

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

Mailed: April 15, 2011

Cancellation No. 92051279

Red Hen Bread LLC

v.

Norm Oeding

**Robert H. Coggins,
Interlocutory Attorney:**

Petitioner's motion (filed February 1, 2011) to amend the petition for cancellation is granted as conceded. See Fed. R. Civ. P. 15(a); and Trademark Rules 2.115 and 2.127(a). Respondent is allowed until **May 13, 2011**, in which to file an answer to the amended petition.

Proceedings are resumed, and dates are reset on the following schedule.

Answer Due	5/13/2011
Discovery Closes	Closed¹
Plaintiff's Pretrial Disclosures	6/13/2011
Plaintiff's 30-day Trial Period Ends	7/28/2011
Defendant's Pretrial Disclosures	8/12/2011

¹ Inasmuch as petitioner did not seek to reopen the discovery period, petitioner's motion is predicated on "facts ... uncovered during discovery and ... after the close of the discovery period," and the Board presumes that all knowledge relating to the new allegations are within respondent's own control such that respondent need not take discovery on the new allegations, discovery remains closed.

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Defendant's 30-day Trial Period Ends	9/26/2011
Plaintiff's Rebuttal Disclosures	10/11/2011
Plaintiff's 15-day Rebuttal Period Ends	11/10/2011

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.