

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Johnson

Mailed: September 26, 2002

Opposition No. 91124752

ZEEKS, INC.

v.

HYPERION SOLUTIONS
CORPORATION

LaToya C. Johnson, Paralegal:

On June 24, 2002, the Board denied applicant's proposed amendment to the identification of goods in its application Serial No. 76/042,824. In view of the denial of the amendment, opposer was allowed time to withdraw its voluntary withdrawal of the opposition. On July 24, 2002, opposer filed a motion to withdraw its voluntary withdrawal of the opposition.

In view thereof, opposer's voluntary withdrawal (filed May 7, 2002) of the opposition will be given no further consideration, proceedings herein are resumed and; applicant is allowed until **THIRTY DAYS** from the mailing date of this order to file an answer to the notice of opposition.

Discovery is open and the close of discovery and trial dates are set as follows:

Opposition No. 124,752

DISCOVERY PERIOD TO CLOSE:	04/14/03
30-day testimony period for party in position of plaintiff to close:	07/13/03
30-day testimony period for party in position of defendant to close:	09/11/03
15-day rebuttal testimony period to close: (opening fifteen days prior thereto)	10/26/03

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.