

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

em

Mailed: August 23, 2013

Opposition No. 91210643

Tristar Products, Inc.

v.

Blue Gentian, LLC

Eric McWilliams, Supervisory Paralegal:

Opposer's consented motion to reopen its time to respond to applicant's July 23, 2013 motion to dismiss, and opposer's amended notice of opposition both dated August 13, 2013, are noted.

Opposer's consented motion to reopen its response time is granted. Trademark Rule 2.127(a).

Inasmuch as the amended notice was filed 21 days after service of applicant's Fed. R. Civ. P.12(b)(6) motion, the amended notice of opposition is accepted, and is now the operative pleading.

Because the new opposition is operative, the July 23, 2013 motion to dismiss is moot and will receive no further consideration.

Cancellation No. 92057408

Applicant's due date to the amended notice of opposition and conferencing, disclosure, discovery, and trial dates are reset below:

Time to Answer	9/22/2013
Deadline for Discovery Conference	10/22/2013
Discovery Opens	10/22/2013
Initial Disclosures Due	11/21/2013
Expert Disclosures Due	3/21/2014
Discovery Closes	4/20/2014
Plaintiff's Pretrial Disclosures	6/4/2014
Plaintiff's 30-day Trial Period Ends	7/19/2014
Defendant's Pretrial Disclosures	8/3/2014
Defendant's 30-day Trial Period Ends	9/17/2014
Plaintiff's Rebuttal Disclosures	10/2/2014
Plaintiff's 15-day Rebuttal Period Ends	11/1/2014

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 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.