

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

dmd

Mailed: July 10, 2009

Opposition No. 91189555

Cell Genesys, Inc.

v.

CellCeuticals Skin Care, Inc.

**Denise M. DelGizzi, Supervisory Paralegal Specialist**

It has come to the Board's attention that opposer's consented motion, filed July 10, 2009, and granted electronically by the Board's online filing system, inadvertently omitted the resetting of the initial disclosures deadline. In order to correct the inadvertence, opposer filed a further request to extend time to include all remaining dates, including initial disclosures.

Accordingly, the Board's prior July 10, 2009 order is hereby vacated and substituted herewith.

Opposer's consented motion filed July 10, 2009 to extend initial disclosures, discovery and trial dates is granted. Trademark Rule 2.127(a).

Such dates are reset upon the schedule set out below.

**Opposition No.** Error! Reference source not found.

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|---|-----------|
| Initial Disclosures Due                 | 9/10/2009 |
| Expert Disclosures Due                  | 1/8/2010  |
| Discovery Closes                        | 2/7/2010  |
| Plaintiff's Pretrial Disclosures        | 3/24/2010 |
| Plaintiff's 30-day Trial Period Ends    | 5/8/2010  |
| Defendant's Pretrial Disclosures        | 5/23/2010 |
| Defendant's 30-day Trial Period Ends    | 7/7/2010  |
| Plaintiff's Rebuttal Disclosures        | 7/22/2010 |
| Plaintiff's 15-day Rebuttal Period Ends | 8/21/2010 |

**NEWS FROM THE TTAB:**

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](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>