

ESTTA Tracking number: **ESTTA355690**

Filing date: **06/30/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91194024
Party	Plaintiff Golding Farms Foods, Inc.
Correspondence Address	PETER J. JURAN BLANCO TACKABERY & MATAMOROS, P.A. PO DRAWER 25008 WINSTON-SALEM, NC 27114 UNITED STATES pjj@blancolaw.com, mmo@blancolaw.com
Submission	Other Motions/Papers
Filer's Name	Peter J. Juran
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Signature	/Peter J. Juran/
Date	06/30/2010
Attachments	Golding Joint Rule 26f Report.pdf (5 pages)(83212 bytes)

- c. Reports from retained experts under Rule 26(a)(2) will be due:
 - 1) From Opposer by November 22, 2010 on its case in chief.
 - 2) From Applicant by November 22, 2010 on its case in chief.
- d. Supplemental discovery responses shall be made as required in Rule 26(e) of the Federal Rules of Civil Procedure.

3. **Other Items:**

- a. The parties do not request a conference with the Board before entry of the Scheduling Order.
- b. All potentially dispositive motions should be filed by February 15, 2011.
- c. Settlement discussions are ongoing at this time. Settlement may be enhanced by use of a Mediated Settlement Conference. Mediation should be conducted late in the discovery period, the exact date to be set by the mediator after consultation with the parties. The parties agree that if mediation is agreed upon by the parties, the mediator shall be selected by the parties on or before December 31, 2010.
- d. Final lists of witnesses and exhibits under Rule 26(a)(3) are due:
 - 1) From Opposer by thirty (30) days prior to trial.
 - 2) From Applicant by thirty (30) days prior to trial.

4. **Schedule Updates.** The parties will update this schedule at reasonable intervals.

5. Initial Disclosures shall be exchanged by the parties on June 25, 2010.

Respectfully submitted, this the 30th day of June, 2010.

ATTORNEY FOR OPPOSER:

/s/ Peter J. Juran

PETER J. JURAN

N.C. State Bar No. 13566

OF COUNSEL:

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/s/ Harold G. Furlow

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOLDING FARMS FOODS, INC.,)
)
Opposer,)
)
v.)
)
JAQUEZ, RAYMOND d/b/a MULTI)
VITAMIN ENERGY CORP.,)
)
Applicant.)

Opposition Number 91194024

ORDER OF APPROVAL

The Board has reviewed the Joint Certification and Report of Initial Attorneys' Conference submitted by the parties. The Order is approved without modification.

This the ____ day of _____, 2010.

TRADEMARK TRIAL AND APPEAL BOARD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOLDING FARMS FOODS, INC.,)
)
Opposer,)
)
v.)
)
JAQUEZ, RAYMOND d/b/a MULTI)
VITAMIN ENERGY CORP.,)
)
Applicant.)

CERTIFICATE OF SERVICE

I hereby certify that on the 30th of June 2010 I electronically filed the foregoing JOINT RULE 216(f) REPORT with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record, and further that I sent an electronic copy of such filing to: N/A.

Respectfully submitted, this the 30th day of June, 2010.

/s/ Peter J. Juran
PETER J. JURAN
N.C. State Bar No. 13566
Attorney for Opposer

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