

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

am

Mailed: May 14, 2007

Cancellation No. 92045935

TITAN INTERNATIONAL, INC.

v.

NISSAN JIDOSHA KABUSHIKI
KAISHA

Cheryl Butler, Attorney, Trademark Trial and Appeal Board:

On December 11, 2006, respondent filed a motion for leave to file an amended answer and counterclaim accompanied by its amended answer and counterclaim to cancel petitioner's pleaded Registration No. 2933241.¹ Respondent filed the proper fee. Respondent's motion to amend its answer is granted as uncontested. See Trademark Rule 2.127(a).

Petitioner and counterclaim defendant, Titan International, Inc., is allowed until **THIRTY DAYS** from the mailing date of this order to file an answer to the counterclaim. See Trademark Rules 2.114(b)(2)(iii) and 2.121(b)(2).

¹ Respondent's motion and amended answer and counterclaim were scanned, duplicatively, on December 11, 13 and 14, 2006.

Cancellation No. 92045935

Discovery was open when respondent filed its motion. The Board regrets the delay in considering the motion. Discovery and testimony dates are reset on a counterclaim schedule as indicated below. 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.

THE PERIOD FOR DISCOVERY TO CLOSE:	July 10, 2007
30-day testimony period for party in position of plaintiff in the cancellation to close:	October 8, 2007
30-day testimony period for party in position of defendant in the cancellation and plaintiff in the counterclaim to close:	December 7, 2007
30-day rebuttal testimony period for plaintiff in the cancellation and defendant in the counterclaim to close:	February 5, 2008
15-day rebuttal testimony period for plaintiff in the counterclaim to close:	March 21, 2008

**Briefs shall be due as follows:
[See Trademark Rule 2.128(a)(2)].**

Brief for plaintiff in the cancellation shall be due:	May 20, 2008
Brief for defendant in the cancellation and plaintiff in the counterclaim shall be due:	June 19, 2008
Brief for defendant in the counterclaim and reply brief,	

Cancellation No. 92045935

if any, for plaintiff in the
cancellation shall be due:

July 19, 2008

Reply brief, if any, for
plaintiff in the counterclaim
shall be due:

August 3, 2008

If the parties stipulate to any extension of these dates,
the filing should set forth the dates in the format shown in
this order. See Trademark Rule 2.121(d).

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

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