

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

Mailed: October 30, 2013

Opposition No. 91209637

Zakk Wylde

v.

James A. Baltutis and Mark
Ferguson dba Concepts in
Concert

Nicole Thier, Paralegal Specialist:

Opposer/counterclaim defendant's motion to dismiss applicant/counterclaim petitioner's counterclaim (filed August 12, 2013) is hereby granted as conceded. See Trademark Rule 2.127(a) and Fed. R. Civ. P. 12(b).

Accordingly, the counterclaim against Registration No. 3518532 is dismissed with prejudice.

Proceedings herein are resumed and trial dates are reset as indicated below.

Initial Disclosures Due	11/28/2013
Expert Disclosures Due	3/28/2014
Discovery Closes	4/27/2014
Plaintiff's Pretrial Disclosures	6/11/2014
Plaintiff's 30-day Trial Period Ends	7/26/2014
Defendant's Pretrial Disclosures	8/10/2014
Defendant's 30-day Trial Period Ends	9/24/2014
Plaintiff's Rebuttal Disclosures	10/9/2014

Opposition No. 91209637

Plaintiff's 15-day Rebuttal Period
Ends

11/8/2014

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 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.