

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

Issued: April 21, 2014¹

Opposition/Cancellation No. 91212477

Balance Bar Company

v.

GFA Brands, Inc.

Cheryl S. Goodman, Interlocutory Attorney:

On April 15, 2014, opposer filed a consented motion to extend discovery but requested that all other dates remain as set.

On April 16, 2014, the Board granted the motion, but stated that remaining disclosure and trial dates are also reset.

The parties have sought clarification from the Board.

It is clear that the parties only intended to extend discovery but not to extend the other deadlines. Therefore, to the extent that the Board's order of April 16, 2014, stated that dates other than the discovery deadline had been extended, that was in error. That portion of the April 16, 2014 order is hereby vacated.

So that the parties are clear on the present schedule, the Board sets forth the following discovery, disclosure and trial schedule:

¹ This order will not be mailed.

Discovery Closes	6/19/2014
Plaintiff's Pretrial Disclosures	7/6/2014
Plaintiff's 30-day Trial Period Ends	8/20/2014
Defendant's Pretrial Disclosures	9/4/2014
Defendant's 30-day Trial Period Ends	10/19/2014
Plaintiff's Rebuttal Disclosures	11/3/2014
Plaintiff's 15-day Rebuttal Period Ends	12/3/2014

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.