7/10
Plaintiff's 15-day Rebuttal Period Ends	12/7/10

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.

