

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 2, 2015

Opposition No. 91219959

Universal Protein Supplements Corporation  
dba Universal Nutrition

v.

Fitness Publications, Inc.

Monique Tyson, Paralegal Specialist

On May 27, 2015, applicant filed an answer to the opposition and a counterclaim to cancel opposer's pleaded registration(s). Applicant submitted the required fee.

Opposer and counterclaim defendant, Universal Protein Supplements Corporation dba Universal Nutrition, is allowed until thirty days from the mailing date of this order to file an answer to the counterclaim. *See* Trademark Rule 2.106(b)(2)(iii).

In accordance with the Trademark Rules of Practice, conferencing, disclosure, discovery and testimony periods are reset as indicated below. *See* Trademark Rule 2.121(b)(2). 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.

Answer to Counterclaim Due	July 1, 2015
Deadline for Discovery Conference	July 31, 2015
Discovery Opens	July 31, 2015
Initial Disclosures Due	August 30, 2015
Expert Disclosures Due	December 28, 2015
Discovery Closes	January 27, 2016
Plaintiff's Pretrial Disclosures	March 12, 2016
30-day testimony period for plaintiff's testimony to close	April 26, 2016
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	May 11, 2016
30-day testimony period for defendant and plaintiff in the counterclaim to close	June 25, 2016
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	July 10, 2016
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	August 24, 2016
Counterclaim Plaintiff's Rebuttal Disclosures Due	September 8, 2016
15-day rebuttal period for plaintiff in the counterclaim to close	October 8, 2016
Brief for plaintiff due	December 7, 2016
Brief for defendant and plaintiff in the counterclaim due	January 6, 2017
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	February 5, 2017
Reply brief, if any, for plaintiff in the counterclaim due	February 20, 2017

If the parties file a motion to suspend or extend these dates, the motion should set forth the proposed dates in the format shown in this order. *See* Trademark Rule 2.121(d).

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.