

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

VW

Mailed: September 7, 2016

Opposition No. 91223088

Lytix, Inc.

v.

Liberty Mutual Insurance Company

Andrew P. Baxley, Interlocutory Attorney:

Applicant's motion (filed June 21, 2016) to compel discovery is hereby granted as conceded and as well-taken. *See* Trademark Rules 2.120(e)(1) and 2.127(a); *Hot Tamale Mama...and More, LLC v. SF Invs., Inc.*, 110 USPQ2d 1080, 1082 (TTAB 2014); TBMP § 523 (2016). Opposer is allowed until thirty days from the mailing date set forth in this order to (1) serve responses to Applicant's first set of interrogatories and first set of document requests, and (2) produce and serve copies of documents responsive to Applicant's first set of document requests.¹

Proceedings herein are resumed. Dates are reset as follows:

| | |
|---|-------------------|
| Plaintiff's Pretrial Disclosures Due | 10/22/2016 |
| Plaintiff's 30-day Trial Period Ends | 12/6/2016 |
| Defendant's Pretrial Disclosures Due | 12/21/2016 |
| Defendant's 30-day Trial Period Ends | 2/4/2017 |
| Plaintiff's Rebuttal Disclosures Due | 2/19/2017 |
| Plaintiff's 15-day Rebuttal Period Ends | 3/21/2017 |

¹ If Applicant fails to comply with this order, Opposer's remedy lies in a motion for sanctions under Trademark Rule 2.120(g)(1).

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.