

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

EJW

Mailed: August 16, 2010

Cancellation No. 92052528

TransFresh Corporation

v.

Wireless Data Solutions LLC

ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:

Registrant's motion filed July 19, 2010 to extend time to file its answer to the petition to cancel for sixty days¹ and to extend conferencing, disclosure, discovery and trial dates commensurate therewith is granted as conceded.

Trademark Rule 2.127(a).

Answer is due September 17, 2010. The conferencing, disclosure, discovery and trial dates are reset as shown in the following schedule.

¹ While the Board attempts, where possible, to notify the parties of its decision on a conceded or consented motion to extend prior to expiration of the enlargement sought, the Board is under no obligation to do so, and in many cases cannot. See *Chesebrough-Pond's Inc. v. Faberge, Inc.*, 618 F.2d 776, 205 USPQ 888 (CCPA 1980). Therefore, it is preferable, that a motion to extend request that the new period or periods be set to run from the date of the Board's decision on the motion.

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Time to Answer	9/17/2010
Deadline for Discovery Conference	10/17/2010
Discovery Opens	10/17/2010
Initial Disclosures Due	11/16/2010
Expert Disclosures Due	3/16/2011
Discovery Closes	4/15/2011
Plaintiff's Pretrial Disclosures	5/30/2011
Plaintiff's 30-day Trial Period Ends	7/14/2011
Defendant's Pretrial Disclosures	7/29/2011
Defendant's 30-day Trial Period Ends	9/12/2011
Plaintiff's Rebuttal Disclosures	9/27/2011
Plaintiff's 15-day Rebuttal Period Ends	10/27/2011

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 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.

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