

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

em/kk

Mailed: May 13, 2016

Opposition No. 91220325

*Micro Matic USA, Inc. and Micro Matic
USA, LLC*

v.

Taizhou TALOS Sanitary Co., Ltd.

Michael Webster, Interlocutory Attorney:

On May 22, 2015, Opposer filed a motion to compel Applicant to serve its initial disclosures. Applicant did not file a brief in response thereto within the time provided under Trademark Rule 2.127(a).

Opposer seeks an order directing Applicant to provide its initial disclosures.

The motion to compel discovery is hereby granted as conceded. *See* Trademark Rule 2.127(a); TBMP § 502.04.

Accordingly, Applicant is directed to serve, within 20 days of the mailing date of this order, its initial disclosures to Opposer. In the event that Applicant fails to serve its initial disclosures as ordered herein, Opposer's remedy may lie in a motion for sanctions, as appropriate. *See* Trademark Rule 2.120(g)(1); TBMP § 411.05.

Proceedings are resumed. Discovery, disclosure and trial dates are reset as indicated below:¹

Initial Disclosures Due	6/2/2016
Expert Disclosures Due	9/30/2016
Discovery Closes	10/30/2016
Plaintiff's Pretrial Disclosures	12/14/2016
Plaintiff's 30-day Trial Period Ends	1/28/2017
Defendant's Pretrial Disclosures	2/12/2017
Defendant's 30-day Trial Period Ends	3/29/2017
Plaintiff's Rebuttal Disclosures	4/13/2017
Plaintiff's 15-day Rebuttal Period Ends	5/13/2017

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. 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 2.129.²

¹ It is noted that Opposer has indicated in its motion that Applicant has not participated in the required discovery conference. Applicant is notified that all parties to a proceeding have a duty to cooperate and conduct the discovery conference and a failure to participate may result in a motion for sanctions under Trademark Rule 2.120(g).

² The Board's copy of its June 4, 2015 suspension order was returned as undeliverable from Applicant. A copy of the suspension order can be found at the following link in the Board's TTABVUE system <http://ttabvue.uspto.gov/ttabvue/v?pno=91220325&pty=OPP&eno=8>.