

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: November 26, 2014

Opposition No. 91210379

Atlas Brewing Company, LLC

v.

Atlas Brew Works LLC

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

This case now comes up on the following motions:

1. Opposer's motion to quash the testimony deposition of Mr. Pat McEvoy, filed November 3, 2014; and
2. The parties' joint motion, filed November 11, 2014, to enter certain evidence into the record, withdrawal of the notice of deposition as to Mr. McEvoy, and to reset dates.

By their joint motion, the parties stipulate to withdrawal of opposer's motion to quash, and to enter into the record the photographs and factual descriptions thereof attached as Exhibit A to the motion, as Applicant's Exhibits 35-48 (ATLAS 0000626 – ATLAS 0000639).

The Board construes the motion to include the parties' stipulation that the documents are authentic and will be admitted at trial without further proof of authenticity. The stipulation is **approved and entered.**

The withdrawal of opposer's motion to quash is **granted**. The motion will be given no further consideration.

The parties' motion to reset trial dates with applicant's remaining 29 days of testimony is **granted**.

Proceedings are resumed and dates are reset as set out below.:

Defendant's Trial Period Re-opens	December 9, 2014
Defendant's Remaining 29-day Trial Period Ends	December 23, 2014
Plaintiff's Rebuttal Disclosures Due:	January 7, 2015
Plaintiff's 15-day Rebuttal Period Ends	February 6, 2015
Brief for party in position of plaintiff shall be due:	April 7, 2015
Brief (if any) for party in position of defendant shall be due:	May 7, 2015
Reply brief (if any) for party in position of plaintiff shall be due:	May 22, 2015

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.
