

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

nmt/gcp

Mailed: October 20, 2009

Opposition No. 91191371

ClearChoice Holdings, LLC

v.

Dale D. Goldschlag, D.D.S.,
P.C.

George C. Pologeorgis, Interlocutory Attorney:

Applicant's answer was due by September 15, 2009. On September 30, 2009, the Board sent notice of default because no answer, or further extension of time to answer, had been filed. Applicant responded to the notice of default on October 15, 2009.

In its response, applicant notes that the parties are working towards an amicable settlement of the proceeding and applicant has received and is reviewing a proposed a settlement proposal. Applicant requests, indicating opposer's consent thereto, that the notice of default be vacated and trial dates be reset to allow applicant time to file its answer.

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For good cause shown, notice of default is discharged. See Fed. R. Civ. P. 55(c); and TBMP §312.02 (2d ed. rev. 2004).

Applicant's consented request extend trial dates is granted *as modified* below.

Time to Answer	10/27/2009
Deadline for Discovery Conference	11/26/2009
Discovery Opens	11/26/2009
Initial Disclosures Due	12/26/2009
Expert Disclosures Due	4/25/2010
Discovery Closes	5/25/2010
Plaintiff's Pretrial Disclosures	7/9/2010
Plaintiff's 30-day Trial Period Ends	8/23/2010
Defendant's Pretrial Disclosures	9/7/2010
Defendant's 30-day Trial Period Ends	10/22/2010
Plaintiff's Rebuttal Disclosures	11/6/2010
Plaintiff's 15-day Rebuttal Period Ends	12/6/2010

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

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.