TTAB

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: June 28, 2014 #85849875

Opposition No. 91216681

Tyson Refrigerated Processed Meats, Inc.

v.

Aseptia, Inc.

Nicole Thier, Paralegal Specialist:

The order instituting this proceeding and a copy of the notice of opposition were forwarded to applicant but were returned by the Postal Service as undeliverable.

The Board has obtained a more current address for applicant after conducting an online search and believes that service could be effected when documents are remailed to the following: [1]

Aseptia Inc.
One Wright Way
Troy, NC 27371

Accordingly, the order is remailed as indicated above.[2]

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[1] Applicant is reminded of its responsibility to ensure that the Board has its current correspondence address. If a party fails to notify the Board of a change of address, with the result that the Board is unable to serve correspondence on the party, default judgment may be entered against the party. *See* TBMP § 117.07.
[2] A copy of the notice of opposition can be viewed using TTABVUE at http://ttabvue.uspto.gov.

07-15-2014
U.S. Patent and Trademark Office #72

Applicant is allowed until **forty days** from the mailing date of this order in which to inform this Office of its correct address in order that all records may be amended. Compliance with Trademark Rule 2.193(3) and Trademark 2.119(a) is required.

In view of the circumstances, the time for filing an answer to the notice of opposition is extended to **forty days** from the mailing date of this order. Notice is hereby given that unless the applicant listed herein, its assigns or legal representatives, shall enter an appearance, answer or other response to the notice within the time provided in this order, the opposition may proceed as in the case of default.

In accordance with the Trademark Rules of Practice, conference, disclosure, discovery and trial dates are reset as indicated below.

Time to Answer	7/26/2014
Deadline for Discovery Conference	8/25/2014
Discovery Opens	8/25/2014
Initial Disclosures Due	9/24/2014
Expert Disclosures Due	1/22/2015
Discovery Closes	2/21/2015
Plaintiff's Pretrial Disclosures	4/7/2015
Plaintiff's 30-day Trial Period Ends	5/22/2015
Defendant's Pretrial Disclosures	6/6/2015
Defendant's 30-day Trial Period Ends	7/21/2015
Plaintiff's Rebuttal Disclosures	8/5/2015
Plaintiff's 15-day Rebuttal Period Ends	9/4/2015

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.

If the parties to this proceeding are also parties to other Board proceedings involving related marks or, during the pendency of this proceeding, they become parties to such proceedings, they should notify the Board immediately, so that the Board can consider consolidation of proceedings.

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