

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

CME

Mailed: August 8, 2015

Opposition No. 91213413

Mappin & Webb Limited

v.

M Webb, LLC

Christen M. English, Interlocutory Attorney:

On June 4, 2015, the Board issued an order approving the parties' Accelerated Case Resolution stipulations, filed April 27, 2015 (the "ACR Stipulations"). Pursuant to Opposer's request, on August 6, 2015, the Board convened a telephone conference to discuss the parties' treatment of evidentiary objections because the ACR Stipulations do not address this issue. Anna Naydonov participated on behalf of Opposer, Molly Richard and David Diamond participated on behalf of Applicant, and the interlocutory attorney assigned to the proceeding participated on behalf of the Board.

During the teleconference, the parties stipulated that "Applicant's Motion to Strike Evidence in Support of Opposer's Main ACR Brief," filed August 3, 2015, will be treated as an appendix to Applicant's main ACR brief setting forth evidentiary objections. The parties further agreed to amend the ACR Stipulations as follows:

- Opposer's ACR rebuttal brief page limit is increased from 18 pages to 28 pages;
- Opposer will address Applicant's evidentiary objections in its ACR rebuttal brief;
- Simultaneously with its ACR rebuttal brief, Opposer may file an appendix setting forth any objections to the ACR evidence that Applicant submits in support of its main ACR brief; and
- Applicant is allowed until 10 days from the filing date of Opposer's ACR rebuttal brief and appendix to file a paper no more than 10 pages in length that responds to any objections that Opposer may raise to Applicant's ACR evidence.¹

The ACR Stipulations otherwise remain unchanged.

¹ If Applicant includes in any such filing arguments that are responsive to Opposer's ACR rebuttal brief (as opposed to Opposer's evidentiary objections) such arguments will be given no consideration on the ground that they are in the nature of a surreply. *See* TBMP § 801.02(d).