

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: March 31, 2016

Opposition No. 91218461

*Athleta, Inc.*

*v.*

*David Sales*

**Monique Tyson, Paralegal Specialist:**

On February 25, 2016 the Board allowed Applicant thirty days to appoint new counsel or to inform the Board that it wishes to represent itself in this proceeding. The Board acknowledges Applicant's response to represent itself in this proceeding dated March 25, 2016 fails to indicate proof of service on Opposer as required by Trademark Rule 2.119.

In view thereof, the Board's records have been updated to reflect that Applicant will be representing itself in this proceeding. In order to expedite this matter, a copy of the response is forwarded herewith to Opposer.<sup>1</sup>

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<sup>1</sup> Strict compliance with Trademark Rule 2.119 is required in all future filings. When a party filed a document that is required to be served upon every other party to the proceeding, proof that required service has been made must be submitted before the Board will consider the filing.

Accordingly, proceedings are resumed and the disclosures, discovery and trial dates are reset below.

Expert Disclosures Due	<b>5/1/2016</b>
Discovery Closes	<b>5/31/2016</b>
Plaintiff's Pretrial Disclosures	<b>7/15/2016</b>
Plaintiff's 30-day Trial Period Ends	<b>8/29/2016</b>
Defendant's Pretrial Disclosures	<b>9/13/2016</b>
Defendant's 30-day Trial Period Ends	<b>10/28/2016</b>
Plaintiff's Rebuttal Disclosures	<b>11/12/2016</b>
Plaintiff's 15-day Rebuttal Period Ends	<b>12/12/2016</b>

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 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.