

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 3, 2016

Opposition No. 91226311

Vitality Institute Medical Products, Inc.

v.

Kose Corporation

Lalita Greene, Paralegal Specialist:

Opposer's consented motion filed July 21, 2016, to extend disclosure, discovery and trial dates is noted.

It has come to the attention of the Board that the trial schedule set forth in Opposer's electronically generated July 21, 2016 motion, did not take into consideration the initial disclosure deadline. Opposer's attention is directed to the statement on the ESTTA website, which informs the parties that they should not use the consent motions forms to extend or suspend until after the deadline for initial disclosures. See ESTTA Important User Guideline II. Instead the parties should file its motions to extend utilizing the general filings tab.

In view thereof, the Board's order of July 21, 2016 is hereby vacated. Trial dates are reset as follows:

Initial Disclosures Due	10/2/2016
Expert Disclosures Due	1/30/2017
Discovery Closes	3/1/2017
Plaintiff's Pretrial Disclosures	4/15/2017
Plaintiff's 30-day Trial Period Ends	5/30/2017

Defendant's Pretrial Disclosures	6/14/2017
Defendant's 30-day Trial Period Ends	7/29/2017
Plaintiff's Rebuttal Disclosures	8/13/2017
Plaintiff's 15-day Rebuttal Period Ends	9/12/2017

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 Rule 2.128(a) and (b).

An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.