

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: April 30, 2015

Opposition No. 91219959

Universal Protein Supplements Corporation
dba Universal Nutrition

v.

Fitness Publications, Inc.

Monique Tyson, Paralegal Specialist:

On March 24, 2015, opposer filed a motion for leave to amend its notice of opposition, accompanied by a copy of its amended notice of opposition. Opposer seeks to amend the notice of opposition to include additional registrations on the ground of opposition.

Fed. R. Civ. P. 15(a) provides, in relevant part, that, once a responsive pleading is filed, a party may amend its pleading only by leave of the court or by written consent of the adverse party.

Accordingly, opposer's amended notice of opposition is granted as conceded, and the amended notice of opposition is made of record.

Applicant is allowed **THIRTY DAYS** from the mailing date of this order to file its answer to the amended notice of opposition.

Amended Answer, answer to counterclaim, disclosure, discovery and trial dates are reset as indicated below:

Amended answer due	May 28, 2015
Answer to Counterclaim Due	June 27, 2015
Deadline for Discovery Conference	July 27, 2015
Discovery Opens	July 27, 2015
Initial Disclosures Due	August 26, 2015
Expert Disclosures Due	December 24, 2015
Discovery Closes	January 23, 2016
Plaintiff's Pretrial Disclosures	March 8, 2016
30-day testimony period for plaintiff's testimony to close	April 22, 2016
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	May 7, 2016
30-day testimony period for defendant and plaintiff in the counterclaim to close	June 21, 2016
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	July 6, 2016
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	August 20, 2016
Counterclaim Plaintiff's Rebuttal Disclosures Due	September 4, 2016
15-day rebuttal period for plaintiff in the counterclaim to close	October 4, 2016
Brief for plaintiff due	December 3, 2016
Brief for defendant and plaintiff in the counterclaim due	January 2, 2017
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	February 1, 2017
Reply brief, if any, for plaintiff in the counterclaim due	February 16, 2017

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.

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