

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: February 25, 2016

Opposition No. 91223290

*Nerium International, LLC*

*v.*

*Nerium Biotechnology, Inc.*

**Veronica P. White, Paralegal Specialist:**

On January 21, 2016, Applicant filed an answer to the opposition and a counterclaim to cancel Opposer's pleaded registrations, namely, Registration Nos. 4425567 and 4469321. On February 19, 2016, the parties' filed a stipulated motion to extend all deadlines.

Turning first to the counterclaim to cancel Opposer's pleaded Registration Nos. 4425567 and 4469321. As the counterclaim was submitted with the required fees, it is hereby accepted.

Next, turning to the parties' stipulated motion to extend the time to respond to the counterclaim and extend all remaining deadlines. As the motion was stipulated by the parties, it is hereby granted as modified. Accordingly, answer to the counterclaim is due **March 22, 2016** and all subsequent trial dates are reset as set forth below:

Deadline for Discovery Conference	April 21, 2016
Discovery Opens	April 21, 2016
Initial Disclosures Due	May 21, 2016
Expert Disclosures Due	September 18, 2016
Discovery Closes	October 18, 2016
Plaintiff's Pretrial Disclosures	December 2, 2016
30-day testimony period for plaintiff's testimony to close	January 16, 2017
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	January 31, 2017
30-day testimony period for defendant and plaintiff in the counterclaim to close	March 17, 2017
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	April 1, 2017
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	May 16, 2017
Counterclaim Plaintiff's Rebuttal Disclosures Due	May 31, 2017
15-day rebuttal period for plaintiff in the counterclaim to close	June 30, 2017
Brief for plaintiff due	August 29, 2017
Brief for defendant and plaintiff in the counterclaim due	September 28, 2017
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	October 28, 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).**

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 Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.