

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

Lms

Mailed: March 7, 2005

Opposition No. 91156249

OMS Investments, Inc.

v.

CENTRAL GARDEN & PET COMPANY

The parties' stipulated motion filed January 17, 2005 to take rebuttal testimony of Mr. John Brex outside the previously scheduled testimony period is hereby granted. *See* Trademark Rule 2.127(d).

Because the Board did not address this matter promptly, the remaining trial dates are hereby reset.

DISCOVERY PERIOD TO CLOSE:	CLOSED
30-day testimony period for party in position of plaintiff to close:	CLOSED
30-day testimony period for party in position of defendant to close:	CLOSED
15-day rebuttal testimony period to close:	4/7/05

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.