

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

RA

Mailed: November 9, 2011

Opposition No. 91200842

Hero Nutritional
Products, LLC

v.

Marvel Characters, Inc.

**M. Catherine Faint,
Interlocutory Attorney:**

On October 26, 2011, the opposer filed a motion¹ to resume this proceeding which is hereby noted.

The Board notes that it is concluded that efforts to reach an amicable settlement in this case have been unsuccessful.

Accordingly, proceedings herein are **RESUMED** and all trial dates are reset as indicated below:

Proceedings resume 11/17/11

Time to Answer	12/27/2011
Deadline for Discovery Conference	1/26/2012
Discovery Opens	1/26/2012

¹ The Board further notes that the opposer's motion was served on an address for applicant's counsel, who has not yet entered an appearance with the Board. It is applicant's responsibility to keep this Office apprised of any changes of address, or appearances of counsel so that our records can be updated accordingly. The Board will continue to mail all actions to the address for applicant currently on file in this opposition proceeding.

Initial Disclosures Due	2/25/2012
Expert Disclosures Due	6/24/2012
Discovery Closes	7/24/2012
Plaintiff's Pretrial Disclosures	9/7/2012
Plaintiff's 30-day Trial Period Ends	10/22/2012
Defendant's Pretrial Disclosures	11/6/2012
Defendant's 30-day Trial Period Ends	12/21/2012
Plaintiff's Rebuttal Disclosures	1/5/2013
Plaintiff's 15-day Rebuttal Period Ends	2/4/2013

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.
