

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

EJW

Mailed: August 7, 2014

Opposition No. 91214086

Starbuzz Tobacco Inc.

v.

Philip Melnick

ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:

The Board notes that applicant has timely filed an answer in accordance with the Board's order mailed on June 30, 2014. In view thereof, applicant's default for failing to previously file a timely answer is discharged.

Accordingly, proceedings herein are resumed and trial dates are reset as shown in the following schedule:

| | |
|--|------------------|
| Deadline for Discovery Conference¹ | 9/6/2014 |
| Discovery Opens | 9/6/2014 |
| Initial Disclosures Due | 10/6/2014 |
| Expert Disclosures Due | 2/3/2015 |
| Discovery Closes | 3/5/2015 |
| Plaintiff's Pretrial Disclosures Due | 4/19/2015 |

¹ The parties are reminded that this conference is mandatory and that either party may request the Board's participation in the conference. See TBMP § 401.01 (2014), which may be accessed at the following URL:
http://www.uspto.gov/trademarks/process/appeal/Chapter_400_2014.PDF.

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| Plaintiff's 30-day Trial Period Ends | 6/3/2015 |
| Defendant's Pretrial Disclosures Due | 6/18/2015 |
| Defendant's 30-day Trial Period Ends | 8/2/2015 |
| Plaintiff's Rebuttal Disclosures Due | 8/17/2015 |
| Plaintiff's 15-day Rebuttal Period Ends | 9/16/2015 |

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. *See* Trademark Rule 2.125, 37 C.F.R. § 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b), 37 C.F.R. §§ 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129, 37 C.F.R. § 2.129.

