

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: August 20, 2015

Opposition No. 91222461

Victoria Kheel

v.

Lions Gate Entertainment Inc.

Monique Tyson, Paralegal Specialist:

In lieu of an answer, applicant filed (on July 16, 2015) a motion to dismiss under Fed. R. Civ. P. 12(b)(6).

In response, opposer filed (on August 6, 2015) an amended notice of opposition.

Inasmuch as Fed. R. Civ. P. 15(a)(1)(B) allows applicant to amend its complaint within twenty-one days after service of a motion under Fed. R. Civ. P. 12(b), the amended notice of opposition is accepted as a matter of course. In view thereof, applicant's motion to dismiss is moot.

Accordingly, proceedings are resumed and dates are reset on the following schedule.

Time to Answer	9/19/2015
Deadline for Discovery Conference	10/19/2015
Discovery Opens	10/19/2015
Initial Disclosures Due	11/18/2015
Expert Disclosures Due	3/17/2016
Discovery Closes	4/16/2016
Plaintiff's Pretrial Disclosures	5/31/2016

Plaintiff's 30-day Trial Period Ends	7/15/2016
Defendant's Pretrial Disclosures	7/30/2016
Defendant's 30-day Trial Period Ends	9/13/2016
Plaintiff's Rebuttal Disclosures	9/28/2016
Plaintiff's 15-day Rebuttal Period Ends	10/28/2016

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 Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.¹

¹ Applicant's change of correspondence filed August 5, 2015 is noted.