

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

Mailed: February 27, 2014

Opposition No. 91199481

Los Angeles Dodgers LLC

v.

Loyola Academy

**George C. Pologeorgis,  
Interlocutory Attorney:**

On February 26, 2014, applicant filed a consented motion to extend trial dates by sixty days, beginning with the deadline for opposer's pretrial disclosures. In support of its motion, applicant maintains that opposer served written discovery upon applicant on December 12, 2013. Applicant further maintains that because of closures to applicant's facilities due to the holiday season and severe inclement weather it requires additional time to respond to opposer's written discovery requests.

As both parties are fully aware, Trademark Rule 2.120(a)(3) provides that "[r]esponses to interrogatories, requests for production of and things, and requests for admission must be served within thirty days from the date of service of such discovery requests." As noted above, applicant was served with opposer's written discovery on December 12, 2014 which would have made applicant's responses due January 16, 2014 (this deadline includes the five

additional days afforded parties under Trademark Rule 2.119(c), assuming that opposer's written discovery was served by first-class mail). Applicant, however, inexplicably waited approximately a month and half after the due date to seek its requested extension.

Notwithstanding the foregoing, applicant's consented motion to extend is **GRANTED** solely to the extent that (1) applicant is allowed until **thirty (30) days from** the mailing date of this order to respond to opposer's outstanding written discovery,<sup>1</sup> and (2) trial dates are reset as follows:

Plaintiff's Pretrial Disclosures Due	<b>4/18/2014</b>
Plaintiff's 30-day Trial Period Ends	<b>6/2/2014</b>
Defendant's Pretrial Disclosures Due	<b>6/17/2014</b>
Defendant's 30-day Trial Period Ends	<b>8/1/2014</b>
Plaintiff's Rebuttal Disclosures Due	<b>8/16/2014</b>
Plaintiff's 15-day Rebuttal Period Ends	<b>9/15/2014</b>

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

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<sup>1</sup> This allotment of time does not constitute an order to compel responses but merely serves as a scheduling order.

As a final matter, **the Board will not entertain any further requests to extend time on the ground that a party requires additional time to respond to any outstanding discovery, whether consented to or not.**