

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

Mailed: August 18, 2010

Cancellation No. 92052684

Natural Supplements and
Remedies, Inc.,
d/b/a Vitanergy

v.

NutriScience Corporation

Rochelle Adams, Paralegal Specialist:

On August 16, 2010, respondent filed an answer to the petition to cancel and a counterclaim to cancel petitioner's pleaded registration(s). Respondent filed the proper fee.

Petitioner and counterclaim defendant, Natural Supplements and Remedies, Inc., d/b/a Vitanergy, is allowed until **FORTY 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).

In accordance with the Trademark Rules of Practice, conferencing, disclosure, discovery and testimony period dates are reset 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.

Answer to Counterclaim Due	September 27, 2010
Deadline for Discovery Conference	October 27, 2010
Discovery Opens	October 27, 2010
Initial Disclosures Due	November 26, 2010
Expert Disclosures Due	March 26, 2011
Discovery Closes	April 25, 2011
Plaintiff's Pretrial Disclosures	June 9, 2011
30-day testimony period for plaintiff's testimony to close	July 24, 2011
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	August 8, 2011
30-day testimony period for defendant and plaintiff in the counterclaim to close	September 22, 2011
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	October 7, 2011
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	November 21, 2011
Counterclaim Plaintiff's Rebuttal Disclosures Due	December 6, 2011
15-day rebuttal period for plaintiff in the counterclaim to close	January 5, 2012
Brief for plaintiff due	March 5, 2012
Brief for defendant and plaintiff in the counterclaim due	April 4, 2012
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	May 4, 2012
Reply brief, if any, for plaintiff in the counterclaim due	May 19, 2012

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).

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